

SENATE BILL NO. 115—SENATOR HARDY

PREFILED FEBRUARY 1, 2015

Referred to Committee on Government Affairs

**SUMMARY**—Revises provisions relating to certain town advisory boards. (BDR 21-241)

**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 unincorporated towns; requiring the election of members of certain town advisory boards in a county whose population is 700,000 or more; and providing other matters properly relating thereto.

**Legislative Counsel's Digest:**

Under existing law, the board of county commissioners of a county whose population is 700,000 or more (currently Clark County), when enacting an ordinance to establish an unincorporated town, may choose to appoint the members of the town advisory board or allow the registered voters of the unincorporated town to elect the members of the town advisory board. (NRS 269.576) This bill requires the members of a town advisory board for an unincorporated town that is in a county whose population is 700,000 or more (currently Clark County) and that is located 25 miles or more from an incorporated city whose population is 500,000 or more (currently Las Vegas) to be elected by the registered voters of the unincorporated town unless there are fewer qualified electors who file for election than there are seats on the town advisory board. In that case, this bill requires the board of county commissioners to appoint the members to the seats left vacant after the election.

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

**Section 1.** NRS 269.576 is hereby amended to read as follows:  
269.576 1. Except as appointment may be deferred pursuant  
to NRS 269.563, the board of county commissioners of any county  
whose population is 700,000 or more shall, in each ordinance which



\* S B 1 1 5 \*

1 establishes an unincorporated town pursuant to NRS 269.500 to  
2 269.625, inclusive, provide for:

3 (a) ~~[Appointment]~~ *Except as otherwise provided in subsection*  
4 *7, appointment* by the board of county commissioners or the  
5 election by the registered voters of the unincorporated town of three  
6 or five qualified electors who are residents of the unincorporated  
7 town to serve as the town advisory board. If the ordinance provides  
8 for appointment by the board of county commissioners, in making  
9 such appointments, the board of county commissioners shall  
10 consider:

11 (1) The results of any poll conducted by the town advisory  
12 board; and

13 (2) Any application submitted to the board of county  
14 commissioners by persons who desire to be appointed to the town  
15 advisory board in response to an announcement made by the town  
16 advisory board.

17 (b) A term of 2 years for members of the town advisory board.

18 (c) Election of a chair from among the members of the town  
19 advisory board for a term of 2 years, and, if a vacancy occurs in the  
20 office of chair, for the election of a chair from among the members  
21 for the remainder of the unexpired term. The ordinance must also  
22 provide that a chair is not eligible to succeed himself or herself for a  
23 term of office as chair.

24 2. ~~[The]~~ *Except as otherwise provided in subsection 7, the*  
25 members of a town advisory board serve at the pleasure of the board  
26 of county commissioners.

27 3. If a ~~[member is removed, or if the position of a member~~  
28 ~~otherwise becomes vacant,]~~ *vacancy occurs on the town advisory*  
29 *board*, the board of county commissioners shall appoint a new  
30 member to serve out the remainder of the unexpired term of the  
31 member. ~~[who was removed.~~

32 ~~—3.]~~ 4. The board of county commissioners shall provide notice  
33 of the expiration of the term of a member of and any vacancy on a  
34 town advisory board to the residents of the unincorporated town by  
35 mail, newsletter or newspaper at least 30 days before the expiration  
36 of the term or filling the vacancy.

37 ~~[4.]~~ 5. The duties of the town advisory board are to:

38 (a) Assist the board of county commissioners in governing the  
39 unincorporated town by acting as liaison between the residents of  
40 the town and the board of county commissioners; and

41 (b) Advise the board of county commissioners on matters of  
42 importance to the unincorporated town and its residents.

43 ~~[5.]~~ 6. The board of county commissioners may provide by  
44 ordinance for compensation for the members of the town advisory  
45 board.



1       7. *If an unincorporated town is established in a county whose*  
2 *population is 700,000 or more and is located 25 miles or more*  
3 *from an incorporated city whose population is 500,000 or more:*

4       (a) *The board of county commissioners shall by ordinance*  
5 *provide for the election by the registered voters of the*  
6 *unincorporated town of three or five qualified electors who are*  
7 *residents of the unincorporated town to serve as the town advisory*  
8 *board. If there are fewer qualified electors who are residents of the*  
9 *unincorporated town who file for election to the town advisory*  
10 *board than there are seats on the town advisory board, the board*  
11 *of county commissioners shall appoint as many new members as*  
12 *are necessary to fill the seats left vacant after the election.*

13       (b) *The members of the town advisory board of the*  
14 *unincorporated town do not serve at the pleasure of and may not*  
15 *be removed by the board of county commissioners.*

16       **Sec. 2.** 1. Except as otherwise provided in subsection 2, the  
17 amendatory provisions of this act apply to every town that was  
18 established before October 1, 2015, in a county whose population is  
19 700,000 or more and is located 25 miles or more from an  
20 incorporated city whose population is 500,000 or more.

21       2. The amendatory provisions of this act do not affect the  
22 current term of appointment or election of any person who, on  
23 October 1, 2015, is a member of a town advisory board of a town in  
24 a county whose population is 700,000 or more and that is located 25  
25 miles or more from an incorporated city whose population is  
26 500,000 or more.

