

Amendment No. 250

Senate Amendment to Senate Bill No. 352
(BDR S-1315)

Proposed by: Senate Committee on Government Affairs

Amends: Summary: Yes Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes

Adoption of this amendment will MAINTAIN the unfunded mandate not requested by the affected local government to S.B. 352 (§ 11).

ASSEMBLY ACTION	Initial and Date	SENATE ACTION	Initial and Date
Adopted ☐	Lost ☐	Adopted ☐	Lost ☐
Concurred In ☐	Not ☐	Concurred In ☐	Not ☐
Receded ☐	Not ☐	Receded ☐	Not ☐

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) *green bold italic underlining* is new language proposed in this amendment; (3) ~~red strikethrough~~ is deleted language in the original bill; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) orange double underlining is deleted language in the original bill that is proposed to be retained in this amendment; and (6) *green bold* is newly added transitory language.

EGO



Date: 4/17/2007

S.B. No. 352—Requires the City of North Las Vegas to develop a program to make certain improvements to infrastructure in and near the Southern Nevada Enterprise Community. (BDR S-1315)



SENATE BILL NO. 352—SENATOR HORSFORD

MARCH 19, 2007

Referred to Committee on Government Affairs

SUMMARY—Requires the ~~{City of North Las Vegas}~~ **Southern Nevada Enterprise Community Advisory Board** to develop a ~~{program}~~ **project** to make certain improvements to infrastructure in and near the Southern Nevada Enterprise Community. (BDR S-1315)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.
Effect on the State: No.

CONTAINS UNFUNDED MANDATE (§§ 10, 11)
(NOT REQUESTED BY AFFECTED LOCAL GOVERNMENT)

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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 the ~~{City of North Las Vegas}~~ **Southern Nevada Enterprise Community**; requiring the ~~{City}~~ **Southern Nevada Enterprise Community Advisory Board** to develop a ~~{program}~~ **project** to make certain improvements to infrastructure in and near the ~~{Southern Nevada Enterprise}~~ Community; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 This bill enacts the ~~{North Las Vegas}~~ **Southern Nevada Enterprise Community**
2 Infrastructure Improvement Act and requires the ~~{City of North Las Vegas}~~ **Southern Nevada**
3 **Enterprise Community Advisory Board** to develop a ~~{program}~~ **project** to make certain
4 improvements to infrastructure in and near the Southern Nevada Enterprise Community.

1 WHEREAS, On December 21, 1994, President William Jefferson Clinton
2 designated nine census tracts in the urban core of the Las Vegas Valley as an
3 “enterprise community”; and

4 WHEREAS, The designation was accompanied by an award of \$2,950,000 in
5 Title XX funds to be used for projects in the enterprise community; and

6 WHEREAS, The Southern Nevada Enterprise Community so created includes
7 the target areas of West Las Vegas, East Las Vegas, Meadows Village and North
8 Las Vegas; and

9 WHEREAS, The Southern Nevada Enterprise Community involves a partnership
10 among the cities of Las Vegas and North Las Vegas, and Clark County, working
11 together to harness resources from the public, private and nonprofit sectors to
12 provide programs, services and facilities to the target areas; and

WHEREAS, The empowerment of persons and neighborhoods within the Southern Nevada Enterprise Community includes “weed and seed” strategies to “weed” out violence, gangs, drug trafficking and drug-related crime, and to “seed” neighborhoods with social services and economic revitalization; and

WHEREAS, Efforts to revitalize neighborhoods economically, to be successful, require a certain minimum level of “infrastructure” in the form of the basic facilities, services and installations needed for the proper functioning of a community; now, therefore

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

Section 1. ~~{Sections 1 to 15, inclusive, of this}~~ This act may be cited as the ~~{North Las Vegas}~~ **Southern Nevada Enterprise Community** Infrastructure Improvement Act.

Sec. 2. As used in sections 1 to ~~{15,}~~ **13**, inclusive, of this act, unless the context otherwise requires, the words and terms defined in sections 3 to 7, inclusive, of this act have the meanings ascribed to them in those sections.

Sec. 3. ~~{“City” means the City of North Las Vegas.}~~ **“Advisory Board” means the Southern Nevada Enterprise Community Advisory Board created pursuant to section 8 of this act.**

Sec. 4. ~~{“Commission” means the North Las Vegas Infrastructure Improvement Commission created pursuant to section 8 of this act.}~~ **(Deleted by amendment.)**

Sec. 5. “Community” means the Southern Nevada Enterprise Community, nine census tracts designated by President William Jefferson Clinton on December 21, 1994.

Sec. 6. “Infrastructure” means publicly owned or publicly supported facilities that are necessary or desirable to support intense habitation within a region, including, without limitation, parks, roads, schools, libraries, community centers, police and fire protection, sanitary sewers, facilities for mass transit and facilities for the conveyance of water and the treatment of wastewater.

Sec. 7. ~~{“Program”}~~ **“Project”** means the ~~{North Las Vegas Infrastructure Improvement Program}~~ **Southern Nevada Enterprise Community Improvement Project** developed pursuant to section ~~{10}~~ **11** of this act.

Sec. 8. 1. The ~~{North Las Vegas Infrastructure Improvement Commission}~~ **Southern Nevada Enterprise Community Advisory Board** is hereby created.

2. The ~~{Commission}~~ **Advisory Board** consists of nine members, appointed in consultation with residents of the Community, as follows:

(a) ~~{Three members appointed by the Majority Leader of the Senate.}~~

~~{(b) Three members appointed by the Speaker of the Assembly.}~~

~~{(c) Three members appointed by the Governor.}~~

~~{At least seven of the nine members appointed to the Commission must be residents of the Community.}~~ **One member of the Nevada Congressional Delegation selected from among its membership or his designee;**

(b) The State Senator that represents the Community or his designee;

(c) One member of the Clark County Board of County Commissioners selected from among its membership or his designee;

(d) One member of the Las Vegas City Council from among its membership or his designee;

(e) One member of the North Las Vegas City Council from among its membership or his designee;

(f) Two residents of the Community, recommended and selected jointly by the Clark County Board of County Commissioners, the Las Vegas City Council and the North Las Vegas City Council;

(g) A representative of the private sector appointed by the Chamber of Commerce established in the Community; and

(h) A representative of the nonprofit charitable, educational and religious organizations in the Community, recommended and selected jointly by the Clark County Board of County Commissioners, the Las Vegas City Council and the North Las Vegas City Council.

3. Each member of the ~~{Commission}~~ **Advisory Board** serves for a term of 3 years. A vacancy on the ~~{Commission}~~ **Advisory Board** must be filled in the same manner as the original appointment. A member may be reappointed to the ~~{Commission}~~ **Advisory Board**.

4. The members of the ~~{Commission}~~ **Advisory Board** shall elect a Chairman and Vice Chairman by majority vote. After the initial election, the Chairman and Vice Chairman shall hold office for a term of 1 year beginning on August 1 of each year. If a vacancy occurs in the chairmanship or vice chairmanship, the members of the ~~{Commission}~~ **Advisory Board** shall elect a Chairman or Vice Chairman, as appropriate, from among its members for the remainder of the unexpired term.

5. ~~{The members of the Commission may, upon written request, receive the per diem allowance and travel expenses provided for state officers and employees generally while engaged in the business of the Commission.}~~

~~6. A member of the Commission who is an officer or employee of this State or a political subdivision of this State must be relieved from his duties without loss of his regular compensation so that he may prepare for and attend meetings of the Commission and perform any work necessary to carry out the duties of the Commission in the most timely manner practicable. A state agency or political subdivision of this State shall not require an officer or employee who is a member of the Commission to make up the time he is absent from work to carry out his duties as a member of the Commission or use annual vacation or compensatory time for the absence.~~

~~7.~~ The City of North Las Vegas shall provide administrative support for the ~~{Commission}~~ **Advisory Board**.

Sec. 9. The primary purposes of the ~~{Commission}~~ **Advisory Board** are to:

1. Advise the ~~{governing body of the City}~~ **governmental entities that have members on the Advisory Board** with respect to the ~~{Program}~~ **Project**; and

2. Ensure that the needs and opinions of the residents of the Community are reflected adequately by the ~~{Program}~~ **Project**.

Sec. 10. ~~{The governing body of the City, in consultation with:~~

~~1. The Commission;~~

~~2. The governing body of Clark County;~~

~~3. Agencies of this State possessing expertise with respect to issues of land use and the development of communities; and~~

~~4. Agencies of the Federal Government possessing expertise with respect to issues of land use and the development of communities;~~

~~shall develop or cause to be developed the North Las Vegas Infrastructure Improvement Program.}~~ **(Deleted by amendment.)**

Sec. 11. 1. On or before January 31, 2008, the ~~{governing body of the City shall present to the Commission}~~ **Advisory Board shall prepare** a written plan to carry out the ~~{Program}~~ **Project to address the needs and issues of the Community**.

2. The ~~{Commission}~~ **Advisory Board** shall, within 120 days after ~~{receiving}~~ **preparing** the written plan:

(a) Hold at least two public hearings on the written plan, each of which must be preceded by at least 30 days' notice ~~to~~ **within the Community;** and

(b) Approve or reject the written plan ~~to~~ **based on input from the Community received at the public hearings.**

3. ~~The Commission shall approve or reject the written plan on the basis of whether the~~ **A written plan ~~is~~ adopted by the Advisory Board must:**

(a) ~~Set~~ **Set** forth an adequate framework for carrying out the ~~Program;~~ **Project;**

(b) ~~Set~~ **Set** forth a reasonable period in which to accomplish the goals of the ~~Program;~~ **Project;** and

(c) ~~Incorporate~~ **Incorporate** each of the required elements of the ~~Program;~~ **Project,** as set forth in section 12 of this act.

4. If the ~~Commission~~ **Advisory Board** rejects the written plan, the ~~Commission~~ **Advisory Board** shall:

(a) Provide to the ~~governing body of the City~~ **appropriate officers of the governmental entities that have members on the Advisory Board** a written explanation of its reasons for the rejection; **and**

(b) ~~Request that the governing body of the City submit a revised written plan; and~~

~~(c) Repeat~~ **Prepare a revised written plan and repeat** the notice and hearings required by subsection 2 before approving or rejecting the revised written plan.

Sec. 12. The ~~Program~~ **Project** must include, without limitation, goals, objectives and policies relating to, and feasible timeframes for achieving:

1. The construction, repair and refurbishment of streets, buildings and other facilities as necessary to attract and maintain the viability of successful businesses within the Community;

2. ~~The provision of adequate law enforcement, fire protection and emergency medical services, including, without limitation, particular means to ensure that such services are provided in a manner that is responsive to the residents of the Community;~~

~~3.~~ The incorporation within the Community of open space, facilities for recreation, facilities for medical care and other measures as necessary to ensure that the Community develops with mixed uses;

~~4.~~ 3. The eradication of brownfields, the rehabilitation of condemned properties and the removal of structures and facilities that create a disincentive for development; **and**

~~5.~~ 4. The identification of sources of money to carry out the ~~Program; and~~ **Project.**

~~6. Such other elements as the Commission may, in its discretion, require.~~ **Sec. 13.** The ~~City~~ **Advisory Board** may accept any gifts, grants or donations for the purpose of preparing, developing and carrying out the ~~Program;~~ **Project.**

Sec. 14. **On or before February 1, 2009, the Advisory Board shall submit to the Director of the Legislative Counsel Bureau for transmission to the 75th Session of the Nevada Legislature a report that summarizes the activities of the Advisory Board during the period between the effective date of this act and December 31, 2008.**

~~Sec. 14.~~ **Sec. 15.** The provisions of NRS 354.599 do not apply to any additional expenses of a local government that are related to the provisions of this act.

~~Sec. 15.~~ **Sec. 16.** This act becomes effective upon passage and approval.