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# State of Nevada Assembly

## Eighty-Third Session

AB 392 Conceptual Amendment  
Proposed by Assemblymember Carter

May 8, 2025

### Amendment to AB392

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.

**Section 1.** Chapter 277 of NRS is hereby amended by adding thereto a new section to read as follows:

***1. If a tribal government wishes to enter into an agreement for joint or cooperative action or contract with the governing body of a county or agency thereof, pursuant to the provisions of this section and NRS 277.080 to 277.180, inclusive, within which tribal land of the tribal government is located, partially or wholly, for the performance of any governmental service, activity or undertaking which the tribal government, county or agency thereof is authorized by law to perform, the governing body of the county may, on behalf of the county or agency thereof, engage in discussions in good faith with the tribal government for the performance of such services.***

***2. If the governing body of a county or agency thereof enters into an agreement or contract pursuant to the provisions of this section and NRS 277.080 to 277.180, inclusive, such an agreement must be a conditional interlocal agreement which:***

***(a) Must not require a tribal government to waive sovereign immunity; and***

***(b) Must authorize the governing body of the county or agency thereof to terminate the agreement by providing the tribal government with 90 days' advance written notice, upon the occurrence of any of the following conditions:***

***(1) The tribal government is more than 60 days delinquent on its financial obligations under the agreement;***

EXHIBIT C Senate Committee on Government Affairs

Date: 5/12/2025

Total pages: 2

Exhibit begins with: C1 through: C2

26 (2) *The tribal government fails to respond for more than 90*  
27 *days to a written demand by the governing body of the county or*  
28 *agency thereof to perform under the agreement;*

29 (3) *An authorized representative of the tribal government*  
30 *or tribal council or tribal police of the tribal government prevents*  
31 *entry onto the tribal land or otherwise prevents the county or*  
32 *agency thereof, or any employee or agent of the county or agency,*  
33 *from otherwise performing under the agreement; or*

34 (4) *The tribal government enters into any subsequent*  
35 *agreement pursuant to this section and NRS 277.080 to 277.180,*  
36 *inclusive, which materially conflicts with the existing agreement.*

37 3. *As used in this section:*

38 (a) *"Good faith" means honesty in fact and the observance of*  
39 *reasonable standards of fair dealing.*

1 (b) *"Tribal government" means the governing body of an*  
2 *Indian tribe, group of tribes, organized segment of a tribe or any*  
3 *organization representing two or more such entities.*

3 Sec. 2. NRS 277.080 is hereby amended to read as follows:

4 277.080 NRS 277.080 to 277.180, inclusive, **and section 1 of**  
5 **this act** may be cited as the Interlocal Cooperation Act.

6 Sec. 3. NRS 277.090 is hereby amended to read as follows:

7 277.090 It is the purpose of NRS 277.080 to 277.180,  
8 inclusive, **and section 1 of this act** to permit local governments to  
9 make the most efficient use of their powers by enabling them to  
10 cooperate with other local governments on a basis of mutual  
11 advantage and thereby to provide services and facilities in a manner  
12 and pursuant to forms of governmental organization which will best  
13 accord with geographic, economic, population and other factors  
14 influencing the needs and development of local communities.

15 Sec. 4. NRS 277.100 is hereby amended to read as follows:

16 277.100 As used in NRS 277.080 to 277.180, inclusive, **and**  
17 **section 1 of this act**, unless the context otherwise requires:

18 1. "Public agency" means:

19 (a) Any political subdivision of this State, including without  
20 limitation counties, incorporated cities and towns, including Carson  
21 City, unincorporated towns, school districts and other districts.

22 (b) Any agency of this State or of the United States.

23 (c) Any political subdivision of another state.

24 (d) Any Indian tribe, group of tribes, organized segment of a  
25 tribe, or any organization representing two or more such entities.

26 2. "State" includes any of the United States and the District of  
27 Columbia.

28 **Sec. 5. The provisions of this Act do not apply to water districts, water authorities, or water**  
29 **reclamation districts.**

30 **Sec. 6.** This act becomes effective on July 1, 2025.