

Senate Bill No. 115–Senator Hardy

CHAPTER.....

AN ACT relating to unincorporated towns; requiring the election of members of certain town advisory boards in a county whose population is 700,000 or more; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

Under existing law, the board of county commissioners of a county whose population is 700,000 or more (currently Clark County), when enacting an ordinance to establish an unincorporated town, may choose to appoint the members of the town advisory board or allow the registered voters of the unincorporated town to elect the members of the town advisory board. (NRS 269.576) This bill requires the members of a town advisory board for an unincorporated town that is in a county whose population is 700,000 or more (currently Clark County) and that is located 25 miles or more from an incorporated city whose population is 500,000 or more (currently Las Vegas) to be elected by the registered voters of the unincorporated town unless there are fewer qualified electors who file for election than there are seats on the town advisory board. In that case, this bill requires the board of county commissioners to appoint the members to the seats left vacant after the election.

EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

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

Section 1. NRS 269.576 is hereby amended to read as follows:
269.576 1. Except as appointment may be deferred pursuant to NRS 269.563, the board of county commissioners of any county whose population is 700,000 or more shall, in each ordinance which establishes an unincorporated town pursuant to NRS 269.500 to 269.625, inclusive, provide for:

(a) ~~Appointment~~ *Except as otherwise provided in subsection 7, appointment* by the board of county commissioners or the election by the registered voters of the unincorporated town of three or five qualified electors who are residents of the unincorporated town to serve as the town advisory board. If the ordinance provides for appointment by the board of county commissioners, in making such appointments, the board of county commissioners shall consider:

(1) The results of any poll conducted by the town advisory board; and



(2) Any application submitted to the board of county commissioners by persons who desire to be appointed to the town advisory board in response to an announcement made by the town advisory board.

(b) A term of 2 years for members of the town advisory board.

(c) Election of a chair from among the members of the town advisory board for a term of 2 years, and, if a vacancy occurs in the office of chair, for the election of a chair from among the members for the remainder of the unexpired term. The ordinance must also provide that a chair is not eligible to succeed himself or herself for a term of office as chair.

2. ~~{The}~~ *Except as otherwise provided in subsection 7, the members of a town advisory board serve at the pleasure of the board of county commissioners.*

3. ~~If a {member is removed, or if the position of a member otherwise becomes vacant,} vacancy occurs on the town advisory board,~~ the board of county commissioners shall appoint a new member to serve out the remainder of the unexpired term of the member. ~~{who was removed}~~

~~—3.} 4.~~ The board of county commissioners shall provide notice of the expiration of the term of a member of and any vacancy on a town advisory board to the residents of the unincorporated town by mail, newsletter or newspaper at least 30 days before the expiration of the term or filling the vacancy.

~~{4.}~~ 5. The duties of the town advisory board are to:

(a) Assist the board of county commissioners in governing the unincorporated town by acting as liaison between the residents of the town and the board of county commissioners; and

(b) Advise the board of county commissioners on matters of importance to the unincorporated town and its residents.

~~{5.}~~ 6. The board of county commissioners may provide by ordinance for compensation for the members of the town advisory board.

7. *If an unincorporated town is established in a county whose population is 700,000 or more and is located 25 miles or more from an incorporated city whose population is 500,000 or more:*

(a) The board of county commissioners shall by ordinance provide for the election by the registered voters of the unincorporated town of three or five qualified electors who are residents of the unincorporated town to serve as the town advisory board. If there are fewer qualified electors who are residents of the unincorporated town who file for election to the town advisory board than there are seats on the town advisory board, the board



of county commissioners shall appoint as many new members as are necessary to fill the seats left vacant after the election.

(b) The members of the town advisory board of the unincorporated town do not serve at the pleasure of and may not be removed by the board of county commissioners.

Sec. 2. 1. Except as otherwise provided in subsection 2, the amendatory provisions of this act apply to every town that was established before October 1, 2015, in a county whose population is 700,000 or more and is located 25 miles or more from an incorporated city whose population is 500,000 or more.

2. The amendatory provisions of this act do not affect the current term of appointment or election of any person who, on October 1, 2015, is a member of a town advisory board of a town in a county whose population is 700,000 or more and that is located 25 miles or more from an incorporated city whose population is 500,000 or more.



