



TO: Chairman and Board Members
THRU: Mark Foree, General Manager
FROM: John Erwin, Dir. Natural Resources
DATE: 10 January 2011
SUBJECT: **Request for Board direction to establish a Legislative Subcommittee and establish the process to review legislative activities**

Recommendation

Staff requests that the Board provide direction to staff on establishing a Legislative Subcommittee to the Board and the process of reviewing legislative activities on proposed bills during the session.

Discussion

Beginning February, a standing item on legislative matters will become part of the Board's monthly agenda. A table summarizing Senate and Assembly bills along with the position the Board has taken on each will be provided to the Board similar to the *attachment* to this report. TMWA lobbyists will attend the Board meetings to answer questions and provide insights into the legislative intent.

Once the session gets underway, the timing of the TMWA Board meetings may not coincide with legislative activities as they affect TMWA's interests. The same may be true if the Board wishes to continue the formal Legislative Subcommittee process that has been used for the last three sessions. To monitor the Session, the Board has previously formed a Legislative Subcommittee consisting of the Chairman and Vice Chairman, meeting each Friday afternoon at 3:00 PM in a noticed public meeting with staff and TMWA lobbyists in attendance to discuss positions on the various bills. Occasionally the Subcommittee meeting is canceled when no action is required for the week. The process worked well in the past. Subject to Board modification, staff recommends the same procedure and process be implemented for the 2011 Session.

In addition, staff requests Board direction related to implementing a process regarding how staff and lobbyists should proceed on those occasions when timing does not allow a formal meeting of either the Board or the Legislative Subcommittee.



STAFF REPORT

TO: Chairman and Board Members
FROM: John Erwin, Dir. Natural Resources-Planning & Development
DATE: 10 January 2011
SUBJECT: **2011 Legislative Update Report**

The *attached* table contains updated data through the date of this memo. Bills listed in the table below represent Bill Draft Requests issued in bill form by the Legislative Counsel Bureau to date. Staff will update the Board on the progress of these bills and positions taken by the Board or its Legislative Subcommittee at future meetings. The 2011 Legislature will begin February 7, 2011.

	Bill No.	TOPIC	ASSEMBLY BILLS Heard Ways and Means 5/4 no action - exempt SUMMARY	COMMENTS	Board Position	TMWA Position	Date Action Taken	Link
		F-Financial G-Governance L-Property O-Opening meeting, records PE-PERS, employment PW-Public works WQ-Water quality, NDEP WR-rights, resources, conservation			S- Support SA- Support if amended W-Watch O- Opposed N-Neutral			
1	AB 10	O	Revises provisions governing certain funds and the destruction of public records. (BDR 33-441)					http://leg.state.nv.us/Session/76th2011/Bills/AB/AB10.pdf
2	AB 46	O	Clarifies the inapplicability of certain partial tax abatements to various assessments relating to the adjudication of water rights and management of water resources. (BDR 32-468)					http://leg.state.nv.us/Session/76th2011/Bills/AB/AB46.pdf
3	AB 59	O	Makes various changes to the Open Meeting Law. (BDR 19-288)					http://leg.state.nv.us/Session/76th2011/Bills/AB/AB59.pdf
4	AB 60	PW	Revises requirements pertaining to preferences in bidding on public works. (BDR 29-255)					http://leg.state.nv.us/Session/76th2011/Bills/AB/AB60.pdf
5	AB 68	L	AN ACT relating to cities; exempting certain leases of real property from requirements relating to appraisal and auction; reducing the number of independent appraisals of fair market value required in certain circumstances for the sale or lease of real property by cities; and providing other matters properly relating thereto					http://leg.state.nv.us/Session/76th2011/Bills/AB/AB68.pdf
6	AB 73	WR	AN ACT relating to water; authorizing the State Engineer or any assistant or authorized agent of the State Engineer to enter certain premises to investigate and carry out the duties of the State Engineer; requiring the State Engineer to cancel a permit to appropriate water for a beneficial use if the holder of the permit fails to file certain information within a certain period after the date of the notice to file that information; revising provisions relating to the forfeiture of certain water rights; removing provisions requiring the					http://leg.state.nv.us/Session/76th2011/Bills/AB/AB73.pdf
7	AB 76	PE	AN ACT relating to the Public Employees' Benefits Program; revising provisions concerning reinstatement of insurance under the Program; authorizing the Board of the Program and certain advisory committees to meet in closed session under certain circumstances; and providing other matters properly relating thereto.					http://leg.state.nv.us/Session/76th2011/Bills/AB/AB76.pdf
8	AB 80	PE	AN ACT relating to the Public Employees' Benefits Program; making various changes relating to the Program; and providing other matters properly relating thereto.					http://leg.state.nv.us/Session/76th2011/Bills/AB/AB80.pdf
9	AB							



STATE OF NEVADA

2011 LEGISLATIVE SESSION

120-Day Calendar

Date (Day of Session)	Date (Day of Session)	Date (Day of Session)
Feb. 7 (1)	Mar. 19 (41)	Apr. 28 (81)
Feb. 8 (2)	Mar. 20 (42)	Apr. 29 (82)
Feb. 9 (3)	Mar. 21 (43) Legislators' Bill Introductions	Apr. 30 (83)
Feb. 10 (4)	Mar. 22 (44)	May 1 (84)
Feb. 11 (5)	Mar. 23 (45)	May 2 (85) <i>Economic Forum Report Due</i>
Feb. 12 (6)	Mar. 24 (46)	May 3 (86)
Feb. 13 (7)	Mar. 25 (47)	May 4 (87)
Feb. 14 (8) Legislators' BDR Requests	Mar. 26 (48)	May 5 (88)
Feb. 15 (9) <i>Joint Subcommittees Start</i>	Mar. 27 (49)	May 6 (89) <i>Start Resolving Budget Differences</i>
Feb. 16 (10)	Mar. 28 (50) Committees' Bill Introductions	May 7 (90)
Feb. 17 (11)	Mar. 29 (51)	May 8 (91)
Feb. 18 (12)	Mar. 30 (52)	May 9 (92)
Feb. 19 (13)	Mar. 31 (53)	May 10 (93)
Feb. 20 (14)	Apr. 1 (54)	May 11 (94)
Feb. 21 (15)	Apr. 2 (55)	May 12 (95)
Feb. 22 (16)	Apr. 3 (56)	May 13 (96)
Feb. 23 (17)	Apr. 4 (57)	May 14 (97)
Feb. 24 (18)	Apr. 5 (58) <i>Start Closing Budgets</i>	May 15 (98)
Feb. 25 (19) Committees' BDR Requests	Apr. 6 (59)	May 16 (99)
Feb. 26 (20)	Apr. 7 (60)	May 17 (100)
Feb. 27 (21)	Apr. 8 (61)	May 18 (101)
Feb. 28 (22)	Apr. 9 (62)	May 19 (102)
Mar. 1 (23)	Apr. 10 (63)	May 20 (103) Committee Passage (Second House)
Mar. 2 (24)	Apr. 11 (64)	May 21 (104)
Mar. 3 (25)	Apr. 12 (65)	May 22 (105)
Mar. 4 (26)	Apr. 13 (66)	May 23 (106)
Mar. 5 (27)	Apr. 14 (67)	May 24 (107)
Mar. 6 (28)	Apr. 15 (68) Committee Passage (First House)	May 25 (108)
Mar. 7 (29)	Apr. 16 (69)	May 26 (109) <i>Finish Budget Differences</i>
Mar. 8 (30)	Apr. 17 (70)	May 27 (110) Second House Passage
Mar. 9 (31)	Apr. 18 (71)	May 28 (111)
Mar. 10 (32)	Apr. 19 (72)	May 29 (112)
Mar. 11 (33)	Apr. 20 (73)	May 30 (113)
Mar. 12 (34)	Apr. 21 (74)	May 31 (114)
Mar. 13 (35)	Apr. 22 (75)	Jun. 1 (115) <i>Budget Bills Introduced Exempt Bills from Committee</i>
Mar. 14 (36)	Apr. 23 (76)	June 2 (116)
Mar. 15 (37)	Apr. 24 (77)	June 3 (117)
Mar. 16 (38)	Apr. 25 (78)	June 4 (118)
Mar. 17 (39)	Apr. 26 (79) First House Passage	June 5 (119)
Mar. 18 (40)	Apr. 27 (80)	June 6 (120)

Shaded days are Mondays.

Bolded and italicized items are budget related deadlines.

2011 BDR WATER AS OF 1-3-2011

S--97	Legislative Committee for the Review and Oversight of the Tahoe Regional Planning Agency and the Marlette Lake Water System (NRS 218E.555) Provides for the release of the next phase of bonds to carry out Nevada's portion of the Environmental Improvement Program for Lake Tahoe for the 2011-2013 biennium.
206	Legislative Committee on Public Lands (NRS 218E.510) Revises provisions governing the use of water for evaporation in a pit lake or gravel pit.
207	Legislative Committee on Public Lands (NRS 218E.510) Revises provisions governing certain notices and hearings concerning applications to appropriate water for beneficial use.
243	Legislative Committee to Oversee the Western Regional Water Commission (SB 487) Authorizes the issuance of bonds to finance loans made to provide financial assistance to persons to connect to the public water or sewer system in certain counties.
244	Legislative Committee to Oversee the Western Regional Water Commission (SB 487) Allows issuance of County Bond Bank bonds for refunding of securities previously issued to an entity other than the County Bond Bank.
285	Senator Rhoads Provides for temporary water use for restoration of burned areas.
299	Assemblyman Goicoechea Revises provision relating to ground water basins.
312	Assemblyman Goicoechea Revises provisions relating to stock water.
347	Assemblyman Ohrenschall Revises provisions relating to water.
360	Assemblyman Goedhart Revises provisions relating to the filing of a protest to an application to appropriate water.
467	Water Resources, Division of-Conservation and Natural Resources Clarifies provisions governing notices and the right of entry by State Engineer and staff for inspection and eliminates hearings for domestic well credit programs. (AB 73)
468	Water Resources, Division of-Conservation and Natural Resources Clarifies requirements for payment of State Engineer assessments for the management of water. (AB 46)
525	Eureka County Includes participation by local governments in monitoring, management and mitigation of water resources. (SB 68)
681	Assemblywoman Kirkpatrick Allows for public water agencies to lease water.
730	Assemblyman Elliot Anderson Provides for the study of water.
821	Senate Committee on Government Affairs Revises provisions relating to water. (on Behalf of the City of Caliente)
829	Senator McGinness Makes various changes relating to water.
847	Assemblywoman Bustamante Adams Enacts provisions for the protection of the waters of this State from aquatic invasive species.
926	Senator Schneider Makes various changes relating to the regulation and use of water. (By request)