

Amendment No. 401

Assembly Amendment to Assembly Bill No. 312 (BDR S-41)
Proposed by: Assembly Committee on Government Affairs
Amends: Summary: No Title: No 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.

KRO/JWP



Date: 4/16/2013

A.B. No. 312—Makes various changes to the Charter of Carson City. (BDR S-41)



ASSEMBLY BILL NO. 312—ASSEMBLYMEN LIVERMORE, HICKEY, HAMBRICK; PAUL ANDERSON, BUSTAMANTE ADAMS, FIORE, GRADY, HARDY, HEALEY, KIRNER, MUNFORD, OSCARSON, STEWART AND WHEELER

MARCH 18, 2013

JOINT SPONSOR: SENATOR ATKINSON

Referred to Committee on Government Affairs

SUMMARY—Makes various changes to the Charter of Carson City. (BDR S-41)

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 the Charter of Carson City; revising provisions of the Charter relating to the Charter Committee; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

The Charter of Carson City provides for the appointment of a Charter Committee to advise the Board of Supervisors concerning potential amendments to the Charter. (Carson City Charter §§ 1.080, 1.090) Currently, each Supervisor and each member of the Senate and Assembly delegation representing the residents of Carson City nominates at least one person for membership on the Charter Committee, and the Board appoints the members of the Committee. The Charter also provides that each member of the Committee serves a term concurrent with the term of the public officer who nominated him or her for appointment. (Carson City Charter § 1.080) **Section 1** of this bill revises the appointment process to provide that ~~each Supervisor,~~ **the Mayor, each other member of the Board** and each member of the Senate and Assembly delegation representing the residents of Carson City is to appoint one member of the Committee. **Section 1** also provides that each member of the Committee serves a ~~2-year term, beginning on January 1 of each even-numbered year,~~ **term concurrent to the term of the public officer by whom he or she was appointed, or at the pleasure of that public officer.**

Section 1.5 of this bill revises provisions of the current Charter governing the meetings and duties of the Committee.

The current Charter also authorizes the Board of Supervisors to remove members of the Committee for good cause and requires the Board to fill any vacancy that occurs on the Committee. (Carson City Charter § 1.100) **Section 2** of this bill authorizes the public officer, or his or her successor, who has appointed a member of the Committee to remove the member with or without cause and fill any vacancy created by the removal or resignation of a member ~~for the remainder of the unexpired term.~~

Section 3 of this bill provides that a member who is serving on the Committee as of the effective date of this bill (January 1, 2014) may continue to serve until the expiration of his or her term or until he or she is removed.

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

1 **Section 1.** Section 1.080 of the Charter of Carson City, being chapter 341,
2 Statutes of Nevada 1999, at page 1406, is hereby amended to read as follows:

3 Sec. 1.080 Charter Committee: ~~Nomination; appointment; terms;~~
4 Appointment; qualifications; terms; compensation. ~~{ terms }~~

5 1. The ~~candidates for membership on~~ members of the Charter
6 Committee must be ~~nominated~~ appointed as follows:

7 (a) ~~Each Supervisor~~ The Mayor and each other member of the
8 Board shall ~~nominate at least~~ appoint one ~~candidate~~ member; and

9 (b) Each member of the Senate and Assembly delegation representing
10 the residents of the City shall ~~nominate at least~~ appoint one ~~candidate~~.

11 ~~2. The Board shall:~~

12 ~~(a) Determine the appropriate number of members of the Charter~~
13 ~~Committee from the candidates nominated; and~~

14 ~~(b) Appoint the members of the Charter Committee.~~
15 ~~3. member.~~

16 2. Each member of the Charter Committee must:

17 (a) Be a registered voter in Carson City;

18 (b) Serve a term concurrent to the term of the public officer by whom
19 he or she was ~~nominated;~~ appointed, or at the pleasure of that public
20 officer;

21 ~~(c)~~ Reside in Carson City during his or her term of office; and

22 ~~(d) {e}~~ Serve without compensation.

23 ~~3. Each member of the Charter Committee serves a term of 2 years~~
24 ~~beginning on January 1 of each even numbered year. Members may be~~
25 ~~reappointed for additional terms of 2 years in the same manner as~~
26 ~~provided for the original appointments.~~

27 **Sec. 1.5. Section 1.090 of the Charter of Carson City, being chapter 341,**
28 **Statutes of Nevada 1999, as amended by chapter 68, Statutes of Nevada 2003,**
29 **at page 451, is hereby amended to read as follows:**

30 Sec. 1.090 Charter Committee: Officers; meetings; duties. The
31 Charter Committee shall:

32 1. Elect ~~a Chair and Vice Chair~~ from among its members a Chair
33 and Vice Chair, who each serve for a term of 2 years ~~{ }~~ unless he or she
34 resigns or is removed from the Committee pursuant to section 1.100;

35 2. Meet at least once every 2 years before the beginning of each
36 regular session of the Legislature and when requested by the Board or the
37 Chair of the Committee;

38 3. ~~Meet jointly with the Board on a date to be set after the final~~
39 ~~biennial meeting of the Committee is conducted pursuant to subsection 2~~
40 ~~and before the beginning of the next regular session of the Legislature to~~
41 ~~advise the Board with regard to the recommendations of the Committee~~
42 ~~concerning necessary amendments to this Charter; and~~

43 ~~4. Assist the Board in the timely preparation of such~~ Prepare
44 recommendations to be presented to the Legislature on behalf of the City
45 concerning all necessary amendments to this Charter;

46 4. Advise the Board of any amendments recommended for
47 presentation to the Legislature ~~on behalf of the City;~~ by the Committee;
48 and

5. Perform all functions and do all things necessary to accomplish the purposes for which it is established, including, without limitation, hold meetings and public hearings and obtain assistance from officers of the City.

Sec. 2. Section 1.100 of the Charter of Carson City, being chapter 341, Statutes of Nevada 1999, at page 1406, is hereby amended to read as follows:

Sec. 1.100 Charter Committee: Removal ~~of~~ **of members**; vacancies.

1. A member of the Charter Committee may be removed by the ~~Board for:~~

- ~~—(a) Missing three consecutive regular meetings; or~~
- ~~—(b) Other good cause.~~ **Supervisor or Legislator, public officer, or his or her successor in office, who appointed the member.**

2. ~~The Board shall fill any~~ Any vacancy that occurs on the Charter Committee **must be filled** ~~for the remainder of the unexpired term~~ ~~if, in the same manner as provided for the initial appointment,~~ **by section 1.080.**

Sec. 3. 1. Any person who is serving as a member of the Charter Committee of Carson City on January 1, 2014, and is qualified to serve in that capacity pursuant to subsection 2 of section 1.080 of the Charter of Carson City, as amended by section 1 of this act, may continue to serve until:

- (a) The expiration of his or her term; or
- (b) He or she is removed pursuant to section 1.100 of the Charter, as amended by section 2 of this act.

2. Any person described in subsection 1 whose term expires on or after January 1, 2014, may be reappointed to the Charter Committee pursuant to section 1.080 of the Charter, as amended by section 1 of this act.

Sec. 4. This act becomes effective on January 1, 2014.