

Amendment No. 325

Assembly Amendment to Assembly Bill No. 130

(BDR 22-632)

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

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 dashed underlining*** is newly added transitory language.

CAF/JRS



Date: 4/11/2009

A.B. No. 130—Revises provisions governing the approval by a metropolitan police department of negotiated agreements under the Local Government Employee-Management Relations Act.
(BDR 22-632)



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

FEBRUARY 4, 2009

Referred to Committee on Government Affairs

SUMMARY—Revises provisions governing the ~~[approval by]~~ **membership of** a metropolitan police ~~[department of negotiated agreements under the Local Government Employee Management Relations Act.]~~ **committee on fiscal affairs.** (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 ~~[labor]~~ **police departments**; revising provisions governing the ~~[approval by]~~ **membership of** a metropolitan police ~~[department of negotiated agreements under the Local Government Employee Management Relations Act.]~~ **committee on fiscal affairs;** 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 ~~[department be represented in negotiations under the Local Government Employee Management Relations Act (chapter 289 of NRS) by its]~~ **committee on fiscal affairs** ~~[and the sheriff, or their designated representatives, (NRS 280.320)]~~ **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)** This bill provides ~~[that the persons who represent the department in such negotiations have the exclusive authority, by a majority vote of those persons, to approve on behalf of the department any agreement resulting from the negotiations.]~~ **instead that each member of the committee serves for a term of 2 years and may be removed for cause by a majority vote of the other members of the committee.**

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

Section 1. ~~[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 or two or more persons designated by it; and~~

~~(b) The sheriff or a person designated by him;~~

~~shall represent the department.~~

~~3. Notwithstanding any specific statute to the contrary, the persons who represent the department in such negotiations have the exclusive authority, by a majority vote of those persons, to approve on behalf of the department any agreement resulting from the negotiations.~~

~~4. In negotiations arising under the provisions of chapter 288 of NRS, a school police unit must be considered a separate bargaining unit.~~ **(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 committee, by a majority vote of the other members, may remove a member of the committee 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 \$40 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. 2.]~~ **Sec. 3.** This act becomes effective on July 1, 2009.