

ASSEMBLY BILL NO. 297—ASSEMBLYMEN OCEGUERA, CONKLIN, ANDERSON, KIRKPATRICK, BROOKS; AIZLEY, ATKINSON, BENITEZ-THOMPSON, BOBZIEN, BUSTAMANTE ADAMS, CARLTON, CARRILLO, DALY, DIAZ, DONDERO LOOP, FLORES, FRIERSON, GOICOECHEA, HAMMOND, HICKEY, HOGAN, HORNE, LIVERMORE, MASTROLUCA, MUNFORD, NEAL, OHRENSCHALL, PIERCE, SEGERBLOM AND SMITH

MARCH 17, 2011

Referred to Committee on Government Affairs

SUMMARY—Revises provisions relating to airports in certain counties. (BDR 44-966)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.
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 airports; requiring the board of county commissioners of certain counties to grant certain authority to a department of aviation; requiring those boards to create a department of aviation; authorizing the county fair and recreation board to oversee the department of aviation on behalf of the board of county commissioners; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 Existing law permits municipalities, including counties, to own and operate
2 public airports. (Title 44 of NRS) A municipality may give authority to plan,
3 establish, develop, construct, enlarge, improve, maintain, equip, operate, regulate,
4 protect and police its public airport to an officer, board or other municipal agency.
5 (NRS 496.120) This bill requires the board of county commissioners in a county
6 whose population is 400,000 or more (currently Clark County) to create a
7 department of aviation and to grant to the department the authority to plan,
8 establish, develop, construct, enlarge, improve, maintain, equip, operate, regulate,
9 protect and police the county's airports. This bill also requires the board of county
10 commissioners to authorize the county fair and recreation board to oversee the
11 department of aviation on its behalf.



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

Section 1. NRS 496.120 is hereby amended to read as follows:

496.120 ~~{Any}~~

1. Except as otherwise provided in subsection 2, any authority vested by this chapter in a municipality or in the governing body thereof for the planning, establishment, development, construction, enlargement, improvement, maintenance, equipment, operation, regulation, protection and policing of airports or other air navigation facilities established, owned or controlled, or to be established, owned or controlled, by the municipality may be vested by resolution of the governing body of the municipality in an officer or board or other municipal agency whose powers and duties shall be prescribed in the resolution, but the expense of such planning, establishment, development, construction, enlargement, improvement, maintenance, equipment, operation, regulation, protection and policing shall be a responsibility of the municipality.

2. The board of county commissioners in a county whose population is 400,000 or more shall by resolution vest the powers described in subsection 1 to the county's department of aviation created pursuant to section 2 of this act.

Sec. 2. Chapter 244 of NRS is hereby amended by adding thereto a new section to read as follows:

The board of county commissioners in a county whose population is 400,000 or more shall:

1. Create a department of aviation devoted primarily to the planning, establishment, development, construction, enlargement, improvement, maintenance, equipment, operation, regulation, protection and policing of airports or other air navigation facilities established, owned or controlled, or to be established, owned or controlled, by the county; and

2. Authorize the county fair and recreation board created pursuant to NRS 244A.597 to 244A.655, inclusive, to oversee on behalf of the board the county's department of aviation in carrying out the powers and duties set forth in subsection 1.

Sec. 3. The provisions of NRS 354.599 do not apply to any additional expenses of a local government that are related to the provisions of this act.

Sec. 4. This act becomes effective:

1. Upon passage and approval for the purpose of adopting resolutions and performing any other organizational, administrative, preparatory or preliminary tasks necessary to carry out the provisions of this act; and



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2. On July 1, 2011, for all other purposes.

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