SUMMARY—Revises provisions relating to local improvement districts. (BDR 22-477)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.

Effect on the State: No.

Effect on the State Highway Fund: No.

AN ACT relating to local improvement districts; authorizing a county, city or unincorporated town to create a local improvement district for an electrical project and a telephone project; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law authorizes the governing body of any county, city or unincorporated town to create an improvement district for the acquisition, improvement, equipping, operation and maintenance of certain projects, and to finance the cost of any such project through methods such as the issuance of certain bonds and the levy of assessments upon property in the improvement district. (NRS 271.265, 271.270, 271.325) Additionally, existing law authorizes the governing body of a city having a commission form of government to create an improvement district for the acquisition, improvement, equipping, operation and maintenance of certain projects, including, without limitation: (1) an electrical project for any facilities for the transmission and distribution of electrical power, either above or beneath the surface of the ground and all appurtenances and incidentals necessary, useful or desirable for any such facilities; and (2) a telephone project for

facilities pertaining to the distribution of telephone cables and lines, including, without limitation, subsurface conduits, and all appurtenances and incidentals related thereto. (NRS 271.097, 271.232, 271.265) **Section 1** of this bill similarly authorizes a county, city or unincorporated town to establish a local improvement district to fund an electrical project and a telephone project.

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

Section 1. NRS 271.265 is hereby amended to read as follows:

271.265 1. The governing body of a county, city or town, upon behalf of the municipality and in its name, without any election, may from time to time acquire, improve, equip, operate and maintain, within or without the municipality, or both within and without the municipality:

(a) A curb and gutter project;

(b) A drainage project;

(c) ***An electrical project;***

(d) An energy efficiency improvement project;

~~[(d)]~~ ***(e)*** A neighborhood improvement project;

~~[(e)]~~ ***(f)*** An off-street parking project;

~~[(f)]~~ ***(g)*** An overpass project;

~~[(g)]~~ ***(h)*** A park project;

~~[(h)]~~ ***(i)*** A public safety project;

~~[(i)]~~ ***(j)*** A renewable energy project;

~~[(j)]~~ ***(k)*** A sanitary sewer project;

~~[(k)]~~ ***(l)*** A security wall;

~~[(l)]~~ ***(m)*** A sidewalk project;

~~[(m)]~~ ***(n)*** A storm sewer project;

~~[(n)]~~ ***(o)*** A street project;

~~[(o)]~~ ***(p)*** A street beautification project;

~~[(p)]~~ ***(q) A telephone project;***

(r) A transportation project;

~~[(q)]~~ ***(s)*** An underpass project;

~~[(r)]~~ ***(t)*** A water project;

~~[(s)]~~ ***(u)*** A waterfront project;

~~[(t)]~~ ***(v)*** A waterfront maintenance project; and

~~[(u)]~~ ***(w)*** Any combination of such projects.

2. In addition to the power specified in subsection 1, the governing body of a city having a commission form of government as defined in NRS 267.010, upon behalf of the municipality and in its name, without any election, may from time to time acquire, improve, equip, operate and maintain, within or without the municipality, or both within and without the municipality:

(a) An electrical project;

(b) A telephone project;

(c) A combination of an electrical project and a telephone project;

(d) A combination of an electrical project or a telephone project with any of the projects, or any combination thereof, specified in subsection 1; and

(e) A combination of an electrical project and a telephone project with any of the projects, or any combination thereof, specified in subsection 1.

3. In addition to the power specified in subsections 1 and 2, the governing body of a municipality, on behalf of the municipality and in its name, without an election, may finance an underground conversion project with the approval of each service provider that owns the overhead service facilities to be converted.

4. In addition to the power specified in subsections 1, 2 and 3, if the governing body of a municipality in a county whose population is less than 700,000 complies with the provisions of NRS 271.650, the governing body of the municipality, on behalf of the municipality and in its name, without any election, may from time to time acquire, improve, equip, operate and maintain, within or without the municipality, or both within and without the municipality:

(a) An art project; and

(b) A tourism and entertainment project.

5. In addition to the power specified in this section, if a qualified project is located within the jurisdiction of the municipality, the governing body of the municipality, on behalf of the municipality and in its name, without any election, may from time to time acquire, improve, equip, operate and maintain, within or without the municipality, or both within and without the

municipality, an electrical project for the qualified project, a fire protection project for the qualified project or a rail project for the qualified project.

6. As used in this section, "qualified project" has the meaning ascribed to it in NRS 360.888 or 360.940.

Sec. 2. This act becomes effective on July 1, 2027.