

ASSEMBLY BILL NO. 378—COMMITTEE ON NATURAL RESOURCES

MARCH 23, 2021

Referred to Committee on Government Affairs

SUMMARY—Revises various provisions relating to public lands. (BDR 26-718)

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 public lands; revising the purpose of the State Land Office; eliminating provisions relating to the State providing land use planning assistance in areas of critical environmental concern; revising provisions relating to the duties of the State Land Use Planning Agency; repealing various provisions relating to public lands; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

Existing law creates the State Land Office for the purpose of selecting and disposing of certain lands granted by the United States to the State of Nevada. (NRS 321.010) Section 1 of this bill provides, instead, that the purpose of the State Land Office is for selecting and managing such lands.

Existing law provides that it is the intent of the Legislature to limit the participation of the State in land use planning to certain activities. (NRS 321.640) Section 2 of this bill removes language that allowed the participation of the State in land use planning to include providing land use planning assistance in areas of critical environmental concern when directed by the Governor or requested by local governments.

Section 3 of this bill eliminates the definitions of “areas of critical environmental concern” and “public lands” for purposes of state planning for the use of certain lands.

Existing law designates the Division of State Lands of the State Department of Conservation and Natural Resources as the State Land Use Planning Agency and sets forth various duties and responsibilities of the Agency. (NRS 321.640-321.770)

Section 5 of this bill eliminates from the list of priorities of the Agency: (1) activities relating to federal lands in this State; and (2) investigation and review of proposals for the designation of areas of critical environmental concern and the development of standards and plans therefor.

Section 6 of this bill revises the duties of the Administrator of the Division of State Lands with respect to the State Land Use Planning Agency to remove the



23 requirement that the Administrator provide assistance to counties in developing  
24 programs to increase the responsibility of local governments for the management of  
25 lands in the State that are under federal management.

26 **Section 7** of this bill revises the duties of the State Land Use Planning Agency  
27 concerning the purchase by the Federal Government of private land or the exchange  
28 of public land for private land to remove the requirement that the State Land Use  
29 Planning Agency include comments received from the governing body of an  
30 affected county or city in any written comments submitted by the State Land Use  
31 Planning Agency to the Federal Government.

32 **Section 8** of this bill removes from the duties of the State Land Use Planning  
33 Agency the duty to: (1) prepare plans concerning the acquisition and use of lands in  
34 the State that are under federal management; and (2) identify lands that are suitable  
35 for acquisition. **Sections 9, 11 and 12** make conforming changes to remove  
36 references to such plans.

37 **Section 14** of this bill repeals various provisions relating to public lands,  
38 including provisions: (1) creating the Board of Review to review regulations,  
39 decisions and plans or statements of policy of the State Registrar and State Land  
40 Use Planning Agency; (2) directing the management of certain public lands; (3)  
41 creating the Public Land Trust Fund; (4) authorizing the State Land Use Planning  
42 Agency to represent interests of certain entities that are affected by policies and  
43 activities involving the use of federal law; and (5) setting forth procedures for state  
44 consent to the federal use of public lands. **Section 14** also repeals language  
45 declaring the intent of the State to seek the acquisition of lands retained by the  
46 Federal Government within the borders of the State.

47 **Sections 4, 10 and 13** make conforming changes to remove references to these  
48 repealed provisions.

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

1 **Section 1.** NRS 321.010 is hereby amended to read as follows:  
2 321.010 1. For the purpose of selecting and ~~disposing of~~  
3 *managing* the lands granted by the United States to the State of  
4 Nevada, including the 16th and 36th sections, and those selected in  
5 lieu thereof, in accordance with the terms and conditions of the  
6 several grants of land by the United States to the State of Nevada, a  
7 State Land Office is hereby created.

8 2. The Administrator as executive head of the Division is the  
9 ex officio State Land Registrar.

10 3. The State Land Registrar may appoint one Deputy State  
11 Land Registrar and such technical, clerical and operational staff as  
12 the execution of the duties of the State Land Registrar and the  
13 operation of the State Land Office may require.

14 **Sec. 2.** NRS 321.640 is hereby amended to read as follows:

15 321.640 The Legislature hereby finds and declares that:

16 1. It is in the public interest to place the primary authority for  
17 the planning process with the local governments, which are closest  
18 to the people;



1 2. Unregulated growth and development of the State will result  
2 in harm to the public safety, health, comfort, convenience, resources  
3 and general welfare;

4 3. The cities of the State have a responsibility for guiding the  
5 development of areas within their respective boundaries for the  
6 common good, and the counties have similar responsibilities with  
7 respect to their unincorporated areas;

8 4. City, county, regional and other planning must be done in  
9 harmony to ensure the orderly growth and preservation of the State;  
10 and

11 5. State participation in land use planning should be limited to  
12 coordination of information and data, the acquisition and use of  
13 federal lands within the State ~~[, providing land use planning~~  
14 ~~assistance in areas of critical environmental concern when directed~~  
15 ~~by the Governor or requested by local governments,]~~ and providing  
16 assistance in resolving inconsistencies between the land use plans of  
17 local governmental entities when requested to do so by one of the  
18 entities.

19 **Sec. 3.** NRS 321.655 is hereby amended to read as follows:

20 321.655 As used in NRS 321.640 to ~~[321.770,]~~ **321.763,**  
21 inclusive:

22 1. "Administrator" means the executive head of the Division.

23 2. ~~["Area of critical environmental concern" means any area in~~  
24 ~~this State where there is or could develop irreversible degradation of~~  
25 ~~more than local significance but does not include an area of~~  
26 ~~depleting water supply which is caused by the beneficial use or~~  
27 ~~storage of water in other areas pursuant to legally owned and fully~~  
28 ~~appropriated water rights.~~

29 ~~—3.]~~ "Planning agency" means:

30 (a) The planning commission for the city in which the land is  
31 entirely located; or

32 (b) A county or regional planning commission, if there is one, or  
33 the board of county commissioners or Nevada Tahoe Regional  
34 Planning Agency, within whose jurisdiction the land is located.

35 ~~[4. "Public lands" means all lands within the exterior~~  
36 ~~boundaries of the State of Nevada except lands:~~

37 ~~—(a) To which title is held by any private person or entity;~~

38 ~~—(b) To which title is held by the State of Nevada, any of its local~~  
39 ~~governments or the Nevada System of Higher Education;~~

40 ~~—(c) Which are located within congressionally authorized national~~  
41 ~~parks, monuments, national forests or wildlife refuges, or which are~~  
42 ~~lands acquired by purchase consented to by the Legislature;~~

43 ~~—(d) Which are controlled by the United States Department of~~  
44 ~~Defense, Department of Energy or Bureau of Reclamation; or~~



1 ~~—(e) Which are held in trust for Indian purposes or are Indian~~  
2 ~~reservations.]~~

3 **Sec. 4.** NRS 321.700 is hereby amended to read as follows:

4 321.700 In addition to any other functions assigned to it by  
5 law, the Division is hereby designated as the State Land Use  
6 Planning Agency for the purpose of carrying out the provisions of  
7 NRS 321.640 to ~~[321.770.]~~ **321.763**, inclusive, and fulfilling any  
8 land use planning requirements arising under federal law.

9 **Sec. 5.** NRS 321.710 is hereby amended to read as follows:

10 321.710 1. The Administrator shall administer the activities  
11 of the State Land Use Planning Agency. The Administrator has  
12 authority and responsibility for the development and distribution of  
13 information useful to land use planning.

14 2. The ~~[activities of the]~~ State Land Use Planning Agency  
15 ~~[which have priority are:~~

16 ~~—(a) Provision of]~~ *shall provide* technical assistance to a county  
17 or city in areas where such assistance is requested. ~~];~~

18 ~~—(b) Activities relating to federal lands in this State; and~~

19 ~~—(c) Investigation and review of proposals for designation of~~  
20 ~~areas of critical environmental concern and the development of~~  
21 ~~standards and plans therefor.]~~

22 3. In addition to the assistant provided by subsection 3 of NRS  
23 321.010 the Administrator may appoint, subject to the availability of  
24 money, such professional, technical, administrative, clerical and  
25 other persons as the Administrator may require for assistance in  
26 performing his or her land use planning duties.

27 **Sec. 6.** NRS 321.720 is hereby amended to read as follows:

28 321.720 1. The Administrator shall develop and make  
29 available to cities and counties information useful to land use  
30 planning, including:

31 (a) Preparation and continuing revision of a statewide inventory  
32 of the land and natural resources of the State;

33 (b) Preparation and continuing revision of an inventory of state,  
34 local government and private needs and priorities concerning the  
35 acquisition and use of federal lands within the State;

36 (c) Preparation and continuing revision of an inventory of public  
37 and private institutional and financial resources available for land  
38 use planning and management within the State and of state and local  
39 programs and activities which have a land use impact of more than  
40 local concern;

41 (d) Provision, where appropriate, of technical assistance and  
42 training programs for state and local agency personnel concerned  
43 with the development and implementation of state and local land use  
44 programs;



1 (e) Coordination and exchange of land use planning information  
2 and data among state agencies and local governments, with the  
3 Federal Government, among the several states and interstate  
4 agencies, and with members of the public, including conducting of  
5 public hearings, preparation of reports and soliciting of comments  
6 on reports concerning information useful to land use planning;

7 (f) Coordination of planning for state and local acquisition and  
8 use of federal lands within the State, except that in the case of a plan  
9 which utilizes both federal and private lands the governing body of  
10 the area where private lands are to be utilized has final authority to  
11 approve the proposal; *and*

12 (g) ~~Provision of assistance to counties to develop programs to~~  
13 ~~increase the responsibility of local governments for the management~~  
14 ~~of lands in the State of Nevada that are under federal management;~~  
15 ~~and~~

16 ~~(h)~~ Consideration of, and consultation with, the relevant states  
17 on the interstate aspects of land use issues of more than local  
18 concern.

19 2. To the extent practicable, the Administrator shall:

20 (a) Compile any information developed pursuant to subsection  
21 1; and

22 (b) Make the compilation available to cities and counties.

23 **Sec. 7.** NRS 321.7353 is hereby amended to read as follows:

24 321.7353 1. Upon receipt of a notice of realty action from the  
25 United States concerning the purchase by the Federal Government  
26 of private land or the exchange of public land for private land, the  
27 State Land Use Planning Agency shall give written notice of the  
28 proposed action to the governing body of each county or city  
29 affected within 1 week after its receipt of the notice.

30 2. The governing body of each affected county or city may, in  
31 addition to submission of comments directly to the Federal  
32 Government, deliver its written comments on the proposed realty  
33 action, including an estimation of any related reduction in the total  
34 assessed valuation of the real property within the jurisdiction of the  
35 local government and recommendations for mitigation of the loss of  
36 assessed valuation, to the State Land Use Planning Agency within  
37 30 days after receipt of the notice.

38 ~~[3.—If the State Land Use Planning Agency elects to submit~~  
39 ~~written comment to the Federal Government upon the realty action,~~  
40 ~~it shall include in its submission any comments it received pursuant~~  
41 ~~to subsection 2.]~~

42 **Sec. 8.** NRS 321.7355 is hereby amended to read as follows:

43 321.7355 1. The State Land Use Planning Agency ~~[shall]~~  
44 *may* prepare, in cooperation with appropriate federal and state  
45 agencies and local governments throughout the State, ~~[plans or]~~



1 statements of policy concerning the ~~acquisition and use~~  
2 **administration** of lands in the State of Nevada that are under federal  
3 management.

4 2. ~~The State Land Use Planning Agency shall, in preparing the~~  
5 ~~plans and statements of policy, identify lands which are suitable for~~  
6 ~~acquisition for:~~

7 ~~—(a) Commercial, industrial or residential development;~~

8 ~~—(b) The expansion of the property tax base, including the~~  
9 ~~potential for an increase in revenue by the lease and sale of those~~  
10 ~~lands; or~~

11 ~~—(c) Accommodating increases in the population of this State.~~

12 ~~The plans or statements of policy must not include matters~~  
13 ~~concerning zoning or the division of land and must be consistent~~  
14 ~~with local plans and regulations concerning the use of private~~  
15 ~~property.~~

16 ~~3.]~~ The State Land Use Planning Agency shall:

17 (a) Encourage public comment upon the various matters treated  
18 in a proposed ~~plan or~~ statement of policy throughout its  
19 preparation and incorporate such comments into the proposed ~~plan~~  
20 ~~or~~ statement of policy as are appropriate;

21 (b) Submit its work on a ~~plan or~~ statement of policy  
22 periodically for review and comment by the Land Use Planning  
23 Advisory Council and any committees of the Legislature or  
24 subcommittees of the Legislative Commission that deal with matters  
25 concerning the public lands; and

26 (c) Provide written responses to written comments received  
27 from a county or city upon the various matters treated in a proposed  
28 ~~plan or~~ statement of policy.

29 ~~4.]~~ 3. Whenever the State Land Use Planning Agency  
30 prepares ~~plans or~~ statements of policy pursuant to subsection 1 and  
31 submits those ~~plans or policy~~ statements **of policy** to the Governor,  
32 Legislature or an agency of the Federal Government, the State Land  
33 Use Planning Agency shall include with each ~~plan or~~ statement of  
34 policy the comments and recommendations of:

35 (a) The Land Use Planning Advisory Council; and

36 (b) Any committees of the Legislature or subcommittees of the  
37 Legislative Commission that deal with matters concerning the  
38 public lands.

39 ~~5.]~~ 4. A ~~plan or~~ statement of policy must be approved by the  
40 governing bodies of the county and cities affected by it before it is  
41 put into effect.

42 **Sec. 9.** NRS 321.750 is hereby amended to read as follows:

43 321.750 The Land Use Planning Advisory Council shall:



1 1. Advise the Administrator on the development and  
2 distribution to cities and counties of information useful to land use  
3 planning.

4 2. Advise the State Land Use Planning Agency regarding the  
5 development of ~~{plans and}~~ statements of policy pursuant to  
6 subsection 1 of NRS 321.7355.

7 3. Work cooperatively with the Attorney General and the  
8 Nevada Association of Counties as required pursuant to subsection 3  
9 of NRS 405.204.

10 **Sec. 10.** NRS 328.065 is hereby amended to read as follows:

11 328.065 An officer of an agency or instrumentality of the  
12 United States:

13 1. May apply to the Director of the Legislative Counsel Bureau  
14 pursuant to NRS 328.065 to 328.135, inclusive, to obtain a cession  
15 of concurrent criminal jurisdiction or other jurisdiction from the  
16 State of Nevada.

17 2. Shall apply to the State Engineer pursuant to Title 48 of  
18 NRS to appropriate water on the public lands or other federal lands  
19 of this state. The State Engineer has continuing jurisdiction over any  
20 acquisition by the United States of the waters of the State of  
21 Nevada, whether by purchase, gift, condemnation, appropriation  
22 pursuant to the state's water laws or otherwise, and whether  
23 appurtenant to lands acquired by or retained by the United States.

24 3. Shall apply to the Department of Transportation pursuant to  
25 the procedure set forth in NRS 408.537, 408.543 and 408.547 for  
26 consent to close a public road, as defined in NRS 405.191, which is  
27 located on the public lands of this state.

28 ~~{4. Shall apply to the State Land Use Planning Agency  
29 pursuant to the procedure set forth in NRS 321.736 to 321.739,  
30 inclusive, for consent to use land held solely for proprietary  
31 purposes relating to the retention and management of the public  
32 lands, if that use interferes with the sovereignty of this state  
33 respecting the land within its borders.}~~

34 **Sec. 11.** NRS 218E.520 is hereby amended to read as follows:

35 218E.520 1. The Committee may:

36 (a) Review and comment on any administrative policy, rule or  
37 regulation of the:

38 (1) Secretary of the Interior which pertains to policy  
39 concerning or management of public lands under the control of the  
40 Federal Government; and

41 (2) Secretary of Agriculture which pertains to policy  
42 concerning or management of national forests;

43 (b) Conduct investigations and hold hearings in connection with  
44 its review, including, but not limited to, investigating the effect on  
45 the State, its citizens, political subdivisions, businesses and



1 industries of those policies, rules, regulations and related laws, and  
2 exercise any of the investigative powers set forth in NRS 218E.105  
3 to 218E.140, inclusive;

4 (c) Consult with and advise the State Land Use Planning  
5 Agency on matters concerning federal land use, policies and  
6 activities in this State;

7 (d) Direct the Legislative Counsel Bureau to assist in its  
8 research, investigations, review and comment;

9 (e) Recommend to the Legislature as a result of its review any  
10 appropriate state legislation or corrective federal legislation;

11 (f) Advise the Attorney General if it believes that any federal  
12 policy, rule or regulation which it has reviewed encroaches on the  
13 sovereignty respecting land or water or their use which has been  
14 reserved to the State pursuant to the Constitution of the United  
15 States;

16 (g) Enter into a contract for consulting services for land  
17 planning and any other related activities, including, but not limited  
18 to:

19 (1) ~~Advising the Committee and the State Land Use~~  
20 ~~Planning Agency concerning the revision of the plans pursuant to~~  
21 ~~NRS 321.7355;~~

22 ~~(2)~~ Assisting local governments in the identification of lands  
23 administered by the Federal Government in this State which are  
24 needed for residential or economic development or any other  
25 purpose; and

26 ~~(3)~~ (2) Assisting local governments in the acquisition of  
27 federal lands in this State;

28 (h) Apply for any available grants and accept any gifts, grants or  
29 donations to assist the Committee in carrying out its duties; and

30 (i) Review and comment on any other matter relating to the  
31 preservation, conservation, use, management or disposal of public  
32 lands deemed appropriate by the Chair of the Committee or by a  
33 majority of the members of the Committee.

34 2. Any reference in this section to federal policies, rules,  
35 regulations and related federal laws includes those which are  
36 proposed as well as those which are enacted or adopted.

37 **Sec. 12.** NRS 278.160 is hereby amended to read as follows:

38 278.160 1. Except as otherwise provided in this section and  
39 NRS 278.150 and 278.170, the master plan, with the accompanying  
40 charts, drawings, diagrams, schedules and reports, may include such  
41 of the following elements or portions thereof as are appropriate to  
42 the city, county or region, and as may be made the basis for the  
43 physical development thereof:

44 (a) A conservation element, which must include:





1 (1) A conservation plan for the conservation, development  
2 and utilization of natural resources, including, without limitation,  
3 water and its hydraulic force, underground water, water supply,  
4 solar or wind energy, forests, soils, rivers and other waters, harbors,  
5 fisheries, wildlife, minerals and other natural resources. The  
6 conservation plan must also cover the reclamation of land and  
7 waters, flood control, prevention and control of the pollution of  
8 streams and other waters, regulation of the use of land in stream  
9 channels and other areas required for the accomplishment of the  
10 conservation plan, prevention, control and correction of the erosion  
11 of soils through proper clearing, grading and landscaping, beaches  
12 and shores, and protection of watersheds. The conservation plan  
13 must also indicate the maximum tolerable level of air pollution.

14 (2) A solid waste disposal plan showing general plans for the  
15 disposal of solid waste.

16 (b) A historic preservation element, which must include:

17 (1) A historic neighborhood preservation plan which:

18 (I) Must include, without limitation, a plan to inventory  
19 historic neighborhoods and a statement of goals and methods to  
20 encourage the preservation of historic neighborhoods.

21 (II) May include, without limitation, the creation of a  
22 commission to monitor and promote the preservation of historic  
23 neighborhoods.

24 (2) A historical properties preservation plan setting forth an  
25 inventory of significant historical, archaeological, paleontological  
26 and architectural properties as defined by a city, county or region,  
27 and a statement of methods to encourage the preservation of those  
28 properties.

29 (c) A housing element, which must include, without limitation:

30 (1) An inventory of housing conditions and needs, and plans  
31 and procedures for improving housing standards and providing  
32 adequate housing to individuals and families in the community,  
33 regardless of income level.

34 (2) An inventory of existing affordable housing in the  
35 community, including, without limitation, housing that is available  
36 to rent or own, housing that is subsidized either directly or indirectly  
37 by this State, an agency or political subdivision of this State, or the  
38 Federal Government or an agency of the Federal Government, and  
39 housing that is accessible to persons with disabilities.

40 (3) An analysis of projected growth and the demographic  
41 characteristics of the community.

42 (4) A determination of the present and prospective need for  
43 affordable housing in the community.



1 (5) An analysis of any impediments to the development of  
2 affordable housing and the development of policies to mitigate those  
3 impediments.

4 (6) An analysis of the characteristics of the land that is  
5 suitable for residential development. The analysis must include,  
6 without limitation:

7 (I) A determination of whether the existing infrastructure  
8 is sufficient to sustain the current needs and projected growth of the  
9 community; and

10 (II) An inventory of available parcels that are suitable for  
11 residential development and any zoning, environmental and other  
12 land-use planning restrictions that affect such parcels.

13 (7) An analysis of the needs and appropriate methods for the  
14 construction of affordable housing or the conversion or  
15 rehabilitation of existing housing to affordable housing.

16 (8) A plan for maintaining and developing affordable  
17 housing to meet the housing needs of the community for a period of  
18 at least 5 years.

19 (d) A land use element, which must include:

20 (1) Provisions concerning community design, including  
21 standards and principles governing the subdivision of land and  
22 suggestive patterns for community design and development.

23 (2) A land use plan, including an inventory and classification  
24 of types of natural land and of existing land cover and uses, and  
25 comprehensive plans for the most desirable utilization of land. The  
26 land use plan:

27 (I) Must, if applicable, address mixed-use development,  
28 transit-oriented development, master-planned communities and  
29 gaming enterprise districts. The land use plan must also, if  
30 applicable, address the coordination and compatibility of land uses  
31 with any military installation in the city, county or region, taking  
32 into account the location, purpose and stated mission of the military  
33 installation.

34 (II) May include a provision concerning the acquisition  
35 and use of land that is under federal management within the city,  
36 county or region, including, without limitation, a ~~plan or~~ statement  
37 of policy prepared pursuant to NRS 321.7355.

38 (3) In any county whose population is 700,000 or more, a  
39 rural neighborhoods preservation plan showing general plans to  
40 preserve the character and density of rural neighborhoods.

41 (e) A public facilities and services element, which must include:

42 (1) An economic plan showing recommended schedules for  
43 the allocation and expenditure of public money to provide for the  
44 economical and timely execution of the various components of the  
45 plan.



1 (2) A population plan setting forth an estimate of the total  
2 population which the natural resources of the city, county or region  
3 will support on a continuing basis without unreasonable impairment.

4 (3) An aboveground utility plan that shows corridors  
5 designated for the construction of aboveground utilities and  
6 complies with the provisions of NRS 278.165.

7 (4) Provisions concerning public buildings showing the  
8 locations and arrangement of civic centers and all other public  
9 buildings, including the architecture thereof and the landscape  
10 treatment of the grounds thereof.

11 (5) Provisions concerning public services and facilities  
12 showing general plans for sewage, drainage and utilities, and rights-  
13 of-way, easements and facilities therefor, including, without  
14 limitation, any utility projects required to be reported pursuant to  
15 NRS 278.145. If a public utility which provides electric service  
16 notifies the planning commission that a new transmission line or  
17 substation will be required to support the master plan, those  
18 facilities must be included in the master plan. The utility is not  
19 required to obtain an easement for any such transmission line as a  
20 prerequisite to the inclusion of the transmission line in the master  
21 plan.

22 (6) A school facilities plan showing the general locations of  
23 current and future school facilities based upon information furnished  
24 by the appropriate county school district.

25 (f) A recreation and open space element, which must include a  
26 recreation plan showing a comprehensive system of recreation areas,  
27 including, without limitation, natural reservations, parks, parkways,  
28 trails, reserved riverbank strips, beaches, playgrounds and other  
29 recreation areas, including, when practicable, the locations and  
30 proposed development thereof.

31 (g) A safety element, which must include:

32 (1) In any county whose population is 700,000 or more, a  
33 safety plan identifying potential types of natural and man-made  
34 hazards, including, without limitation, hazards from floods,  
35 landslides or fires, or resulting from the manufacture, storage,  
36 transfer or use of bulk quantities of hazardous materials. The safety  
37 plan may set forth policies for avoiding or minimizing the risks from  
38 those hazards.

39 (2) A seismic safety plan consisting of an identification and  
40 appraisal of seismic hazards such as susceptibility to surface  
41 ruptures from faulting, to ground shaking or to ground failures.

42 (h) A transportation element, which must include:

43 (1) A streets and highways plan showing the general  
44 locations and widths of a comprehensive system of major traffic  
45 thoroughfares and other traffic ways and of streets and the



1 recommended treatment thereof, building line setbacks, and a  
2 system of naming or numbering streets and numbering houses, with  
3 recommendations concerning proposed changes.

4 (2) A transit plan showing a proposed multimodal system of  
5 transit lines, including mass transit, streetcar, motorcoach and  
6 trolley coach lines, paths for bicycles and pedestrians, satellite  
7 parking and related facilities.

8 (3) A transportation plan showing a comprehensive  
9 transportation system, including, without limitation, locations of  
10 rights-of-way, terminals, viaducts and grade separations. The  
11 transportation plan may also include port, harbor, aviation and  
12 related facilities.

13 (i) An urban agricultural element, which must include a plan to  
14 inventory any vacant lands owned by the city or county and blighted  
15 land in the city or county to determine whether such lands are  
16 suitable for urban farming and gardening.

17 2. The commission may prepare and adopt, as part of the  
18 master plan, other and additional plans and reports dealing with such  
19 other elements as may in its judgment relate to the physical  
20 development of the city, county or region, and nothing contained in  
21 NRS 278.010 to 278.630, inclusive, prohibits the preparation and  
22 adoption of any such element as a part of the master plan.

23 **Sec. 13.** NRS 487.210 is hereby amended to read as follows:

24 487.210 As used in NRS 487.210 to 487.300, inclusive, unless  
25 the context otherwise requires:

26 1. "Abandoned vehicle" means a vehicle:

27 (a) If the vehicle is discovered upon public lands, that the owner  
28 has discarded.

29 (b) If the vehicle is discovered upon public or private property  
30 other than public lands:

31 (1) That the owner has discarded; or

32 (2) Which has not been reclaimed by the registered owner or  
33 a person having a security interest in the vehicle within 15 days after  
34 notification pursuant to NRS 487.250.

35 2. "Public lands" ~~[has the meaning ascribed to it in NRS~~  
36 ~~321.5963.]~~ *means all lands within the exterior boundaries of the*  
37 *State of Nevada except lands:*

38 (a) *To which title is held by any private person or entity;*

39 (b) *To which title is held by the State of Nevada, any of its*  
40 *local governments or the Nevada System of Higher Education;*

41 (c) *Which are located within congressionally authorized*  
42 *national parks, monuments, national forests or wildlife refuges or*  
43 *which are lands acquired by purchase consented to by the*  
44 *Legislature;*



1 *(d) Which are controlled by the United States Department of*  
2 *Defense, Department of Energy or Bureau of Reclamation; or*

3 *(e) Which are held in trust for Indian purposes or are Indian*  
4 *reservations.*

5 **Sec. 14.** NRS 321.00051, 321.596, 321.5963, 321.5967,  
6 321.597, 321.5973, 321.5977, 321.598, 321.5983, 321.5987,  
7 321.599, 321.601, 321.735, 321.736, 321.737, 321.738, 321.739 and  
8 321.770 are hereby repealed.

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## LEADLINES OF REPEALED SECTIONS

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**321.00051** Legislative declaration: Acquisition of lands retained by Federal Government.

**321.596** Legislative findings.

**321.5963** Definitions.

**321.5967** Board of Review: Creation; composition; Chair; meetings; quorum; compensation; duties and powers.

**321.597** Division to hold and manage public lands; regulations; employment of personnel.

**321.5973** Public lands and minerals are property of State; rights and privileges under federal laws to be preserved; administration of land to conform with treaties and compacts.

**321.5977** Objectives in administering public lands.

**321.598** Disposal of public lands: Legislative authorization required; State Land Registrar may dispose of lands to same extent and in same manner as Federal Government; deposit of proceeds.

**321.5983** Unauthorized disposal of public lands void; State authorization required for use, management or disposal of public lands; injunctions; action to recover consideration received from unlawful disposition of public land.

**321.5987** Procedure for appealing decision of State Land Registrar to Board of Review; hearing.

**321.599** Enforcement of NRS 321.596 to 321.599, inclusive, by Attorney General.

**321.601** Creation; payments to local governments in lieu of taxes on public lands.

**321.735** Powers and duties concerning federal lands; action by certain cities and counties not precluded.

**321.736** Hearings and recommendations of local planning agencies.



- 321.737** Transfer or referral of certain applications to State Engineer.
- 321.738** Hearing and recommendation of State Agency.
- 321.739** Grant or denial of consent by Governor.
- 321.770** Duties of Administrator and Land Use Planning Advisory Council.

