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Public Entities, Officers, Employees; Notice of Hearings--County Ordinances

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this power, state agencies and political subdivisions may make reasonable investigations of license applicants before granting or denying a license.² This investigatory power includes the authority to request and receive Federal Bureau of Investigation information concerning possible criminal involvement and criminal records.³

Chapter 284 allows state agencies and political subdivisions to request and receive Federal Bureau of Investigation information on the background and personal history of any person (1) applying for a license that it has the power to grant or deny,⁴ (2) seeking employment by the agency or the political subdivision,⁵ or (3) with whom they are entering into a contract for personal services.⁶ Background information and personal histories may also be obtained if a *legitimate need* exists to have accurate personal information about any person for the protection of the agency or the people within its jurisdiction.⁷ As a result, all identification and other records acquired, classified, and preserved by the Attorney General of the United States,⁸ in addition to criminal identification records,⁹ may now be distributed to a requesting agency, so long as the records are used to promote and maintain the security of the State and local governments.¹⁰

2. See *Norman v. City of Las Vegas*, 64 Nev. 38, 51-53, 177 P.2d 437, 448-449 (1947); N.R.S. §§463.140, 463.210.

3. See 64 Nev. at 43-44, 177 P.2d at 445.

4. See N.R.S. §—.

5. See *id.* §—.

6. See *id.*

7. See *id.* §—.

8. See 28 C.F.R. §0.85(b) (1981); 28 U.S.C. §534.

9. See 28 C.F.R. §20.31(b) (1981).

10. See 28 C.F.R. §0.85 (1981); Act of Sept. 6, 1966, Pub. L. No. 89-544, §534, 80 Stat. 616 (1966).

Public Entities, Officers, Employees; notice of hearings—county ordinances

N.R.S. §244.100 (amended).

SB 41 (Getto); STATS 1981, Ch 244

Prior to the enactment of Chapter 244, meetings¹ of county boards of commissioners apparently were required to be conducted in accordance with general statutory provisions regarding meetings of public bodies.² These general statutory provisions require that all meetings of public

1. See N.R.S. §241.015 1 (definition of meeting).

2. See *id.* §241.015 2 (definition of public bodies). See generally *id.* §241.020.

bodies be open and public, unless otherwise provided.³ Written notice of non-emergency meetings⁴ must be given at least three working days in advance of the meeting⁵ and must include the time, place, location, and agenda of the meeting.⁶ Minimum public notice consists of notice posted at the principal office of the county board, or posted at the building where the meeting is to be held if there is no principal office.⁷ Notice must also be posted in at least three separate, prominent places within the county,⁸ and written notice must be mailed to persons requesting this service.⁹

Chapter 244 requires that public hearings be held before adopting or rejecting all county ordinances except those enacted in cases of emergency.¹⁰ To ensure that interested persons have notice of the hearings, Chapter 244 requires that notice of the filing must be published once in a newspaper published in the county, or, if none is published, in a newspaper having general county-wide circulation at least three working days before the date set for the hearing.¹¹ The notice must also include the title and adequate summary of the ordinance, and the date on which the public meeting will be held.¹² Finally, as under existing law, a copy of the proposed ordinance must be filed with the county clerk for public inspection.¹³

Prior law allowed the board to adopt or reject an unamended ordinance within thirty-five days of its proposal, or adopt or reject an ordinance as amended within thirty-five days of the last amendment.¹⁴ Chapter 244 requires that the board act within thirty-five days of the final public hearing to adopt or reject the ordinance in its final form.¹⁵ Therefore, it is possible that there will be a longer period between proposal and enactment of non-emergency ordinances than existed under prior law.¹⁶

3. *See id.* §241.020 1.

4. *See id.* §241.020 4(a), (b) (definition of emergency).

5. *See id.* §241.020 2.

6. *See id.* §241.020 3(a).

7. *See id.*

8. *See id.*

9. *See id.* §241.020 3(b).

10. *See id.* §244.100 1, 4.

11. *See id.* §244.100 1.

12. *See id.*

13. *See id.*

14. *See* STATUTES OF NEVADA 1979, c. 371, §1, at 637-638 (amending N.R.S. §244.100).

15. *See* N.R.S. §244.100 1.

16. *Compare id. with* STATUTES OF NEVADA 1979, c. 371, §1, at 637-638.

