

Amendment No. 801

Senate Amendment to Assembly Bill No. 312 First Reprint (BDR S-41)

Proposed by: Senate Committee on Government Affairs

Amendment Box: Replaces Amendment No. 763.

Amends: Summary: No Title: No Preamble: No Joint Sponsorship: No Digest: No

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: 5/21/2013

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:

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

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

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

21 **Section 3** of this bill provides that a member who is serving on the Committee as of the
22 effective date of this bill (January 1, 2014) may continue to serve until the expiration of his or
23 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.

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) Serve without compensation.

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

26 Sec. 1.090 Charter Committee: Officers; meetings; duties ~~{ }~~ ;
27 *legislative measures.*

28 1. The Charter Committee shall:

29 ~~{ }~~ (a) Elect ~~{a Chair and Vice Chair}~~ from among its members *a*
30 *Chair and Vice Chair*, who each serve for a term of 2 years ~~{ }~~ *unless he or*
31 *she resigns or is removed from the Committee pursuant to section 1.100;*

32 ~~{ }~~ (b) Meet at least once every 2 years before the beginning of each
33 regular session of the Legislature and when requested by the Board or the
34 Chair of the Committee;

35 ~~{ }~~ (c) *Meet jointly with the Board on a date to be set after the final*
36 *biennial meeting of the Committee is conducted pursuant to {subsection 2}*
37 *paragraph (b) and before the beginning of the next regular session of the*
38 *Legislature to advise the Board with regard to the recommendations of the*
39 *Committee concerning necessary amendments to this Charter. {and*

40 ~~4. Assist}~~

41 *(d) If the Board elects to submit the Committee's recommended*
42 *amendments to the Legislature as one of the City's legislative measures,*
43 *assist the Board in the timely preparation of such {Prepare*
44 *recommendations to be presented} amendments for presentation to the*
45 *Legislature on behalf of the City ; {concerning all necessary amendments*
46 *to this Charter}*

47 ~~1. Advise the Board of any amendments recommended for~~
48 ~~presentation to the Legislature} {on behalf of the City.} {by the Committee;}
49 *and*~~

~~§5. (e) Perform all functions and do all things necessary to accomplish the purposes for which it is established, including, without limitation, hold~~ holding meetings and public hearings and to obtain ~~obtaining assistance from officers of the City~~ to ensure the Committee's compliance with any law applicable to a public body.

2. If the Board elects not to submit the Committee's recommended amendments to the Legislature as one of the City's legislative measures, the Committee may vote to authorize a member of the Committee to seek sponsorship of a legislative measure by a member of the Senate or Assembly delegation representing the residents of the City and to assist the Senator, Assemblyman or Assemblywoman, as applicable, in the timely preparation of such amendments for presentation to the Legislature. The member of the Committee shall not represent that any such legislative measure is approved or supported by the Board and shall disclose to the Senator, Assemblyman or Assemblywoman, as applicable, that the legislative measure is not approved or supported by the Board.

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.~~ 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 ~~for the unexpired term.~~ must be filled as provided 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.