

SENATE BILL NO. 68—COMMITTEE ON GOVERNMENT AFFAIRS

(ON BEHALF OF EUREKA COUNTY)

PREFILED DECEMBER 15, 2010

Referred to Committee on Government Affairs

SUMMARY—Requires the State Engineer to allow a city, county or other political subdivision to participate in developing and carrying out a plan or conducting a study relating to the appropriation of water for beneficial use under certain circumstances. (BDR 48-525)

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; requiring the State Engineer to allow a city, county or other political subdivision to participate in developing and carrying out a plan or conducting a study relating to the appropriation of water for beneficial use under certain circumstances; requiring the State Engineer to consider any comment, analysis or other information submitted by the city, county or other political subdivision in approving the plan or conducting or reviewing the results of the plan or study; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 The State Engineer, an appointee of the Director of the State Department of
2 Conservation and Natural Resources, manages the appropriation of water in this
3 State. (Title 48 of NRS) This bill requires the State Engineer to allow a city, county
4 or other political subdivision of this State to participate in developing and carrying
5 out a plan or conducting a study required by the State Engineer relating to the
6 appropriation of water for beneficial use if: (1) the water is or may be appropriated
7 in the political subdivision; and (2) the political subdivision requests to participate.
8 This bill also requires the State Engineer to consider any comment, analysis or
9 other information submitted to the State Engineer by a city, county or other
10 political subdivision pursuant to this bill in conducting or reviewing the results of a
11 plan or study.



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

1 **Section 1.** Chapter 532 of NRS is hereby amended by adding
2 thereto a new section to read as follows:

3 *1. If the State Engineer requires a monitoring, management*
4 *or mitigation plan as a condition of appropriating water for a*
5 *beneficial use or requires a study pursuant to this title, the State*
6 *Engineer shall, if requested by a city, county or other political*
7 *subdivision in this State in which the water is or may be*
8 *appropriated, allow the city, county or other political subdivision*
9 *to participate in developing and carrying out the plan or*
10 *conducting the study.*

11 *2. If a city, county or other political subdivision submits any*
12 *comment, analysis or other information to the State Engineer*
13 *pursuant to subsection 1, the State Engineer shall consider the*
14 *comment, analysis or other information in approving any*
15 *monitoring, management or mitigation plan specified in*
16 *subsection 1 or in conducting or reviewing the results of a plan or*
17 *study specified in that subsection.*

18 *3. The provisions of this section are in addition to any*
19 *consulting required pursuant to paragraph (a) of subsection 4 of*
20 *NRS 533.368.*

21 **Sec. 2.** This act becomes effective upon passage and approval.

