

Amendment No. 895

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

Proposed by: Assembly Committee on Government Affairs**Amends:** Summary: No Title: No Preamble: No Joint Sponsorship: No Digest: Yes

Adoption of this amendment will MAINTAIN the unfunded mandate 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 italic*** 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.

MSM/EGO



Date: 5/23/2007

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)

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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 public officers; revising the 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 **maximum** amount at which the board of county commissioners may set the annual salary for a county commissioner of that county. **Section 1** also increases , **by 3 percent for each of Fiscal Years 2007-2008, 2008-2009, 2009-2010 and 2010-2011**, the compensation to be paid to certain other elected county officers. (NRS 245.043) Pursuant to **section 3** of this bill, ~~those~~ the increases **applicable to: (1) Fiscal Year 2007-2008, become effective on July 1, 2007; (2) Fiscal Year 2008-2009, become effective on July 1, 2008; (3) Fiscal Year 2009-2010, become effective on July 1, 2009; and (4) Fiscal Year 2010-2011, become effective on July 1, 2010.** 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,~~ **any fiscal year, 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 for the appropriate fiscal year, 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
	FY 2007-2008	160,417	138,291	93,872	93,872	93,872	93,872	93,872
	FY 2008-2009	165,230	142,440	96,668	96,668	96,668	96,668	96,668
	FY 2009-2010	170,187	146,713	99,589	99,589	99,589	99,589	99,589
	FY 2010-2011	175,293	151,114	102,577	102,577	102,577	102,577	102,577
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
	FY 2007-2008	141,610	113,951	86,049	86,049	86,049	86,049	86,049
	FY 2008-2009	145,858	117,370	88,630	88,630	88,630	88,630	88,630
	FY 2009-2010	150,234	120,891	91,289	91,289	91,289	91,289	91,289
	FY 2010-2011	154,741	124,518	94,028	94,028	94,028	94,028	94,028
3	Carson City	98,707	81,846	65,012	65,012	65,012	65,012	65,012
		115,343	95,640	75,969	75,969	75,969	75,969	75,969
	FY 2007-2008	101,668	84,301	66,962	66,962	66,962	66,962	66,962
	FY 2008-2009	104,718	86,830	68,971	68,971	68,971	68,971	68,971
	FY 2009-2010	107,860	89,435	71,040	71,040	71,040	71,040	71,040
	FY 2010-2011	111,096	92,118	73,171	73,171	73,171	73,171	73,171
	Churchill	98,707	81,846	65,012	65,012	65,012	65,012	65,012
		115,343	95,640	75,969	75,969	75,969	75,969	75,969
	FY 2007-2008	101,668	84,301	66,962	66,962	66,962	66,962	66,962
	FY 2008-2009	104,718	86,830	68,971	68,971	68,971	68,971	68,971
	FY 2009-2010	107,860	89,435	71,040	71,040	71,040	71,040	71,040
	FY 2010-2011	111,096	92,118	73,171	73,171	73,171	73,171	73,171
	Douglas	98,707	81,846	65,012	65,012	65,012	65,012	65,012
		115,343	95,640	75,969	75,969	75,969	75,969	75,969
	FY 2007-2008	101,668	84,301	66,962	66,962	66,962	66,962	66,962
	FY 2008-2009	104,718	86,830	68,971	68,971	68,971	68,971	68,971
	FY 2009-2010	107,860	89,435	71,040	71,040	71,040	71,040	71,040
	FY 2010-2011	111,096	92,118	73,171	73,171	73,171	73,171	73,171
	Elko	98,707	81,846	65,012	65,012	65,012	65,012	65,012
		115,343	95,640	75,969	75,969	75,969	75,969	75,969
	FY 2007-2008	101,668	84,301	66,962	66,962	66,962	66,962	66,962
	FY 2008-2009	104,718	86,830	68,971	68,971	68,971	68,971	68,971

	FY 2009-2010	107,860	89,435	71,040	71,040	71,040	71,040
	FY 2010-2011	111,096	92,118	73,171	73,171	73,171	73,171
	Humboldt	98,707	81,846	65,012	65,012	65,012	65,012
		115,343	95,640	75,969	75,969	75,969	75,969
	FY 2007-2008	101,668	84,301	66,962	66,962	66,962	66,962
	FY 2008-2009	104,718	86,830	68,971	68,971	68,971	68,971
	FY 2009-2010	107,860	89,435	71,040	71,040	71,040	71,040
	FY 2010-2011	111,096	92,118	73,171	73,171	73,171	73,171
	Lyon	98,707	81,846	65,012	65,012	65,012	65,012
		115,343	95,640	75,969	75,969	75,969	75,969
	FY 2007-2008	101,668	84,301	66,962	66,962	66,962	66,962
	FY 2008-2009	104,718	86,830	68,971	68,971	68,971	68,971
	FY 2009-2010	107,860	89,435	71,040	71,040	71,040	71,040
	FY 2010-2011	111,096	92,118	73,171	73,171	73,171	73,171
	Nye	98,707	81,846	65,012	65,012	65,012	65,012
		115,343	95,640	75,969	75,969	75,969	75,969
	FY 2007-2008	101,668	84,301	66,962	66,962	66,962	66,962
	FY 2008-2009	104,718	86,830	68,971	68,971	68,971	68,971
	FY 2009-2010	107,860	89,435	71,040	71,040	71,040	71,040
	FY 2010-2011	111,096	92,118	73,171	73,171	73,171	73,171
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
	FY 2007-2008	96,020	75,872	55,854	55,854	55,854	55,854
	FY 2008-2009	98,901	78,148	57,530	57,530	57,530	57,530
	FY 2009-2010	101,868	80,492	59,256	59,256	59,256	59,256
	FY 2010-2011	104,924	82,907	61,034	61,034	61,034	61,034
	Storey	108,935	86,077	63,366	63,366	63,366	63,366
	FY 2007-2008	96,020	75,872	55,854	55,854	55,854	55,854
	FY 2008-2009	98,901	78,148	57,530	57,530	57,530	57,530
	FY 2009-2010	101,868	80,492	59,256	59,256	59,256	59,256
	FY 2010-2011	104,924	82,907	61,034	61,034	61,034	61,034
	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
	FY 2007-2008	96,020	75,872	55,854	55,854	55,854	55,854
	FY 2008-2009	98,901	78,148	57,530	57,530	57,530	57,530
	FY 2009-2010	101,868	80,492	59,256	59,256	59,256	59,256
	FY 2010-2011	104,924	82,907	61,034	61,034	61,034	61,034
5	Eureka	82,256	58,929	48,607	48,607	48,607	48,607
		96,120	68,861	56,799	56,799	56,799	56,799
	FY 2007-2008	84,724	60,697	50,065	50,065	50,065	50,065
	FY 2008-2009	87,266	62,518	51,567	51,567	51,567	51,567
	FY 2009-2010	89,884	64,394	53,114	53,114	53,114	53,114
	FY 2010-2011	92,581	66,326	54,707	54,707	54,707	54,707
	Lincoln	82,256	58,929	48,607	48,607	48,607	48,607
		96,120	68,861	56,799	56,799	56,799	56,799
	FY 2007-2008	84,724	60,697	50,065	50,065	50,065	50,065
	FY 2008-2009	87,266	62,518	51,567	51,567	51,567	51,567
	FY 2009-2010	89,884	64,394	53,114	53,114	53,114	53,114
	FY 2010-2011	92,581	66,326	54,707	54,707	54,707	54,707
	Mineral	82,256	58,929	48,607	48,607	48,607	48,607
		96,120	68,861	56,799	56,799	56,799	56,799
	FY 2007-2008	84,724	60,697	50,065	50,065	50,065	50,065
	FY 2008-2009	87,266	62,518	51,567	51,567	51,567	51,567

	<i>FY 2009-2010</i>	<i>89,884</i>	<i>64,394</i>	<i>53,114</i>	<i>53,114</i>	<i>53,114</i>
	<i>FY 2010-2011</i>	<i>92,581</i>	<i>66,326</i>	<i>54,707</i>	<i>54,707</i>	<i>54,707</i>
	Pershing	82,256	58,929	48,607	48,607	48,607
		96,120	68,861	56,799	56,799	56,799
	<i>FY 2007-2008</i>	<i>84,724</i>	<i>60,697</i>	<i>50,065</i>	<i>50,065</i>	<i>50,065</i>
	<i>FY 2008-2009</i>	<i>87,266</i>	<i>62,518</i>	<i>51,567</i>	<i>51,567</i>	<i>51,567</i>
	<i>FY 2009-2010</i>	<i>89,884</i>	<i>64,394</i>	<i>53,114</i>	<i>53,114</i>	<i>53,114</i>
	<i>FY 2010-2011</i>	<i>92,581</i>	<i>66,326</i>	<i>54,707</i>	<i>54,707</i>	<i>54,707</i>
	{Storey}	82,256	58,929	48,607	48,607	48,607
6	Esmeralda	65,314	52,382	42,531	42,531	42,531
		76,322	62,379	49,699	49,699	49,699
	<i>FY 2007-2008</i>	<i>67,273</i>	<i>53,953</i>	<i>43,807</i>	<i>43,807</i>	<i>43,807</i>
	<i>FY 2008-2009</i>	<i>69,291</i>	<i>55,572</i>	<i>45,121</i>	<i>45,121</i>	<i>45,121</i>
	<i>FY 2009-2010</i>	<i>71,370</i>	<i>57,239</i>	<i>46,475</i>	<i>46,475</i>	<i>46,475</i>
	<i>FY 2010-2011</i>	<i>73,511</i>	<i>58,956</i>	<i>47,869</i>	<i>47,869</i>	<i>47,869</i>

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 that county, but in no event may the annual salary exceed an amount which equals ~~126.65~~ ~~143.504~~ 139.315 percent of the amount of the annual salary for the county commissioners of that county that was in effect by operation of statute on January 1, 2003.

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

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

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

(a) Must be computed on July 1 of each year by multiplying 2 percent of the base salary for the appropriate fiscal year as provided in NRS 245.043 or the annual salary set pursuant to subsection 3 of NRS 245.043, as applicable, by the number of full calendar years the elected county officer has served in his office; and

(b) Must not exceed 20 percent of the base salary for the appropriate fiscal year as provided in NRS 245.043 ~~or~~ or the annual salary set pursuant to subsection 3 of NRS 245.043, as applicable.

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

Sec. 3. Except as otherwise provided in section 4 of this act, each county shall commence payment of the increased annual salaries of the elected officers of the county set forth in the table of annual salaries contained in subsection 2 of NRS 245.043, as amended by section 1 of this act ~~to~~:

1. **For Fiscal Year 2007-2008**, on July 1, 2007.

2. **For Fiscal Year 2008-2009**, on July 1, 2008.

3. **For Fiscal Year 2009-2010**, on July 1, 2009.

4. **For Fiscal Year 2010-2011**, on July 1, 2010.

Sec. 4. 1. Except as otherwise provided in subsection 3, a board of county commissioners may apply to the Committee on Local Government Finance for a waiver from the requirement to increase the annual salaries of elected officers of the county to the annual salaries set forth in the table contained in subsection 2 of NRS 245.043, as amended by section 1 of this act, **for any of Fiscal Years**

1 **2007-2008, 2008-2009, 2009-2010 or 2010-2011**, if the board determines that the
2 financial resources of the county are insufficient to pay those increased annual
3 salaries in ~~Fiscal Year 2007-2008,~~ **the applicable fiscal year**. The Committee on
4 Local Government Finance shall grant such a waiver if it finds that the financial
5 resources of the county are insufficient to pay those increased annual salaries in
6 ~~Fiscal Year 2007-2008,~~ **the applicable fiscal year**.

7 2. A board of county commissioners that has been granted a waiver for a
8 fiscal year **as described in subsection 1** may apply to the Committee on Local
9 Government Finance for an additional waiver for the next consecutive fiscal year if
10 ~~it finds,~~ **the board determines** that the financial resources of the county continue
11 to be insufficient to pay the increased annual salaries of the elected officers of the
12 county set forth in the table contained in subsection 2 of NRS 245.043, as amended
13 by section 1 of this act ~~(-),~~ **in that fiscal year**. There is no limitation on the number
14 of waivers for consecutive fiscal years that the board of county commissioners may
15 be granted if the board ~~[of county commissioners finds]~~ **determines** that the
16 financial resources of the county continue to be insufficient to pay the increased
17 annual salaries of the elected officers of the county set forth in the table contained
18 in subsection 2 of NRS 245.043, as amended by section 1 of this act, in that fiscal
19 year.

20 3. After commencing payment of the increased annual salaries of the elected
21 officers of the county set forth in the table contained in subsection 2 of NRS
22 245.043, as amended by section 1 of this act, **in any fiscal year**, a board of county
23 commissioners may not apply for a waiver in any subsequent fiscal year.

24 4. The increased annual salaries of the elected officers of the county set forth
25 in the table contained in subsection 2 of NRS 245.043, as amended by section 1 of
26 this act ~~is~~.

27 ~~—(a) Must,~~ **must** not be paid retroactively for ~~[the period of Fiscal Year 2007-~~
28 ~~2008]~~ **any fiscal year** for which a waiver was granted to the county pursuant to
29 subsection 1.

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

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

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