

ASSEMBLY BILL NO. 39—COMMITTEE
ON GOVERNMENT AFFAIRS

(ON BEHALF OF WASHOE COUNTY)

PREFILED NOVEMBER 16, 2016

Referred to Committee on Government Affairs

SUMMARY—Revises provisions governing the appointment of representatives to a governing board for regional planning in certain counties. (BDR 22-433)

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 regional planning; revising provisions governing the appointment of representatives to a governing board for regional planning in certain counties; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 Existing law creates a governing board for regional planning in each county
2 whose population is 100,000 or more but less than 700,000 (currently Washoe
3 County). Representatives to the governing board are appointed by the board of
4 county commissioners and the governing bodies of the incorporated cities within
5 the county (currently the cities of Reno and Sparks). Currently, at least two of the
6 three representatives appointed to the governing board by the board of county
7 commissioners must represent or reside within the unincorporated areas of the
8 county. If a person so appointed is a county commissioner, his or her district must
9 be one of the two districts in the county with the highest percentage of
10 unincorporated area. (NRS 278.0264) This bill eliminates those requirements. This
11 bill also reduces from four to three the number of representatives that may be
12 appointed to the governing board by the governing body of the largest incorporated
13 city in the county.



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

Section 1. NRS 278.0264 is hereby amended to read as follows:

278.0264 1. There is hereby created in each county whose population is 100,000 or more but less than 700,000, a governing board for regional planning consisting of:

(a) Three representatives appointed by the board of county commissioners . ~~I, at least two of whom must represent or reside within unincorporated areas of the county.~~ If ~~the~~ **a** representative is ~~I~~:

~~(1) A county commissioner, his or her district must be one of the two districts in the county with the highest percentage of unincorporated area.~~

~~(2) Not~~ **not** a county commissioner, he or she must reside within an unincorporated area of the county.

(b) ~~Four~~ **Three** representatives appointed by the governing body of the largest incorporated city in the county.

(c) Three representatives appointed by the governing body of every other incorporated city in the county whose population is 60,000 or more.

(d) One representative appointed by the governing body of each incorporated city in the county whose population is less than 60,000.

2. Except for the terms of the initial members of the governing board, the term of each member is 3 years and until the selection and qualification of his or her successor. A member may be reappointed. A vacancy must be filled for the unexpired term by the governing body which made the original appointment.

3. The governing bodies may appoint representatives to the governing board from within their respective memberships. A member of a local governing body who is so appointed and who subsequently ceases to be a member of that body, automatically ceases to be a member of the governing board. The governing body may also appoint alternative representatives who may act in the respective absences of the principal appointees.

4. The governing board shall elect its chair from among its members. The term of the chair is 1 year. The member elected chair must have been appointed by the governing body of the county or a city whose population is 60,000 or more as determined pursuant to a schedule adopted by the governing board and made a part of its bylaws which provides for the annual rotation of the chair among each of those governing bodies.

5. A member of the governing board who is also a member of the governing body which appointed him or her shall serve without



1 additional compensation. All other members must be compensated
2 at the rate of \$40 per meeting or \$200 per month, whichever is less.

3 6. The governing board may appoint such employees as it
4 deems necessary for its work and may contract with city planners,
5 engineers, architects and other consultants for such services as it
6 requires.

7 7. The local governments represented on the governing board
8 shall provide the necessary facilities, equipment, staff, supplies and
9 other usual operating expenses necessary to enable the governing
10 board to carry out its functions. The local governments shall enter
11 into an agreement whereby those costs are shared by the local
12 governments in proportion to the number of members that each
13 appoints to the governing board. The agreement must also contain a
14 provision specifying the responsibility of each local government,
15 respectively, of paying for legal services needed by the governing
16 board or by the regional planning commission.

17 8. The governing board may sue or be sued in any court of
18 competent jurisdiction.

19 9. The governing board shall prepare and adopt an annual
20 budget and transmit it as a recommendation for funding to each of
21 the local governments.

22 **Sec. 2.** With respect to the persons who are appointed to the
23 governing board for regional planning pursuant to paragraph (b) of
24 subsection 1 of NRS 278.0264, as that section existed before July 1,
25 2017, and are serving on that date:

26 1. The term of any person whose term would otherwise be the
27 first to expire after July 1, 2017, but for the amendatory provisions
28 of section 1 of this act, expires on July 1, 2017.

29 2. If the terms of two or more persons would otherwise expire
30 on the same date after July 1, 2017, but for the amendatory
31 provisions of section 1 of this act, those persons shall agree or draw
32 lots to determine which of them ceases to serve on the governing
33 board, and the term of that person expires on July 1, 2017.

34 **Sec. 3.** This act becomes effective on July 1, 2017.

