

ASSEMBLY BILL NO. 312—ASSEMBLYMEN LIVERMORE, HICKEY,
HAMBRICK; PAUL ANDERSON, BUSTAMANTE ADAMS,
FIORE, GRADY, HARDY, HEALEY, KIRNER, MUNFORD,
OSCARSON, STEWART AND WHEELER

MARCH 18, 2013

JOINT SPONSOR: SENATOR ATKINSON

Referred to Committee on Government Affairs

SUMMARY—Makes various changes to the Charter of Carson
City. (BDR S-41)

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 the Charter of Carson City; revising provisions
of the Charter relating to the Charter Committee; and
providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 The Charter of Carson City provides for the appointment of a Charter
2 Committee to advise the Board of Supervisors concerning potential amendments to
3 the Charter. (Carson City Charter §§ 1.080, 1.090) Currently, each Supervisor and
4 each member of the Senate and Assembly delegation representing the residents of
5 Carson City nominates at least one person for membership on the Charter
6 Committee, and the Board appoints the members of the Committee. The Charter
7 also provides that each member of the Committee serves a term concurrent with the
8 term of the public officer who nominated him or her for appointment. (Carson City
9 Charter § 1.080) **Section 1** of this bill revises the appointment process to provide
10 that the Mayor, each other member of the Board and each member of the Senate
11 and Assembly delegation representing the residents of Carson City is to appoint one
12 member of the Committee. **Section 1** also provides that each member of the
13 Committee serves a term concurrent to the term of the public officer by whom he or
14 she was appointed, or at the pleasure of that public officer.

15 **Section 1.5** of this bill revises provisions of the current Charter governing the
16 meetings and duties of the Committee.

17 The current Charter also authorizes the Board of Supervisors to remove
18 members of the Committee for good cause and requires the Board to fill any
19 vacancy that occurs on the Committee. (Carson City Charter § 1.100) **Section 2** of



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this bill authorizes the public officer, or his or her successor, who has appointed a member of the Committee to remove the member with or without cause and fill any vacancy created by the removal or resignation of a member.

Section 3 of this bill provides that a member who is serving on the Committee as of the effective date of this bill (January 1, 2014) may continue to serve until the expiration of his or her term or until he or she is removed.

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

Section 1. Section 1.080 of the Charter of Carson City, being chapter 341, Statutes of Nevada 1999, at page 1406, is hereby amended to read as follows:

Sec. 1.080 Charter Committee: ~~{Nomination; appointment; terms;}~~ *Appointment*; qualifications; *terms*; compensation.

1. The ~~{candidates for membership on}~~ *members of* the Charter Committee must be ~~{nominated}~~ *appointed* as follows:

(a) ~~{Each Supervisor}~~ *The Mayor and each other member of the Board* shall ~~{nominate at least}~~ *appoint* one ~~{candidate}~~ *member*; and

(b) Each member of the Senate and Assembly delegation representing the residents of the City shall ~~{nominate at least}~~ *appoint* one ~~{candidate}~~.

~~2. The Board shall:~~

~~(a) Determine the appropriate number of members of the Charter Committee from the candidates nominated; and~~

~~(b) Appoint the members of the Charter Committee.~~

~~3. member.~~

2. Each member of the Charter Committee must:

(a) Be a registered voter in Carson City;

(b) Serve a term concurrent to the term of the public officer by whom he or she was ~~{nominated}~~ *appointed, or at the pleasure of that public officer*;

(c) Reside in Carson City during his or her term of office; and

(d) Serve without compensation.

Sec. 1.5. Section 1.090 of the Charter of Carson City, being chapter 341, Statutes of Nevada 1999, as amended by chapter 68, Statutes of Nevada 2003, at page 451, is hereby amended to read as follows:

Sec. 1.090 Charter Committee: Officers; meetings; duties ~~{}~~ *legislative measures*.

1. The Charter Committee shall:



~~{1-}~~ (a) Elect ~~{a Chair and Vice Chair}~~ from among its members *a Chair and Vice Chair*, who each serve for a term of 2 years ~~{1-}~~ *unless he or she resigns or is removed from the Committee pursuant to section 1.100;*

~~{2-}~~ (b) Meet at least once every 2 years before the beginning of each regular session of the Legislature and when requested by the Board or the Chair of the Committee;

~~{3-}~~ (c) Meet jointly with the Board on a date to be set after the final biennial meeting of the Committee is conducted pursuant to ~~{subsection 2}~~ *paragraph (b)* and before the beginning of the next regular session of the Legislature to advise the Board with regard to the recommendations of the Committee concerning necessary amendments to this Charter;

~~{and~~

~~—4. Assist}~~

(d) *If the Board elects to submit the Committee's recommended amendments to the Legislature as one of the City's legislative measures, assist the Board in the timely preparation of such amendments for presentation to the Legislature on behalf of the City; {amendments for presentation to the Legislature on behalf of the City.} and*

(e) *Perform all functions and do all things necessary to accomplish the purposes for which it is established, including holding meetings and public hearings and obtaining assistance from officers of the City to ensure the Committee's compliance with any law applicable to a public body.*

2. *If the Board elects not to submit the Committee's recommended amendments to the Legislature as one of the City's legislative measures, the Committee may vote to authorize a member of the Committee to seek sponsorship of a legislative measure by a member of the Senate or Assembly delegation representing the residents of the City and to assist the Senator, Assemblyman or Assemblywoman, as applicable, in the timely preparation of such amendments for presentation to the Legislature. The member of the Committee shall not represent that any such legislative measure is approved or supported by the Board and shall disclose to the Senator, Assemblyman or Assemblywoman, as applicable, that the legislative measure is not approved or supported by the Board.*



1 **Sec. 2.** Section 1.100 of the Charter of Carson City, being
2 chapter 341, Statutes of Nevada 1999, at page 1406, is hereby
3 amended to read as follows:

4 Sec. 1.100 Charter Committee: Removal ~~of~~ *of*
5 *members;* vacancies.

6 1. A member of the Charter Committee may be removed
7 by the ~~Board for:~~

8 ~~—(a) Missing three consecutive regular meetings; or~~

9 ~~—(b) Other good cause.~~ *public officer, or his or her*
10 *successor in office, who appointed the member.*

11 2. ~~{The Board shall fill any}~~ *Any* vacancy that occurs on
12 the Charter Committee ~~{for the unexpired term.}~~ *must be*
13 *filled as provided by section 1.080.*

14 **Sec. 3.** 1. Any person who is serving as a member of the
15 Charter Committee of Carson City on January 1, 2014, and is
16 qualified to serve in that capacity pursuant to subsection 2 of section
17 1.080 of the Charter of Carson City, as amended by section 1 of this
18 act, may continue to serve until:

19 (a) The expiration of his or her term; or

20 (b) He or she is removed pursuant to section 1.100 of the
21 Charter, as amended by section 2 of this act.

22 2. Any person described in subsection 1 whose term expires on
23 or after January 1, 2014, may be reappointed to the Charter
24 Committee pursuant to section 1.080 of the Charter, as amended by
25 section 1 of this act.

26 **Sec. 4.** This act becomes effective on January 1, 2014.

