

Amendment No. 605

Senate Amendment to Senate Bill No. 516 (BDR 20-225)

Proposed by: Senate Committee on Government Affairs**Amendment Box:** Replaces Amendment No. 456.**Amends:** Summary: No 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. 516 (§§ 1, 3, 4).

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: 4/23/2007

S.B. No. 516—Revises provisions governing the compensation of certain elected county officers. (BDR 20-225)



SENATE BILL NO. 516—COMMITTEE ON GOVERNMENT AFFAIRS

MARCH 26, 2007

Referred to Committee on Government Affairs

SUMMARY—Revises provisions governing the compensation of certain elected county officers. (BDR 20-225)

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

CONTAINS UNFUNDED MANDATE (§§ 1, 3, 4)
(NOT REQUESTED BY AFFECTED LOCAL GOVERNMENT)

~

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

AN ACT relating to public officers; revising the ~~limitation on the amount at which the annual salary for county commissioners may be set; increasing the compensation of certain elected county officers; providing for a waiver from payment of those increases in certain circumstances; clarifying the eligibility of county commissioners for longevity pay;~~ **provisions governing the compensation of certain elected county officers;** and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Section 1 of this bill increases the amount at which the board of county commissioners may set the annual salary for a county commissioner of that county. ~~((NRS 245.043))~~ **Section 1** also increases the compensation to be paid to certain **other** elected county officers. (NRS 245.043) Pursuant to **section 3** of this bill, those increases become effective on July 1, 2007. However, **section 4** of this bill authorizes a county that has not commenced payment of the increased annual salaries to request and receive a waiver from payment of the increases based on insufficient financial resources. If a waiver is granted for Fiscal Year 2007-2008, **section 4** prohibits retroactive payment of the increases for that fiscal year. If a waiver is granted for any subsequent fiscal year, however, a county may pay the increases retroactively for those fiscal years. **Section 1 also changes the salary classification of Storey County, thereby increasing the amount of the annual salaries paid to its elected county officers. Section 2** of this bill clarifies that county commissioners are eligible for longevity pay. (NRS 245.044)

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

Section 1. NRS 245.043 is hereby amended to read as follows:
245.043 1. As used in this section:
(a) "County" includes Carson City.

(b) "County commissioner" includes the Mayor and supervisors of Carson City.

2. Except as otherwise provided by any special law, the elected officers of the counties of this State are entitled to receive annual salaries in the base amounts specified in the following table. The annual salaries are in full payment for all services required by law to be performed by such officers. Except as otherwise provided by law, all fees and commissions collected by such officers in the performance of their duties must be paid into the county treasury each month without deduction of any nature.

ANNUAL SALARIES

Class	County	District Attorney	Sheriff	County Clerk	County Assessor	County Recorder	County Treasurer	Public Administrator
1	Clark	155,745	134,263	91,138	91,138	91,138	91,138	91,138
		181,994	156,892	106,498	106,498	106,498	106,498	106,498
2	Washoe	137,485	110,632	83,543	83,543	83,543	83,543	83,543
		160,657	129,278	97,623	97,623	97,623	97,623	97,623
3	Carson City	98,707	81,846	65,012	65,012		65,012	
		115,343	95,640	75,969	75,969		75,969	
	Churchill	98,707	81,846	65,012	65,012			
		115,343	95,640	75,969	75,969			
	Douglas	98,707	81,846	65,012	65,012			
		115,343	95,640	75,969	75,969			
	Elko	98,707	81,846	65,012	65,012			
		115,343	95,640	75,969	75,969			
	Humboldt	98,707	81,846	65,012	65,012			
		115,343	95,640	75,969	75,969			
	Lyon	98,707	81,846	65,012	65,012			
		115,343	95,640	75,969	75,969			
	Nye	98,707	81,846	65,012	65,012			
		115,343	95,640	75,969	75,969			
4	Lander	93,223	73,662	54,227	54,227	54,227	54,227	
		108,935	86,077	63,366	63,366	63,366	63,366	
	Storey	108,935	86,077	63,366	63,366	63,366	63,366	
	White Pine	93,223	73,662	54,227	54,227	54,227	54,227	
		108,935	86,077	63,366	63,366	63,366	63,366	
5	Eureka	82,256	58,929	48,607	48,607	48,607		
		96,120	68,861	56,799	56,799	56,799		
	Lincoln	82,256	58,929	48,607	48,607	48,607		
		96,120	68,861	56,799	56,799	56,799		
	Mineral	82,256	58,929	48,607	48,607			
		96,120	68,861	56,799	56,799			
	Pershing	82,256	58,929	48,607	48,607			
		96,120	68,861	56,799	56,799			
	Storey	82,256	58,929	48,607	48,607			
		96,120	68,861	56,799	56,799			
6	Esmeralda	65,314	52,382	42,531	42,531	42,531		
		76,322	62,379	49,699	49,699			

3. A board of county commissioners may, by a vote of at least a majority of all the members of the board, set the annual salary for the county commissioners of

1 that county, but in no event may the annual salary exceed an amount which equals
2 ~~{126.65}~~ 143.504 percent of the amount of the annual salary for the county
3 commissioners of that county that was in effect by operation of statute on
4 January 1, 2003.

5 **Sec. 2.** NRS 245.044 is hereby amended to read as follows:

6 245.044 1. On and after July 1, 1973, if an elected county officer has served
7 in his office for more than 4 years, he is entitled to an additional salary of 2 percent
8 of his base salary provided in *subsection 2 of NRS 245.043 or his annual salary*
9 *set pursuant to subsection 3 of NRS 245.043, as applicable*, for each full calendar
10 year he has served in his office.

11 2. The additional salary provided in this section for an eligible county officer:

12 (a) Must be computed on July 1 of each year by multiplying 2 percent of the
13 base salary provided in NRS 245.043 *or the annual salary set pursuant to*
14 *subsection 3 of NRS 245.043* by the number of full calendar years the elected
15 county officer has served in his office; and

16 (b) Must not exceed 20 percent of the base salary provided in NRS 245.043 ~~{1}~~
17 *or the annual salary set pursuant to subsection 3 of NRS 245.043.*

18 3. Service on the Board of Supervisors of Carson City for the initial term
19 which began on July 1, 1969, and ended on the first Monday of January, 1973, shall
20 be deemed to constitute 4 full calendar years of service for the purposes of this
21 section.

22 **Sec. 3.** Except as otherwise provided in section 4 of this act, each county
23 shall commence payment of the increased annual salaries of the elected officers of
24 the county set forth in the table of annual salaries contained in subsection 2 of NRS
25 245.043, as amended by section 1 of this act, on July 1, 2007.

26 **Sec. 4.** 1. Except as otherwise provided in subsection 3, a board of county
27 commissioners may apply to the Committee on Local Government Finance for a
28 waiver from the requirement to increase the annual salaries of elected officers of
29 the county to the annual salaries set forth in the table contained in subsection 2 of
30 NRS 245.043, as amended by section 1 of this act, if the board determines that the
31 financial resources of the county are insufficient to pay those increased annual
32 salaries in Fiscal Year 2007-2008. The Committee on Local Government Finance
33 shall grant such a waiver if it finds that the financial resources of the county are
34 insufficient to pay those increased annual salaries in Fiscal Year 2007-2008.

35 2. A board of county commissioners that has been granted a waiver for a
36 fiscal year may apply to the Committee on Local Government Finance for an
37 additional waiver for the next consecutive fiscal year if it finds that the financial
38 resources of the county continue to be insufficient to pay the increased annual
39 salaries of the elected officers of the county set forth in the table contained in
40 subsection 2 of NRS 245.043, as amended by section 1 of this act. There is no
41 limitation on the number of waivers for consecutive fiscal years that the board of
42 county commissioners may be granted if the board of county commissioners finds
43 that the financial resources of the county continue to be insufficient to pay the
44 increased annual salaries of the elected officers of the county set forth in the table
45 contained in subsection 2 of NRS 245.043, as amended by section 1 of this act, in
46 that fiscal year.

47 3. After commencing payment of the increased annual salaries of the elected
48 officers of the county set forth in the table contained in subsection 2 of NRS
49 245.043, as amended by section 1 of this act, a board of county commissioners may
50 not apply for a waiver in any subsequent fiscal year.

51 4. The increased annual salaries of the elected officers of the county set forth
52 in the table contained in subsection 2 of NRS 245.043, as amended by section 1 of
53 this act:

1 (a) Must not be paid retroactively for the period of Fiscal Year 2007-2008 for
2 which a waiver was granted to the county pursuant to subsection 1.

3 (b) May be paid retroactively for any fiscal year after Fiscal Year 2007-2008
4 for which a waiver was granted to the county pursuant to subsection 2.

5 **Sec. 5.** The provisions of subsection 1 of NRS 354.599 do not apply to any
6 additional expenses of a local government that are related to the provisions of this
7 act.

8 **Sec. 6.** This act becomes effective on July 1, 2007.