

Amendment No. 75

Assembly Amendment to Assembly Bill No. 104	(BDR 17-141)
Proposed by: Assembly Committee on Legislative Operations and Elections	
Amends: Summary: No Title: Yes 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.

SMH/HAC



Date: 4/7/2023

A.B. No. 104—Revises provisions governing the submission of legislative measures for city charters. (BDR 17-141)



ASSEMBLY BILL NO. 104—ASSEMBLYMEN DICKMAN AND O’NEILL

PREFILED FEBRUARY 1, 2023

Referred to Committee on Legislative Operations and Elections

SUMMARY—Revises provisions governing the submission of legislative measures for city charters. (BDR 17-141)

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 legislative measures; authorizing , under certain circumstances, a city that is incorporated by special charter to have one additional legislative measure for the purpose of amending its city charter; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

Existing law authorizes a city council to request the drafting of a certain number of legislative measures for a regular session of the Legislature based on the population of the city. (NRS 218D.205) This bill provides that if a city is incorporated by special charter (currently the cities of Boulder City, Caliente, Carlin, Carson City, Elko, Henderson, Las Vegas, Mesquite, North Las Vegas, Reno, Sparks, Wells and Yerington), in addition to the number of legislative measures that the city council is authorized to request based on the population of the city, the city council may , with certain exceptions, request 1 legislative measure for a regular session that proposes to amend the charter of the city. This bill further provides that the city council may not request the additional legislative measure that proposes to amend the city charter more than twice in any 10-year period.

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

Section 1. NRS 218D.205 is hereby amended to read as follows:

218D.205 1. For a regular session, each board of county commissioners, board of trustees of a school district and city council may request the drafting of not more than the numbers of legislative measures set forth in this section if the requests are:

(a) Approved by the governing body of the county, school district or city at a public hearing before their submission to the Legislative Counsel; and

(b) Submitted to the Legislative Counsel on or before September 1 preceding the regular session.

2. The Legislative Counsel shall notify the requesting county, school district or city if its request substantially duplicates a request previously submitted by another county, school district or city.

3. The board of county commissioners of a county whose population:
(a) Is 700,000 or more may request the drafting of not more than 4 legislative measures for a regular session.

(b) Is 100,000 or more but less than 700,000 may request the drafting of not more than 2 legislative measures for a regular session.

(c) Is less than 100,000 may request the drafting of not more than 1 legislative measure for a regular session.

4. The board of trustees of a school district in a county whose population:

(a) Is 700,000 or more may request the drafting of not more than 2 legislative measures for a regular session.

(b) Is less than 700,000 may request the drafting of not more than 1 legislative measure for a regular session.

5. The city council of a city whose population:

(a) Is 500,000 or more may request the drafting of not more than 3 legislative measures for a regular session.

(b) Is 150,000 or more but less than 500,000 may request the drafting of not more than 2 legislative measures for a regular session.

(c) Is less than 150,000 may request the drafting of not more than 1 legislative measure for a regular session.

6. *If a city is incorporated by special charter, in addition to the number of legislative measures authorized pursuant to subsection 5, the city council may, except as otherwise provided in this subsection, request 1 legislative measure for a regular session that proposes to amend the charter of the city. A city council may not request the additional legislative measure authorized pursuant to this subsection more than twice in any 10-year period.*

7. Each request made pursuant to this section must be on a form prescribed by the Legislative Counsel. The legislative measures requested pursuant to this section must be prefiled on or before the third Wednesday in November preceding the regular session. A legislative measure that is not prefiled on or before that day shall be deemed withdrawn.

~~7.7~~ 8. As used in this section, "population" means the current population estimate for that city or county as determined and published by the Department of Taxation and the demographer employed pursuant to NRS 360.283.

Sec. 2. This act becomes effective on July 1, 2023.