

SENATE JOINT RESOLUTION NO. 9—SENATOR LEE

MARCH 21, 2011

Referred to Committee on Legislative Operations and Elections

SUMMARY—Proposes to amend the Nevada Constitution to require an affirmative vote of two-thirds of the members elected to each House of the Legislature to decrease revenues or reserves of or mandate that new or different services be performed by a local government. (BDR C-395)

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.

SENATE JOINT RESOLUTION—Proposing to amend the Nevada Constitution to require an affirmative vote of two-thirds of the members elected to each House of the Legislature to decrease revenues or reserves of or mandate that new or different services be performed by a local government.

Legislative Counsel’s Digest:

The Nevada Constitution provides that a vote of a majority of the members elected to each House of the Legislature is necessary to pass a bill or joint resolution, and a vote of two-thirds of the members elected to each House is necessary to pass a bill or joint resolution which creates, generates or increases any public revenue. (Nev. Const. Art. 4, § 18)

This joint resolution proposes to amend the Nevada Constitution to provide that a vote of two-thirds of the members elected to each House of the Legislature is necessary to pass a bill or joint resolution which decreases revenues or reserves collected by, distributed to, or held by a local government, or imposes fees on or mandates that new or different services be performed by a local government.

RESOLVED BY THE SENATE AND ASSEMBLY OF THE STATE OF NEVADA, JOINTLY, That Section 18 of Article 4 of the Nevada Constitution be amended to read as follows:

Sec. 18. 1. Every bill, except a bill placed on a consent calendar adopted as provided in subsection ~~4~~ 5,



1 must be read by sections on three several days, in each
2 House, unless in case of emergency, two thirds of the House
3 where such bill is pending shall deem it expedient to dispense
4 with this rule. The reading of a bill by sections, on its final
5 passage, shall in no case be dispensed with, and the vote on
6 the final passage of every bill or joint resolution shall be
7 taken by yeas and nays to be entered on the journals of each
8 House. Except as otherwise provided in ~~{subsection 2,}~~ **this**
9 **section**, a majority of all the members elected to each House
10 is necessary to pass every bill or joint resolution, and all bills
11 or joint resolutions so passed, shall be signed by the presiding
12 officers of the respective Houses and by the Secretary of the
13 Senate and Clerk of the Assembly.

14 2. Except as otherwise provided in subsection 3, an
15 affirmative vote of not fewer than two-thirds of the members
16 elected to each House is necessary to pass a bill or joint
17 resolution which creates, generates, or increases any public
18 revenue in any form, including but not limited to taxes, fees,
19 assessments and rates, or changes in the computation bases
20 for taxes, fees, assessments and rates.

21 3. A majority of all of the members elected to each
22 House may refer any measure which creates, generates, or
23 increases any revenue in any form to the people of the State at
24 the next general election, and shall become effective and
25 enforced only if it has been approved by a majority of the
26 votes cast on the measure at such election.

27 4. ***An affirmative vote of not fewer than two-thirds of***
28 ***the members elected to each House is necessary to pass a***
29 ***bill or joint resolution which decreases revenues or reserves***
30 ***collected by, distributed to, or held by a local government, or***
31 ***imposes fees on or mandates that new or different services***
32 ***be performed by a local government.***

33 5. Each House may provide by rule for the creation of a
34 consent calendar and establish the procedure for the passage
35 of uncontested bills.

