

SECOND AMENDMENT

Bill No. 99-35

Ordinance No. 5158

AN ORDINANCE RELATING TO WORK CARDS; AMENDING TITLE 6, CHAPTER 86, SECTION 110, OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1983 EDITION, TO CLARIFY CERTAIN GROUNDS FOR THE DENIAL OF A WORK CARD; AMENDING SECTION 150 OF THAT TITLE AND CHAPTER TO PROVIDE THAT THE EXCLUSIVE MEANS OF APPEALING A WORK CARD DENIAL BASED UPON NRS 648.060(3)(D) IS BY PETITION IN STATE DISTRICT COURT; PROVIDING FOR OTHER MATTERS RELATING THERETO; AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HERewith.

Sponsored by:
Councilman Michael J. McDonald

Summary: Clarifies certain grounds for the denial of a work card, and provides that a petition in State District Court is the exclusive means of appealing the denial of a work card for security-related employment, where the denial is based upon the statutory prohibition of such employment because of certain criminal convictions.

THE CITY COUNCIL OF THE CITY OF LAS VEGAS DOES HEREBY ORDAIN
AS FOLLOWS:

SECTION 1: Title 6, Chapter 86, Section 110, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

6.86.110: Metro may deny the issuance or renewal of a work card or suspend or revoke a work card for the following reasons:

(A) The application is incomplete or the applicant or holder has made false, misleading or fraudulent statements with respect to any material information contained in the application;

(B) The applicant or holder has committed or been convicted of any crime involving moral turpitude. [;] For purposes of this Subsection, crimes of moral turpitude are those crimes which necessarily involve an intent to defraud, intentional dishonesty for personal gain, intentional causing of serious injury to another person, or any sex-related crime;

(C) The applicant or holder fails to meet age or other requirements for the particular employment as may be set forth in this Code, or State and Federal laws or regulations;

(D) The applicant or holder illegally resides in the United States;

1 (E) The applicant or holder has been subject to a revocation, suspension, or other
2 disciplinary action against a business license or work card or permit in Nevada or any other
3 jurisdiction to the extent that such disciplinary action reflects upon the fitness of the applicant or
4 holder to have a work card;

5 (F) The applicant or holder has worked for an employer without a work card when
6 one was required;

7 (G) Where substantial information exists showing the applicant or holder to be
8 dishonest or corrupt;

9 (H) In the case of an applicant for a gaming work card any reason enumerated in
10 NRS 463.335, Section 7, subsections (a) through (f) and, in the case of a holder of a gaming work
11 card, any reason enumerated in NRS 463.337, Section 2, subsections (a) through (i).

12 SECTION 2: Title 6, Chapter 86, Section 150, of the Municipal Code of the City of
13 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

14 **6.86.150:** (A) Except as otherwise provided in Subsection (B), [Any] any applicant aggrieved
15 by a decision of Metro with respect to the issuance, renewal, denial, revocation or suspension of a
16 work card may appeal such decision within thirty days to the City Council by filing [written notice
17 of appeal] with Metro and the City Clerk[.] a written notice of appeal identifying with specificity the
18 errors of law or fact that the applicant believes were made in connection with Metro's decision. The
19 City Council shall hear the applicant at the next regularly scheduled meeting following the expiration
20 of ten days after the applicant files a notice of appeal. Upon the filing of an appeal, Metro may issue
21 a temporary work permit which will be revoked or become permanent upon the final decision of the
22 City Council.

23 (B) In the case of a decision by Metro which is based upon the unemployability of
24 a person pursuant to NRS 648.060(3)(d), the decision is appealable only by means of petition to the
25 State of Nevada District Court.

26 SECTION 3: If any section, subsection, subdivision, paragraph, sentence, clause or
27 phrase in this ordinance or any part thereof, is for any reason held to be unconstitutional, or invalid
28 or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or

1 effectiveness of the remaining portions of this ordinance or any part thereof. The City Council of the
2 City of Las Vegas hereby declares that it would have passed each section, subsection, subdivision,
3 paragraph, sentence, clause or phrase thereof irrespective of the fact that any one or more sections,
4 subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional,
5 invalid or ineffective.

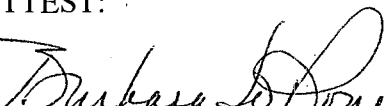
6 SECTION 4: All ordinances or parts of ordinances or sections, subsections, phrases,
7 sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada,
8 1983 Edition, in conflict herewith are hereby repealed.

9 PASSED, ADOPTED and APPROVED this 26th day of July, 1999.

10 APPROVED:

11 By 
12 OSCAR B. GOODMAN, Mayor

13 ATTEST:

14 
15 BARBARA JO RONEMUS, City Clerk

16 APPROVED AS TO FORM:

17  7-26-99
18 Date

1 The above and foregoing ordinance was first proposed and read by title to the City Council on
2 the 28th day of June, 1999 and referred to the following committee composed of
3 Councilmen McDonald and Brown for recommendation; thereafter the said committee reported
4 favorably on said ordinance on the 26th day of July, 1999 which was a regular meeting of
5 said Council; that at said regular meeting, the proposed ordinance was read by title to the City
6 Council as a second amendment and adopted by the following vote:

7 VOTING "AYE": Mayor Goodman and Councilmembers M. McDonald, Reese, Brown and

8 L. McDonald

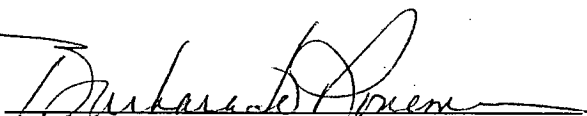
9 VOTING "NAY": NONE

10 EXCUSED: NONE

11 APPROVED:

12 
13 OSCAR B. GOODMAN, Mayor

14 ATTEST:

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16 BARBARA JO RONEMUS, City Clerk
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FIRST AMENDMENT

Bill No. 99-35

Ordinance No. _____

AN ORDINANCE RELATING TO WORK CARDS; AMENDING TITLE 6, CHAPTER 86, SECTION 110, OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1983 EDITION, TO PROVIDE ADDITIONAL GROUNDS FOR THE DENIAL OF A WORK CARD; AMENDING SECTION 150 OF THAT TITLE AND CHAPTER TO PROVIDE THAT THE EXCLUSIVE MEANS OF APPEALING A WORK CARD DENIAL BASED UPON NRS 648.060(3)(D) IS BY PETITION IN STATE DISTRICT COURT; PROVIDING FOR OTHER MATTERS RELATING THERETO; AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH.

Sponsored by:
Councilman Michael J. McDonald

Summary: Provides additional grounds for the denial of a work card, and provides that a petition in State District Court is the exclusive means of appealing the denial of a work card for security-related employment, where the denial is based upon the statutory prohibition of such employment because of certain criminal convictions.

THE CITY COUNCIL OF THE CITY OF LAS VEGAS DOES HEREBY ORDAIN
AS FOLLOWS:

SECTION 1: Title 6, Chapter 86, Section 110, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

6.86.110: Metro may deny the issuance or renewal of a work card or suspend or revoke a work card for the following reasons:

(A) The application is incomplete or the applicant or holder has made false, misleading or fraudulent statements with respect to any material information contained in the application;

(B) The applicant or holder has committed or been convicted of any crime involving moral turpitude; solicitation of prostitution; possession, use, or sale of a controlled substance; or any crime against a person or property which is disruptive to the health, safety, and welfare of the City;

(C) The applicant or holder fails to meet age or other requirements for the particular employment as may be set forth in this Code, or State and Federal laws or regulations;

(D) The applicant or holder illegally resides in the United States;

1 (E) The applicant or holder has been subject to a revocation, suspension, or other
2 disciplinary action against a business license or work card or permit in Nevada or any other
3 jurisdiction to the extent that such disciplinary action reflects upon the fitness of the applicant or
4 holder to have a work card;

5 (F) The applicant or holder has worked for an employer without a work card when
6 one was required;

7 (G) Where substantial information exists showing the applicant or holder to be
8 dishonest or corrupt;

9 (H) In the case of an applicant for a gaming work card any reason enumerated in
10 NRS 463.335, Section 7, subsections (a) through (f) and, in the case of a holder of a gaming work
11 card, any reason enumerated in NRS 463.337, Section 2, subsections (a) through (i).

12 SECTION 2: Title 6, Chapter 86, Section 150, of the Municipal Code of the City of
13 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

14 **6.86.150:** (A) Except as otherwise provided in Subsection (B), [Any] any applicant aggrieved
15 by a decision of Metro with respect to the issuance, renewal, denial, revocation or suspension of a
16 work card may appeal such decision within thirty days to the City Council by filing [written notice
17 of appeal] with Metro and the City Clerk[.] a written notice of appeal identifying with specificity the
18 errors of law or fact that the applicant believes were made in connection with Metro's decision. The
19 City Council shall hear the applicant at the next regularly scheduled meeting following the expiration
20 of ten days after the applicant files a notice of appeal. Upon the filing of an appeal, Metro may issue
21 a temporary work permit which will be revoked or become permanent upon the final decision of the
22 City Council.

23 (B) In the case of a decision by Metro which is based upon the unemployability of
24 a person pursuant to NRS 648.060(3)(d), the decision is appealable only by means of petition to the
25 State of Nevada District Court.

26 SECTION 3: If any section, subsection, subdivision, paragraph, sentence, clause or
27 phrase in this ordinance or any part thereof, is for any reason held to be unconstitutional, or invalid
28 or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or

1 effectiveness of the remaining portions of this ordinance or any part thereof. The City Council of the
2 City of Las Vegas hereby declares that it would have passed each section, subsection, subdivision,
3 paragraph, sentence, clause or phrase thereof irrespective of the fact that any one or more sections,
4 subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional,
5 invalid or ineffective.

6 SECTION 4: All ordinances or parts of ordinances or sections, subsections, phrases,
7 sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada,
8 1983 Edition, in conflict herewith are hereby repealed.

9 PASSED, ADOPTED and APPROVED this ____ day of _____, 1999.

10 APPROVED:

11 By _____
12 OSCAR B. GOODMAN, Mayor

13 ATTEST:

14
15 BARBARA JO RONEMUS, City Clerk

16 APPROVED AS TO FORM:

17 Val Steed : 7-7-99
18 Date

1 The above and foregoing ordinance was first proposed and read by title to the City Council on the
2 ____ day of _____, 1999, and referred to the following committee composed of
3 _____ and _____ for recommendation;
4 thereafter the said committee reported favorably on said ordinance on the ____ day of
5 _____, 1999, which was a _____ meeting of said Council; that at said
6 _____ meeting, the proposed ordinance was read by title to the City Council
7 as amended and adopted by the following vote:

8 VOTING "AYE": _____

9 VOTING "NAY": _____

10 ABSENT: _____

11 APPROVED:

12
13 By _____
OSCAR B. GOODMAN, Mayor

14 ATTEST:
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16 BARBARA JO RONEMUS, City Clerk

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Bill No. 99-35

Ordinance No. _____

AN ORDINANCE RELATING TO WORK CARD APPEALS; AMENDING TITLE 6, CHAPTER 86, SECTION 150, OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1983 EDITION, TO PROVIDE THAT THE EXCLUSIVE MEANS OF APPEALING A WORK CARD DENIAL BASED UPON NRS 648.060(3)(D) IS BY PETITION IN STATE DISTRICT COURT; PROVIDING FOR OTHER MATTERS RELATING THERETO; AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH.

Sponsored by:
Councilman Michael J. McDonald

Summary: Provides that a petition in State District Court is the exclusive means of appealing the denial of a work card for security-related employment, where the denial is based upon the statutory prohibition of such employment because of certain criminal convictions.

THE CITY COUNCIL OF THE CITY OF LAS VEGAS DOES HEREBY ORDAIN
AS FOLLOWS:

SECTION 1: Title 6, Chapter 86, Section 150, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

6.86.150: (A) Except as otherwise provided in Subsection (B), [Any] any applicant aggrieved by a decision of Metro with respect to the issuance, renewal, denial, revocation or suspension of a work card may appeal such decision within thirty days to the City Council by filing written notice of appeal with Metro and the City Clerk. The City Council shall hear the applicant at the next regularly scheduled meeting following the expiration of ten days after the applicant files a notice of appeal. Upon the filing of an appeal, Metro may issue a temporary work permit which will be revoked or become permanent upon the final decision of the City Council.

(B) In the case of a decision by Metro which is based upon the unemployability of a person pursuant to NRS 648.060(3)(d), the decision is appealable only by means of petition to the State of Nevada District Court.

SECTION 2: If any section, subsection, subdivision, paragraph, sentence, clause or phrase in this ordinance or any part thereof, is for any reason held to be unconstitutional, or invalid or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this ordinance or any part thereof. The City Council of the

1 City of Las Vegas hereby declares that it would have passed each section, subsection, subdivision,
2 paragraph, sentence, clause or phrase thereof irrespective of the fact that any one or more sections,
3 subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional,
4 invalid or ineffective.

5 SECTION 3: All ordinances or parts of ordinances or sections, subsections, phrases,
6 sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada,
7 1983 Edition, in conflict herewith are hereby repealed.

8 PASSED, ADOPTED and APPROVED this _____ day of _____, 1999.

9 APPROVED:

10 By _____
11 OSCAR B. GOODMAN, Mayor

12 ATTEST:

13
14 BARBARA JO RONEMUS, City Clerk

15 APPROVED AS TO FORM:

16 Val Steed 6-15-99
17 Date

1 The above and foregoing ordinance was first proposed and read by title to the City Council on the
2 ____ day of _____, 1999, and referred to the following committee composed of
3 _____ and _____ for recommendation;
4 thereafter the said committee reported favorably on said ordinance on the ____ day of
5 _____, 1999, which was a _____ meeting of said Council; that at said
6 _____ meeting, the proposed ordinance was read by title to the City Council
7 as first introduced and adopted by the following vote:

8 VOTING "AYE": _____

9 VOTING "NAY": _____

10 ABSENT: _____

11 APPROVED:

12
13 By _____
OSCAR B. GOODMAN, Mayor

14 ATTEST:

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16 BARBARA JO RONEMUS, City Clerk

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AFFP

DISTRICT COURT
Clark County, Nevada

RECEIVED
CITY CLERK

AFFIDAVIT OF PUBLICATION

1999 JUL 12 A 11:59

STATE OF NEVADA)
COUNTY OF CLARK)

SS:

Barbara Linford, being 1st duly sworn, deposes and says:

That she is the Legal Clerk for the Las Vegas Review-Journal and the Las Vegas Sun, daily newspapers regularly issued, published and circulated in the City of Las Vegas, County of Clark, State of Nevada, and that the advertisement, a true copy attached for,

LV CITY CLERK
816835

2296311LV

was continuously published in said Las Vegas Review Journal and/or Las Vegas Sun in 1 edition(s) of said newspaper issued from 07/01/99 to 07/01/1999, on the following days: JULY 1, 1999

Signed:

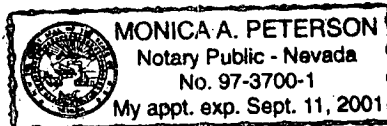
Barbara Linford

SUBSCRIBED AND SWORN BEFORE ME THIS THE

day of *July* 1999

Monica A. Peterson

Notary Public



BILL NO. 99-35

AN ORDINANCE RELATING TO WORK CARD APPEALS; AMENDING TITLE 6, CHAPTER 86, SECTION 150, OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1983 EDITION, TO PROVIDE THAT THE EXCLUSIVE MEANS OF APPEALING A WORK CARD DENIAL BASED UPON NRS 648.060(3)(D) IS BY PETITION IN STATE DISTRICT COURT; PROVIDING FOR OTHER MATTERS RELATING THERETO; AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HERewith.

Sponsored by:
Councilman Michael J. McDonald
Summary: Provides that a petition in State District Court is the exclusive means of appealing the denial of a work card for security-related employment, where the denial is based upon the statutory prohibition of such employment because of certain criminal convictions.
At a City Council meeting
JUNE 28, 1999
BILL NO. 99-35 WAS READ BY TITLE AND REFERRED TO RECOMMENDING COMMITTEE: COUNCILMEN McDONALD AND BROWN
COPIES OF THE COMPLETE BILL ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 1ST FLOOR, CITY HALL, 400 EAST STEWART AVENUE, LAS VEGAS, NEVADA.
PUB: July 1, 1999
Las Vegas Review-Journal

AFFP

DISTRICT COURT
Clark County, Nevada

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA)
COUNTY OF CLARK)

SS:

Barbara Linford, being 1st duly sworn, deposes and says:

That she is the Legal Clerk for the Las Vegas Review-Journal and the Las Vegas Sun, daily newspapers regularly issued, published and circulated in the City of Las Vegas, County of Clark, State of Nevada, and that the advertisement, a true copy attached for,

LV CITY CLERK
853612

2296311LV

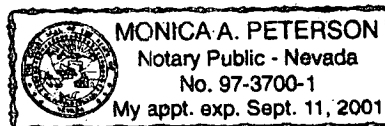
was continuously published in said Las Vegas Review Journal and/or Las Vegas Sun in 1 edition(s) of said newspaper issued from 07/29/99 to 07/29/1999, on the following days: JULY 29, 1999

Signed

SUBSCRIBED AND SWORN BEFORE ME THIS THE

day of

Notary Public



SECOND AMENDMENT
BILL NO. 99-35
ORDINANCE NO. 5158

AN ORDINANCE RELATING TO WORK CARDS; AMENDING TITLE 6, CHAPTER 86, SECTION 11D, OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1983 EDITION, TO CLARIFY CERTAIN GROUNDS FOR THE DENIAL OF A WORK CARD; AMENDING SECTION 150 OF THAT TITLE AND CHAPTER TO PROVIDE THAT THE EXCLUSIVE MEANS OF APPEALING A WORK CARD DENIAL BASED UPON NRS 648.060(3)(D) IS BY PETITION IN STATE DISTRICT COURT; PROVIDING FOR OTHER MATTERS RELATING THERETO; AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH.

Sponsored by: Councilman Michael J. McDonald

Summary: Clarifies certain grounds for the denial of a work card, and provides that a petition in State District Court is the exclusive means of appealing the denial of a work card for security-related employment, where the denial is based upon the statutory prohibition of such employment because of certain criminal convictions.

The above and foregoing ordinance was first proposed and read by title to the City Council on the 28th day of June, 1999, and referred to the following committee composed of Councilmen McDonald and Brown for recommendation; thereafter the said committee reported favorably on said ordinance on the 26th day of July, 1999 which was a regular meeting of said City Council; and that at said regular meeting the proposed ordinance was read by title to the City Council as amended and adopted by the following vote:

VOTING "AYE" Councilmembers M. McDonald, Reese, Brown, L. McDonald and Mayor Goodman
VOTING "NAY" NONE
EXCUSED: NONE

COPIES OF THE COMPLETE ORDINANCE ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 1ST FLOOR, 400 EAST STEWART AVENUE, LAS VEGAS, NEVADA.
PUB: July 29, 1999
Las Vegas Review-Journal

1999 AUG - 2 A 10:49

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CITY CLERK