

NEVADA ASSOCIATION OF COUNTIES (NACO)

Board of Directors' Meeting
January 31, 2019, 10:30 a.m.
Pueblo Room
Clark County Government Center
500 S. Grand Central Pkwy
Las Vegas, NV 89155

AGENDA

Some NACO Board members may attend via phone from other locations. Items on the agenda may be taken out of order. The NACO Board may combine two or more agenda items for consideration. The NACO Board may remove an item from the agenda or delay discussion relating to an item on the agenda at any time.

Call to Order, Roll Call and Pledge of Allegiance

1. Public Comment. Please Limit Comments to 3 Minutes.
2. Approval of Agenda. **For Possible Action**
3. Investiture of the 2020 NACO Officers.
4. NACO President's Report.
5. NACO Executive Director's Report.
6. Approval of Minutes of the December 13, 2019 NACO Board of Directors Meeting. **For Possible Action**
7. Approval of Additional NACO 2020 Associate Members. **For Possible Action**
8. Discussion and Possible Approval of a NACO Board Retreat and Strategic Planning Session in 2020. **For Possible Action**
9. Approval of NACO Resolution 20-01 Recognizing January as National Radon Action Month. **For Possible Action**
10. Recommendation of a Nominee for Appointment by the Governor for NACO's Seat on the Nevada Commission on Off-Highway Vehicles (NRS 490.067). **For Possible Action**
11. Recommendation of a Nominee for Appointment by the Director of Department of Health and Human Services for NACO's seat on the Nevada Grants Management Advisory Committee (GMAC) (NRS 232.383). **For Possible Action**
12. Discussion and Approval of two of NACO's Three Appointees to the Committee on Local Government Finance. **For Possible Action.**

13. Update on County Opioid Lawsuits in Nevada, Kevin Schiller, Clark County Assistant County Manager, and Richard Hy, Attorney, Eglet Adams.
14. Review and Discussion of NACO's Draft Federal Policy Priorities for 2020. **For Possible Action.**
15. Update on the Legislature's Interim Working Group to Consider Alternative Solutions for Transportation System Funding in Nevada (SCR3).
16. Discussion and Updates Related to the 2020 U.S. Census.
17. **Update and Possible Action** Regarding Natural Resources and Public Lands and Issues Affecting Counties Including:
 - a. Notice of Proposed Rulemaking on the National Environmental Policy Act (NEPA) and Possible NACO Comment
 - b. The U.S. Department of the Navy's EIS for the Fallon Range Training Complex (FRTC) Modernization
 - c. Other Updates from the NACO Public Lands and Natural Resources Subcommittee
18. NACO Committee of the Emeritus Update.
19. National Association of Counties and Western Interstate Region Board Member Updates.
20. NACO Board Member Updates.
21. Public Comment. Please Limit Comments to 3 Minutes.

Adjournment.

Members of the public who are disabled and require special accommodations or assistance at the meeting are requested to notify NACO in writing at 304 S. Minnesota Street, Carson City, NV 89703, or by calling (775) 883-7863 at least three working days prior to the meeting.

Members of the public can request copies of the supporting material for the meeting by contacting Amanda Evans at (775) 883-7863. Supporting material will be available at the NACO office and on the NACO website at: www.nvnaco.org

This agenda was posted at the following locations:

NACO Office 304 S. Minnesota Street, Carson City, NV 89703

Washoe County Admin. Building 1001 E. Ninth Street, Reno, NV 89520

Elko County Manager's Office 540 Court Street #101, Elko NV 89801

POOL/PACT 201 S. Roop Street, Carson City, NV 89701

Agenda Item 5

Info on NACo's TestIt app to map broadband connectivity in rural areas

<https://www.naco.org/testit>

Agenda Item 6

NEVADA ASSOCIATION OF COUNTIES (NACO)

Board of Directors' Meeting
December 13, 2019, 9:30 a.m.
NACO Office
304 S. Minnesota Street
Carson City, NV 89703

UNADOPTED MINUTES

Attendance: President Waits, President Elect French, Carson City Mayor Crowell, Elko County Commissioner Steninger, Eureka County Commissioner Goicoechea, Lincoln County Commissioner Higbee, Lincoln County Commissioner Lister, Lyon County Commissioner Keller, Mineral County Commissioner Price, Nye County Commissioner Wichman and NACO Staff (Dagny Stapleton, Vinson Guthreau, Colby Prout, and Amanda Evans)

Remote Attendance: Vice President Kirkpatrick, Clark County Commissioner Weekly, Esmeralda County Commissioner Keyes, Lander County Commissioner Allen, Washoe County Commissioner Hartung, and Washoe County Commissioner Lucey

Other Attendance: Lee Bonner and Jamie Cooper, NDOT; Marla McDade-Williams, Strategies 360; Holly Gatske, University of Nevada Extension; Domonique Etchegoyhen, DCNR; Scott Keller; and Sally Goicoechea

The meeting was called to order at 9:30 a.m.

1. **Public Comment.** None was given.
2. **Approval of Agenda.** The agenda was approved on a motion by Commissioner Goicoechea with second by Commissioner Price.
3. **NACO President's Report.** President Waits discussed the workshop held earlier in the month and noted that it was excellent, well attended and that a video of the workshop could be found on the Association's YouTube channel as well as on the NACO website. She informed the Board that the National Association of Counties (NACo) subcommittee on Justice and Public Safety had been working on an amendment in Congress that would allow funding for disaster relief efforts to flow more quickly but that it was currently held up in the Senate. She thanked the members for their support during her tenure as president and for all the hard work they do to support the Association and its staff. She concluded her remarks by recognizing the birthday of Commissioner Steninger.
4. **NACO Executive Director's Report.** Dagny reminded the Board that the January meeting will be held in Clark County at 10:30 a.m. with the Public Lands and Natural Resources subcommittee meeting prior to the Board meeting at 9:30. She noted that the investiture of officers would be conducted at the meeting and encouraged everyone to attend. She also informed the Board that if anyone would be interested in a tour of the Clark County Shooting Complex to reach out to herself or Amanda and if there was enough interest by the members one would be arranged. Dagny reminded the Board that registration is open for the NACo Legislative Conference at the end of February and encouraged the Board to attend. She thanked President Waits for her leadership during 2019 and concluded her remarks by letting the Board know that Mayor

Crowell had been selected to Chair the State's new Board on Indigent Defense and that updates on the activities of that group would be brought to the Board at a later date.

5. **Approval of Minutes of the November 15th, 2019 NACO Board of Directors Meeting.** The minutes were approved on a motion by Commissioner Price with second by Commissioner Wichman.
6. **Discussion and Approval of Updated NACO Personnel Policies.** Dagny informed the Board that it had been over 10 years since the policies had been updated and that staff had been working with POOL/PACT on the update. Commissioner Wichman inquired as to the largest change within the document and Dagny explained that the largest changes occurred because of changes in law and currently accepted general procedures. The policies were approved on a motion by Commissioner Price with second by Commissioner Higbee.
7. **Approval of NACO's 2020 Associate Members.** Dagny reminded the Board that the Associate Members are members of the business community that support counties and the Association. The Associate Members were approved on a motion by Commissioner Price with second by Commissioner Goicoechea.
8. **Approval of NACO's October 2019 Financial Statements and Investment Reports.** The Board was reminded that the financial statement and investment reports are brought to them quarterly for review. Dagny also reminded the Board that she is looking for a new investment manager per previous direction of the Board and that once a potential manager had been identified that she would bring the proposal to the Board for approval. The statements and reports were approved on a motion by Commissioner Higbee with second by Commissioner Price.
9. **Final Discussion and Approval of NACO's 2020 Budget.** Dagny gave an overview of the budget and discussed the new line items that were added for software subscriptions and IT support as well as the removal of the line item for video conference hosting, as the system is 'end of life' and no longer being utilized. The budget was approved on a motion by Commissioner Wichman with second by Commissioner Higbee.
10. **Discussion and Update on Activities of the Nevada Commission on Off-Highway Vehicles and the Nevada OHV Program, Sue Baker, Vice-Chair, and Nikhil Narkhede, Nevada Department of Conservation and Natural Resources.** Mr. Narkhede gave the Board an overview of the program, the leadership and make-up of the Commission, its mission, goals and the grant program it oversees to make improvements to and encourage the proper usage of the State's public lands and OHV trails. He and Ms. Baker noted that a major project is the identification of trails and roads that are currently in place and being used to be included in a centralized mapping device that will be found on their website. Discussion and questions from the Board included the inclusion of county and RS2477 roads in the mapping, collaboration with county road departments, connectivity of trails between counties, the definition of an OHV, working with counties that have ordinances on allowed usage and encouragement of the Commission to make their signage more distinguishable from that of the BLM. Mr. Narkhede and Ms. Baker assured the Board that they are working with the counties on the inclusion of roads in the mapping, that they are collaborating with the BLM and that while the Commission can provide funding for projects through their grants program they can't make decisions for the agency. The item will be placed on a future Board agenda for discussion on specific items of concern to the Board. No action was taken.

11. **Discussion and Approval of NACO's Recommendations for the University of Nevada Cooperative Extension 2021 Budget Enhancement Proposal.** Dagny reviewed the recommendations distributed to the Board and thanked the Commissioners who worked on the proposal. Discussion from the Board included concern with the increase in staffing levels in Clark County and lack of overall historic funding for 4-H. Vice President Kirkpatrick noted that there is a need to educate legislators on exactly what Extension is and why it is important, as well as the fact that there is a lot of work to still be done to restore 4-H programs. Dagny informed the Board that the recommendations will need to be approved by the Board of Regents and that it would require a large lobbying effort at each step of the process. The recommendations were approved on a motion by Commissioner Goicoechea with second by Vice President French.
12. **Discussion and Updates Related to the 2020 U.S. Census.** Dagny informed the Board that the State's 2020 Census website is active and that grant funds are available to assist counties in outreach efforts. She gave an overview of the timeline for the Census noting that between March 13th and April 1st requests will be sent to complete the Census on-line. After that those that don't complete the form online will be sent one in the mail and then door-to-door counts will begin.
13. **Update and Possible Action Regarding Natural Resources and Public Lands and Issues Affecting Counties Including:**
 - a. **Update on Greater Sage Grouse Issues Including the BLM and USFS Greater Sage Grouse Resource Management Plans.** Colby informed the Board that the BLM reported that it is creating a supplemental Environmental Impact Statement that is expected to be released for a comment period in January. He informed the Board that he had attended the USFS Objection Resolution Meeting in Salt Lake City and requested approval from the Board to continue working with the USFS on the issues cited in the formal objection. His request was approved on a motion by Commissioner Wichman with second by Commissioner Higbee.
 - b. **Other Updates from the NACO Public Lands and Natural Resources Subcommittee.** President Elect French informed the Board that discussion during the previous day's meeting of the subcommittee included the Lahontan Cutthroat Trout, Waters of the US, and the BLM moving forward with the recommendations under the Path Forward proposal for wild horse and burro management.
14. **NACO Committee of the Emeritus Update.** Vinson informed the Board that the workshop on actions counties must take due to bills passed during the 2019 Legislative Session was well attended. He also informed the Board that the next workshop will be held on February 7th and will discuss why water resource plans are important and how to incorporate them into county master plans pursuant to legislation passed in 2019.
15. **National Association of Counties and Western Interstate Region Board Member Updates.** President Elect French informed the Board that he had attended the WIR winter meeting in Mariposa County, CA. Discussion during the meeting included wildfire interoperability and the creation of MOU's for response, suppression contracts and reclamation. The group also discussed travel management as it applies to lands bills and wilderness areas. Commissioner Higbee gave the Board an overview of the policies adopted by the Board of Directors during their winter meeting and noted that he was glad for the opportunity to provide input on implementation of the adopted policies.
16. **NACO Board Member Updates.** Updates were given by members of the Board on activities within their counties.

17. **Public Comment.** Scott Carey introduced himself to the Board and announced that he is the replacement for Skip Canfield at the Nevada Division of State Lands.

The meeting was adjourned at 11:43 a.m.

DRAFT

NACO ASSOCIATE MEMBER INFORMATION

Company Information (please print or type)

Company Name

Headquarters Address

City

State

Zip

Phone

Fax

Company Website

Official Company Representative (please print or type)

First Name

Last Name

Title

Address (if different from above)

Phone

Fax

Cell

E-mail

Additional/Alternate Company Contact (Name & E-mail)

Please provide a brief summary of what your firm does and how an Associate Membership with NACO will be mutually beneficial.

Thank you for your interest in joining NACO!

Please return your completed application to us at: 304 S. Minnesota St.
Carson City, NV 89703
or via E mail at: aevans@nvnaco.org

2020

Approved NACO Board of Directors Meeting Calendar

Legend

Observed State Holidays –
NACO Office Closed

National Association of Counties (NACo) Conferences

Feb./March – Legislative Conference (Washington DC)

May – Western Interstate Region Conference (Mariposa Co. Ca.)

July – Annual Conference (Orange Co. Fl.)

NACO Board of Directors Meeting Dates

NACO Board Meetings in Clark County

NACO Annual Conference Dates

Churchill County – Fallon NV

March

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Agenda Item 9

Although many people are aware that smoking causes lung cancer, not everyone knows that breathing the air in their home can also have the same effect. In fact, an elevated radon concentration in buildings is the primary cause of lung cancer for nonsmokers and the second leading cause for smokers. The gas kills more people than secondhand smoke, drunk driving and home fires combined. The U.S. Environmental Protection Agency (EPA) estimates 21,000 Americans die each year from lung cancer caused by indoor radon exposure.

In Nevada, test results show that **26%** of homes tested in Nevada had elevated radon concentrations, with some areas having much higher percentages. Every home needs to be tested for the gas, and we are far from that goal. We hope this proclamation will help inspire more testing in Nevada, as winter is the best time to test for radon.

In recognition of National Radon Action Month, [University of Nevada, Reno Extension's Radon Education Program](#) and the Nevada Division of Public and Behavioral Health, in conjunction with the EPA, will strengthen efforts to educate the public about the dangers of the gas and what can be done to minimize the health risk from exposure to elevated levels of indoor radon. Cooperative Extension will offer free radon test kits to Nevadans during January and February, a savings of \$10 per kit. Free test kits are available at the following locations.

For those Nevada residents that are not able to get a kit in person, test kits can be ordered via the internet and mailed by visiting RadonNV.com.

National Radon Action Month Test Kit Locations

(from Jan. 1 to Feb. 29)

Carson City

- **Extension, Carson City ***
(M-F, 8 am - 5 pm)
2621 Northgate Lane, Suite 15
Carson City, 89706
Phone: 775-887-2252

Churchill County

- **Extension, Churchill County ***
(M-F, 8 am - 5 pm)
111 Sheckler Road, Fallon, 89406
Phone: 775-423-5121

Clark County

- **Extension, Clark County ***
(M-F, 8 am - 5 pm)
8050 Paradise Road, Ste. 100
Las Vegas, 89123
Phone: 702-222-3130
- **Extension, Northeast Clark County**
1897 N. Moapa Valley Blvd. Logandale
Call ahead: 702-397-2604
- **Extension, Northeast Clark County Satellite Office**
155 N. Willow St., Mesquite
Call ahead for hours: 702-346-7215
- **Henderson City Hall ***
(M-Th, 7:30 am - 5:30 pm)
City Clerk's Office, 240 S. Water St.
Henderson, 89015
Phone: 702-267-1400
- **A.D. Guy Knowledge Center**
(M-F, 10 a.m. to 7 p.m.)
817 N St., Las Vegas, 89106
Phone: 702-998-0223

Douglas County

- **Extension, Douglas County ***
(M-F, 8 am - 5 pm)
1325 Waterloo, Gardnerville, 89410
Phone: 775-782-9960
- **Genoa Town Office**
(M-Th, 9 am - 3 pm, F 9 am - 1 pm)
2289 Main St., Genoa, 89411
Call ahead: 775-782-8696
- **Indian Hills GID**
(M-F, 7:30 am - 4 pm)
3394 James Lee Park Road #A
Carson City, NV 89705
Phone: 775-267-2805

Douglas County, cont'd

- **Tahoe Regional Planning Agency**
(M, W, Th, F 9 am - 12 pm, and 1 - 4 pm)
128 Market St., Stateline, 89449
Phone: 775-588-4547

Elko County

- **Extension, Elko County ***
701 Walnut St., Elko, 89801
Call ahead: 775-738-7291
- **West Wendover City Hall**
(M-F, 8 am to 5 pm MST)
1111 N. Gene L. Jones Way
West Wendover 775-664-3081

Eureka County

- **Extension, Eureka County**
701 S. Main St., Eureka, 89316
Call ahead: 775-237-5326

Humboldt County

- **Extension, Humboldt County ***
1085 Fairgrounds Road
Winnemucca
Call ahead: 775-623-6304

Lander County

- **Extension, Lander County**
815 N. Second St., Battle Mountain
Call ahead: 775-635-5565

Lincoln County

- **Extension, Lincoln County**
360 Lincoln St., Caliente, 89008
Call ahead: 775-726-3109

Lyon County

- **Extension, Lyon County ***
504 S. Main St., Yerington, 89447
Call ahead: 775-463-6541
- **Fernley City Hall**
595 Silver Lace Blvd., Fernley
Phone: 775-784-9930
- **Central Lyon County Fire District**
246 Dayton Valley Road, Ste. 106
Dayton
Phone: 775-246-6209

Mineral County

- **Extension, Mineral County**
205 South A St., Hawthorne, 89415
Call ahead: 775-945-3444

Nye County

- **Extension, Northern Nye County**
#1 Frankie St. Old Courthouse
Tonopah
Call ahead: 775-482-6794
- **Tonopah Town Office**
140 S. Main St., Tonopah
Phone: 775-482-6336
- **Extension, Southern Nye County**
1651 E. Calvada Blvd., Pahrump
Call ahead: 775-727-5532

Pershing County

- **Extension, Pershing County ***
810 Sixth St., Lovelock, 89419
Call ahead: 775-273-2923

Storey County

- **Storey County Senior Center**
100 Mill St., Virginia City
Call: 775-847-0957
- **Lockwood Senior/Community Center**
800 Peri Ranch Road, Lockwood
Phone: 775-342-2840

Washoe County

- **Extension, Washoe County ***
(M-F, 8 am - 5 pm)
4955 Energy Way, Reno, 89502
Phone: 888-723-6610
- **Incline Village Recreation Center**
(M-F, 6 am - 9 pm; S-Sn, 7 am - 8 pm)
980 Incline Way, Incline Village
Phone: 775-832-1300
- **Sun Valley GID**
(M-F, 8 am - 5 pm)
5000 Sun Valley Blvd.
Phone: 775-673-2220

White Pine County

- **Extension, White Pine County**
995 Campton St., Ely, 89301
Call ahead: 775-293-6599

Short-term kits are available at all locations.

** Long-term kits are also available at these locations.*

Note: In rural areas, offices are not staffed 100% of the workday. Please call ahead for office hours. Out-of-state residents may purchase radon test kits at most Extension and partner locations.



Resolution

of the Nevada Association of Counties

20-01

A RESOLUTION IN SUPPORT OF NATIONAL RADON ACTION MONTH

WHEREAS, many Nevada residents don't know about radon, yet need to know, for the safety and health of their families, as radon is a colorless, odorless, naturally occurring radioactive gas that is the primary cause of lung cancer among nonsmokers; the second leading cause of lung cancer in smokers and

WHEREAS, the U.S. EPA estimates 21,000 people in the U.S. die each year from lung cancer caused by indoor radon exposure, and lung and bronchus cancer kill more people in a year than any other cancer; and

WHEREAS, radon kills more people than secondhand smoke, drunk driving, choking, drowning or home fires; and

WHEREAS, any home in Nevada may have elevated levels of radon, even if neighboring homes do not, and living in a home with an average radon level of 4 picocuries per liter of air poses a similar risk of developing lung cancer as smoking half a pack of cigarettes a day; and

WHEREAS, testing is the only way to know if a home has an elevated radon level, and testing is easy and inexpensive, and when identified, homes can be fixed; and

WHEREAS, University of Nevada Cooperative Extension, the Nevada Division of Public and Behavioral Health, and the U.S. Environmental Protection Agency support efforts to encourage all Nevada residents to test their homes for radon, mitigate elevated levels of radon, and have new homes built with radon-reducing materials and features.

NOW, THEREFORE, we, the Nevada Association of Counties, do hereby proclaim January 2020, as "**NATIONAL RADON ACTION MONTH**" **In all Nevada counties**

PASSED, APPROVED AND ADOPTED this 31st day of January, 2020 by the Board of Directors of the Nevada Association of Counties.

Attests:

/ _____
Jim French
President

/ _____
Dagny Stapleton
Executive Director

Agenda Item 10

<https://ohv.nv.gov/commission>

NRS 490.067 Creation; membership; terms of members; compensation; oath of office.

1. The Commission on Off-Highway Vehicles is hereby created in the State Department of Conservation and Natural Resources.

2. The Commission consists of:

(a) One member who is an authorized dealer, appointed by the Governor;

(b) One member who is a sportsman, appointed by the Governor from a list of persons submitted by the Director of the Department of Wildlife;

(c) One member who is a rancher, appointed by the Governor from a list of persons submitted by the Director of the State Department of Agriculture;

(d) One member who is a representative of the Nevada Association of Counties, appointed by the Governor from a list of persons submitted by the Executive Director of the Association;

(e) One member who is a representative of law enforcement, appointed by the Governor from a list of persons submitted by the Nevada Sheriffs' and Chiefs' Association;

(f) One member who is actively engaged in and possesses experience and expertise in advocating for issues relating to conservation, appointed by the Governor; and

(g) Three members, appointed by the Governor, who reside in the State of Nevada and have participated in recreational activities for off-highway vehicles for at least 5 years using the type of off-highway vehicle owned or operated by the persons they will represent, as follows:

(1) One member who represents persons who own or operate all-terrain vehicles;

(2) One member who represents persons who own or operate all-terrain motorcycles and who is involved with or participates in the racing of off-highway motorcycles; and

(3) One member who represents persons who own or operate snowmobiles.

3. The following are nonvoting, ex officio members of the Commission:

(a) The State Director of the Nevada State Office of the Bureau of Land Management;

(b) The Forest Supervisor for the Humboldt-Toiyabe National Forest;

(c) The Director of the Department of Tourism and Cultural Affairs; and

(d) The Director of the Department of Motor Vehicles.

4. A nonvoting, ex officio member of the Commission may appoint, in writing, an alternate to serve in his or her place on the Commission.

5. The Governor shall not appoint to the Commission any member described in paragraph (g) of subsection 2 unless the member has been recommended to the Governor by an off-highway vehicle organization. As used in this subsection, "off-highway vehicle organization" means a profit or nonprofit corporation, association or organization formed pursuant to the laws of this State and which promotes off-highway vehicle recreation or racing.

6. After the initial terms, each member of the Commission appointed pursuant to subsection 2 serves for a term of 3 years. A vacancy on the Commission must be filled in the same manner as the original appointment.

7. Except as otherwise provided in this subsection, a member of the Commission who is appointed may not serve more than two consecutive terms on the Commission. A member who has served two consecutive terms on the Commission may be reappointed if the Governor does not receive any applications for that member's seat or if the Governor determines that no qualified applicants are available to fill that member's seat.

8. The Governor shall ensure that, insofar as practicable, the members appointed to the Commission pursuant to subsection 2 reflect the geographical diversity of this State.

9. Each member of the Commission:

(a) Is entitled to receive, if money is available for that purpose, the per diem allowance and travel expenses provided for state officers and employees generally.

(b) Who is not an officer or employee of the State of Nevada is entitled to receive, if money is available for that purpose, a salary of not more than \$80 per day for each day of attendance at a meeting of the Commission.

(c) Shall swear or affirm that he or she will work to create and promote responsible off-highway vehicle recreation in the State.

10. A member of the Commission who is appointed by the Governor and who fails to attend at least three consecutive meetings of the Commission is subject to replacement. The Commission shall notify the appointing authority or group who recommended the member for appointment, if any, and the appointing authority or group may recommend a person to replace that member of the Commission. The replacement of a member pursuant to this subsection must be conducted in the same manner as the original appointment.

(Added to NRS by [2009, 3082](#); A [2011, 292](#); [2013, 2760](#); [2017, 3320](#))

http://dhhs.nv.gov/Programs/Grants/Advisory_Committees/GMAC/

NRS 232.383 Creation; composition; prohibition on grants to entity employing member; terms of members; salary; expenses; quorum; members holding public office or employed by governmental entity; Chair; meetings; rules.

1. The Grants Management Advisory Committee is hereby created within the Department.
 2. The Advisory Committee consists of the following 15 members appointed by the Director:
 - (a) A superintendent of a county school district or the superintendent's designee;
 - (b) A director of a local agency which provides services for abused or neglected children, or the director's designee;
 - (c) A member who possesses knowledge, skill and experience in the provision of services to children;
 - (d) A representative of a department of juvenile justice services;
 - (e) A member who possesses knowledge, skill and experience in the provision of services to senior citizens;
 - (f) Two members who possess knowledge, skill and experience in finance or in business generally;
 - (g) A representative of the Nevada Association of Counties;
 - (h) A member who possesses knowledge, skill and experience in building partnerships between the public sector and the private sector;
 - (i) Two members of the public who possess knowledge of or experience in the provision of services to persons or families who are disadvantaged or at risk;
 - (j) A member who possesses knowledge, skill and experience in the provision of services to persons with disabilities;
 - (k) A member who possesses knowledge, skill and experience in the provision of services relating to the cessation of the use of tobacco;
 - (l) A member who possesses knowledge, skill and experience in the provision of health services to children; and
 - (m) A representative who is a member of the Nevada Commission on Aging, created by [NRS 427A.032](#), who must not be a Legislator.
 3. An entity who employs a member of the Advisory Committee is not eligible to receive a grant. This subsection does not prohibit an entity that serves solely as the fiscal agent for a recipient of a grant from employing a member of the Advisory Committee.
 4. The Director shall ensure that, insofar as practicable, the members whom the Director appoints reflect the ethnic and geographical diversity of this State.
 5. After the initial terms, each member of the Advisory Committee serves for a term of 2 years. Each member of the Advisory Committee continues in office until his or her successor is appointed.
 6. Each member of the Advisory Committee who is not an officer or employee of this State or a political subdivision of this State is entitled to receive a salary of not more than \$80 per day, fixed by the Director, while engaged in the business of the Advisory Committee.
 7. While engaged in the business of the Advisory Committee, each member of the Advisory Committee is entitled to receive the per diem allowance and travel expenses provided for state officers and employees generally.
 8. A majority of the members of the Advisory Committee constitutes a quorum for the transaction of business, and a majority of a quorum present at any meeting is sufficient for any official action taken by the Advisory Committee.
 9. A member of the Advisory Committee who is an officer or employee of this State or a political subdivision of this State must be relieved from his or her duties without loss of regular compensation to prepare for and attend meetings of the Advisory Committee and perform any work necessary to carry out the duties of the Advisory Committee in the most timely manner practicable. A state agency or political subdivision of this State shall not require an officer or employee who is a member of the Advisory Committee to:
 - (a) Make up the time he or she is absent from work to carry out his or her duties as a member of the Advisory Committee; or
 - (b) Take annual leave or compensatory time for the absence.
 10. The Advisory Committee shall:
 - (a) At its first meeting and annually thereafter, elect a Chair from among its members;
 - (b) Meet at the call of the Director, the Chair or a majority of its members as necessary, within the budget of the Advisory Committee, but not to exceed six meetings per year; and
 - (c) Adopt rules for its own management and government.
- (Added to NRS by [2005, 471](#); A [2007, 2345](#))

Shayla Holmes

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EXPERIENCE

Lyon County Human Services

Held multiple positions for this department, highlights and timeframes listed below.

Director

12/2018- Present

- Responsible for planning, organizing and directing all activities and staff related to the County's comprehensive program of direct, referral, advocacy, and health services for residents requiring health and human services.
- Provides expert professional assistance to County management staff.
- Participates in conversations and advocates to improve the local and state health and human services system.
- Develops and implements goals, objectives, policies, procedures and work standards for the department; prepares and administers the department's budget.

Senior Services Division Manager

5/2017 – 12/2018

- Developed and implemented division annual plan to elevate service delivery, drive change in community engagement, and enhance overall availability of usable programs with positive community outcomes.
- Educate community partners and key stakeholders of senior services programming to bridge connections for incoming and outgoing referral processes.
- Ensure division is working within its allocated budget, generate budgets for each of the four senior centers in Lyon County, and develop the supervisors to have solid budgeting practices.
- Developed policy and procedure, operational guidelines, and best practices to align with NRS, FTA, OAC, and ADA requirements.

Program Supervisor

10/2016 - 5/2017

- Structured and implemented core processes and procedures for the Nevada Families First, Home Visiting program (NHV) and Women, Infants, Children (WIC) programs.
- Assisted in the writing of grants and grant reporting requirements within the NHV and WIC programs.
- Created marketing materials and outreach strategies to increase community referrals and program capacity.

Program Analyst

11/2015 - 10/2016

- Organized and executed the grant application process from the request for proposal, writing the proposal, to acceptance of the grant award by the Board of County Commissioners.
- Tracked grant outcomes and specifications, advised department to meet grant requirements.
- Facilitated the research, creation, and editing phases of policy and procedure development.

Dayton Senior Center Manager

7/2014 – 11/2015

- Oversaw the daily operations of the senior center including activities, congregate meals, home delivered meals, and transportation program and ensured they delivered on required service specifications.
- Active with outreach in the community for increasing participation, fundraising, and increasing resources.

Target

7/2000 – 7/2014

Held multiple positions in Northern Nevada market, last position held listed below.

Executive Team Leader, Guest Experience

- Synthesized information to create actionable tasks to increase service metrics, enhance staff efficiency, and innovate new strategies to continue to maximize profitable sales while ensuring compliance with local, state, and federal guidelines.

EDUCATION

- **Bachelors of Science in Human Development and Family Studies** **December 2011**
University of Nevada, Reno GPA 3.8, Dean's List 2009 – 2011
- **Masters of Arts in Grant Writing, Management, and Evaluation -** **December 2017**
Concordia University, Chicago

References and portfolio available upon request

Agenda Item 12

<https://tax.nv.gov/Boards/Committee on Local Govt Finance/Committee on Local Government Finance/>



Nevada Association of Counties (NACO) Federal Priorities

Health & Human Services

Protect the Federal-State-Local Partnership for Medicaid: NACO supports maintaining the federal-state-local structure for financing and delivering Medicaid services while maximizing or enhancing flexibility to support local systems of care. Counties have made the most of Medicaid's flexibility and have supported health systems that serve a disproportionate share of low-income populations, including the homeless, and those cycling in and out of county jails. Nevada counties are **opposed** to any measures that would further shift Medicaid costs to counties. In Nevada, counties already provide a significant amount of Nevada's non-federal Medicaid contribution, and as Nevada's Medicaid caseloads continue to grow, counties are concerned about any proposal that increases State or local responsibility for Medicaid funding. If Medicaid costs or costs for uncompensated care for indigent individuals were increased, counties in Nevada, who have limited ability to raise revenues, would be hard-pressed to meet new fiscal responsibilities. Medicaid funding also impacts county hospitals - without sustained funding, county hospitals would be forced to shutter their doors. Counties do support efforts to improve the efficiency, flexibility and effectiveness of policies and operations.

Promote Economic Mobility and Opportunity Across All Counties: NACO supports federal investments and policies that help advance and leverage both regional and local strategies that engage children, youth, adults and older adults in the development of a competitive and quality workforce. While national economic indicators are strong, many communities - defined both as geographic places and as certain demographics - lag the overall national performance. Currently, counties are confronting increased demand and caseloads for workforce skills training, mental health and substance abuse treatment, public hospital services (including county-run hospitals and clinics), child protective services and elder care. At the same time, county governments are increasingly burdened and restricted by mounting federal and state mandates, limitations and oversight. To meet these challenges, counties need a strong federal partner committed to achieving better outcomes through local decision-making, flexibility and accountability focused on improved outcomes for those local economies that are transitioning in light of our changing economic landscape.



Justice and Public Safety

Medicaid Inmate Exclusion Policy (MIEP): NACO supports a federal solution to the policy that upon detention (*not conviction*) inmates are no longer eligible for Medicaid, Child Health Insurance Program (CHIP) or veterans' health benefits. NACO supports an update to this policy as counties address behavioral health and basic medical care in our jails. In March of 2019, the National Association of Counties, along with the National Sheriffs Association, convened a taskforce to look at impacts on recidivism and healthcare for our jailed population due to the MIEP. NACO urges Congress to remove the provision in the Social Security Act and make a differentiation between an incarcerated individual prior to conviction.

Mental Health and Jails: County jails are not the appropriate place to treat individuals with mental illness, unfortunately, 64% of jail inmates in the United States have a behavioral health issue. **In Nevada, our county jails are the largest provider of behavioral health services in the State.** NACO supports sensible measures that promote and advance the overall safety of the public and the communities we serve. Within this context, we also support new policies and approaches that would enhance the ability of counties to prevent and treat mental illness and substance use disorders, both in the community and within the context of the criminal justice system. NACO also supports programs and legislation that divert non-violent individuals struggling with mental illness and/or substance use disorders from jails and into treatment programs while protecting overall public safety. Two critical federal programs that counties rely on to provide services to our incarcerated populations and reduce recidivism are the Justice and Mental Health Collaboration Program (JMHC) and the Second Chance Act.

Natural Disaster Recovery: The reform to the Natural Disaster Recovery Act of 2018 includes the Building Resilient Infrastructure and Communities (BRIC) Program. This would allow direct grants to counties, starting in 2020, and allow local governments the ability to use some of the funds for pre-disaster mitigation. Research performed by the National Institute of Building Sciences indicates that for every \$1 spent on pre-disaster mitigation \$6 are saved. NACO supports efforts to increase funding to this program, as well as making sure we align matching fund requirements to continue to make the implementation of this program work for all counties.



Public Lands & Natural Resources

Public Land Management: As Nevada's Congressional Delegation is aware, Nevada has the largest percentage of federal lands (87%) of any state in the contiguous 48. Some of our counties (Nye, Esmeralda, Lander, Lincoln and White Pine) have 90 to 98 percent of their acreage administered by the federal government. As a result, Nevada's counties find their local economies, fiscal condition, and quality of life greatly influenced by federal land management decisions. For example, while public access for recreation is critically important, additional visitors increase the demand for county services while sometimes creating only minimal economic benefit for Nevada's rural counties. Also, for many Nevada communities, resource-based industries that are tied to public lands are their lifeblood. Therefore, staying apprised of and involved in federal land management planning and conservation efforts is critical. Counties provide road maintenance, emergency response, law enforcement and other mandated services on public lands and to public lands users. Counties also manage assets that require federal permits, leases, or easements. For all these reasons, meaningful engagement with counties is crucial. NACO supports the following: efforts to increase federal land managers' engagement with county governments; appropriate revenue sharing; and the transfer of some federal land to states when feasible, and at the state's request and in consultation with the counties.

Continued Full Funding of PILT (Payment in Lieu of Taxes): The PILT program provides payments to counties to offset losses in tax revenues due to the presence of substantial federal land acreage within their jurisdictions. Because local governments are unable to collect property taxes on federal lands, Nevada's rural counties are increasingly relying on PILT to balance their budgets and provide essential services, including those provided on public lands and to public lands users. NACO appreciates the delegations' support for fully funding for PILT and SRS in 2019, as well as support for Senate Bill 2108 which modifies the PILT funding formula for small counties to meet the unique needs for counties between 1,000 and 4,000 in population.

Military Withdrawals: The National Defense Authorization Act will be introduced to Congress for renewal in 2021. The boundaries for both the Air Force's Nellis Test and Training Range and the Navy's Fallon Range and Training Complex are subject to reauthorization through the Act and both bases will be asking for Congress's permission to withdraw approximately 600,000 additional acres of land for Fallon and 220,000 acres for Nellis. Regarding Fallon, we appreciate the engagement from our Congressional Delegation with NACO to address county issues on the Navy's upcoming Record of Decision (ROD). Counties believe there will be significant impacts from the proposed Fallon withdrawals on county infrastructure and local communities, and counties have provided extensive comments outlining concerns. Currently, the Fallon EIS does not include a plan for funding the mitigation that will be necessary to pay for impacts of the withdrawal, and counties continue to be concerned about impacts the land withdrawals will have on county



infrastructure, public access and PILT payments. NACO respectfully requests continued assistance from our Congressional Delegation as this process moves forward, to ensure that county needs are addressed.

Wild Horses and Burros: Nevada has by far the largest population of wild horses and burros on public lands of any State. Wild horses and burros (WHB's) have long been an icon of the landscape and heritage of Nevada. The Free-Roaming Wild Horses and Burros Act of 1971 requires the Bureau of Land Management (BLM) to maintain populations at an agency-determined appropriate management level (AML). Unfortunately, wild horse and burro populations have far exceeded AMLs for some time. For example, in 2019, the BLM estimated the wild horse and burro population currently on Nevada's rangelands as 47,468, though it is believed to be significantly higher, yet the AML for Nevada is only 12,811. Overpopulation has created serious environmental concerns for wildlife, the ecology of Nevada's rangelands, and for the horses themselves. As a result, wild horses suffer death from starvation or dehydration as a result of resource scarcity. The \$21 million appropriated for WHB in the 2020 omnibus spending bill provides critical funding for this ever more urgent issue. NACO supports the "[Path Forward](#)" proposal, which outlines a strategy of adoption, relocation, and fertility control that is both humane and promotes ecological balance on Nevada's rangelands. NACO urges the Federal Government to immediately begin spending down the \$21 million appropriation to carry out the directives in the Path Forward plan.

Sage-Grouse: Stakeholders across Nevada have engaged in significant collaborative conservation efforts and species management planning to prevent a potential listing decision for Bi-state and Greater Sage-grouse populations under the Endangered Species Act. NACO has been a cooperating agency in both the Department of the Interior and the Department of Agriculture's creation of Greater Sage-grouse Land Use Plan Amendments. NACO also provided comments and guidance to the Department of Interior regarding its Bi-State Sage-grouse ESA listing decision. NACO will continue to engage with Interior and USDA to advocate that respective agencies consider the needs of the species as well as the planning needs of the State of Nevada and Nevada's counties.

Waters of the United States (WOTUS): Any future definition of "navigable waters" should not overburden counties who own key public safety and water infrastructure and who are intergovernmental partners in implementing federal Clean Water Act regulations. Specifically, NACO supports a tiered approach which includes waters that are navigable-in-fact, those with an indistinguishable surface connection with navigable-in-fact water, and wetlands which directly abut navigable-in-fact waters or abut those that have indistinguishable surface connection with navigable-in-fact waters. A tiered approach will create a reasonable definition, and ensure that in Nevada, the definition is not so expansive that it extends to the entire Nevada landscape, including ephemeral streams and washes, flood zones, groundwater, and manmade conveyances and facilities.



Telecommunications

Boosting Broadband and Emerging Technologies: NACO supports the deployment and availability of emerging technologies, such as small cell 5G, to all areas of Nevada, to ensure equitable economic and educational opportunities for all. County officials must also fulfill our responsibilities as trustees of public property and as protectors of public safety and health during this deployment process. By preserving local authority, county governments can ensure that the public interest is being served by communications providers regardless of the delivery platform. Federal policymakers should also support local decision-making and accountability and oppose any actions that would preempt or limit the zoning and siting authority of local governments.

Additionally, accurate broadband connectivity data is essential to buildout critical broadband infrastructure in areas lacking access to high-speed internet. Unfortunately, connectivity data provided to the Federal Communications Commission (FCC) by internet service providers is often inaccurate and inflated – leaving many rural and other underserved areas overlooked and disconnected. NACO urges Congress and the FCC to improve the accuracy of the broadband coverage maps by creating a formal process by which crowd-sourced data can be used to create new or update existing FCC broadband coverage maps. Further, NACO supports legislation requiring the FCC to test and certify the accuracy of the crowd-sourced data. NACO also urges Congress and federal agencies to recognize counties as partners in extending the benefits of advanced telecommunications and broadband technology — including improvements to county emergency preparedness and public safety systems — to all Americans.

Cybersecurity: Counties continue to face increasing risk of cyber threats from multiple sources every day and we must ensure that citizens' personal information and critical infrastructure are adequately protected, recoverable and secured in the event of any potential breach. As Congress considers cybersecurity legislation, NACO supports ensuring that the needs of counties and local government are considered.



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County Financing and Funding

Optimizing Intergovernmental Partnerships and Federalism: NACO is pleased with our partnership with our federal delegation and look to continued coordination on policies that benefit and impact Nevada's. NACO opposes unfunded mandates and federal initiatives that fail to protect county revenue. We support efforts that recognize and respect the unique roles and responsibilities of counties as essential partners in our nation's intergovernmental system of federal, state, local and tribal officials. County governments are tasked with implementing both state and federal policies as well as regulations at the local level and should be included in all stages of the governing process. NACO urges Congress to pass the Restore the Partnership Act ([H.R. 3883](#)) and the Unfunded Mandates Information and Transparency Act ([H.R. 300](#)) to increase transparency, reduce regulatory burden, foster intergovernmental dialogue and unite all levels of government in supporting our unparalleled system of federalism.

Support Funding for the Community Development Block Grant (CDBG) Program: NACO strongly supports the Community Development Block Grant (CDBG) program established in the Housing and Community Development Act of 1974. The CDBG program provides increased opportunities for elected county officials to plan, implement, and evaluate local community development and housing assistance programs. For the potential of the CDBG program to be fully realized, it must be fully funded and properly administered. NACO is thankful for the increased appropriations, recently passed, for the CDBG program, as well as for the HOME Investment Partnership (HOME) Program, which is an important component in providing affordable housing in Nevada's communities.



Transportation

Long-term Transportation Funding and Financing: Nevada's Counties support efforts by the administration and Congress to increase our nation's infrastructure investments to help promote economic development, public safety and overall mobility. In Nevada, counties maintain over 65% of the roads in the State. Counties should be recognized as major owners of transportation infrastructure in any comprehensive package presented by the administration and Congress, including future surface transportation reauthorization legislation. Any federal infrastructure package should reflect county priorities, such as: allocating more federal seed capital and matching funds for locally owned infrastructure, increasing local decision-making authority and flexibility, and streamlining and shortening the federal permitting process while still requiring robust public participation and world-class environmental stewardship. Additionally, the long-term solvency of the Highway Trust Fund is critical as is the Federal Lands Access Program (FLAP) funding. Finally, NACO also supports continued funding of the I-11 project, including the expansion into Northern Nevada.

Election Integrity & Funding

Administering our Nation's Elections: NACO supports federal policies that provide flexibility for local decision making and increased federal investments in the nation's elections system. As administrators and financers of our elections, counties work to ensure our elections are both fair and secure. Therefore, NACO supports a consistent, predictable and dedicated federal funding stream to assist counties with meeting the significant federal requirements already imposed on local governments administering elections. We also support efforts by Congress and the Administration to combat cybersecurity threats in a way that is inclusive of county election and technology officials. As Congress considers these changes, NACO urges federal lawmakers to protect local control over election administration and oppose mandates and specific requirements regarding equipment, procedures and personnel responsibilities.

Agenda Item 15

Senate Concurrent Resolution No. 3—Senators
Spearman, Parks; D. Harris and Scheible

FILE NUMBER.....

SENATE CONCURRENT RESOLUTION—Directing the Legislative Committee on Energy to conduct an interim study to consider alternative solutions for transportation system funding in Nevada.

WHEREAS, The use of electric vehicles in the State of Nevada has increased in recent years; and

WHEREAS, Accelerating the use of electric vehicles will help preserve Nevada’s climate and help protect Nevadans from unhealthy air pollution; and

WHEREAS, The maintenance of public roads and highways in the State of Nevada is funded, in part, from revenue generated by fuel taxes; and

WHEREAS, As Nevada moves toward a cleaner transportation system, new approaches will be required to adequately fund the maintenance of our public roads and highways; now, therefore, be it

RESOLVED BY THE SENATE OF THE STATE OF NEVADA, THE ASSEMBLY CONCURRING, That the Legislative Committee on Energy is hereby directed to conduct a study during the 2019-2020 interim to consider alternative solutions for transportation system funding in the State of Nevada; and be it further

RESOLVED, That the interim study must include, without limitation, an examination of:

1. The benefits of the use of electric vehicles and the costs of transportation-related pollution, including without limitation, greenhouse gas emissions, in Nevada;

2. Nevada’s funding needs for maintaining public roads and highways;

3. Methods to ensure that owners of all vehicles in the State of Nevada equitably contribute to the cost to maintain public roads and highways, while maximizing social benefits and minimizing social costs; and

4. Any other matters which are deemed relevant to the funding of the transportation system in this State; and be it further

RESOLVED, That the Legislative Committee on Energy shall, on or before February 1, 2021, submit a report of the results of the study and any recommended legislation to the 81st Session of the Nevada Legislature; and be it further



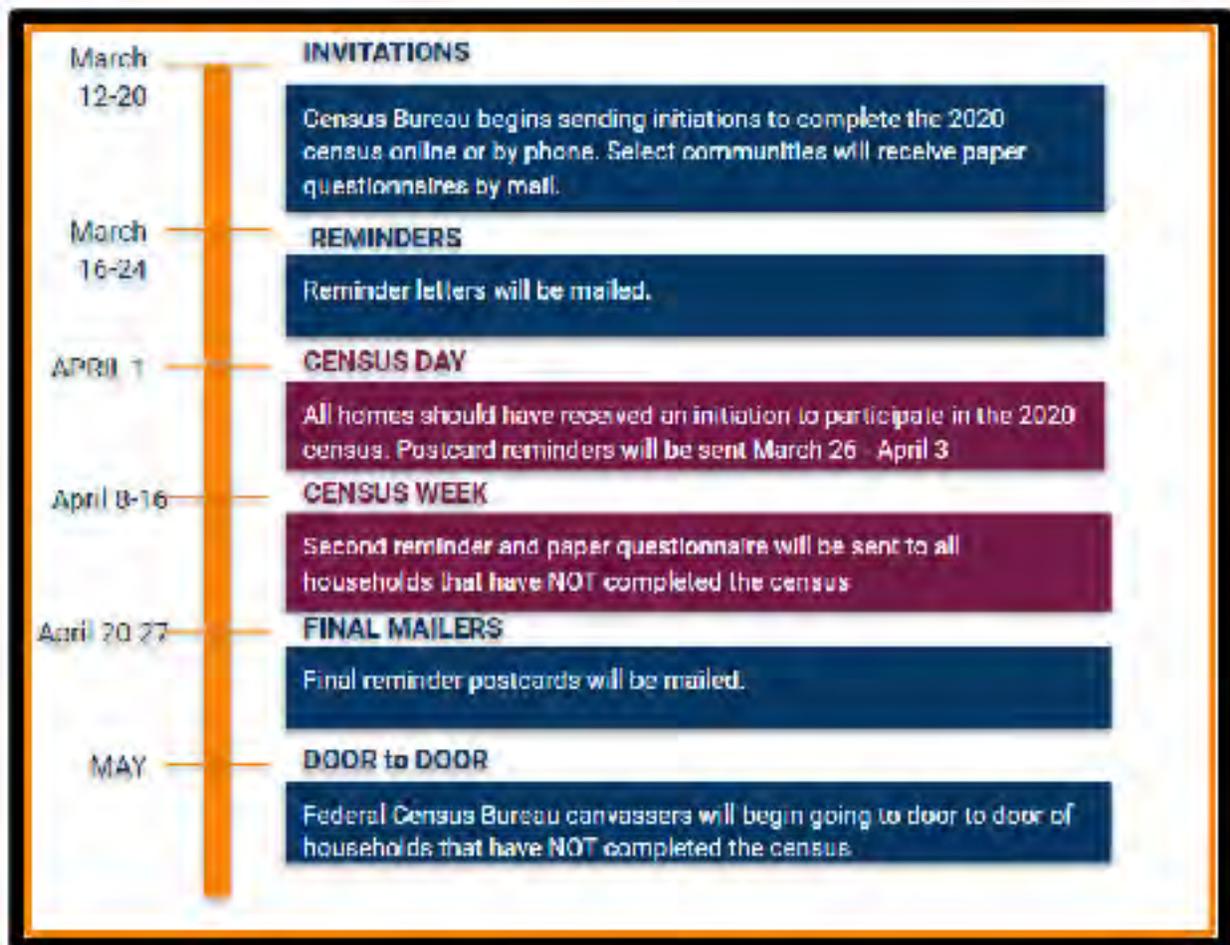
RESOLVED, That the Secretary of the Senate prepare and transmit a copy of this resolution to the Director of the Department of Transportation.



Agenda Item 16

<https://census.nv.gov>

IMPORTANT CENSUS 2020 DATES



Agenda Item 17a

<https://www.federalregister.gov/documents/2020/01/10/2019-28106/update-to-the-regulations-implementing-the-procedural-provisions-of-the-national-environmental>

Summary of the Council for Environmental Quality's Proposed Changes to National Environmental Policy Act (NEPA) Regulations

Introduction

NEPA regulations CFR 1500.1 et seq. had not been substantively revised since 1978. While more than 30 "Guidance Documents" have been released, to guide agencies in the implementation of NEPA, the regulations themselves have remained substantially the same. On June 20, 2018, the Council for Environmental Quality (CEQ) issued an Advance Notice of Proposed Rulemaking (ANPRM), to solicit suggestions of how the NEPA process could be more "effective, timely and efficient." NACO submitted comments to the ANPRM on August 17, 2018. CEQ released its Notice of Proposed Rulemaking (NPRM) on January 9, 2020. The NPRM, to varying degrees, reflects the priorities laid out in NACO's August 2018 Comments.

A. Reducing Duplication and Increasing Cooperation

Some changes, or combinations thereof, may help facilitate greater input from counties. The regulations now include explicit examples designed to encourage federal agencies to use prior completed environmental studies, analysis, undertaken for the purposes of environmental reviews or authorizations. The regs require that the lead agency consider local planning processes by requiring the Environmental Impact Statement (EIS) to discuss inconsistencies with any local plan or law. While the EIS is *not required to reconcile* these differences, it is required to address them.

As just mentioned, agencies will now be permitted to use reliable existing information and analyses from state and local agencies, including those that were created for purpose of comparable state and local requirements. For example, a county's comprehensive socioeconomic data, may now be used to inform an agency's socioeconomic analysis required by NEPA, without the agency having to undertake its own independent study. The regulations also demand cooperation between federal and local agencies by requiring, to the full extent practicable, joint environmental assessments or joint environmental impact statements. Furthermore, there is now an explicit requirement that reasonable alternatives requiring consideration must be technically and economically feasible. Coupled with the ability to use existing analyses, this should provide counties the opportunity to provide their own helpful socioeconomic data and analyses to help narrow the scope to economically viable alternatives.

B. Scoping

CEQ has consolidated the scoping process to eliminate the pre-scoping period. Specifically, agencies will no longer be required to issue a Notice of Intent (NOI) as a condition for scoping, but may now solicit comments on potential alternatives and impacts, as well as identification of any relevant information, studies, or analyses of impacts at the time of issuing the NOI. This early solicitation should enable counties to submit substantive data that will help inform the agency. For example, a county may decide to submit relevant portions of a county master plan in order to limit the scope of the subsequent agency analysis.

C. Definition of "Major Federal Action"

CEQ is revising the definition of "major federal action." Specifically, the definition of major federal action will now explicitly exclude non-federal projects with "minimal federal funding" or "minimal

federal involvement.” CEQ is soliciting specific comments on whether any further changes should be made to the definition to include a threshold dollar amount, or to exclude other activities, or address the “small handle problem.”¹ Because “major federal action” is a threshold determination in whether NEPA applies, a rework of the definition that narrows the scope of activities that qualify, may have substantial impact to counties ability to expand infrastructure. For example, if a county project uses only minimal federal funding, or has minimal federal involvement, it may not be subject to NEPA at all. What amount of federal land use implicates “minimal federal involvement” is an open question.

D. Presumptive Limits

Page Limits: The CEQ has set presumptive page limits to 75 for Environmental Assessment (EA)’s and 150 for EISs or 300 for proposals of “unusual scope or complexity.” In both instances, a senior agency official of the lead agency may approve the creation of longer documents. Given many Nevada counties have limited staff, if any, devoted to environmental analysis, the creation of presumptive page limits will help reduce the burden on county staff, and better facilitate county participation in the rulemaking process.

Time Limits: The CEQ has set presumptive time limits of one year for the completion of an EA, and two years for the completion of an EIS. Shorter time limits will help lead to regulatory certainty, allowing counties to more confidently direct resources and finances without fear of committing waste.

E. Definitions and Interpretations

The definition of “effects” has been revised in important ways. Under the old regulations, when determining if a federal action had a significant “effect” over the human “environment” an “effect” could be direct, indirect, or cumulative. This made analysis of the effect of a proposed action difficult to ascertain and subject to litigation. CEQ is proposing that “effects” are now limited only to those which are “reasonably foreseeable” and have a “reasonably close causal relationship” to the proposed action or alternative. The definition no longer discusses, direct, or indirect effects.

F. Cumulative Impacts

CEQ now holds the position that analysis of “cumulative impacts” is not required. Cumulative impacts of an action can be viewed as the total effects on a resource, of that action and *all other activities affecting* that resource, no matter what entity (federal, non-federal, or private) is taking the action. CEQ cites as the reason for this revision, the difficulty in determining the geographic and temporal scope, and the diversion of agency time and resources. These revisions are likely geared at anticipating litigation about, or limiting agency analysis of, climate change.

G. Threshold Applicability Analysis

CEQ is proposing new regulations to guide agencies in determining first whether NEPA applies, and second what the appropriate level of NEPA is. For example, whether the action is a federal action, and then even if it is a federal action, whether it is likely or not to have significant effects. This language moves the consideration to the forefront and encourages analysis of significance at the outset to help

¹ The “small handle problem” refers to the difficulty in determining the extent to which NEPA permitting process should analyze the entirety of a private development project, or only the discreet Federally regulated aspects. See e.g. *White Tanks Concerned Citizens, Inc. v. Strock* 563 F.3d 1033 (9th Cir. 2009).

determine the level of NEPA to undertake. For example, previous CEQ regulations expected an agency to first create an EA, and then create an EIS when the EA proved to be insufficient. While that still may occur, the new regulations are aimed at encouraging the appropriate level of environmental review from the beginning.

H. Seeking More Specific and Explanatory Comments on EIS's

CEQ proposes new regulations to encourage that comments provide sufficient enough detail for the agency to consider them. Comments should; explain why the issue raised is significant to potential environmental impacts and alternatives to the proposed action, contain economic and employment impacts, and other impacts affecting the quality of the environment. CEQ also proposes a new regulation to emphasize that comments on the submitted alternatives, information, and analyses section should identify any additional alternatives, information, or analyses not included in the draft EIS, and should be as specific as possible.

I. Increased Role for Applicants or Contractors

Past CEQ regulations required the agency or a contractor picked by the agency, to prepare an environmental impact statement. The proposed regulations will allow any applicant or contractor to prepare an EIS subject to the approval and direction of the lead agency. Where in the past, the agency itself picked a contractor to complete the EIS, now an applicant not selected by the agency may complete the work. As mentioned, that work is still subject to participation, guidance, evaluation, and approval. The lead agency is also still liable, so it will want to ensure that the documents fulfill NEPA requirements.

Item 17b

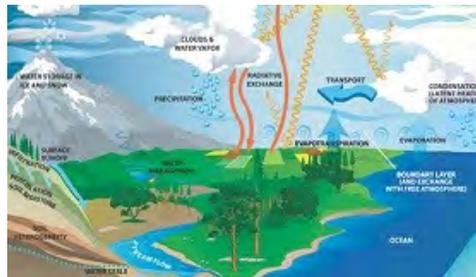
<https://www.frtcmodernization.com/Documents/2020-Final-Fallon-Range-Training-Complex-Modernization-EIS/Final-EIS>



NACO Workshop

How & Why to Write a County Water Resources Plan

A detailed overview of why your county needs one & how to include your plan in your county's master plan.



The passage of SB150 in the 2019 Legislative Session mandates all cities & counties develop & maintain water resource plans. Those plans must include the analysis of existing & expected water demands in the community, an analysis of the adequacy of identified sources of available water & a plan for obtaining additional water if necessary. This workshop looks at what it takes to put together good water plans & how communities are approaching water planning for the future.

Invited: County Elected Officials & Staff

When: Friday, February 7th at 9:30 a.m.

Where: NACO Conference Room - 304 S. Minnesota St. in Carson City

Please RSVP to Amanda at aevans@nvnaco.org or by calling 775-883-7863, remote connection instructions will be available for those unable to attend in person. This workshop is eligible for 1 CPO Credit in Community Development or Leadership & Governance.

NACO Committee of the Emeritus