

Assembly Bill No. 135—Assemblyman Grady

Joint Sponsors: Senators Amodei and McGinness

CHAPTER.....

AN ACT relating to the Stagecoach General Improvement District; authorizing the District to furnish sanitary facilities for sewerage; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

In May 1984, the Lyon County Board of Commissioners created the Stagecoach General Improvement District. (NRS 318.050-318.077) The District was formed for the general purposes of furnishing facilities for the supply, storage and distribution of water for private and public purposes. (NRS 318.144; Lyon County Ordinance No. 279 (May 10, 1984)) Under existing law, a general improvement district may, after formation, provide additional services pursuant to basic powers enumerated in existing law either by causing the board of county commissioners of the county that created the district to hold proceedings similar to those required for the formation of the district to add those additional basic powers or by special or local law in certain circumstances. (NRS 318.077, 318.116; Nev. Const. Art. 4, §§ 20, 21) Under the Nevada Constitution, the Legislature may pass a special or local law if the subject matter of the law does not fall within one of certain enumerated circumstances and a general law cannot be made applicable because of special circumstances and conditions. (Nev. Const. Art. 4, §§ 20, 21)

This bill authorizes the Board of Trustees of the Stagecoach General Improvement District by special act to furnish sanitary facilities for sewerage in the manner authorized in existing law for the furnishing of services by general improvement districts. (NRS 318.140) This authority includes the ability of the Board to impose rates, tolls or charges on users of the sanitary facilities for sewerage furnished by the District. (NRS 318.197-318.202)

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. 1. The Legislature hereby finds and declares that a general law cannot be made applicable for the provisions of subsection 2 because of the economic and geographic diversity of the local governments of this State, the unusual growth patterns in certain of those local governments and the special conditions experienced in certain counties related to the need to provide basic services.

2. Notwithstanding the provisions of NRS 318.077 to the contrary, the Board of Trustees of the Stagecoach General Improvement District may furnish sanitary facilities for sewerage, as provided in NRS 318.140, in accordance with the provisions of chapter 318 of NRS.



Sec. 2. This act becomes effective on July 1, 2007.

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