

Amendment No. 265

Senate Amendment to Senate Joint Resolution No. 3 (BDR R-803)

Proposed by: Senate Committee on Energy, Infrastructure and Transportation

Amends: Summary: Yes Title: Yes Preamble: Amend Joint Sponsorship: No Digest: Yes

ASSEMBLY ACTION		Initial and Date		SENATE ACTION		Initial and Date			
Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/>	_____	Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/>	_____
Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____	Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____
Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____	Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) *green bold italic underlining* is new language proposed in this amendment; (3) ~~red strikethrough~~ is deleted language in the original bill; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) orange double underlining is deleted language in the original bill that is proposed to be retained in this amendment; and (6) *green bold dashed underlining* is newly added transitory language.

EGO



Date: 4/13/2009

S.J.R. No. 3—Urges Congress to authorize the Clark County Department of Aviation to ban flights of experimental homebuilt aircraft to and from the North Las Vegas Airport. (BDR R-803)



SENATE JOINT RESOLUTION NO. 3—SENATOR HORSFORD

FEBRUARY 9, 2009

JOINT SPONSOR: ASSEMBLYWOMAN KIRKPATRICK

Referred to Committee on Energy, Infrastructure and Transportation

SUMMARY—Urges ~~{Congress to authorize}~~ **the Federal Aviation Administration and** the Clark County Department of Aviation to ~~{ban flights of experimental homebuilt aircraft to and from}~~ **convene a stakeholders’ group to develop and make recommendations to improve flight safety standards at** the North Las Vegas Airport ~~{,}~~ **, particularly with respect to experimental homebuilt aircraft.** (BDR R-803)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: No.

~

EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~{omitted material}~~ is material to be omitted.

SENATE JOINT RESOLUTION—Urging ~~{Congress to authorize}~~ **the Federal Aviation Administration and** the Clark County Department of Aviation to ~~{ban flights of experimental homebuilt aircraft to and from}~~ **convene a stakeholders’ group to develop and make recommendations to improve flight safety standards at** the North Las Vegas Airport ~~{,}~~ **, particularly with respect to experimental homebuilt aircraft.**

Legislative Counsel’s Digest:

1 Federal law provides that the United States Government has exclusive sovereignty of
2 airspace of the United States and requires the Administrator of the Federal Aviation
3 Administration to prescribe regulations on the flight of aircraft to prevent collisions between
4 aircraft and to protect persons and property on the ground. (49 U.S.C. § 40103) This
5 resolution ~~{expresses the concerns of the Legislature regarding the safety of flights of~~
6 ~~experimental homebuilt aircraft to and from the North Las Vegas Airport and urges Congress~~
7 ~~to enact legislation authorizing}~~ **urges the Federal Aviation Administration to work closely**
8 **with** the Clark County Department of Aviation to ~~{ban flights of experimental homebuilt~~
9 ~~aircraft to and from}~~ **convene a stakeholders’ group to develop and make**
10 **recommendations to improve flight safety standards at** the North Las Vegas Airport ~~{,}~~
11 **, particularly with respect to experimental homebuilt aircraft.**

1 WHEREAS, The expansion of urban areas in Clark County increasingly places
2 homes and neighborhoods directly in the flight paths of aircraft flying to and from
3 the North Las Vegas Airport; and

4 WHEREAS, Flights of experimental homebuilt aircraft to and from the North
5 Las Vegas Airport are increasingly common; and

6 WHEREAS, Experimental homebuilt aircraft have higher accident rates than
7 other types of aircraft and accounted for more than 12 percent of airplane accidents
8 nationwide in 2007; and

9 WHEREAS, Experimental homebuilt aircraft have been involved in ~~more than~~
10 ~~20~~ nine accidents ~~that~~ at airports within the Clark County airport system since
11 2003 ~~that~~ , three of which were at the North Las Vegas Airport; and

12 WHEREAS, ~~Crashes~~ A crash involving an experimental homebuilt aircraft
13 flying from the North Las Vegas Airport resulted in the deaths of ~~several~~ two
14 persons on the ground in 2008; and

15 WHEREAS, The Federal Aviation Administration sets standards for the
16 number of hours experimental homebuilt aircraft must be tested before such
17 aircraft can be operated at airports such as the North Las Vegas Airport; and

18 WHEREAS, Some of the experimental homebuilt aircraft operated at the
19 North Las Vegas Airport may have been operated without having met those
20 national standards; and

21 WHEREAS, The safety of persons who live near the North Las Vegas Airport is
22 of the highest concern to the people of this State; and

23 WHEREAS, The Clark County Department of Aviation cannot regulate the
24 flights of experimental homebuilt aircraft to and from the North Las Vegas Airport
25 because federal law provides the United States Government with exclusive
26 sovereignty of airspace in the United States; now, therefore, be it

27 RESOLVED BY THE SENATE AND ASSEMBLY OF THE STATE OF NEVADA, JOINTLY,
28 That the Nevada Legislature expresses serious concerns regarding the current
29 flight safety ~~[of allowing flights of experimental homebuilt aircraft to and from]~~
30 practices at the North Las Vegas Airport; and be it further

31 RESOLVED, That the Nevada Legislature urges the ~~[Congress of the United~~
32 ~~States to enact legislation authorizing]~~ Federal Aviation Administration to work
33 closely with the Clark County Department of Aviation and the entire aviation
34 community in Clark County to ~~[ban flights of experimental homebuilt aircraft to~~
35 ~~and from]~~ convene not later than June 1, 2009, a stakeholders' group, which
36 must include, without limitation;

37 1. A representative from the Federal Aviation Administration;
38 2. A representative of the Clark County Department of Aviation;
39 3. A representative of the Clark County Aviation Association;
40 4. A representative of the City of North Las Vegas;
41 5. A representative of the Aircraft Owners and Pilots Association;
42 6. Residents of neighborhoods surrounding the North Las Vegas Airport;
43 and

44 7. Tenants of the North Las Vegas Airport; and be it further

45 RESOLVED, That the stakeholders' group shall, on or before August 1,
46 2009, issue its preliminary analysis of the concerns regarding the current flight
47 safety practices at the North Las Vegas Airport; and be it further

48 RESOLVED, That the stakeholders' group shall, on or before November 1,
49 2009, develop and make recommendations to improve flight safety standards
50 at the North Las Vegas Airport, particularly with respect to experimental
51 homebuilt aircraft, for submission to the appropriate entities for consideration
52 and to the Legislative Commission; and be it further

1 RESOLVED, That the Nevada Legislature urges the Nevada Congressional
2 Delegation to use its best efforts to encourage the Federal Aviation
3 Administration to participate in this endeavor; and be it further

4 RESOLVED, That the Secretary of the Senate prepare and transmit a copy of this
5 resolution to the ~~President of the United States, the Vice President of the United~~
6 ~~States as the presiding officer of the United States Senate, the Speaker of the House~~
7 ~~of Representatives,~~ Administrator of the Federal Aviation Administration, the
8 Board of County Commissioners of Clark County, the Director of the Clark
9 County Department of Aviation, the North Las Vegas City Council and each
10 member of the Nevada Congressional Delegation; and be it further

11 RESOLVED, That this resolution becomes effective upon passage.