

Amendment No. 909

Assembly Amendment to Senate Bill No. 389 First Reprint

(BDR 22-815)

Proposed by: Committee on Government Affairs**Amendment Box:****Resolves Conflicts with:** N/A**Amends:** Summary: Yes Title: No Preamble: No Joint Sponsorship: No Digest: No

ASSEMBLY ACTION	Initial and Date	SENATE ACTION	Initial and Date
Adopted <input type="checkbox"/> Lost <input type="checkbox"/>	_____	Adopted <input type="checkbox"/> Lost <input type="checkbox"/>	_____
Concurred In <input type="checkbox"/> Not <input type="checkbox"/>	_____	Concurred In <input type="checkbox"/> Not <input type="checkbox"/>	_____
Receded <input type="checkbox"/> Not <input type="checkbox"/>	_____	Receded <input type="checkbox"/> Not <input type="checkbox"/>	_____

Amend section 1, page 1, line 3, by deleting “32,” and inserting “33,”.

Amend sec. 14, page 2, line 33, by deleting “26” and inserting “27”.

Amend sec. 15, pages 2 and 3, by deleting lines 36 through 45 on page 2 and lines 1 through 7 on page 3, and inserting:

“1. In the case of counties:

(a) A drainage and flood control project, as defined in NRS 244A.027;

(b) An overpass project, as defined in NRS 244A.037;

(c) A sewerage project, as defined in NRS 244A.0505;

(d) A street project, as defined in NRS 244A.053;

(e) An underpass project, as defined in NRS 244A.055; or

(f) A water project, as defined in NRS 244A.056.

HC/EGO

Date: 5/23/2005

S.B. No. 389—Creates chapter relating to tax increment areas.

2. In the case of cities:

(a) A drainage project or flood control project, as defined in NRS 268.682;

(b) An overpass project, as defined in NRS 268.700;

(c) A sewerage project, as defined in NRS 268.714;

(d) A street project, as defined in NRS 268.722;

(e) An underpass project, as defined in NRS 268.726; or

(f) A water project, as defined in NRS 268.728.”.

Amend the bill as a whole by deleting sec. 16 and adding:

“Sec. 16. (Deleted by amendment.)”.

Amend sec. 17, pages 3 and 4, by deleting lines 39 through 45 on page 3 and lines 1 through 12 on page 4, and inserting:

“Sec. 17. 1. Except as otherwise provided in subsections 2, 3 and 4, the governing body of a municipality, on the behalf and in the name of the municipality, may designate a tax increment area comprising any specially benefited zone within the municipality designated for the purpose of creating a special account for the payment of bonds or other securities issued to defray the cost of an undertaking, including, without limitation, the condemnation of property for an undertaking, as supplemented by the Local Government Securities Law, except as otherwise provided in this chapter.”.

Amend sec. 17, page 4, line 13, by deleting “3.” and inserting “2.”.

Amend sec. 17, page 4, line 18, by deleting “4.” and inserting “3.”.

Amend sec. 17, page 4, line 22, by deleting “5.” and inserting “4.”.

Amend sec. 25, page 10, line 20, by deleting “26” and inserting “27”.

Amend the bill as a whole by renumbering sections 26 through 35 as sections 27 through 36 and adding a new section designated sec. 26, following sec. 25, to read as follows:

“Sec. 26. The provisions of NRS 338.010 to 338.090, inclusive, apply to any construction work to be performed under any contract or other agreement related to an undertaking ordered by a governing body pursuant to this chapter.”.

Amend sec. 26, page 12, between lines 8 and 9 by inserting:

“(c) Pursuant to NRS 387.3285 or 387.3287, if that rate was approved by a majority of the registered voters within the area of the taxing agency voting upon the question, must be allocated to, and when collected must be paid into, the appropriate fund of that taxing agency.

(d) For the support of the public schools within a county school district pursuant to NRS 387.195, must be allocated to, and when collected must be paid into, the appropriate fund of that taxing agency.

4. The provisions of paragraph (a) of subsection 3 include, without limitation, a tax rate approved for bonds of a county school district issued pursuant to NRS 350.020, including, without limitation, amounts necessary for a reserve account in the debt service fund.”.

Amend sec. 26, page 12, line 9, by deleting “4.” and inserting “5.”.

Amend sec. 29, page 13, line 43, by deleting “26” and inserting “27”.

Amend sec. 33, page 15, line 2, by deleting “32,” and inserting “33,”.

Amend sec. 34, page 15, line 10, by deleting “27” and inserting “28”.

Amend the summary of the bill to read as follows:

“SUMMARY—Provides for creation of tax increment areas by municipalities to defray costs of certain undertakings. (BDR 22-815)”.