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PROOF OF PUBLICATION

STATE OF NEVADA
COUNTY OF WASHOE

ss. Tana Ciccotti

being duly sworn, deposes and says:
That as legal clerk of the RENO GAZETTE-
JOURNAL, a daily newspaper published in Reno,
Washoe County, State of Nevada, that the notice:

Ordinance No 1048

**NOTICE OF ADOPTION
WASHOE COUNTY ORDINANCE
NO. 1048**

NOTICE IS HEREBY GIVEN THAT:
Bill No. 1224, Ordinance No. 1048
entitled:
AN ORDINANCE AMENDING THE
WASHOE COUNTY CODE BY REVIS-
ING PROVISIONS OF CHAPTER 65
RELATING TO RISK MANAGEMENT,
THE COUNTY SAFETY COMMITTEE,
AND OTHER MATTERS PROPERLY
RELATING THERETO;
was adopted on January 12, 1999, by
Commissioners Joanne Bond, Jim Gallo-
way, Pete Sferrazza, Jim Shaw, and
Ted Short, and will become effective
on Wednesday, January 27, 1999.

Typewritten copies of the ordinance
are available for inspection by all inter-
ested parties at the office of the
County Clerk, 75 Court Street, Reno,
Nevada.

BETTY J. LEWIS,
Washoe County Clerk

No.262 Jan.18,25, 1999

of which a copy is hereto attached, has been
published in each regular and entire issue of
said newspaper on the following dates to wit:

Jan.18, 25, 1999

Signed

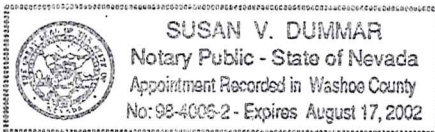
Tana Ciccotti

Subscribed and sworn to before me on 1/26/99

Notary Public

Susan V. Dummer

PLEASE STAMP & SIGN FOR PAYMENT



P.O. BOX 22000. RENO. NEVADA 89520
(702) 788-6200

GANNETT



SUMMARY: Amends Washoe County Code by revising provisions of Chapter 65 relating to risk management and the county safety committee.

BILL NO. 1224

ORDINANCE NO. 1048

AN ORDINANCE AMENDING THE WASHOE COUNTY CODE BY REVISING PROVISIONS OF CHAPTER 65 RELATING TO RISK MANAGEMENT, THE COUNTY SAFETY COMMITTEE, AND OTHER MATTERS PROPERLY RELATING THERETO.

THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF WASHOE DO ORDAIN:

SECTION 1. Section 65.030 of the Washoe County Code is hereby amended to read as follows:

65.030 County risk manager: Creation; powers; duties.

1. The position of county risk manager is hereby created. The risk manager shall be appointed by, and serve at the pleasure of, the assistant county manager for finance. The county risk manager is in the unclassified service of the county, and is entitled to receive a salary to be set by the board of county commissioners.

2. The risk manager shall:

(a) Administer the risk management division, including administration of the health benefits program, the property/casualty program and the safety program of the county;

(b) Administer the self-insurance funds;

(c) Review and approve or disapprove all expenditures from the funds;

(d) Pursue subrogation where feasible;

(e) Administer all contracts related to the health benefits program, the property/casualty program, and the safety program;

(f) Develop, initiate and carry out systems of premium charges and deductibles where feasible;

(g) Recommend levels of self-funding and purchased insurance, subject to county commission approval when required, which will protect the operating revenues of Washoe County from the effects of claims and litigation;

(h) Analyze and assess the risks of county activities and business transactions and make recommendations to minimize the risks presented by such activities; and

(i) Approve and execute, on behalf of Washoe County, indemnity and hold harmless agreements whereby Washoe County agrees to release third parties from

liability under appropriate circumstances;

(j) Review all claims and suits against Washoe County, initiate investigations, coordinate the defense of Washoe County and maintain all necessary records to insure that adequate data are available for use when reviewing self-insurance funding levels. In the absence of the risk manager, the assistant county manager for finance shall perform the duties specified in this subsection; and

(k) In consultation with and approval of the district attorney's office, retain outside counsel where appropriate, and retain such other investigators and experts in the defense of claims and suits as may be necessary. The retention of such professionals shall be upon such terms and in such amounts as may be necessary and deemed appropriate by the risk manager and are not governed by section 15.530.

SECTION 2. Section 65.150 of the Washoe County Code is hereby amended to read as follows:

65.150 County safety committee: Creation; purposes.

1. The county safety committee is hereby created.

2. The purposes of the county safety committee are to:

(a) Serve in an advisory capacity to the board of county commissioners, the county manager, the county safety officer and the county risk manager in all matters relating to safety and health of county officers, employees and volunteers.

(b) Communicate safety policies to all employees and volunteers.

(c) Review all auto accidents or incidents pursuant to the driver's selection training policy, other than those involving peace officers employed by the Washoe County Sheriff's Office, which accidents or incidents shall be subject to the review process of the sheriff's office.

(d) Review all on-the-job accidents or injuries which result in time-off for an employee, and all accidents or incidents referred by the county safety officer or county risk manager. Where deemed necessary by the committee, the county safety committee may conduct additional evaluations. The county safety committee must make findings of fact and recommend employee counseling, training or corrective measures, and other future accident-prevention or loss-control measures.

(e) Review and recommend action on all safety issues brought before the safety committee.

3. The county safety committee does not recommend any disciplinary measures. Any discipline shall, subject to applicable personnel rules, be imposed as

appropriate by the responsible supervising authorities and reviewed in accordance with county policy by the personnel division.

SECTION 3. Section 65.160 of the Washoe County Code is hereby amended to read as follows:

65.160 County safety committee: Composition; terms of office of members; chairman.

1. The county safety committee consists of nine members and a majority of the committee constitutes a quorum. The committee members are to be selected as follows:

(a) Two department heads, appointed by the board of county commissioners;

(b) One representative of the Washoe County Sheriff's Deputies Association, appointed by the association;

(c) One representative of the Washoe County Employees' Association, appointed by the association;

(d) One representative of the Washoe County Nurses' Association, appointed by the association;

(e) One representative chosen annually by and from the remaining employee organizations which represent county employees which selection shall be made on a rotating basis among those organizations;

(f) The county safety officer;

(g) The county risk manager; and

(h) A director of a division of a county department, appointed by the county manager.

2. The term of office of each member of the county safety committee is as follows:

(a) The county safety officer and the county risk manager are permanent members;

(b) The two department heads, the representative from the sheriff's deputies association, the representative from the nurses' association and the representative from the county employees' association are 2-year appointments;

(c) The one representatives from the remaining employee organizations which represent county employees is a one-year appointment; and

(d) The director of a division of a county department is a 1-year appointment.

3. At the first meeting of the county safety committee held each year, the committee shall elect a chairman from among its members who shall not be the county safety officer or the county risk manager.

4. Committee members representing an employee organization shall make their best efforts to attend all committee meetings. If such a committee member, for good cause, is unable to attend a meeting, another

employee designated by their organization may appear and vote in such member's place and stead.

SECTION 4. Section 65.180 of the Washoe County Code is hereby amended to read as follows:

65.180 When member of county safety committee prohibited from participating; effect on quorum and action.

1. A member of the county safety committee shall not participate in the evaluation of an accident involving an officer, employee or a volunteer working under that member's direct supervision. The member shall not participate in such officer's, employee's or volunteer's review and shall not make findings or recommendations regarding that officer, employee or volunteer.

2. When a member of the county safety committee abstains from participating in a matter by virtue of the provisions of subsection 1, the number of members necessary to constitute a quorum, and the number necessary to take action is deemed reduced by the number of persons abstaining.

SECTION 5. Section 65.190 of the Washoe County Code is hereby amended to read as follows:

65.190 Responsibilities of the county safety committee with respect to accidents and incidents.

1. Upon notification of an accident or incident as provided in section 65.150, the county safety committee may require additional written information from the officer, employee or volunteer and may interview that person if it deems necessary. The county safety committee may request from the sheriff, the district attorney or other appropriate personnel technical assistance for the conduct of additional investigation if deemed necessary.

2. After investigation and evaluation, the county safety committee shall submit to the head of the department in which the accident occurred, a recommendation as to whether or not employee counseling, training or corrective measures should be taken and what other future accident prevention or loss control measures might be taken. The county safety committee may also recommend that the person be required to participate in a defensive driving course. The county safety committee shall make such other recommendations as it deems warranted by the circumstances of each case.

3. A recommendation for employee counseling, training or corrective measures (such as additional defensive driving courses) shall be placed in the employee's personnel file.

4. A department head shall, within seven (7) days after receipt of a safety committee recommendation for employee counseling, training or corrective measures, or other future accident prevention or loss control measures, provide a written response to the risk manager detailing what action, other than employee discipline, has or will be taken.

Proposed on the 8th day of December 1998 .
Proposed by Commissioner Jim Galloway .
Passed on the 12th day of January 1999 .

Vote:

Ayes: **Joanne Bond, Pete Sferrazza, Jim Galloway, Ted Short, Jim Shaw**


Nays: **None.**

Absent: **None,**



Chairman
Washoe County Commission

ATTEST:



County Clerk

This ordinance shall be in force and effect from and after the 27th day of January, 1999 .