

Amendment No. 497

Assembly Amendment to Assembly Bill No. 227	(BDR S-594)
Proposed by: Assembly Committee on Legislative Operations and Elections	
Amends: Summary: Yes 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) green bold italic underlining is new language proposed 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 that is proposed to be retained in this amendment; and (6) green bold underlining is newly added transitory language.

EGO/BJE



Date: 4/21/2013

A.B. No. 227—Creates the Nevada Land Management Implementation Committee to conduct a study addressing the transfer of certain public lands in this State. (BDR S-594)



ASSEMBLY BILL NO. 227—ASSEMBLYMEN ELLISON, WHEELER, HANSEN, HICKEY, HARDY; PAUL ANDERSON, BUSTAMANTE ADAMS, CARRILLO, DUNCAN, FIORE, FLORES, GRADY, HAMBRICK, HEALEY, KIRKPATRICK, KIRNER, LIVERMORE, NEAL, OHRENSCHALL, OSCARSON, SPIEGEL, STEWART AND WOODBURY

MARCH 11, 2013

JOINT SPONSORS: SENATORS GOICOECHEA, GUSTAVSON, ROBERSON, HUTCHISON, HAMMOND; ATKINSON, BROWER, CEGAVSKE, DENIS, HARDY, JONES, KIECKHEFER, KIHUEN, MANENDO, PARKS, SETTELMAYER, SPEARMAN AND WOODHOUSE

Referred to Committee on Legislative Operations and Elections

SUMMARY—Creates the Nevada Land Management ~~Implementation Committee~~ Task Force to conduct a study addressing the transfer of certain public lands in this State. (BDR S-594)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.
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 public lands; creating the Nevada Land Management ~~Implementation Committee~~ Task Force to conduct a study addressing the transfer of public lands in Nevada from the Federal Government to the State of Nevada; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 This bill creates the Nevada Land Management ~~Implementation Committee~~ Task
2 Force, consisting of a representative from each county in this State appointed by the board of
3 county commissioners, to conduct a study during the 2013-2014 legislative interim to address
4 the transfer of public lands in Nevada from the Federal Government to the State of Nevada, in
5 contemplation of Congress turning over the management and control of those public lands to
6 the State of Nevada on or before June 30, 2015. The ~~Committee~~ Task Force is required to
7 submit a report of its findings and recommendations to the ~~78th Session of the Nevada~~
8 ~~Legislature~~ Legislative Committee on Public Lands on or before ~~February 1, 2015~~. This
9 ~~Committee~~ September 1, 2014. The Task Force is similar to an interim commission that is
10 being recommended for creation in the State of Utah to study issues relating to the transfer of
11 public lands in Utah from the Federal Government to the State of Utah. (House Bill No. 148,
12 2012 Utah Laws, ch. 353, § 5)

1 WHEREAS, Unlike the eastern states that received dominion over their lands
2 upon joining the Union, the western states have been placed in an inferior position
3 as a result of the Federal Government withholding a significant portion of land
4 from those states as a condition of admission to the Union; and

5 WHEREAS, According to the Congressional Research Service, as of 2010, the
6 Federal Government manages and controls approximately 640 million acres, or
7 about 28 percent of the 2.27 billion acres, of land in the United States; and

8 WHEREAS, The highest concentration of land managed and controlled by the
9 Federal Government is in Alaska (61.8 percent) and the 11 coterminous western
10 states, namely Arizona (42.3 percent), California (47.7 percent), Colorado (36.2
11 percent), Idaho (61.7 percent), Montana (28.9 percent), Nevada (81.1 percent), New
12 Mexico (34.7 percent), Oregon (53.0 percent), Utah (66.5 percent), Washington
13 (28.5 percent) and Wyoming (48.2 percent); and

14 WHEREAS, In contrast, the Federal Government only manages and controls 4
15 percent of the land in the states east of those western states; and

16 WHEREAS, The state with the highest percentage of lands within its boundaries
17 that is managed and controlled by the Federal Government is Nevada, with over 80
18 percent of its lands being managed and controlled by various federal agencies,
19 including the Bureau of Land Management, the National Park Service, the United
20 States Forest Service, the United States Fish and Wildlife Service and the
21 Department of Energy; and

22 WHEREAS, Increased control by the State of Nevada over the public lands
23 within its borders would benefit the residents of Nevada significantly by allowing
24 the State to balance the economic, recreational and other critical interests of its
25 residents, with special emphasis on the multiple uses that are allowed presently on
26 the public lands; and

27 WHEREAS, In March 2012, legislation was enacted in the State of Utah that,
28 among other things, requires the Federal Government to turn over management and
29 control of the public lands in Utah to the State of Utah and requires the study of
30 various issues that may arise during such a transfer; and

31 WHEREAS, Other western states are considering the enactment of similar laws
32 and momentum is building towards the Federal Government turning over
33 management and control of certain public lands to the western states; and

34 WHEREAS, In light of the magnitude of federal management and control of
35 public lands in Nevada, a study by the State of Nevada, in contemplation of
36 Congress turning over the management and control of public lands in Nevada to the
37 State of Nevada on or before June 30, 2015, would assist in ensuring that the
38 transfer proceeds in a timely and orderly manner; now therefore
39

40 THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
41 SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:
42

43 **Section 1.** 1. The Nevada Land Management ~~Implementation Committee,~~
44 **Task Force**, consisting of 17 members, is hereby created. Within 30 days after the
45 effective date of this act, the board of county commissioners of each county shall
46 appoint one member to the ~~Committee,~~ **Task Force.**

47 2. A vacancy on the ~~Committee,~~ **Task Force** must be filled in the same
48 manner as the original appointment.

49 3. The ~~Committee,~~ **Task Force** shall hold its first meeting on or before
50 July 1, 2013. At the first meeting, the ~~Committee,~~ **Task Force** shall elect a Chair
51 and Vice Chair from among its members.

1 4. While engaged in the business of the ~~{Committee}~~ **Task Force**, each
2 member of the ~~{Committee}~~ **Task Force** is entitled to receive such per diem
3 allowance and travel expenses as provided by the board of county commissioners
4 that appointed the member. Each board of county commissioners shall pay the per
5 diem allowance and travel expenses required by this subsection to the member that
6 is appointed by that board of county commissioners.

7 5. The ~~{Legislative Counsel Bureau}~~ **board of county commissioners of**
8 **each county, in conjunction with the Nevada Association of Counties,** shall
9 provide such administrative support to the ~~{Committee}~~ **Task Force** as is necessary
10 to carry out the duties of the ~~{Committee}~~ **Task Force.**

11 6. The ~~{Committee}~~ **Task Force** shall conduct a study to address the transfer
12 of public lands in Nevada from the Federal Government to the State of Nevada in
13 contemplation of Congress turning over the management and control of those
14 public lands to the State of Nevada on or before June 30, 2015. The study must
15 include, without limitation:

16 (a) An identification of the public lands to be transferred and the interests,
17 rights and uses associated with those lands;

18 (b) The development of a proposed plan for the administration, management
19 and use of the public lands, including, without limitation, the designation of
20 wilderness or other conservation areas or the sale, lease or other disposition of those
21 lands; and

22 (c) An economic analysis concerning the transfer of the public lands,
23 including, without limitation:

24 (1) The identification of the costs directly incident to the transfer of title of
25 those lands;

26 (2) The identification of sources of revenue to pay for the administration
27 and maintenance of those lands by the State of Nevada;

28 (3) A determination of the amount of any revenue that is currently received
29 by the State of Nevada or a political subdivision of this State in connection with
30 those lands, including, without limitation, any payments made in lieu of taxes and
31 mineral leases; and

32 (4) The identification of any potential revenue to be received from those
33 lands by the State of Nevada after the transfer of the lands and recommendations
34 for the distribution of those revenues.

35 7. **The Task Force shall report periodically to the Legislative Committee**
36 **on Public Lands established by NRS 218E.510 concerning the activities of the**
37 **Task Force.**

38 8. On or before ~~{February 1, 2015, the Committee}~~ **September 1, 2014, the**
39 **Task Force** shall submit a report of its findings and recommendations to the
40 ~~{Director of the Legislative Counsel Bureau for transmittal to the 78th Session of~~
41 ~~{the Nevada Legislature. During that session,}~~ **Legislative Committee on Public**
42 **Lands for inclusion in the final report of that Committee for the 2013-2014**
43 **legislative interim. During the 78th Session of the Nevada Legislature, one or**
44 **more members of the ~~{Committee}~~ Task Force** must be available, upon request,
45 to present the recommendations of the ~~{Committee}~~ **Task Force** to the Legislature or
46 the appropriate standing committees with jurisdiction over public lands matters.

47 **Sec. 2.** This act becomes effective upon passage and approval and expires by
48 limitation on June 30, 2015.