

Vern Krahn

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**From:** Tina Russom  
**Sent:** Thursday, December 05, 2013 5:09 PM  
**To:** Vern Krahn  
**Cc:** Roger Moellendorf  
**Subject:** naming an ordinance

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At the September 17, 2013, Carson City Cultural Commission, the Commission inquired whether they could name a cultural ordinance in honor of Jeffery Scott, the former commission chairperson.

The answer is, no. Pursuant to NRS 244.095, an ordinance must be enacted by a bill. The bills are assigned a number by the clerk recorder. 244.095(1) The ordinance must have a summary of the ordinance and also a title which SHALL state the subject matter of the ordinance and the subject SHALL be clearly indicated in the title. 244.095(2) and (3).

Some laws are referred to in spirit as the name of a person examples include familiar laws such as "Brady Act", "Obama Care", "Megan's Law" "Adam Walsh Child Protection Safety Act." We could propose a resolution that such ordinance in spirit be referred to, but the title itself must contain the subject of the ordinance, which would allow the public at large to easily understand the purpose of such law, and what contents it may contain.

I've pasted NRS 244.095 and 244.100 below.

Should you have any further questions, please do not hesitate to call on me.

Thanks!

NRS 244.095 Enactment by bill; summary and title.

1. No ordinance shall be passed except by bill. When any ordinance is amended, the section or sections thereof shall be reenacted as amended, and no ordinance shall be revised or amended by reference only to its title.

2. Every ordinance shall:

(a) Bear a summary, which shall appear before the title and which shall state in brief the subject matter of the ordinance.

(b) Except one revising the county ordinances, embrace but one subject and matters necessarily connected therewith and pertaining thereto. The subject shall be clearly indicated in the title. In all cases where the subject of the ordinance is not so expressed in the title, the ordinance shall be void as to the matter not expressed in the title.

NRS 244.100 Procedures for enactment; signatures; publication and effective date; publication of revised ordinance; hearing.

1. All proposed ordinances, when first proposed, must be read by title to the board, immediately after which at least one copy of the proposed ordinance must be filed with the county clerk for public examination. Notice of the filing, together with the title and an adequate summary of the ordinance and the date on which a public hearing will be held, must be published once in a newspaper published in the county or, if no newspaper is published in the county, in a newspaper having a general circulation in the county, at least 10 days before the date set for the hearing. The board shall adopt or reject the ordinance, or the ordinance as amended, within 35 days after the date of the close of the final public hearing, except that in cases of emergency, by unanimous consent of the whole board, final action may be taken immediately or at a special meeting called for that purpose.

2. After adoption, all ordinances must be:

(a) Signed by the chair of the board.

(b) Attested by the county clerk.

(c) Published by title only, together with the names of the county commissioners voting for or against their passage, in a newspaper published in and having a general circulation in the county, at least once a week for a period of 2 weeks before it goes into effect. Publication by title must also contain a statement to the effect that typewritten copies of the ordinance are available for inspection at the office of the county clerk by all interested persons.

3. Whenever a revision is made and the revised ordinances are published in book or pamphlet form by authority of the board of county commissioners, no further publication is necessary.

4. Except in an emergency, before acting upon a new or amendatory ordinance the board must hold a hearing at which interested persons may present their views. The public hearing may be held in conjunction with the meeting provided for in subsection 1.