

ASSEMBLY BILL NO. 373—ASSEMBLYMAN GRADY

MARCH 16, 2007

JOINT SPONSOR: SENATOR AMODEI

Referred to Committee on Government Affairs

SUMMARY—Revises provisions governing general improvement districts. (BDR 25-388)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: No.

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EXPLANATION – Matter in **bolded italics** is new; matter between brackets **[omitted material]** is material to be omitted.

AN ACT relating to general improvement districts; authorizing the board of county commissioners in certain smaller counties to serve ex officio as the board of trustees of certain general improvement districts authorized to furnish streets and alleys; providing that such a district may overlap another general improvement district; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

- 1 This bill authorizes the board of county commissioners in a county whose
2 population is less than 100,000 (currently counties other than Clark and Washoe
3 Counties) to serve ex officio as the board of trustees of a general improvement
4 district which is organized on or after July 1, 2007, and authorized to furnish streets
5 and alleys. This bill also provides that the territory of such a district may overlap
6 the territory of another general improvement district. (NRS 318.0953)

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

- 1 **Section 1.** NRS 318.0953 is hereby amended to read as
2 follows:
3 318.0953 1. In every county whose population is 400,000 or
4 more, the board of county commissioners is, and in counties whose
5 population is less than 400,000 the board of county commissioners



* A B 3 7 3 *

1 may be ~~the~~ ex officio ~~the~~ the board of trustees of each district
2 organized or reorganized pursuant to this chapter and authorized to
3 exercise the basic power of furnishing facilities for sewerage as
4 provided in NRS 318.140, without regard to whether the district is
5 also authorized to furnish facilities for storm drainage, but excluding
6 any district which is authorized, in addition to those basic powers, to
7 exercise any one or more other basic powers designated in this
8 chapter, except as *otherwise* provided in subsections 2 and 4.

9 2. The board of county commissioners of any county may be,
10 at its option, ex officio ~~the~~ the board of trustees of any district
11 organized or reorganized pursuant to this chapter and authorized to
12 exercise the basic power of furnishing facilities for water as
13 provided in NRS 318.144, or ~~the~~ furnishing both facilities for water
14 and facilities for sewerage as provided in NRS 318.144 and
15 318.140, respectively, without regard to whether the district is also
16 authorized to furnish facilities for storm drainage, but excluding any
17 district which:

18 (a) Is authorized, in addition to its basic powers, to exercise any
19 one or more other basic powers designated in this chapter.

20 (b) Is organized or reorganized pursuant to this chapter, the
21 boundaries of which include all or a portion of any incorporated city
22 or all or a portion of a district for water created by special law.

23 3. In every county whose population is less than 100,000, the
24 board of county commissioners may be ~~the~~ ex officio ~~the~~ the board of
25 trustees of ~~each~~ :

26 (a) *Each* district organized or reorganized pursuant to this
27 chapter and authorized to exercise the basic power of furnishing
28 emergency medical services as provided in NRS 318.1185, which
29 district may overlap the territory of any district authorized to
30 exercise any one or more other basic powers designated in this
31 chapter.

32 (b) *Each district organized pursuant to this chapter on or after*
33 *July 1, 2007, and authorized to exercise the basic power of*
34 *furnishing streets and alleys as provided in NRS 318.120, which*
35 *district may overlap the territory of any district authorized to*
36 *exercise any one or more other basic powers designated in this*
37 *chapter.*

38 4. A board of county commissioners may exercise the options
39 provided in subsections 1, 2 and 3 by providing in the ordinance
40 creating the district or in an ordinance thereafter adopted at any time
41 that the board is ~~the~~ ex officio ~~the~~ the board of trustees of the district.
42 The board of county commissioners shall, in the former case, be the
43 board of trustees of the district when the ordinance creating the
44 district becomes effective, or in the latter case, become the board of
45 the district 30 days after the effective date of the ordinance adopted



1 after the creation of the district. In the latter case within the 30-day
2 period the county clerk shall promptly cause a copy of the ordinance
3 to be:

4 (a) Filed in his office;

5 (b) Transmitted to the secretary of the district; and

6 (c) Filed in the Office of the Secretary of State without the
7 payment of any fee and otherwise in the same manner as articles of
8 incorporation are required to be filed under chapter 78 of NRS.

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

