

SENATE BILL NO. 111—COMMITTEE ON NATURAL RESOURCES

(ON BEHALF OF THE LEGISLATIVE COMMITTEE TO OVERSEE THE
WESTERN REGIONAL WATER COMMISSION)

PREFILED DECEMBER 31, 2008

Referred to Committee on Natural Resources

SUMMARY—Revises provisions governing membership on the Western Regional Water Commission and the Northern Nevada Water Planning Commission. (BDR S-240)

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 water; revising the membership of the Western Regional Water Commission to allow for the inclusion of the Mayor of the City of Sparks; revising the membership of the Northern Nevada Water Planning Commission to include a representative appointed by the governing body of the Indian reservation which is the largest in area and contiguous to the planning area of the Western Regional Water Commission and to include a member appointed by the Board of Directors of the Washoe County Water Conservation District; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Senate Bill No. 487 of the 2007 Legislative Session, otherwise known as the Western Regional Water Commission Act, created the Western Regional Water Commission and reconstituted the Northern Nevada Water Planning Commission. (Chapter 531, Statutes of Nevada 2007, p. 3285)

The Act requires two members of the City Council of the City of Reno and two members of the City Council of the City of Sparks to be on the Board of the Western Regional Water Commission. (Section 25, chapter 531, Statutes of Nevada 2007, p. 3290) The charter of the City of Reno specifies that the Mayor of the City of Reno is a member of the City Council of the City of Reno. (Sec. 3.010, chapter 662, Statutes of Nevada 1971, p. 1973) Under the charter of the City of Sparks, the Mayor of the City of Sparks is not a member of the City Council of the City of



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Sparks. (Sec. 3.010, chapter 470, Statutes of Nevada 1975, p. 732) Accordingly, under the Act, the Mayor of the City of Reno may be a member of the Commission, but not the Mayor of the City of Sparks. **Section 1** of this bill provides that, for the purposes of appointing a member of the City Council of the City of Sparks to the membership of the Commission, the Mayor of the City of Sparks shall be deemed to be a member of the City Council of the City of Sparks.

The Act sets forth the membership for the Northern Nevada Water Planning Commission to include a representative appointed by the governing body of the Indian reservation with the largest area in the planning area of the Western Regional Water Commission or, in the absence of such an Indian reservation, a member to represent the general public. The Act also requires a representative appointed by the Board of Supervisors of the Washoe Storey Conservation District to sit on the Commission. (Section 36, chapter 531, Statutes of Nevada 2007, pp. 3293-94) **Section 2** of this bill revises the membership of the Commission to include, instead, a representative appointed by the governing body of the Indian reservation which is the largest in area and contiguous to the planning area, and a representative appointed by the Board of Directors of the Washoe County Water Conservation District.

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

Section 1. Section 25 of the Western Regional Water Commission Act, being chapter 531, Statutes of Nevada 2007, at page 3290, is hereby amended to read as follows:

Sec. 25. 1. The Regional Water Commission must be directed and governed by a Board of Trustees composed of the following nine members appointed pursuant to this section:

- (a) Two members of the City Council of the City of Reno;
- (b) Two members of the City Council of the City of Sparks;
- (c) Two members of the Board of County Commissioners of Washoe County;
- (d) One member representing the Truckee Meadows Water Reclamation Facility or its successor;
- (e) One member designated by the Board of Trustees of the South Truckee Meadows General Improvement District or its successor; and
- (f) One member of the Board of Trustees of the Sun Valley General Improvement District or its successor.

2. The City Council of the City of Reno, the City Council of the City of Sparks and the Board of County Commissioners of Washoe County shall each appoint one trustee from their membership for an initial term of 2 years.



3. The Board of Directors of the Truckee Meadows Water Authority or its successor shall appoint from its membership, for initial terms of 3 years:

(a) One trustee who is a member of the City Council of the City of Reno;

(b) One trustee who is a member of the City Council of the City of Sparks; and

(c) One trustee who is a member of the Board of County Commissioners of Washoe County.

→ The trustees appointed pursuant to this subsection must be different persons than those appointed pursuant to subsection 2.

4. The Board of Trustees of the Sun Valley General Improvement District or its successor and the Board of Trustees of the South Truckee Meadows General Improvement District or its successor shall each appoint one trustee from its membership for an initial term of 3 years.

5. The owners of the Truckee Meadows Water Reclamation Facility or its successor shall jointly appoint one trustee for an initial term of 2 years.

6. After the initial terms, each trustee who is appointed to the Board serves for a term of 2 years. A trustee may be reappointed.

7. All trustees must be elected officials. No trustee may serve beyond his term of office.

8. The position of a trustee must be considered vacated upon his loss of any of the qualifications required for his appointment, and in such event, the appointing authority shall appoint a successor to fill the remainder of the unexpired term.

9. For the purposes of this section, the Mayor of the City of Sparks shall be deemed to be a member of the City Council of the City of Sparks.

Sec. 2. Section 36 of the Western Regional Water Commission Act, being chapter 531, Statutes of Nevada 2007, at page 3293, is hereby amended to read as follows:

Sec. 36. 1. The Northern Nevada Water Planning Commission is hereby created in the planning area. The Water Planning Commission must consist of the following voting members who are residents of Nevada:

(a) The Director of Public Works for the City of Reno, or his designee;

(b) The Director of Public Works for the City of Sparks, or his designee;



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(c) The Director of Water Resources for Washoe County, or his designee;

(d) A member of the South Truckee Meadows General Improvement District or its successor;

(e) The General Manager of the Sun Valley General Improvement District or its successor, or his designee;

(f) The General Manager of the Truckee Meadows Water Authority or its successor, or his designee;

(g) The General Manager of the Truckee Meadows Wastewater Reclamation Facility or its successor, or his designee;

(h) One member appointed by the governing body of the Indian reservation which is the largest in area ~~in~~ **and contiguous to** the planning area ; ~~if the planning area contains an Indian reservation, or, if there is not an Indian reservation located within the planning area or the governing body of the reservation does not appoint a member, one member appointed by the Board to represent the public at large;~~

(i) One member of the public at large appointed by the Board to represent environmental, biological, conservation or public concerns;

(j) One member appointed by the Board to represent owners of domestic wells;

(k) One member appointed by the Board of ~~Supervisors~~ **Directors** of the Washoe ~~Storey~~ **County Water** Conservation District or its successor; and

(l) Such additional members with expertise in any area that the Board determines is necessary, appointed by the Board.

➤ The terms of the ex officio members described in paragraphs (a) to (g), inclusive, are concurrent with the employment of those members in the respective positions specified in those paragraphs. The members appointed pursuant to paragraphs (h) to (l), inclusive, serve initial terms of 2 years.

2. After the initial terms, the term of office of each member appointed pursuant to paragraphs (h) to (l), inclusive, of subsection 1 is 3 years. A member may be reappointed. A vacancy must be filled for the unexpired term by the appointing entity.

Sec. 3. This act becomes effective on July 1, 2009.

