

ASSEMBLY BILL NO. 130—ASSEMBLYMEN CONKLIN;
KIRKPATRICK AND OCEGUERA

FEBRUARY 4, 2009

Referred to Committee on Government Affairs

SUMMARY—Revises provisions governing metropolitan police departments. (BDR 22-632)

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 police departments; revising provisions governing the membership of a metropolitan police committee on fiscal affairs; revising provisions governing negotiations between metropolitan police departments and their employees; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law requires that each representative of a political subdivision that participates on a metropolitan police committee on fiscal affairs must be a member of the governing body of the political subdivision and serves at the pleasure of the governing body making the appointment. (NRS 280.130) **Section 2** of this bill provides instead that each member of the committee serves for a term of 2 years and may be removed at any time for cause by the governing body which appointed the member. **Section 2** also increases the compensation of the general public member of the committee from \$40 for each day of service to \$80 for each day of service.

Existing law requires that in negotiations arising under chapter 288 of NRS between a metropolitan police department and its employees, the department must be represented by a metropolitan police committee on fiscal affairs or two persons designated by the committee and by the sheriff or a person designated by him. (NRS 280.320) **Section 3** of this bill provides instead that the department must be represented solely by the sheriff or one or more persons designated by him, but requires the committee to designate one representative from each participating political subdivision to monitor the negotiations. **Section 3** also requires the sheriff to submit any tentative agreement reached in the negotiations to the committee for its approval.



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

Section 1. (Deleted by amendment.)

Sec. 2. NRS 280.130 is hereby amended to read as follows:

280.130 1. The committee consists of two representatives from each participating political subdivision.

2. Representatives of the participating political subdivisions are not entitled to receive any additional compensation or be reimbursed by the department for any expenses incurred while serving on the committee.

3. Each representative of a participating political subdivision must be a member of its governing body . ~~and serves at the pleasure of the governing body making the appointment.~~ *Except as otherwise provided in subsection 4, the term of each member of the committee is 2 years. The governing body that appointed a member may remove the member at any time for cause.*

4. The members of the committee shall, by a majority vote, select an additional member of the committee from the general public from a list consisting of three persons nominated by each participating political subdivision and three persons nominated by the sheriff. That person:

(a) Must reside in the area served by the department.

(b) Shall serve until August 1 next succeeding and until his successor is selected.

(c) May succeed himself.

(d) Is entitled to receive as compensation ~~1401~~ \$80 for each day of service.

(e) Is entitled to reimbursement for his necessary travel and per diem expenses in the manner provided by the committee for the reimbursement of officers and employees of the department.

5. If the members of the committee fail to agree on the additional member to be selected pursuant to subsection 4 within 30 days after their initial meeting following the merger or by August 1 of any year thereafter, the additional member of the committee must be appointed by the Governor without regard to the lists submitted. The person so appointed must reside in the area served by the department.

6. At its first meeting and in August of each year thereafter, the committee shall select one of its members to act as chairman.

Sec. 3. NRS 280.320 is hereby amended to read as follows:

280.320 1. A department is a local government employer for the purpose of the Local Government Employee-Management Relations Act and a public employer for the purpose of the Public Employees' Retirement Act.



2. In negotiations arising under the provisions of chapter 288 of NRS:

(a) The committee ~~for two or more persons designated by it; and~~ *shall designate one representative from each participating political subdivision to monitor the negotiations;*

(b) The sheriff or ~~a person~~ *one or more persons* designated by him ~~;~~

~~;~~ shall represent the department ~~;~~ *; and*

(c) The sheriff shall submit any tentative agreement reached in the negotiations to the committee for its approval.

3. In negotiations arising under the provisions of chapter 288 of NRS, a school police unit must be considered a separate bargaining unit.

Sec. 4. This act becomes effective on July 1, 2009.

