

TMWA Committee Members:

- Vaughn Hartung, Chair
- Geno Martini
- Jenny Brekhus

WRWC Committee Members:

- Naomi Duerr, Chair
- Donald Abbott, Vice Chair
- Sandra Ainsworth

CONCURRENT MEETING OF THE
Legislative Subcommittee of the Truckee Meadows Water Authority (TMWA)
And
Legislative Subcommittee of the Western Regional Water Commission (WRWC)
Friday, March 31, 2017 at 2:30 p.m.
TMWA, Independence Conference Room
1355 Capital Blvd., Reno, NV

1. Roll call*
2. Public comment (limited to no more than three minutes per speaker)*
3. Approval of agenda (**For Possible Action**)
4. Approval of the minutes of March 24, 2017 (**For Possible Action**)
5. Presentation of status report on legislation of interest to TMWA and possible direction regarding TMWA's position on legislation (**For Possible Action**)
6. Presentation of status report on legislation of interest to WRWC and possible direction regarding WRWC's position on legislation (**For Possible Action**)
7. Discussion and possible direction to staff regarding certain sunset provisions of the Nevada Revised Statutes concerning elevation of homes in floodplains (**For Possible Action**)
8. Committee comments*
9. Staff comments*
10. Public comment (limited to no more than three minutes per speaker)*
11. Adjournment (**For Possible Action**)

Notes:

1. Asterisks (*) denote non-action items.
2. Public comment will be taken on agenda items upon request by submittal of a Speaker Information Card. There is a three-minute time limit per person.
3. Items on the agenda without a time designation may not necessarily be considered in the order in which they appear. TMWA or WRWC may take action on any of the action items listed.
4. Facilities in which this meeting is being held are accessible to the disabled. Persons with disabilities who require special accommodations or assistance (e.g. sign language interpreters or assisted listening devices) at the meeting should notify TMWA at 775-834-8002 at least 24 hours prior to the meeting.
5. In accordance with NRS 241.020, this agenda has been posted at the following locations: Reno City Hall (1 East First Street), Sparks City Hall (431 Prater Way), Sparks Justice Court (1675 E. Prater Way), TMWA (1355 Capital Blvd.), Washoe County Administration Building (1001 E. 9th Street), Washoe County Courthouse (Court and Virginia Streets), Washoe County Central Library (301 South Center St.), Galena Market (19990 Thomas Creek Rd.), Galena High School (3600 Butch Cassidy Way), South Valleys Library (15650A Wedge Parkway), Sun Valley GID (5000 Sun Valley Blvd.), the TMWA website: <http://tmwa.com>, the State of Nevada Public Notice Website: <https://notice.nv.gov/> and the WRWC website: <http://www.wrwc.us>
6. Notice is hereby given that a quorum of the Truckee Meadows Water Authority may be present at the meeting in so much as some members of the WRWC legislative subcommittee are members of the TMWA Board of Directors. Although members constituting a quorum of the Truckee Meadows Water Authority Board may be in attendance at the meeting while serving in different capacities as representative members of different governing bodies (TMWA and WRWC), no deliberations or actions on any matter over which TMWA has supervision or control will be taken within the definition of a "meeting" under NRS 241.015 by persons constituting a quorum of the TMWA Board and acting in their capacity as members of the TMWA Board. This notice is provided in excess of caution given the potential of a quorum to be present at this meeting.

**DRAFT MINUTES OF THE MARCH 24, 2017
CONCURRENT MEETING OF THE LEGISLATIVE SUBCOMMITTEE OF
THE TRUCKEE MEADOWS WATER AUTHORITY AND
THE LEGISLATIVE SUBCOMMITTEE OF
THE WESTERN REGIONAL WATER COMMISSION**

The concurrent meeting of the Legislative Subcommittee of the Truckee Meadows Water Authority (TMWA) and the Legislative Subcommittee of the Western Regional Water Commission (WRWC) at TMWA, 1355 Capital Blvd., Reno, Nevada in the Independence Conference Room. Chair Vaughn Hartung called the meeting to order at 2:30 p.m.

1. ROLL CALL

TMWA Members Present: Jenny Brekhus* and Member Vaughn Hartung

TMWA Legal Counsel Present: Debbie Leonard

TMWA Staff Present: Mark Foree, Steve Walker (Walker & Associates), and John Zimmerman

** Member Brekhus arrived at 2:35 p.m.*

A quorum of the TMWA Legislative Subcommittee was present.

WRWC Members Present: Naomi Duerr**, Member Donald Abbott, and Member Sandra Ainsworth.

WRWC Staff Present: Jim Smitherman

*** Member Duerr was present via phone.*

A quorum of the WRWC Legislative Subcommittee was present.

2. PUBLIC COMMENT

There was no public comment

3. APPROVAL OF THE AGENDA

Upon motion duly made and seconded, and carried unanimously, the TMWA Subcommittee approved the agenda.

Upon motion duly made and seconded, and carried unanimously, the WRWC Subcommittee approved the agenda.

4. APPROVAL OF THE MINUTES OF MARCH 3, 2017

Upon motion duly made and seconded, and carried unanimously, the TMWA Subcommittee approved the minutes of March 3, 2017.

**Upon motion duly made and seconded, and carried unanimously,
the WRWC Subcommittee approved the minutes of March 3, 2017.**

WRWC Legislative Subcommittee heard their agenda item first.

**6. PRESENTATION OF STATUS REPORT ON LEGISLATION OF INTEREST TO WRWC
AND POSSIBLE DIRECTION REGARDING WRWC'S POSITION ON LEGISLATION**

Jim Smitherman, WRWC Program Manager, referred to the staff report on legislation of interest to the WRWC, as introduced through March 22, 2017. Mr. Smitherman reviewed the bills listed, and stated bills that were requested to be added have been added: SB134, SB138, SB231, AB159, and AB193. However, AB205 was not added, but could be added if the WRWC subcommittee still decided to do so. Staff recommendation on all bills and bill draft requests (BDRs) is *neutral/watch*.

Discussion followed regarding AB 204, which would authorize using an alkaline solution instead of heat for cremation. The issue is whether the solution would go into the sewer and the sewer treatment facility would require pre-treatment. Further discussion followed on changing the position on SB74, for that portion allowing the collection of rainwater for certain purposes, from *watch/neutral* to *support*.

**Upon motion made and seconded, and carried by unanimous vote of
the members, the TMWA Subcommittee approved staff's
recommendations on all bills, except to change the position on SB74
from watch/neutral to support, as noted above.**

**5. PRESENTATION OF STATUS REPORT ON LEGISLATION OF INTEREST TO TMWA
AND POSSIBLE DIRECTION REGARDING TMWA'S POSITION ON LEGISLATION**

Steve Walker, TMWA Lobbyist, and John Zimmerman, TMWA Water Resources Manager, summarized the status of key bills. Mr. Walker and Mr. Zimmerman referred to the table of reviewed bills, provided an overview of the bills and staff recommendations. Mr. Walker recommended that the subcommittee change staff recommendations for AB379 from *watch* to *support*.

Discussion followed regarding changing the position on AB403 and SJR9 from *watch* to *oppose* and not opposing AB 404 and AB 406. No position was approved and the TMWA Subcommittee requested that these bills be brought to the TMWA Board for direction.

**Upon motion made and seconded, and carried by unanimous vote
of the members, the TMWA Subcommittee approved staff's
recommendations on all bills, except those mentioned immediately
above, and to change the positions on AB 379, SB253, SB289 and
SB404 from watch to support.**

Public Comment

Ron King, Sparks resident, stated he served in the City of Sparks as citizen appointee to the District Health Department, opposed AB193, fluoridation of the water system in Washoe County, and TMWA should not be forced to put fluoride in the water system.

**Member Brekhus left at 3:45 p.m.*

7. COMMITTEE COMMENTS

Chair Duerr recommended starting the meeting at 2:00 pm due to the limited time allowed and the number of bills needed to review.

Chair Hartung replied that it may be difficult since starting at 2:30 pm is already a bit problematic for Mr. Walker having to come up from Carson City.

Chair Duerr requested to add the sunset provisions of the Nevada Revised Statutes regarding elevation of homes in floodplains on the agenda for the next meeting.

8. STAFF COMMENTS

Mr. Walker mentioned about 180 bills will be introduced next week and he recommended holding a meeting on Friday, March 31, 2017. Also, AB375 was just introduced and someone at WRWC would have had to have been monitoring new bills which may be the reason it was not on the WRWC bill list today.

9. PUBLIC COMMENT

There was no public comment.

10. ADJOURNMENT

With no further business, to discuss, Chair Hartung adjourned the meeting at 3:52 p.m.

Approved by the Legislative Subcommittee of the Truckee Meadows Water Authority on

_____.

Approved by the Legislative Subcommittee of the Western Regional Water Commission on

_____.

Submitted by,

Sonia Folsom, Recording Secretary

***Member Brekhus was present for agenda items 3 thru 6 only.**

Content	Description	Sponsor	Tags	*Initial/Committee Position	StatusRecentHistory	StatusLastMeeting	StatusNextMeeting
AB280	Revises provisions relating to preferences in bidding for certain contracts for businesses based in this State. (BDR 27-1060)	Assemblymen Frierson, Carrillo, Monroe-Moreno, Sprinkle, Neal, Araujo, Benitez-Thompson, Bilbray-Axelrod, Carlton, Cohen, Daly, Fumo, Jauregui, Joiner, McCurdy II, Miller, Ohrenschall, Spiegel, Thompson, Watkins and Yeager; Senators Ford and Cannizzaro	Public Works	3/29: WATCH	Status/Location: Government Affairs		
AB403	Revises various provisions relating to governmental administration. (BDR 17-573)	Daly, Frierson, Diaz, Benitez-Thompson, Araujo, Brooks, Carrillo, McCurdy II and Monroe-Moreno	Governance	3/21: WATCH*	Status/Location: Legislative Operations and Elections		
AB404	Creates the Nevada Office of the Inspector General. (BDR 18-740)	Miller, McCurdy II, Benitez-Thompson, Brooks and Fumo	Governance	3/21: OPPOSE*	Status/Location: Government Affairs		
AB406	Revises provisions relating to certain construction. (BDR 28-781)	Daly, Benitez-Thompson, Brooks, Carrillo, Bilbray-Axelrod, Frierson, Joiner, McCurdy II and Monroe-Moreno	Financial, Risk Management; Human Resources	3/21: OPPOSE*	Status/Location: Government Affairs		Last Meeting:Assembly Committee on Government Affairs Last Meeting Date:3/29/2017 8:30 AM Last Meeting Action:Heard
AB433	Revises provisions relating to public works. (BDR 28-1013)	Brooks	Public Works	3/28: WATCH	Status/Location: Government Affairs		Last Meeting:Assembly Committee on Commerce and Labor Last Meeting Date:3/29/2017 1:30 PM Last Meeting Action:Heard
AB458	Revises provisions governing industrial insurance. (BDR 53-489)	Committee on Commerce and Labor	Human Resources	3/29: WATCH	Status/Location: Commerce and Labor		
AB479	Revises provisions governing the retention of records by a local government. (BDR 19-900)	Committee on Government Affairs	Open Meeting, Records, Boards and Elections	3/28: WATCH	Status/Location: Government Affairs		

							Last Meeting:Senate Committee on Government Affairs Last Meeting Date:3/22/2017 1:00 PM Last Meeting Action:Heard, No Action
SB317	Revises provisions relating to preferences in bidding for certain contracts for businesses based in this State. (BDR 27-936)	Senators Cannizzaro, Ford, Segerblom, Parks, Manendo, Atkinson, Cancela, Denis, Farley, Ratti, Spearman and Woodhouse; Assemblyman Brooks	Public Works	3/29: WATCH	Status/Location: Government Affairs		
SB335	Establishes provisions authorizing public-private partnerships for certain projects. (BDR 22-1146)	Roberson and Hardy	Public Works	3/29: WATCH	Status/Location: Government Affairs		
SB460	Revises provisions governing the membership of the Local Government Employee-Management Relations Board. (BDR 23-556)	Committee on Government Affairs	Human Resources	3/28: WATCH	Status/Location: Government Affairs		Next Meeting:Senate Committee on Government Affairs
SB462	Authorizes a board of county commissioners to create a committee to review general improvement districts. (BDR 20-496)	Committee on Government Affairs	Governance	3/28: WATCH	Status/Location: Government Affairs		Next Meeting Date:4/3/2017 1:00 PM
SB469	Revises provisions relating to collective bargaining between a local government employer and a recognized employee organization. (BDR 23-685)	Committee on Government Affairs	Human Resources	3/28: WATCH	Status/Location: Government Affairs		
SB494	Revises provisions relating to grants for water conservation and capital improvements to certain water systems. (BDR 30-356)	Committee on Government Affairs	Water Rights (Resources, Conservation)	3/28: SUPPORT	Status/Location: Government Affairs		Next Meeting Date:3/31/2017 12:00 PM
SB502	Makes various changes relating to the Public Employees' Benefits Program and the Public Employees' Deferred Compensation Program. (BDR 18-979)	Committee on Government Affairs	PERS, PEBS Financial, Risk Management; Water Rights (Resources, Conservation)	3/28: WATCH	Status/Location: Government Affairs		
SB513	Increases the limit on the assessment for water distribution expenses. (BDR 48-905)	Committee on Natural Resources	Water Rights (Resources, Conservation)	3/28: WATCH	Status/Location: Natural Resources		
SJR9	Urges Congress to enact legislation requiring the transfer of lands available for disposal under the Recreation and Public Purposes Act and other public lands by the Federal Government. (BDR R-190)	Senators Goicoechea, Gansert, Hardy, Kieckhefer and Settlemeyer; Assemblymen Ellison and Kramer	Property	3/21: WATCH*	Status/Location: Natural Resources		

* Identifies staff recommendations reviewed by TMWA legislative subcommittee, but not adopted.

Western Regional Water Commission

STAFF REPORT

DATE: March 30, 2017

TO: Legislative Subcommittee, Western Regional Water Commission

FROM: John B. Rhodes, Legal Counsel

SUBJECT: Report on legislative activities, including Bill Draft Requests ("BDRs") and Bills pending in the 2017 session of the Nevada Legislature that may affect or are of interest to the Western Regional Water Commission ("WRWC") / Northern Nevada Water Planning Commission (NNWPC"), and possible direction to staff.

The following staff report lists BDRs and Bills pending in the 2017 Nevada Legislature, as of March 30, 2017, that may affect or are of interest to the WRWC and NNWPC. No additional language is available for the BDRs at this time. Pending Bills are noted with an Assembly ("AB") or Senate ("SB") designation, and the complete language of each Bill is available by clicking on the corresponding link contained in the electronic version of this report. The dates following the BDR number in parentheses indicate the date the BDR was requested or if a Bill is pending, the date the Bill was introduced. WRWC staff and the WRWC Legislative Subcommittee will track these Bills, recommend positions to be taken, provide periodic updates to the NNWPC, and submit the Subcommittee's recommendations to the WRWC, at its regular meetings, for possible approval and ratification or revision.

Bill Drafts Requested and Bills Introduced**Water Issues**

BDR/Bill	Requester	Subcommittee Position
AB109	Assemblyman Ellison Revises provisions relating to public utilities. (BDR 58-622)	Neutral / Watch
AB138	Assemblywoman Carlton Authorizes de minimus collection of rainwater for certain uses. (BDR 48-445, 2/10/17)	Neutral / Watch
AB159	Assemblyman Watkins Prohibits hydraulic fracturing in this State. (BDR 46-593, 2/13/17)	Neutral / Watch
AB193	Assemblywoman Joiner Requires the fluoridation of water in certain circumstances. (BDR 40-716, 2/13/17)	Neutral / Watch
AB209	Assemblyman Oscarson Revises provisions governing the forfeiture and abandonment of water rights. (BDR 48-308, 2/13/17)	Neutral / Watch
AB298	Assembly Committee on Natural Resources, Agriculture, and Mining Revises provisions relating to water. (BDR 48-735)	Neutral / Watch
SB47	Senate Committee on Natural Resources Makes various changes relating to the appropriation of water. (BDR 48-499)	Neutral / Watch
SB51	Water Resources, Division of Conservation and Natural Resources Revises provisions related to the adjudication of vested water rights and the appropriation of water. (BDR 48-180, 11/16/16)	Neutral / Watch

BDR/Bill	Requester	Subcommittee Position
SB73	Division of Water Resources of the State Department of Conservation and Natural Resources Revises provisions related to conjunctive water management and managing over appropriated groundwater basins. (BDR 48-177, 11/17/16)	Neutral / Watch
SB74	Division of Water Resources of the State Department of Conservation and Natural Resources Revises provisions relating to the planning and the development of water resources. (BDR 48-178, 11/17/16)	Subcommittee Position Support
SB134	Senator Goicoechea Revises provisions concerning water. (BDR 48-787, 2/13/17)	Subcommittee Position Neutral / Watch
SB138	Senator Hardy Authorizes the creation of a local improvement district for a waterfront maintenance project. (BDR 22-678, 2/13/17)	Subcommittee Position Neutral / Watch
SB231	Senate Committee on Natural Resources Revises provisions relating to water. (BDR 48-736, 3/1/17)	Subcommittee Position Neutral / Watch
SB269	Legislative Commission's Subcommittee to Study Water (NRS 218E.200) Revises provisions relating to groundwater management plans. (BDR 48-367)	Subcommittee Position Neutral / Watch
SB270	Legislative Commission's Subcommittee to Study Water (NRS 218E.200) Revises provisions relating to water. (BDR 48-359)	Subcommittee Position Neutral / Watch
SB271	Legislative Commission's Subcommittee to Study Water (NRS 218E.200) Makes various changes relating to water. (BDR 48-357)	Subcommittee Position Neutral / Watch
SB272	Legislative Commission's Subcommittee to Study Water (NRS 218E.200) Makes various changes relating to water. (BDR 48-358)	Subcommittee Position Neutral / Watch

BDR/Bill Requester

48-934	Senate Committee on Natural Resources Revises provisions pertaining to groundwater allocation.	Subcommittee Position Neutral / Watch
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Ethics Issues

SB36	Office of the Governor Makes various changes to the role, operations and composition of the Commission on Ethics (BDR 23-230, 7/21/16)	Subcommittee Position Neutral / Watch
SB84	Commission on Ethics Makes various changes to the Nevada Ethics Commission. (BDR 23-250, 7/21/16)	Subcommittee Position Neutral / Watch
110	Assemblywoman Dickman Revises provisions governing ethics in government. (6/30/16)	Subcommittee Position Neutral / Watch

Public Records Issues

AB42	Attorney General Makes various changes to the Nevada public records law. (BDR 19-389, 11/16/16)	Subcommittee Position Neutral / Watch
SB170	Senator Segerblom Revises provisions governing public records. (BDR 19-560,12/3/16)	Subcommittee Position Neutral / Watch

Other Issues of Interest

BDR/Bill	Requester	Subcommittee Position
AB34	Division of State Lands, Department of Conservation and Natural Resources Makes various changes relating to state lands. (BDR 26-179), 11/16/16)	Neutral / Watch
AB39	Committee on Government Affairs Revises provisions for appointments of representatives to the Regional Planning Governing Board. (BDR 22-433, 11/16/16)	Neutral / Watch
AB48	Committee on Government Affairs Makes various changes relating to municipal utilities, and annexations/detachments of real property by local governments. (BDR 21-435, 11/16/16)	Neutral / Watch
AB72	Senate Committee on Health and Human Services Revises certain provisions of the Uniform Plumbing Code. (BDR 40-237, 11/17/16)	Neutral / Watch
AB205	Assemblyman Nelson Araujo Revises provisions relating to cremation. (BDR 40-649)	Neutral / Watch
AB375	Assemblyman Sprinkle Allows the imposition of certain taxes in a county to fund flood management projects of a flood management authority based on the recommendations of a flood control project needs committee and voter approval. (BDR S-473, 3/20/17)	Neutral / Watch
SB494	Legislative Commission's Subcommittee to Study Water (NRS 218E.200) Revises provisions relating to grants for capital improvements to publicly owned water systems. (BDR30-356, 8/26/16)	Neutral / Watch
SJR7	Senate Minority Leader Urges Congress to enact legislation transferring title to certain public lands to the State of Nevada. (BDR R-841, 2/27/17)	Neutral / Watch