

Amendment No. 650

Assembly Amendment to Senate Bill No. 384 First Reprint (BDR 28-172)

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 underlining*** is newly added transitory language.

HAC/WLK



Date: 5/22/2011

S.B. No. 384—Authorizes the governing body of a local government to adopt procedures for the sale of naming rights to certain public facilities. (BDR 28-172)



SENATE BILL NO. 384—COMMITTEE ON GOVERNMENT AFFAIRS

(ON BEHALF OF THE LEGISLATIVE COMMISSION'S COMMITTEE
TO STUDY POWERS DELEGATED TO LOCAL GOVERNMENTS)

MARCH 25, 2011

Referred to Committee on Government Affairs

SUMMARY—Authorizes the governing body of ~~the~~ certain local ~~government~~ governments to adopt procedures for the sale of naming rights to certain public facilities. (BDR ~~28-172~~) 20-172

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 public facilities; authorizing the governing body of a ~~local government~~ county or city to adopt procedures for the sale of the naming rights to certain parks, recreational facilities and other public facilities owned by the ~~local government~~ county or city; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law authorizes the board of county commissioners in a county whose population is 400,000 or more (currently Clark County) to adopt, by ordinance, procedures for the sale of naming rights relating to a shooting range that is owned by the county. (NRS 244.30701) This bill authorizes the governing body of a ~~local government (including counties, cities, towns, school districts and general improvement districts)~~ county or city, with limited exceptions, to adopt, by ordinance, procedures for the sale of the naming rights to a park, recreational facility or other public facility owned by the ~~local government~~ county or city.

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

Section 1. Chapter ~~239~~ 244 of NRS is hereby amended by adding thereto a new section to read as follows:

1. Except as otherwise provided in subsection 2, the ~~governing body of a local government~~ board of county commissioners may adopt, by ordinance, procedures for the sale of naming rights to a park, recreational facility or other public facility that is owned by the ~~local government~~ county, including, without limitation, the sale of naming rights to:

(a) Buildings, improvements, facilities, features, fixtures and sites located within the boundaries of the park, recreational facility or other public facility; and

(b) Activities, events and programs held at the park, recreational facility or other public facility.

2. In adopting an ordinance pursuant to subsection 1, a ~~governing body~~ board of county commissioners shall not ~~authorize~~ :

(a) Authorize the sale of naming rights to any park, recreational facility or other public facility which is:

~~(a)~~ (1) Subject to a lease agreement authorizing the lessee to sell such naming rights; or

~~(b)~~ (2) Currently named after a person of historical significance.

(b) Delegate authority to make a decision regarding the sale of naming rights that is authorized pursuant to this section to any department, division, agency or employee of the county.

3. As used in this section:

(a) ~~“Local government” means any political subdivision of this State, including, without limitation, a county, city, town, school district, general improvement district or other district which performs a governmental function.~~

~~(b)~~ “Park” means real property and any improvements made thereon that are designed to serve the cultural, leisure, recreational and outdoor needs of natural persons.

~~(c)~~ (b) “Public facility” means any facility, including, without limitation, real or personal property, which is owned by a ~~local government~~

~~(d)~~ county.

(c) “Recreational facility” means real and personal property and improvements to real property for athletic, cultural and leisure activities and all appurtenances or customary facilities and uses associated therewith.

Sec. 2. Chapter 268 of NRS is hereby amended by adding thereto a new section to read as follows:

1. Except as otherwise provided in subsection 2, the governing body of a city may adopt, by ordinance, procedures for the sale of naming rights to a park, recreational facility or other public facility that is owned by the city, including, without limitation, the sale of naming rights to:

(a) Buildings, improvements, facilities, features, fixtures and sites located within the boundaries of the park, recreational facility or other public facility; and

(b) Activities, events and programs held at the park, recreational facility or other public facility.

2. In adopting an ordinance pursuant to subsection 1, a governing body shall not:

(a) Authorize the sale of naming rights to any park, recreational facility or other public facility which is:

(1) Subject to a lease agreement authorizing the lessee to sell such naming rights; or

(2) Currently named after a person of historical significance.

(b) Delegate authority to make a decision regarding the sale of naming rights that is authorized pursuant to this section to any department, division, agency or employee of the city.

3. As used in this section:

(a) “Park” means real property and any improvements made thereon that are designed to serve the cultural, leisure, recreational and outdoor needs of natural persons.

1 (b) "Public facility" means any facility, including, without limitation, real or
2 personal property, which is owned by a city.

3 (c) "Recreational facility" means real and personal property and
4 improvements to real property for athletic, cultural and leisure activities and all
5 appurtenances or customary facilities and uses associated therewith.

6 ~~{Sec. 2.}~~ Sec. 3. This act becomes effective on July 1, 2011.