

SUMMARY: Amends Chapter 65 of the Washoe County Code by expanding the permissible use of the 911 telephone line surcharge to include the purchase and maintenance of portable event recording devices and vehicular event recording devices in accordance with 2017 NV Senate Bill 176; by clarifying the powers and duties of the 911 emergency response advisory committee; by adding related definitions; and by amending the advisory committee membership and terms of appointment.

BILL NO. 1785

ORDINANCE NO. 1601

AN ORDINANCE AMENDING CHAPTER 65 OF THE WASHOE COUNTY CODE BY EXPANDING THE PERMISSIBLE USE OF THE 911 TELEPHONE LINE SURCHARGE TO INCLUDE THE PURCHASE AND MAINTAINANCE OF PORTABLE EVENT RECORDING DEVICES AND VEHICULAR EVENT RECORDING DEVICES IN ACCORDANCE WITH THE 2017 NEVADA LEGISLATURE'S ENACTMENT OF SENATE BILL ("SB") 176; BY CLARIFYING THE POWERS AND DUTIES OF THE 911 EMERGENCY RESPONSE ADVISORY COMMITTEE; BY ADDING THE DEFINITIONS OF "LAW ENFORCEMENT AGENCY", "PORTABLE EVENT RECORDING DEVICE" AND "VEHICULAR EVENT RECORDING DEVICE"; AND BY AMENDING THE ADVISORY COMMITTEE MEMBERSHIP AND TERMS OF APPOINTMENT.

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

SECTION 1. Section 65.400 of the Washoe County Code is hereby amended to read as follows:

65.400. Purpose and authority.

1. The 1995 Nevada Legislature enacted Senate Bill ("SB") 473 which authorized a telephone line surcharge to be imposed in certain counties for the enhancement of existing 911 telephone service. SB 473 required that any county imposing the surcharge create an advisory committee to develop a plan for 911 enhancements and recommend expenditures of money collected for said purpose. Washoe County implemented these provisions to assure that the 911 emergency response system within the county is capable of providing the most efficient service available.

2. The 2017 Nevada Legislature enacted Senate Bill ("SB") 176 which expands the permissible use of the telephone line surcharge to purchase and maintain portable event recording

devices and vehicular event recording devices. Washoe County desires to implement this expansion of the surcharge to purchase and maintain portable event recording devices for uniformed peace officers employed by a law enforcement agency who routinely interact with the public, and to purchase and maintain vehicular event recording devices for the safety of the community.

SECTION 2. Section 65.410 of the Washoe County Code is hereby amended to read as follows:

65.410. Creation of advisory committee; powers and duties. A 911 Emergency Response Advisory Committee is hereby created in order to:

1. Develop a plan for the enhancement of the county's 911 emergency response system;
2. Recommend to the county the expenditures of money collected through the telephone line surcharge for the enhancement of the telephone system for reporting an emergency and in accordance with NRS 244A.7645(3)(a); and
3. Recommend to the county the expenditures of money collected through the telephone line surcharge for the acquisition, maintenance, data storage, upgrade and replacement of equipment and software necessary for the operation of portable event recording devices and vehicular event recording devices.

SECTION 3. Section 65.420 of the Washoe County Code is hereby amended to read as follows:

65.420 Definitions.

1. "Board" means the board of county commissioners.
2. "Telephone company" means a company providing local telephone service to customers within the boundaries of Washoe County, including but not limited to cellular or other service to a telephone installed in a vehicle or otherwise portable.
3. "Law enforcement agency" has the meaning as described in NRS 289.830(3)(a), and as it may be amended from time to time.
4. "Portable event recording device" has the meaning as described in NRS 289.830(3)(b), and as it may be amended from time to time.
5. "Vehicular event recording device" has the meaning as described in NRS 244A.7641(6), and as it may be amended from time to time.

SECTION 4. Section 65.430 of the Washoe County Code is hereby amended to read as follows:

65.430 Advisory committee membership; qualifications of members; notification of appointment; terms; removal; rotating chairperson.

1. Membership. The membership of the advisory committee shall be as follows:

(a) Three members appointed by the city of Reno;

(1) One member must be the Reno police department's chief law enforcement officer or designee, and one member must be the Reno municipal court marshal division's chief law enforcement officer or designee;

(b) Three members appointed by the city of Sparks;

(1) One member must be the Sparks police department's chief law enforcement officer or designee, and one member must be the Sparks municipal court marshal division's chief law enforcement officer or designee;

(c) Three members appointed by the county of Washoe;

(1) One member must be the Washoe County sheriff's designee.

2. Qualifications. A member appointed to the committee must:

(a) Be a resident of and a qualified elector in Washoe County;

(b) Possess knowledge concerning telephone systems for reporting emergencies; and

(c) May not be an elected public officer.

3. Notification of appointment. The city of Reno and the city of Sparks shall provide Washoe County with written notification of each of the cities' appointed members, including the member's term.

4. Term. The terms of all existing members shall expire on November 16, 2017. Each member shall serve a four year term, which expires on June 30th of the respective term. However, following enactment of this section, each of the appointing jurisdictions shall appoint one member for an initial 2-year term.

5. Removal. A member may be removed for cause by the appointing body in accordance with procedures established by the appointing body.

6. Chairperson. A chairperson shall be selected from among the members at the first meeting in January of each year and must rotate each year among the appointees from the city of Sparks, city of Reno and Washoe County.

SECTION 5. Section 65.460 of the Washoe County Code is hereby amended to read as follows:

65.460 Effective date: Sunset.

1. Subsection 5 of section 65.450 shall be effective upon publication as provided in NRS 244.100. All other provisions of sections 65.400 to 65.460, inclusive, shall be effective on January 1, 1996.

[Business Impact Note: The Board of County Commissioners hereby finds that this ordinance does not impose a direct and significant economic burden upon a business, nor does it directly restrict the formation, operation or expansion of a business.]

Proposed on the 26th day of September, 2017.

Proposed by Commissioner Hartung.

Passed on the 10th day of October, 2017.

Vote:

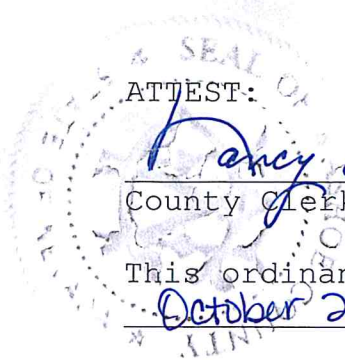
Ayes: Bob Lucey, Marsha Berkbigler, Kitty Jung, Vaughn Hartung, and Jeanne Herman

Nays: none.

Absent: none.


Chairman
Washoe County Commission

ATTEST:


Nancy L. Punt
County Clerk

This ordinance shall be in force and effect from and after October 20, 2017.

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STATE OF NEVADA
COUNTY OF WASHOE

Being first duly sworn, deposes and says: That as the legal clerk of the Reno Gazette-Journal, a daily newspaper of general circulation published in Reno, Washoe County, State of Nevada, that the notice referenced below has published in each regular and entire issue of said newspaper between the date: 10/13/2017 - 10/20/2017, for exact publication dates please see last line of Proof of Publication below.

Subscribed and sworn to before me

Signed:

Tullia Jauerma

Vickiemarie Saylor

NOTICE OF ADOPTION WASHOE COUNTY ORDINANCE
NO. 1601 BILL NO. 1785 NOTICE IS HEREBY
GIVEN that typewritten copies of the above-numbered
and entitled or

Publish Dates:
10/13/17, 10/20/17

NOTICE OF ADOPTION
WASHOE COUNTY ORDINANCE NO. 1601 BILL NO. 1785
NOTICE IS HEREBY GIVEN that typewritten copies of the above-numbered and entitled ordinance are available for inspection by the interested parties at the office of the County Clerk of Washoe County, Nevada, at her office in the Washoe County Complex, 1001 E. Ninth Street, Building A, Reno, Washoe County, Nevada; and that the ordinance was proposed on September 26, 2017 by Commissioner Hartung and was passed and adopted without amendment at a regular meeting held on October 10, 2017 by the following vote of the Board of County Commissioners: AN ORDINANCE AMENDING CHAPTER 65 OF THE WASHOE COUNTY CODE BY EXPANDING THE PERMISSIBLE USE OF THE 911 TELEPHONE LINE SURCHARGE TO INCLUDE THE PURCHASE AND MAINTAINANCE OF PORTABLE EVENT RECORDING DEVICES AND VEHICULAR EVENT RECORDING DEVICES IN ACCORDANCE WITH THE 2017 NEVADA LEGISLATURE'S ENACTMENT OF SENATE BILL ("SB") 176; BY CLARIFYING THE POWERS AND DUTIES OF THE 911 EMERGENCY RESPONSE ADVISORY COMMITTEE; BY ADDING THE DEFINITIONS OF "LAW ENFORCEMENT AGENCY" "PORTABLE EVENT RECORDING DEVICE" AND "VEHICULAR EVENT RECORDING DEVICE"; AND BY AMENDING THE ADVISORY COMMITTEE MEMBERSHIP AND TERMS OF APPOINTMENT (BILL NO. 1785)

Those Voting Aye: Bob Lucey, Marsha Berkgigler, Kitty Jung, Vaughn Hartung and Jeanne Herman.
Those Absent: None

This Ordinance shall be in full force and effect from and after October 20, 2017. IN WITNESS WHEREOF, the Board of County Commissioners of Washoe County, Nevada, has caused this Ordinance to be published by title only. DATED: October 10, 2017.

Nancy Parent, Washoe County Clerk and
Clerk of the Board of County Commissioners

No 2466875

October 13, 20, 2017

MCCOMP OCT24*17 9:32



1601 ✓