

SENATE BILL NO. 63—COMMITTEE ON REVENUE
AND ECONOMIC DEVELOPMENT

(ON BEHALF OF THE NEVADA LEAGUE OF
CITIES AND MUNICIPALITIES)

PREFILED NOVEMBER 17, 2016

Referred to Committee on Revenue and
Economic Development

SUMMARY—Revises provisions which govern responsibility for
the costs of maintenance and repair of certain county
roads. (BDR 20-324)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.
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 governments; establishing the
responsibility of the board of county commissioners of a
county to maintain and repair county streets and roads
located within the boundaries of an unincorporated town
or to pay the town board for the maintenance and repair of
such county streets and roads; and providing other matters
properly relating thereto.

Legislative Counsel's Digest:

1 Existing law provides for the apportionment of the revenues of certain motor
2 vehicle fuel taxes to a county, to the incorporated cities in the county and to the
3 town boards of unincorporated towns in the county for the construction,
4 maintenance and repair of rights-of-way, other than state highways, under the
5 direction and control of the board of county commissioners or the governing body
6 of the city or town, as applicable. (NRS 365.560) Existing law additionally
7 provides that if streets and easements located in a general improvement district
8 have been accepted for dedication by the board of county commissioners, the board
9 of county commissioners is required to: (1) maintain and repair such streets and
10 easements; or (2) pay the board of trustees of the general improvement district for
11 the maintenance and repair of such streets and easements. If the board of county
12 commissioners pays the board of trustees to maintain and repair the streets and
13 easements, the board of county commissioners must use the proceeds received by
14 the county from certain motor vehicle fuel taxes. (NRS 244.278, 365.550)



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This bill establishes the responsibility of the board of county commissioners of a county to: (1) maintain and repair county roads which are located within the boundaries of an unincorporated town; or (2) pay the town board of the unincorporated town for the maintenance and repair of such county streets and roads. Additionally, this bill provides that if the board of county commissioners pays a town board to maintain and repair the county streets and roads, the board of county commissioners must use the proceeds of the motor vehicle fuel taxes imposed pursuant to NRS 365.180 and allocated to the county pursuant to NRS 365.550.

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

Section 1. Chapter 244 of NRS is hereby amended by adding thereto a new section to read as follows:

1. Except as otherwise provided in subsection 5, for all county streets and roads which are located within the boundaries of a town with a town board organized under NRS 269.016 to 269.019, inclusive, the board of county commissioners shall:

(a) Maintain and repair such streets and roads; or

(b) Pay the town board for the maintenance and repair of such streets and roads.

2. If a board of county commissioners maintains and repairs county streets and roads pursuant to subsection 1, the board shall do so in the same manner as other streets and roads are maintained or repaired by the county.

3. If a board of county commissioners pays a town board for such maintenance and repair pursuant to subsection 1, the amount of money paid must be that fraction of the total money allocated to the county pursuant to NRS 365.550 which equals the ratio of the total miles of the county streets and roads which are located within the boundaries of the town to the total miles of all county streets and roads.

4. Any money received by a town board pursuant to subsection 3 must be used for maintenance and repair of such streets and roads or for the purchase of equipment for such work and must not be used to defray any administrative expenses of the town.

5. If the repair of a county street or road is necessary because of an improvement undertaken by a town board, the board of county commissioners is not required to repair or pay for the repair of that street or road.

Sec. 2. This act becomes effective on July 1, 2018.

