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AN ACT relating to weed control districts; removing the provision requiring a board of county commissioners to levy an assessment on all real property in the county which is in a weed control district and making the levy discretionary; requiring the board of county commissioners to hold at least one public hearing before levying an assessment under certain circumstances; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law requires a board of county commissioners to levy an assessment on all real property in the county which is in a weed control district. (NRS 555.215) This bill amends that provision so that the board of county commissioners is authorized, but not required, to levy such an assessment. This bill also requires the board of county commissioners to hold at least one public hearing to entertain applications for the exclusion of lands from the weed control district before levying such an assessment if certain circumstances occur.

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

- Section 1.** NRS 555.215 is hereby amended to read as follows:
- 555.215 1. ~~Upon~~ *Except as otherwise provided in subsection 5, upon* the preparation and approval of a budget in the manner required by the Local Government Budget and Finance Act, the board of county commissioners of each county having lands situated in the district ~~[shall,]~~ *may*, by resolution, levy an assessment upon all real property in the county which is in the weed control district.
2. Every assessment so levied is a lien against the property assessed.
3. Amounts collected in counties other than the county having the larger or largest proportion of the area of the district must be paid over to the board of county commissioners of that county for the use of the district.
4. The *board of* county commissioners of that county may obtain medium-term obligations pursuant to NRS 350.087 to 350.095, inclusive, of an amount of money not to exceed the total amount of the assessment, *if any*, to pay the expenses of controlling the weeds in the weed control district. The loans may be made only after the assessments , *if any*, are levied.



5. If a weed control district is created pursuant to NRS 555.203 on the basis that the board of county commissioners creating the weed control district will not exercise its discretion to levy an assessment against real property pursuant to this section and if, after the weed control district is created, the board of county commissioners decides to levy such an assessment, the board of county commissioners shall, before levying the assessment, hold at least one public hearing to entertain applications for the exclusion of lands from the weed control district pursuant to paragraph (a) of subsection 3 of NRS 555.203.

Sec. 2. This act becomes effective on July 1, 2009.

