

REQUIRES TWO-THIRDS MAJORITY VOTE
(§§ 3, 4)

S.B. 280

SENATE BILL NO. 280—SENATORS SETTELMAYER,
KIECKHEFER; AND GOICOECHEA

MARCH 14, 2019

Referred to Committee on Natural Resources

SUMMARY—Revises provisions relating to state lands.
(BDR 26-975)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: Yes.

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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 state lands; defining certain terms related to state lands; establishing certain fees for the use of state lands; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law requires the State Land Registrar to establish by regulation the amount of fees for an application and usage for certain uses of state lands, including uses associated with navigable bodies of water. **Section 1** of this bill defines the terms “navigable body of water” and “navigable river.” **Section 3** of this bill establishes the amount of the fees charged by the State Land Registrar for an application for certain uses of state land. **Section 4** of this bill establishes the amount of the annual fees charged by the State Land Registrar for certain uses of state land associated with navigable bodies of water. **Section 2** of this bill makes conforming changes.

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

Section 1. Chapter 322 of NRS is hereby amended by adding thereto a new section to read as follows:

“Navigable body of water” or “navigable river” means a body of water or river, as applicable, which:

1. Was or is used or capable of being used in its ordinary condition as a highway of commerce over which trade and travel



1 *are or may be conducted in the customary modes of trade and*
2 *travel on water; and*

3 *2. Has been adjudicated as navigable for title purposes by a*
4 *court of law.*

5 **Sec. 2.** NRS 322.003 is hereby amended to read as follows:

6 322.003 As used in this chapter, unless the context otherwise
7 requires, the words and terms defined in NRS 322.0032 to
8 322.0066, inclusive, *and section 1 of this act* have the meanings
9 ascribed to them in those sections.

10 **Sec. 3.** NRS 322.110 is hereby amended to read as follows:

11 322.110 1. Except as otherwise provided in this section or by
12 specific statute, the State Land Registrar shall charge ~~[a~~
13 ~~nonrefundable fee in an amount established by regulation for]~~ the
14 following ~~[:]~~ *nonrefundable fees:*

15 (a) For the consideration of an application for the issuance of
16 any lease, easement, permit, license or other authorization for:

17 (1) Any commercial use of state land other than an
18 agricultural use ~~[:]~~, *a fee of \$200.*

19 (2) Any agricultural use of state land ~~[:]~~, *a fee of \$150.*

20 (3) Any other use of state land ~~[:]~~, *a fee of \$100.*

21 (b) For the consideration of an application for the amendment of
22 any lease, easement, permit, license or other authorization for:

23 (1) Any commercial use of state land other than an
24 agricultural use ~~[:]~~, *a fee of \$100.*

25 (2) Any agricultural use of state land ~~[:]~~, *a fee of \$75.*

26 (3) Any other use of state land ~~[:]~~, *a fee of \$50.*

27 2. The State Land Registrar shall charge a nonrefundable fee
28 ~~[in an amount established by regulation]~~ *of \$10* for the consideration
29 of an application for the issuance or amendment of a permit to
30 engage in recreational dredging.

31 3. The State Land Registrar may waive any fee for the
32 consideration of an application regarding any permit, license or
33 other authorization for the use of state land for which no fee is
34 charged.

35 **Sec. 4.** NRS 322.120 is hereby amended to read as follows:

36 322.120 Except as otherwise provided in this section or by
37 specific statute, the State Land Registrar shall charge ~~[a fee in an~~
38 ~~amount established by regulation]~~ for the issuance of:

39 1. A permit for:

40 (a) The commercial use of a pier or other facility for loading
41 passengers on vessels in a navigable body of water ~~[:]~~, *a fee of*
42 *\$300 per year.*

43 (b) The multiple residential use of a pier or other facility for
44 loading passengers on vessels in a navigable body of water ~~[:]~~, *a fee*
45 *of \$150 per year.*



(c) The single residential use of a pier or other facility for loading passengers on vessels in a navigable body of water ~~§~~, *a fee of \$150 per year.*

(d) Any other use of a pier or other facility for loading passengers on vessels in a navigable body of water ~~§~~, *a fee of \$150 per year.*

2. A permit for:

(a) The commercial use:

(1) Of a boat hoist, boat house, boat ramp, boat slip, deck or a similar device or structure in or on a navigable body of water, *a fee of \$50 per year*, except that no fee may be charged for a boat hoist, boat house or deck which is attached to a pier.

(2) Of a mooring buoy or similar device for mooring vessels in or on a navigable body of water ~~§~~, *a fee of \$150 per year.*

(b) *The single or multiple residential use of a mooring buoy or similar device for mooring vessels in or on a navigable body of water, a fee of \$75 per year.*

(c) Any other use:

(1) Of a boat hoist, boat house, boat ramp, boat slip, deck or a similar device or structure in or on a navigable body of water, *a fee of \$25 per year*, except that no fee may be charged for a boat hoist, boat house or deck which is attached to a pier.

(2) Of a mooring buoy or similar device for mooring vessels in or on a navigable body of water ~~§~~, *a fee of \$5 per month or \$30 per year.*

~~§(e)~~ (d) Any use of a boat-fueling facility in or on a navigable body of water ~~§~~, *a fee of \$250 per year.*

Sec. 5. This act becomes effective on July 1, 2019.

