

Amendment No. 254

Senate Amendment to Senate Bill No. 249

(BDR 31-1023)

Proposed by: Senate Committee on Government Affairs

Amendment Box: Replaces Amendment No. 195.

Amends: Summary: No Title: No Preamble: No Joint Sponsorship: No Digest: Yes

ASSEMBLY ACTION				Initial and Date	SENATE ACTION				Initial and Date	
Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/>	_____		Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/>	_____
Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____		Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____
Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____		Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) variations of green bold underlining is language proposed to be added 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 proposed to be retained in this amendment.

HAC/JWP



Date: 4/6/2015

S.B. No. 249—Revises provisions relating to local financial administration.
 (BDR 31-1023)



SENATE BILL NO. 249—SENATORS GOICOECHEA AND HARDY

MARCH 11, 2015

Referred to Committee on Government Affairs

SUMMARY—Revises provisions relating to local financial administration.
(BDR 31-1023)

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 local government financial administration; reducing the time in which a person who is owed certain money by a county may make a demand for payment; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law provides that a person who is owed money by a county and who fails or neglects to demand payment of the money within 2 years is disallowed from collecting the amount owed unless, within 6 years after the initial 2-year period, the person makes a demand for payment. (NRS 354.190) This bill ~~shortens from 6 years to 1 year the period within which a person owed a debt by a county, whose claim has been disallowed due to failure or neglect to demand payment within 2 years, may be reallocated to collect such a debt upon making a demand,~~ provides that the owner of an indebtedness of the county must demand the payment of the indebtedness from the county not later than 1 year after the date of the original allowance or the payment of the indebtedness is barred unless the board of county commissioners allows payment.

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

Section 1. NRS 354.190 is hereby amended to read as follows:

354.190 1. ~~When there shall be in the general, contingent, indigent sick or road fund of a county any sum of money which has been in the fund for the term of 2 years or more by reason of the failure or neglect of the owner of such indebtedness to demand payment of the same, such sum of money shall be applied to the payment of the more recent indebtedness of the county payable out of such fund.~~

~~2. If the~~ The owner of ~~such allowance shall demand such sum of money within 6 years~~ an indebtedness of a county must demand payment of the indebtedness from the county not later than 1 year ~~from~~ after the date of the original allowance, ~~of such sum of money, and after such sum of money has been so applied, the board of county commissioners may again allow the demand for the~~

1 ~~amount originally allowed, without interest, and no more, and any such demand so~~
2 ~~reallocated shall be paid in the order of its reallocation out of the fund originally~~
3 ~~accountable therefor, if such fund exists. If no such fund exists at the time, then~~
4 ~~such demand shall be paid in the order of its reallocation out of the county general~~
5 ~~fund.~~

6 ~~3. Should;~~

7 2. If the payment of ~~{such sum of money not be}~~ *an indebtedness of the*
8 *county is not* demanded within ~~{6 years}~~ *1 year* ~~{from and}~~ after the original
9 allowance ~~{of such demand, then such indebtedness shall not be reallocated by the~~
10 ~~board of county commissioners and}~~ *, except as otherwise provided in subsection*
11 *3,* the payment thereof shall be forever barred.

12 3. *If the payment of an indebtedness of the county is demanded more than 1*
13 *year after the original allowance, the board of county commissioners may allow*
14 *the payment. Nothing in this subsection requires the board to allow the payment*
15 *of an indebtedness that is demanded more than 1 year after the original*
16 *allowance.*

17 4. Nothing in this section shall be so construed as to affect or repeal any law
18 providing for the redemption or funding of the indebtedness of any county.

19 Sec. 2. This act becomes effective on July 1, 2015.