

IN THE SUPREME COURT OF THE STATE OF NEVADA

CITY OF FERNLEY, NEVADA, a
Nevada municipal corporation,

Appellant,

vs.

THE STATE OF NEVADA ex rel.
DEPARTMENT OF TAXATION;
THE HONORABLE DAN
SCHWARTZ, in his official capacity
as TREASURER OF THE STATE OF
NEVADA; and THE LEGISLATURE
OF THE STATE OF NEVADA,

Respondents.

Supreme Court No.: 66851

District Court Case No.: 12 OC 00168 1B

JOINT APPENDIX

VOLUME 8 PART 4

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NEVADA DEPARTMENT OF TAXATION
CONSOLIDATED TAX DISTRIBUTION
FISCAL YEAR 1999-99

ENTITY	1999	2000	2001	2002	2003	2004	2005	2006	2007	2008	2009
IE COUNTY OF ELKO	-	-	-	-	-	-	-	-	-	-	-
TERPRISE DISTRICT	-	-	-	-	-	-	-	-	-	-	-
KO CONVENTION/VISITORS AUTHORITY	-	-	-	-	-	-	-	-	-	-	-
KO TELEVISION DISTRICT	-	-	-	-	-	-	-	-	-	-	-
ICAL GOVERNMENTS	-	-	-	-	-	-	-	-	-	-	-
KO COUNTY	-	265,574.11	188,224.36	9,339.72	42,934.49	304,886.37	752,677.76	2,991,271.34	4,141,333.86	3,405,493.32	2,904,577.29
ALIN	-	32,051.47	20,552.34	1,101.12	4,009.97	11,705.09	91,849.32	373,855.95	519,430.83	421,130.65	352,131.41
KO CITY	-	235,434.17	149,415.84	8,169.28	28,292.53	187,204.14	680,364.32	2,717,552.59	3,741,528.31	3,119,827.04	2,623,586.39
ELLS	-	21,483.13	13,159.04	595.40	1,725.62	8,448.42	60,284.42	241,616.25	339,568.17	284,567.84	231,898.38
EST WENDOVER	-	50,981.75	33,684.93	3,153.81	23,926.72	382,096.58	1,413,275.73	620,188.09	796,222.56	658,847.35	562,620.34
CKPOT	-	23,714.07	19,124.07	917.52	8,831.60	85,501.74	376,420.17	300,996.81	409,561.05	325,338.95	288,791.51
UNTELLO	-	173.60	74.86	5.71	38.98	60.16	480.19	2,079.56	2,524.19	2,107.08	1,771.00
UNTAIN CITY	-	113.80	78.18	3.51	10.37	43.85	350.24	1,862.08	2,596.85	2,005.69	1,934.95
ITAL ELKO COUNTY	-	629,542.09	404,323.53	23,286.07	107,780.28	929,926.33	3,375,702.15	7,246,922.67	9,951,855.92	8,219,323.91	5,957,208.26
IE COUNTY OF ESMEERALDA	-	-	-	-	-	-	-	-	-	-	-
ICAL GOVERNMENTS	-	-	-	-	-	-	-	-	-	-	-
ESMEERALDA COUNTY	1,507.19	-	9,540.44	32,386.33	31,472.87	34,748.23	37,815.38	104,511.94	222,942.87	185,614.32	154,113.51
LDFIELD	23.72	-	185.54	713.84	-	795.37	5,596.93	2,468.59	5,001.30	4,054.27	1,971.59
VER PEAK	31.04	-	183.20	507.16	486.72	524.31	532.75	1,543.13	3,222.60	2,555.47	-
ITAL ESMEERALDA COUNTY	1,567.95	-	9,919.18	38,510.32	65,417.67	36,057.50	43,945.07	108,523.64	231,066.77	202,394.05	156,085.20
IE COUNTY OF EUREKA	-	-	-	-	-	-	-	-	-	-	-
TERPRISE DISTRICT	-	-	-	-	-	-	-	-	-	-	-
REKA TELEVISION DISTRICT	-	-	-	-	-	-	-	-	-	-	-
ICAL GOVERNMENTS	-	-	-	-	-	-	-	-	-	-	-
REKA COUNTY	-	547,550.04	-	22,279.29	64,878.02	43,411.02	1,262,183.95	2,835,288.54	5,877,575.17	2,776,524.02	2,178,570.40
RESENT VALLEY	-	165.65	-	17.41	7,835.17	11.43	307.53	723.26	1,408.46	618.38	477.59
REKA	-	368.20	-	38.70	22,484.21	22,480.22	778.76	1,862.78	3,591.70	1,535.25	1,281.60
PECIAL DISTRICTS	-	-	-	-	-	-	-	-	-	-	-
AMOND VALLEY RODENT	-	557.05	-	44.57	17,500.51	54,137.83	1,283.75	3,120.26	5,865.59	2,522.48	1,960.67
AMOND VALLEY WEED	-	557.05	-	44.57	17,500.51	54,137.83	1,283.75	3,120.26	5,865.59	2,522.48	1,960.67
ITAL EUREKA COUNTY	-	549,297.99	-	22,424.53	130,178.41	174,178.33	1,285,898.12	2,844,065.12	5,884,408.52	2,783,722.62	2,184,200.92

NEVADA DEPARTMENT OF TAXATION
CONSOLIDATED TAX DISTRIBUTION
FISCAL YEAR 1998-99

<u>2010</u>	<u>2011</u>	<u>GRAND TOTAL</u>
-	-	-
-	-	-
1,879,275.20	3,809,898.83	20,875,252.65
237,658.75	470,910.63	2,545,388.53
1,877,471.23	3,404,813.08	18,573,658.91
152,425.68	371,335.66	1,687,126.00
351,105.98	705,134.89	5,552,138.72
173,797.37	349,585.29	2,340,591.15
1,195.71	2,288.53	12,840.58
1,297.31	2,588.78	12,897.60
4,474,170.22	9,057,346.69	51,379,378.13
-	-	-
-	-	-
72,532.75	-	897,088.83
753.26	-	-
593.83	-	55,048.57
74,279.83	-	10,680.20
-	-	-
-	-	882,817.50
-	-	-
1,782,987.95	2,553,690.67	19,944,989.06
373.22	539.71	12,458.21
984.85	1,380.15	55,826.44
-	-	-
1,588.84	2,270.68	90,853.23
1,588.84	2,270.68	90,853.23
1,787,533.71	2,560,141.91	20,196,990.17

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NEVADA DEPARTMENT OF TAXATION
CONSOLIDATED TAX DISTRIBUTION
FISCAL YEAR 1999-99

ENTITY	1999	2000	2001	2002	2003	2004	2005	2006	2007	2008	2009
JE COUNTY OF HUMBOLDT	-	-	-	1,178.77	31,892.13	275,108.30	1,159,020.21	2,333,720.85	2,097,184.69	2,208,063.02	2,151,359.28
CAL GOVERNMENTS	-	-	-	488.15	6,759.39	112,984.34	465,326.36	925,334.88	849,544.98	871,182.80	931,756.87
HUMBOLDT COUNTY	-	-	-	-	-	-	-	-	-	-	-
WEMUCCA	-	-	-	-	-	-	-	-	-	-	-
SOCIAL DISTRICTS	-	-	-	-	-	-	-	-	-	-	-
LOONDA FIRE PROTECTION	-	-	-	57.13	2,152.65	9,921.00	41,311.16	83,917.74	74,393.44	78,445.73	58,793.33
WIBOLDT FIRE PROTECTION	-	-	-	4.89	288.54	902.46	3,870.55	7,793.37	6,718.94	8,994.02	12,038.82
WIBOLDT HOSPITAL DISTRICT	-	-	-	125.25	3,548.82	29,897.89	125,181.25	251,609.09	219,361.04	230,044.31	144,742.94
DERMIT FIRE PROTECTION	-	-	-	0.32	5.16	102.97	445.20	886.82	884.46	840.07	1,616.01
OVADA COMMUNITY SERVICES CID	-	-	-	2.85	48.85	977.45	4,462.84	8,953.00	7,845.93	7,807.50	7,580.59
OVADA FIRE PROTECTION	-	-	-	3.56	61.02	1,221.06	5,675.09	11,071.89	9,805.08	9,753.38	9,482.36
RADISE FIRE PROTECTION	-	-	-	3.58	107.67	1,030.74	4,336.26	8,515.43	7,093.39	7,875.98	6,570.13
RELO FIRE PROTECTION	-	-	-	0.91	32.51	253.50	1,061.00	2,103.00	2,199.95	2,036.64	4,989.53
WEMUCCA RURAL FIRE PROTECTION	-	-	-	26.45	956.78	5,457.59	24,316.59	45,052.49	36,540.70	40,515.80	36,017.32
TAL HUMBOLDT COUNTY	-	-	-	1,842.86	45,851.82	437,657.53	1,834,895.51	3,678,837.86	3,307,580.59	3,463,351.20	3,363,917.68
JE COUNTY OF LANDER	-	-	-	-	-	-	-	-	-	-	-
TERPRISE DISTRICT	-	-	-	-	-	-	-	-	-	-	-
UNDER GO SEWER IMPR DISTRICT #2	-	-	-	-	-	-	-	-	-	-	-
CAL GOVERNMENTS	-	-	-	-	-	-	-	-	-	-	-
LANDER COUNTY	6,847.19	-	-	-	-	-	303,440.30	447,410.40	917,551.85	685,136.66	816,040.66
STIN	28.75	-	-	-	-	-	1,333.65	2,039.63	3,841.49	2,754.94	3,106.45
TITLE MOUNTAIN	439.70	-	-	-	-	-	17,964.41	27,559.43	51,359.53	39,618.76	47,034.30
IGSTON	40.38	-	-	-	-	-	77,212.57	2,871.31	5,241.84	3,821.96	4,520.92
SOCIAL DISTRICTS	-	-	-	-	-	-	-	-	-	-	-
LANDER HOSPITAL DISTRICT	1,277.42	-	-	-	-	-	82,735.26	92,192.39	180,828.00	134,221.95	158,342.13
TAL LANDER COUNTY	8,633.44	-	-	-	-	-	462,704.19	572,073.15	1,158,822.71	865,554.27	1,029,144.47

NEVADA DEPARTMENT OF TAXATION
CONSOLIDATED TAX DISTRIBUTION
FISCAL YEAR 1998-99

<u>2010</u>	<u>2011</u>	<u>GRAND TOTAL</u>
1,474,932.89	3,155,337.48	14,887,817.52
572,516.56	1,207,976.40	5,937,822.22
53,579.39	117,255.90	520,157.49
4,585.47	10,268.71	53,774.80
153,846.84	381,237.14	1,488,284.47
553.65	1,164.00	6,518.66
5,043.04	10,760.81	53,407.86
6,302.39	13,442.68	66,718.44
5,115.11	10,722.08	51,180.57
1,346.91	2,937.47	16,952.79
26,404.33	56,509.67	272,898.43
2,304,995.57	4,917,712.54	23,356,543.26
		-
		-
		-
		-
719,621.64	279,485.51	4,175,534.53
2,688.19	1,031.67	16,824.96
40,289.10	15,574.51	239,849.74
9,823.80	1,494.04	99,126.81
		-
137,947.23	53,548.56	821,110.92
904,379.95	351,134.79	5,352,446.96

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NEVADA DEPARTMENT OF TAXATION
CONSOLIDATED TAX DISTRIBUTION
FISCAL YEAR 1998-99

ENTITY	1999	2000	2001	2002	2003	2004	2005	2006	2007	2008	2009
THE COUNTY OF LINCOLN											
LOCAL GOVERNMENTS											
LINCOLN COUNTY	63,776.88	32,891.02	-	52,235.51	40,925.10	25,333.50	97,483.88	164,433.87	124,732.53	109,126.19	49,801.24
CALIENTE	6,703.41	4,126.73	-	5,955.35	5,285.39	3,165.69	13,239.30	18,298.75	13,204.38	11,181.14	3,503.60
ALAMO	1,051.43	688.84	-	1,371.64	905.90	977.48	2,359.17	2,881.55	2,044.51	1,880.96	631.11
PANACA	1,982.65	1,461.70	-	3,413.04	2,530.32	1,818.82	3,106.66	4,519.13	3,675.57	3,255.54	1,214.35
PIOCHE	2,767.75	1,694.51	-	2,406.83	989.91	806.00	2,471.73	6,504.72	4,915.67	4,648.12	3,166.74
SPECIAL DISTRICTS											
LINCOLN COUNTY HOSPITAL DISTRICT	6,595.02	3,405.01	-	5,400.67	4,628.19	3,119.30	13,021.12	17,883.02	13,315.48	11,438.78	4,626.73
PAHRANAGAT VALLEY FIRE PROTECTION	2,504.85	1,316.76	-	2,760.32	2,204.30	1,585.76	5,552.68	6,801.95	4,818.03	4,208.23	1,517.46
PIOCHE FIRE PROTECTION	1,461.13	777.29	-	1,052.57	788.96	567.52	2,819.39	3,792.65	2,771.46	2,474.54	1,356.90
TOTAL LINCOLN COUNTY	86,833.16	46,341.89	-	74,646.44	58,260.07	37,317.08	140,853.94	225,255.65	169,537.63	148,193.60	55,818.14
THE COUNTY OF LYON											
ENTERPRISE DISTRICTS											
STAGECOACH GID	-	-	-	-	-	-	-	-	-	-	-
WILLOWCREEK GID	-	-	-	-	-	-	-	-	-	-	-
LOCAL GOVERNMENTS											
LYON COUNTY	1,384,598.29	333,016.50	508,540.00	974,040.89	1,481,938.69	2,152,265.61	3,503,806.26	4,578,511.63	5,065,113.51	5,414,658.67	4,666,839.99
YERINGTON	38,599.83	9,391.03	13,886.25	20,990.69	24,062.22	22,785.97	11,664.10	12,608.22	39,046.58	60,248.65	61,713.73
FERNLEY	14,937.45	3,763.82	6,108.59	13,567.86	23,165.76	36,491.54	59,289.07	82,801.28	77,069.82	85,787.23	68,215.23
SPECIAL DISTRICTS											
CARSON-TRUCKEE WATER CONSERVANCY	962.00	230.66	351.89	657.40	943.10	1,268.46	1,878.90	2,712.80	2,632.66	2,983.75	2,546.99
CENTRAL LYON FIRE PROTECTION	50,111.13	11,800.64	17,923.01	30,358.32	38,436.98	49,273.30	82,538.59	119,879.74	186,771.99	149,353.15	135,801.14
MASON VALLEY FIRE PROTECTION	7,199.43	1,724.95	2,586.53	4,076.45	4,389.75	4,549.74	3,641.63	4,428.98	6,690.61	8,704.75	9,242.29
MASON VALLEY MOSQUITO ABATEMENT	6,366.63	1,525.05	2,272.26	3,577.21	3,826.04	3,927.70	2,952.81	3,699.08	5,125.82	7,591.25	7,995.83
NORTH LYON FIRE PROTECTION	14,759.99	3,654.52	6,630.04	11,800.88	18,975.41	25,577.45	33,707.46	47,241.00	44,137.43	51,026.52	41,900.88
SILVER SPRINGS STAGECOACH HOSPITAL	7,457.83	1,959.02	2,973.67	5,195.24	6,742.01	8,170.71	8,292.76	11,408.49	13,121.62	21,017.10	20,465.32
SMITH VALLEY FIRE PROTECTION	5,211.61	1,248.69	1,873.20	3,138.00	3,724.15	4,676.71	6,448.66	10,023.23	15,545.39	15,045.22	13,282.43
SOUTH LYON HOSPITAL DISTRICT	26,323.89	6,306.21	9,424.50	14,628.29	16,065.95	17,723.65	14,853.91	25,923.06	35,878.78	38,525.60	35,025.90
TOTAL LYON COUNTY	1,556,663.06	374,624.08	589,570.02	1,081,912.25	1,622,280.06	2,326,654.83	8,729,034.35	5,302,237.52	5,443,191.27	5,854,881.88	5,064,029.82

NEVADA DEPARTMENT OF TAXATION
CONSOLIDATED TAX DISTRIBUTION
FISCAL YEAR 1998-99

<u>2010</u>	<u>2011</u>	<u>GRAND TOTAL</u>
-	-	-
-	-	760,800.84
-	-	84,397.75
-	-	14,732.61
-	-	27,947.81
-	-	30,371.98
-	-	-
-	-	83,233.33
-	-	34,290.36
-	-	17,602.92
-	-	1,053,077.59
-	-	-
-	-	-
3,574,620.20	1,652,303.16	35,688,354.40
62,711.04	39,673.97	417,431.27
53,164.50	22,511.38	546,763.58
1,832.77	713.16	19,714.53
95,562.90	43,484.95	961,255.83
6,100.23	5,319.57	70,824.92
7,425.71	4,987.45	62,201.83
31,615.97	10,918.05	941,005.75
18,618.98	10,686.60	185,993.34
10,753.00	6,023.20	100,995.78
32,072.15	19,423.52	293,184.42
3,896,477.44	1,816,065.01	38,637,571.63

Case No. 66851
JA 1683

NEVADA DEPARTMENT OF TAXATION
CONSOLIDATED TAX DISTRIBUTION
FISCAL YEAR 1998-99

ENTITY	1999	2000	2001	2002	2003	2004	2005	2007	2008	2009
<div> <div> COUNTY OF MINERAL COUNTY GOVERNMENTS MINERAL COUNTY </div> </div>	57,164.57	-	-	-	-	-	12,257.52	-	-	-
<div> <div> SOCIAL DISTRICTS MINERAL COUNTY HOSPITAL DISTRICT </div> </div>	3,314.17	-	-	-	-	-	753.18	-	-	-
<div> <div> MINERAL COUNTY MINERAL COUNTY </div> </div>	60,478.74	-	-	-	-	-	13,030.70	-	-	-
<div> <div> COUNTY OF NYE COUNTY GOVERNMENTS COUNTY </div> </div>	1,259,547.87	330,978.01	514,506.92	595,650.39	1,004,941.77	1,651,482.85	3,858,059.74	4,323,400.86	2,536,138.93	985,303.92
<div> <div> COUNTY COUNTY </div> </div>	9,410.92	2,203.35	3,788.92	4,410.64	3,890.66	2,799.18	27,547.78	33,794.95	16,524.03	7,053.90
<div> <div> ARGOSA COUNTY COUNTY </div> </div>	12,972.22	3,399.03	4,422.59	6,365.80	5,610.26	7,219.02	36,817.85	39,981.68	23,326.29	8,738.97
<div> <div> NATHAN COUNTY COUNTY </div> </div>	32,295.52	9,507.39	13,364.32	15,122.33	11,383.44	9,381.03	92,213.59	118,470.51	70,263.53	26,808.23
<div> <div> COUNTY COUNTY </div> </div>	409.17	108.65	170.07	295.53	277.52	326.22	858.35	1,539.47	980.68	414.19
<div> <div> COUNTY COUNTY </div> </div>	84,162.72	22,017.03	37,408.92	49,079.67	82,796.86	154,483.52	250,181.24	290,401.33	177,877.89	66,594.50
<div> <div> COUNTY COUNTY </div> </div>	25,732.47	7,215.78	11,101.29	14,953.66	14,882.78	19,548.41	27,594.63	77,920.34	46,191.04	18,231.65
<div> <div> COUNTY COUNTY </div> </div>	31,773.80	9,147.76	10,628.80	16,616.51	13,636.55	9,551.97	71,573.66	101,585.75	59,292.51	23,132.20
<div> <div> SOCIAL DISTRICTS ARGOSA LIBRARY DISTRICT COUNTY LIBRARY DISTRICT COUNTY HOSPITAL COUNTY COMMUNITY HOSPITAL COUNTY LIBRARY DISTRICT COUNTY SWIM POOL GID COUNTY VALLEY LIBRARY DISTRICT COUNTY LIBRARY DISTRICT </div> </div>	303.27	228.48	335.59	447.63	315.89	273.20	3,063.87	3,249.50	1,889.17	701.45
<div> <div> COUNTY COUNTY </div> </div>	621.33	158.88	225.31	283.71	200.84	169.94	1,750.19	2,034.43	1,199.12	450.72
<div> <div> COUNTY COUNTY </div> </div>	22,671.07	-	-	-	-	-	-	-	-	-
<div> <div> COUNTY COUNTY </div> </div>	7,380.22	1,970.91	2,947.47	4,168.22	5,541.54	9,450.01	23,455.07	-	-	-
<div> <div> COUNTY COUNTY </div> </div>	10,653.59	2,847.22	4,257.32	5,020.51	8,004.23	13,230.78	33,878.66	37,207.08	22,829.17	8,565.09
<div> <div> COUNTY COUNTY </div> </div>	6,228.48	1,665.78	2,490.47	3,321.98	4,682.38	7,739.84	19,818.80	21,765.70	13,354.79	5,070.47
<div> <div> COUNTY COUNTY </div> </div>	2,439.87	552.36	1,012.80	1,377.18	1,329.41	2,380.42	7,649.51	8,285.79	4,701.76	1,815.79
<div> <div> COUNTY COUNTY </div> </div>	242.47	62.40	95.04	132.21	129.49	171.66	751.71	601.24	473.63	178.55
<div> <div> COUNTY COUNTY </div> </div>	1,515,446.10	392,161.00	606,846.82	820,417.45	1,157,597.82	1,917,947.54	4,528,304.43	5,057,518.74	3,075,042.24	1,163,039.73
<div> <div> COUNTY OF PERSHING COUNTY GOVERNMENTS COUNTY COUNTY </div> </div>	195,566.60	125,869.64	-	34,436.14	85,782.56	2,223.97	46,208.10	10,286.81	54,962.79	32,239.91
<div> <div> COUNTY COUNTY </div> </div>	35,865.71	21,470.07	-	4,436.81	5,951.69	85.38	8,759.31	53,686.29	72,546.65	11,505.45
<div> <div> COUNTY COUNTY </div> </div>	-	-	-	-	-	-	-	-	-	-
<div> <div> COUNTY COUNTY </div> </div>	24,671.25	15,181.56	-	3,658.02	7,523.92	53.88	6,168.97	486.44	3,249.01	3,660.96
<div> <div> COUNTY COUNTY </div> </div>	257,123.58	163,541.27	-	42,590.97	101,358.17	2,439.21	51,136.38	64,411.54	130,758.46	47,406.92

NEVADA DEPARTMENT OF TAXATION
CONSOLIDATED TAX DISTRIBUTION
FISCAL YEAR 1998-99

2010	2011	GRAND TOTAL
-	-	-
-	-	59,432.09
-	-	-
-	-	4,077.35
-	-	-
-	-	73,509.44
-	-	-
-	-	-
42,819.42	1,046,753.29	21,417,731.92
331.57	8,714.80	127,182.51
382.68	10,171.96	181,694.70
1,165.01	29,827.73	471,301.12
17.88	477.89	7,498.13
2,875.19	69,489.18	1,557,931.50
764.08	21,155.07	357,884.87
1,008.14	26,265.34	425,704.62
-	-	-
28.24	787.50	14,050.02
19.69	572.49	8,238.49
-	-	22,571.07
-	-	71,980.11
370.92	9,039.34	181,107.39
216.98	5,287.91	105,942.08
78.13	2,092.16	37,057.97
7.80	206.81	3,679.95
-	-	-
50,107.43	1,230,741.96	24,990,936.48
-	-	-
-	-	-
-	-	647,153.39
-	-	-
-	-	226,032.49
-	-	-
-	-	-
-	-	72,134.03
-	-	-
-	-	945,319.91

NEVADA DEPARTMENT OF TAXATION
CONSOLIDATED TAX DISTRIBUTION
FISCAL YEAR 1998-99

ENTITY	1999	2000	2001	2002	2003	2004	2005	2006	2007	2008	2009
COUNTY OF STOREY											
AL GOVERNMENTS											
REY COUNTY	40,739.71	24,034.89	92,471.45	210,929.57	132,900.17	144,606.22	338,995.18	529,291.13	544,651.21	981,728.14	388,022.88
ECIAL DISTRICTS											
ISON-TRUCKEE WATER CONSERVANCY	12.39	7.50	32.95	92.21	165.58	236.26	548.85	200.00	189.25	271.52	107.50
AL STOREY COUNTY	40,752.10	24,042.49	92,504.38	211,022.08	133,065.85	144,842.48	339,544.03	529,491.13	544,840.47	981,999.66	388,130.38
COUNTY OF WASHOE											
TERPRISE DISTRICTS											
VALLEY WATER/SANITATION GID	-	-	-	-	-	-	-	-	-	-	-
DI TELEVISION GID	-	-	-	-	-	-	-	-	-	-	-
AMON VALLEY UNDERGROUND WATER	-	-	-	-	-	-	-	-	-	-	-
AL GOVERNMENTS											
SHOE COUNTY	8,028,875.60	2,696,215.28	1,135,113.84	1,224,604.18	3,027,122.99	10,104,959.00	16,925,987.55	24,410,117.82	18,396,575.30	8,173,797.99	241,573.45
GO	8,385,016.74	1,521,011.38	559,222.33	686,862.54	1,787,812.19	5,284,465.83	9,373,901.43	10,750,046.34	9,328,795.52	4,189,635.05	137,522.78
ARKS	1,444,078.73	648,686.78	275,504.11	284,228.62	747,264.38	2,354,397.71	4,747,123.46	5,615,749.72	5,646,520.19	2,516,966.84	70,081.17
ECIAL DISTRICTS											
ISON-TRUCKEE WATER CONSERVANCY	11,639.39	5,242.27	2,144.84	2,151.22	4,820.37	14,734.59	22,659.84	33,856.17	25,038.88	12,237.51	387.78
LINE VILLAGE GID	82,702.78	36,906.55	15,401.16	15,401.16	39,993.95	143,397.60	239,461.16	321,474.54	225,647.03	69,493.45	1,510.44
ETH LAKE TAHOE FIRE PROTECTION	227,505.82	107,505.44	41,513.14	43,125.76	110,444.43	358,551.08	710,206.22	886,335.40	594,000.17	189,483.65	4,135.25
OMINO VALLEY GID	12,048.40	5,339.69	2,275.19	2,221.77	4,953.65	14,259.83	27,398.82	29,205.97	33,943.41	29,576.51	805.68
RR A FOREST FIRE PROTECTION	95,218.51	42,651.97	17,629.17	21,002.90	58,092.25	197,501.42	330,686.78	385,317.05	287,399.60	97,814.02	3,037.51
JCKEE MEADOWS FIRE PROTECTION	398,046.38	178,443.93	72,086.21	72,836.09	152,568.84	492,824.88	867,476.35	1,452,079.72	883,113.58	500,550.05	13,789.98
AL WASHOE COUNTY	11,686,132.20	5,286,072.70	2,220,475.42	2,854,234.25	5,883,072.95	19,000,119.36	35,286,051.52	44,825,182.73	35,403,973.66	15,781,059.28	472,924.18
COUNTY OF WHITE PINE											
AL GOVERNMENTS											
ITE PINE COUNTY	155,425.15	-	-	-	-	-	228,205.33	405,713.40	1,055,283.77	685,550.38	629,984.06
	48,187.06	-	-	-	-	-	80,550.45	145,116.23	319,956.55	114,995.23	138,094.65
GO	695.65	-	-	-	-	-	1,179.89	2,065.93	3,854.94	758.87	2,322.65
BILL	2,340.48	-	-	-	-	-	4,071.74	7,234.71	12,825.62	15,126.15	6,473.82
TH	840.84	-	-	-	-	-	1,406.33	2,500.91	3,884.09	10,013.61	1,079.81
ECIAL DISTRICTS											
ITE PINE HOSPITAL DISTRICT	20,071.29	-	-	-	-	-	31,950.31	52,990.04	124,521.47	10,131.31	66,633.01
AL WHITE PINE COUNTY	227,590.44	-	-	-	-	-	346,764.09	616,561.22	1,520,326.45	845,976.75	844,587.99

NEVADA DEPARTMENT OF TAXATION
CONSOLIDATED TAX DISTRIBUTION
FISCAL YEAR 1998-99

2010	2011	GRAND TOTAL
146,981.30	-	3,576,662.15
43.32	-	1,907.53
147,024.63	-	3,577,259.68
-	-	-
-	-	-
-	-	-
-	-	-
-	803,591.75	95,168,634.75
-	468,849.40	47,564,874.47
-	241,424.56	25,596,186.39
-	-	-
-	1,065.32	136,958.66
-	2,020.58	1,213,005.81
-	4,114.77	3,305,925.96
-	3,344.48	166,416.71
-	11,752.48	1,628,653.76
-	36,713.19	5,141,508.38
-	1,572,876.65	179,821,174.89
-	-	-
285,592.30	379,837.83	3,885,592.72
94,194.31	124,262.28	1,064,757.77
1,362.46	1,834.90	14,075.33
4,666.66	6,222.09	58,561.25
1,668.00	2,266.48	23,660.26
-	-	-
34,204.47	45,694.81	385,326.70
421,788.69	560,108.38	5,384,674.02

EXHIBIT 14

EXHIBIT 14

1 BRENDA J. ERDOES, Legislative Counsel
2 KEVIN C. POWERS, Chief Litigation Counsel
3 Nevada Bar No. 6781
4 J. DANIEL YU, Principal Deputy Legislative Counsel
5 Nevada Bar No. 10806
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11 *Attorneys for Defendant Legislature of the State of Nevada*

12 **IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA**
13 **IN AND FOR CARSON CITY**

14 CITY OF FERNLEY, NEVADA, a
15 Nevada municipal corporation,

16 Plaintiff,

17 vs.

18 STATE OF NEVADA ex rel. THE NEVADA
19 DEPARTMENT OF TAXATION; THE
20 HONORABLE KATE MARSHALL, in her
21 official capacity as TREASURER OF THE
22 STATE OF NEVADA; THE LEGISLATURE OF
23 THE STATE OF NEVADA; and DOES 1-20,
24 inclusive,

Defendants.

Case No. 12 OC 00168-1B
Dept. No. 1

25 **DEFENDANT NEVADA LEGISLATURE'S RESPONSE**
26 **TO PLAINTIFF'S FIRST REQUEST FOR ADMISSIONS (Nos. 1-36)**

27 Defendant, the Legislature of the State of Nevada (Legislature), by and through its counsel the
28 Legal Division of the Legislative Counsel Bureau under NRS 218F.720, hereby submits the following
29 Response to Plaintiff's First Request for Admissions (Nos. 1-36) (First Request) pursuant to NRCP 36:
30
31
32

1 18. **REQUEST FOR ADMISSION NO. 18:** Please admit that SB 254 required that when a
2 new local governmental entity was formed the distribution of C-Tax to that entity was based upon the
3 service level needs of its citizens.

4 **RESPONSE:** Objection. This request calls for a legal conclusion as to the statutory
5 requirements set forth in SB 254. This request is also irrelevant. Additionally, the legislative history of
6 SB 254, available as public records and previously disclosed by the Legislature in its pleadings, speaks
7 for itself. Therefore, the Legislature does not admit nor deny.

8 19. **REQUEST FOR ADMISSION NO. 19:** Please admit that, as enacted, SB 254 does not
9 restrict the way in which local governmental entities may utilize C-Tax revenues.

10 **RESPONSE:** Objection. This request calls for a legal conclusion as to the statutory
11 requirements set forth in SB 254. The legislative history of SB 254, available as public records and
12 previously disclosed by the Legislature in its pleadings, speaks for itself. This request is also irrelevant.
13 Therefore, the Legislature does not admit nor deny.

14 20. **REQUEST FOR ADMISSION NO. 20:** Please admit that C-Tax revenues, under Nevada
15 law, may be used for general operating expenses by local governmental entities.

16 **RESPONSE:** Objection. This request calls for a legal conclusion as to the proper use of C-
17 Tax revenues pursuant to applicable statutes. The plain language of the relevant statutes speaks for
18 itself. Therefore, the Legislature does not admit nor deny.

19 21. **REQUEST FOR ADMISSION NO. 21:** Please admit that Fernley, Nevada was
20 incorporated as a Nevada municipality in 2001.

21 **REQUEST:** Based on information known to the Legislature, the Legislature responds as
22 follows: Admit.

23 22. **REQUEST FOR ADMISSION NO. 22:** Please admit that Fernley, Nevada is the only
24 municipality to incorporate in Nevada since the enactment of SB 254.

1 **RESPONSE:** The Legislature is not aware of any other municipality in Nevada that has
2 incorporated since the passage of SB 254 and therefore the Legislature responds as follows: Admit.

3 23. **REQUEST FOR ADMISSION NO. 23:** Please admit that C-Tax distributions are not
4 related to the provision of any particular category or type of expense by a local governmental entity.

5 **RESPONSE:** Objection. This request calls for a legal conclusion. The plain language of
6 the relevant statutes speaks for itself. This request is also irrelevant. Subject to and without waiver of
7 the objections, the Legislature responds as follows: Deny.

8 24. **REQUEST FOR ADMISSION NO. 24:** Please admit that the distribution of C-Tax
9 revenue is not contingent upon the provision of any particular service by a local governmental entity.

10 **RESPONSE:** Objection. This request calls for a legal conclusion. The plain language of
11 the relevant statutes speaks for itself. This request is also irrelevant. Subject to and without waiver of
12 the objections, the Legislature responds as follows: Deny.

13 25. **REQUEST FOR ADMISSION NO. 25:** Please admit that local governments have the
14 discretion to use C-Tax revenue for Public Safety but are not obligated to do so.

15 **RESPONSE:** Objection. This request calls for a legal conclusion. The plain language of
16 the relevant statutes speaks for itself. This request is also irrelevant. Therefore, the Legislature does not
17 admit or deny.

18 26. **REQUEST FOR ADMISSION NO. 26:** Please admit that, prior to the enactment of SB
19 254, the Legislature did not conduct a study to examine whether or not the prior formula for revenue
20 distribution was adequate for the services provided by local government entities at that time.

21 **RESPONSE:** Objection. This request seeks information protected by legislative privilege
22 and immunity and the deliberative process privilege. This request is also irrelevant. Additionally, this
23 request is vague, ambiguous and overly broad with respect to the term "adequate." Finally, the
24 legislative history of previous legislative sessions leading to the passage of SB 254 is available as public

EXHIBIT 15

EXHIBIT 15

1 IN THE FIRST JUDICIAL DISTRICT COURT

2 OF THE STATE OF NEVADA

3 IN AND FOR THE COUNTY OF CARSON CITY

4 -o0o-

5
6 CITY OF FERNLEY, NEVADA,
7 a Nevada municipal corporation,

CERTIFIED COPY

8 Plaintiff,

Case No. 12 OC 00168 1B
Dept. No. I

9 vs.

10 STATE OF NEVADA ex rel. THE
11 NEVADA DEPARTMENT OF TAXATION;
12 THE HONORABLE KATE MARSHALL,
in her official capacity as
TREASURER of the STATE OF
NEVADA; and DOES 1-20,
inclusive,

13 Defendants.

14 _____/
15 Pages 1 to 153, inclusive.

16
17
18 **DEPOSITION OF MARIAN HENDERSON**

19 _____
20 Wednesday, November 13, 2013
21 Carson City, Nevada

22
23 REPORTED BY:

CHRISTINA AMUNDSON
CCR #641 (Nevada)
CSR #11883 (California)

1 and think?

2 A No.

3 Q All right.

4 (Deposition Exhibit 1 marked for
5 identification.)

6 BY MR. VELLIS:

7 Q I'm showing you what's been marked as Exhibit 1.
8 It's the Amended Notice of Deposition of the Person Most
9 Knowledgable of the Nevada Department of Taxation. And
10 you understand that you've been designated as that person,
11 correct?

12 A Yes.

13 Q All right. Now, I want you to look at the last
14 page, which is Attachment A, and it has the subject
15 matter. I want to go through these with you a little bit
16 to determine your role in this.

17 Number one says "The local government tax
18 distribution account, or C-Tax system, in the collection
19 and distribution of taxes created pursuant to and defined
20 by NRS 360.660." Do you see that?

21 A Yes.

22 Q Are you the person most knowledgeable regarding
23 that topic?

24 A I'm not sure I agree with the ~~NRS cite but, yes,~~
25 I am the person most knowledgeable on the topic.

1 A Yes, I have.

2 Q Are you the person most knowledgeable about the
3 factual basis that supports those affirmative defenses --

4 MS. NICHOLS: Objection.

5 BY MR. VELLIS:

6 Q -- at the Department of Taxation?

7 MS. NICHOLS: Objection. Calls for a legal
8 conclusion, but you can answer.

9 THE WITNESS: Yes, I believe I am.

10 BY MR. VELLIS:

11 Q Okay. And then the last category is "Any and
12 all communication between you" -- the Department of
13 Taxation -- "and the City of Fernley incorporation
14 committee."

15 A That would be Terry Rubald.

16 Q Okay. And who exactly is Terry Rubald?

17 A She is the Deputy Executive Director of Local
18 Government Services for the Department of Taxation.

19 Q Okay. Let me ask you: So the categories I've
20 marked down that you have knowledge about or you're the
21 person most knowledgeable and can speak for the Department
22 of Taxation is No. 1, partially No. 4, partially No. 5,
23 No. 7, No. 10, No. 11 and No. 13 and No. 8.

24 (Witness reviewing document.)

25 BY MR. VELLIS:

1 Q Correct?

2 A Yes.

3 Q Okay. Now, I asked you on the first one and
4 I'll now follow-up on the rest of these. Regarding
5 Category No. 4 for the partial information that you may
6 have on that, did you do anything to prepare for your
7 testimony today to answer questions about Category No. 4?

8 A No.

9 Q Okay. Didn't talk to anybody?

10 A No.

11 Q Didn't look at any documents?

12 A Not -- not specifically to prepare.

13 Q Okay. So what you're testifying from is just
14 your general knowledge that you have?

15 A Yes.

16 Q No. 5, the same thing, did you do anything to
17 prepare for the deposition today in order to answer
18 questions regarding Category No. 5?

19 A No, I did not.

20 Q All right. Didn't talk to anybody, didn't look
21 at documents, didn't do anything special to get
22 information so that you could respond to questions on
23 Category 5?

24 A No.

25 Q Okay. No. 7, the same. Did you do anything to

1 (Discussion off the record.)

2 BY MR. VELLIS:

3 Q What's your job title, ma'am?

4 A Management Analyst II.

5 Q What do you do in that position? What are your
6 functions?

7 A Primarily I prepare the distribution for
8 consolidated tax and for a number of other smaller taxes.
9 I'm also responsible for compiling statistical information
10 for the Department.

11 Q What kind of statistical information?

12 A Tax distributions, some revenue projections, the
13 department's annual report.

14 Q And are the tax distributions related to C-Tax
15 distributions?

16 A C-Tax is a portion of that.

17 Q Okay. And do the revenue projections have
18 anything to do with the C-Tax?

19 A Yes, the portion that I prepare is all C-Tax.

20 Q On the revenue projections?

21 A Yes.

22 Q Okay.

23 A I prepare one section of a larger report.

24 Q Okay. And what section of that larger report do
25 you prepare?

1 A Consolidated tax.

2 Q Okay. And what's the larger report that we're

3 talking about?

4 A The annual revenue projections to local

5 governments.

6 Q Okay. Any other statistical information that

7 you prepare other than the tax distributions and the

8 revenue projections?

9 A Yes.

10 Q Okay. What?

11 A We track tax distributions by county, by tax

12 type, by tax component.

13 Q By county, tax type --

14 A Uh-huh.

15 Q -- and component?

16 A And component.

17 Q When you say "component," what do you mean?

18 A Well, the consolidated tax has six components

19 that are distributed together.

20 Q Okay. And when you say "tax type," what do you

21 mean?

22 A Tax type is sales tax, other tobacco products,

23 net proceeds of mining.

24 Q Okay. And do those have anything to do with

25 C-Tax?

1 A The sales tax does.
2 Q Okay.
3 A Real property transfer tax.
4 Q Right.
5 A Cigarette excise tax and liquor excise tax.
6 Q Okay. Are there any other tax types that you
7 deal with that don't have anything to do with C-Tax?
8 A Yes.
9 Q What?
10 A Net proceeds of minerals centrally assessed.
11 Q Okay.
12 A And all of the excise taxes, with the exception
13 of cigarette and liquor.
14 Q Okay. And you say you track these tax
15 distributions.
16 A Uh-huh.
17 Q How do you track them?
18 A In spreadsheets.
19 Q Okay. But, I mean, where do you get the
20 information from to track them?
21 A It comes from various sources and reports within
22 the Department.
23 Q Okay. Which ones?
24 A Which tax?
25 Q That's a good point. I was going to ask you, In

1 relation to C-Tax, where do you get the information from
2 for the spreadsheets?

3 A The cigarette and liquor excise tax information
4 comes from our tax distribution system. We call it "TAS,"
5 Tax Administration System, our computer system, T-A-S.

6 Q Okay.

7 A And it also comes from cigarette and liquor
8 excise tax examiners.

9 Q And who are the examiners?

10 A The Department staff.

11 Q Okay. Do you know who any of them are, their
12 names?

13 A Yes, I do.

14 Q Who are they?

15 THE WITNESS: Do I have to provide that?

16 MS. NICHOLS: Yes. They have to state
17 employees.

18 THE WITNESS: Okay. For cigarette and liquor?

19 BY MR. VELLIS:

20 Q Yes.

21 A Brandy Delaney, Claudia Olivares and for liquor
22 is Brian Deem.

23 Q D-e-e-m.

24 A And Nancy Ravert.

25 Q Can you spell the last name?

1 A R-a-v, like "Victor," e-r-t.

2 Q Okay. And that's where you get the information
3 for the cigarette tax, correct?

4 A I get information from the tax examiners and I
5 also get reports from the TAS system.

6 Q Right. For the other taxes in the C-Tax system,
7 where do you get the information that you use for the
8 spreadsheets?

9 A Real property transfer tax, RPTT. Is it okay to
10 use abbreviations.

11 Q As long as you tell me what it is first, yeah.

12 A Okay. The RPTT comes from county treasurers, is
13 reported to the state controller and then that information
14 is disseminated to the Department by the controller's
15 office.

16 Q Okay. Anything else?

17 A Basic Government Services Tax, GST, comes from
18 Department of Motor Vehicles. I receive a monthly report
19 with the breakdown by county and it -- Government Services
20 Tax has several distributions. I only distribute the
21 portion that goes to counties, so they itemize that for
22 me.

23 Q Okay. Now, the GST, you said that came from a
24 report. What was the report that it comes from?

25 A The one from DMV?

1 Q DMV, yes. What kind of report is that?

2 A Actually, it's an 18-page report, one page for
3 each county and one page for Boulder City that itemizes
4 out the tax received, the percentages that they apply per
5 statute and the dollar amounts that are distributed.

6 Q Okay. Now, what was the other taxes that you
7 handle?

8 A So RBTT, GST --

9 Q Cigarettes?

10 A -- cigarettes, liquor, and -- oh, sales tax.

11 Q Okay.

12 A So sales tax has two components that distribute
13 a portion to C-Tax and that's Basic City, County Relief
14 Tax, BCCRT.

15 Q Okay.

16 A And Supplemental City, County Relief Tax, SCCRT.

17 Q And where do you get the information for those?

18 A That information comes out of our TAS system.

19 Q Okay. What is the TAS system again?

20 A It's a computer system that processes tax
21 returns.

22 Q And it keeps information on collection of taxes
23 in the six categories that make up the C-Tax?

24 A No, not on all six categories.

25 Q Just some?

1 A The sales tax, SCCRT, BCCRT, liquor tax and a
2 portion of cigarette excise tax.

3 Q Okay.

4 A Cigarette excise tax has two components. It
5 tracks the permit fees.

6 Q Okay. Now, the sales tax, you get information
7 related -- I think you said to the county -- is that
8 correct? -- from the counties?

9 A No. That's RPTT comes from the counties.

10 Q The sales tax, what kind of information do you
11 get?

12 A By county I get information on taxes, penalty
13 and interest and fees that are collected. I also get a
14 breakdown of what percentage of sales -- or what amount of
15 sales are from instate companies and what amount of sales
16 came from out-of-state companies.

17 Q Okay.

18 A I get taxable sales statistics, which is the
19 amount of sales that take place in each county by
20 category, and the categories are called the "NAICS," North
21 American Industrial Classification System.

22 Q Do you ever get sales tax information by cities?

23 A No.

24 Q Could you get that?

25 A No.

1 say the SB-254 Committee, but I'm not sure if that's what
2 they were officially called --

3 Q Okay.

4 A -- that gathered a lot of data on the different
5 tax types, looked at the history of the amount that each
6 one of these local governments had been receiving, and
7 determined the base amounts on those factors.

8 Their goal was to make the first year revenue
9 neutral so most of the counties got approximately the same
10 amount of distribution from those six tax types in fiscal
11 1999 as they did in fiscal '97 and '98.

12 Q So the status quo?

13 A Yes.

14 Q Okay. So the participants that were in it -- in
15 the system prior to the C-Tax, and then after the C-Tax
16 the same groups got basically the status quo, the same
17 amount that they got?

18 A Yes. The same proportion.

19 Q Okay. Now, how about the local entities, the
20 enterprise groups and local governments?

21 A Well --

22 Q Is there a percentage that sets their base as
23 well, just like the counties, or how does that work?

24 A Enterprise districts receive a flat amount each
25 year that we just divide by 12 and they get the same

1 A Yes. It was revenue neutral from the two prior
2 fiscal years.

3 Q So it's the same thing. The towns and cities
4 that came into the system had a previous kind of base
5 amount that they were using from the two years prior to
6 the C-Tax and that amount was used to establish their base
7 amount under the C-Tax.

8 A In general, yes.

9 Q Okay. So it was the status quo, the same thing
10 again, correct?

11 A Yes.

12 Q Okay. And in setting these base amounts, you
13 said there's a percentage that they use to set the base
14 amount. Is that what you said?

15 A No.

16 Q All right. Explain to me what the base amount
17 for a local town or city is.

18 A Was basically revenue neutral from the prior two
19 fiscal years. The percentage is when we put all of those
20 counties, cities, towns and special districts and their
21 base amount, we add that up to get the whole and then each
22 one of those gets a percentage of the whole.

23 Q Okay. And how did you figure out for a
24 particular town or city what percentage ~~they would get?~~
25 What was the criteria that was used?

1 MS. NICHOLS: Objection. Assumes facts.

2 BY MR. VELLIS:

3 Q You can tell me if I'm wrong. Was there a
4 criteria to determine what the percentage was for a
5 particular town or city that it would get out of the
6 whole?

7 A No. No percentages were determined.

8 Q All right. Then how did you take the whole and
9 figure out for a particular town, Las Vegas, how much it
10 would get out of the whole?

11 A It was basically revenue neutral from the two
12 prior fiscal years.

13 Q Okay. So whatever they got before, they got
14 again?

15 A Yes.

16 Q Okay. And did the base that they got under this
17 neutral system go on into the future as to something they
18 would always get?

19 A It's re-determined each year and adjusted by
20 consumer price index.

21 Q So it goes up?

22 A Yes.

23 Q So they always have kind of a flat line base
24 that they established the first time they ~~were in the~~
25 C-Tax and they get that amount. It's based on the prior

1 couple years and then it goes up under the CPI?

2 A In general, yes.

3 Q Okay. There's an excess component that's paid
4 into these groups as well.

5 A Yes.

6 Q Where does that come from?

7 A That is any money that is received in that
8 county bucket that's above the amount of their total base
9 distribution --

10 Q The county's base?

11 A -- each month.

12 Q The county's base distribution?

13 A As a whole.

14 Q Okay. And how does that happen?

15 A Depending on where the base distribution is set,
16 if they collect more than that monthly basis amount, then
17 it goes into a different formula, the excess distribution.

18 Q All right. Does the county base change year to
19 year or is it a static number subject to the CPI change?

20 A I'm not sure I understand the question.

21 Q Okay. You said the county comes in and gets
22 their bucket, get their number, and it's revenue neutral
23 from the two prior years and it's their base number that
24 they get, correct?

25 A That they got in 1999.

1 A Yes.

2 Q Okay. So if my base is \$100 and I get an
3 increase to \$104, next year's base is \$104?

4 A Yes.

5 Q And then the CPI would then be calculated on
6 that as well?

7 A Correct.

8 Q Now, here's the other question: So now I've got
9 my base that's \$100. I get my CPI that's \$4, so \$104, and
10 I get an excess of \$10.

11 A Uh-huh.

12 Q So now I have \$114 for one year, right?

13 A Correct.

14 Q Okay. When I do the next year's calculations,
15 is my base now \$114?

16 A No.

17 Q Okay. What happens--

18 A Your base is still \$104.

19 Q So the excess doesn't roll into the base for the
20 following year?

21 A Up until fiscal year '15, the base did not roll
22 into -- oh, that's not true.

23 Q Well, don't tell me something not true. My God.

24 A We just had a change in statute. ~~So starting in~~
25 fiscal '15, the excess amount will roll into the base and

1 be calculated for the base amount. But in the past it did
2 not. Although, in '99 to -- I believe it was fiscal
3 2002 -- the base did roll -- or the excess did roll into
4 the base. And then there was a change to the statute so
5 that we used only the prior year's base to calculate the
6 next year's base.

7 Q And what year was it that that changed?

8 A I believe it was fiscal 2002.

9 Q Okay. So prior to that, the excess did not roll
10 into the base?

11 A No. The excess did roll into the base until...

12 Q Okay. And then 2002 the excess now does not
13 roll into the base?

14 A Correct.

15 Q So my example prior to 2002, when I add my \$100
16 base and my \$4 CPI and then \$10 excess, prior to 2002 for
17 the next year that would have been my base, \$114?

18 A Yes. Times one plus the CPI.

19 Q Okay. And now after 2002 the excess does not
20 roll into that base calculation?

21 A Correct.

22 Q Okay. And so in that following year in your
23 excess when we have the \$114 before 2002, if you were
24 going to then figure the CPI, you would ~~figure it on the~~
25 \$114?

1 A That the committee considered all the different
2 revenue sources and attempted to make base amounts that
3 would keep it revenue neutral from the previous two fiscal
4 years.

5 Q To your understanding was there anything else
6 considered by this committee in setting the initial base
7 amounts for local towns and cities?

8 A I don't know.

9 Q Okay. Do you know whether or not -- or do you
10 have any understanding as the Department of Taxation about
11 any particular services that needed to be provided by any
12 local town or city in order to qualify for this base
13 amount?

14 A Can you repeat the question?

15 Q Yeah. Do you know or do you have an
16 understanding as the Department of Taxation whether or not
17 in setting the initial base amounts for towns and cities
18 there were any requirements for specific services that the
19 town or city had to have in order to qualify for that base
20 amount?

21 MS. NICHOLS: Objection. It calls for
22 speculation. The Department didn't set those, but you can
23 answer if you know.

24 THE WITNESS: I'm not aware of any.

25 BY MR. VELLIS:

1 A I'm not aware.

2 Q Okay. Who would be aware?

3 MS. NICHOLS: I'll object that calls for
4 speculation.

5 THE WITNESS: I don't know.

6 BY MR. VELLIS:

7 Q Okay. So as you sit here today speaking on
8 behalf of the Department of Taxation, do you have any
9 understanding about any testimony that was given as to why
10 they were implementing this system as opposed to using the
11 old system of distribution?

12 MS. NICHOLS: Objection. Calls for speculation.
13 That's also a matter of public record.

14 BY MR. VELLIS:

15 Q You can answer the question.

16 A I have no knowledge.

17 Q So when you do your allocations on a yearly
18 basis to the counties and to the local governments, cities
19 and towns, you simply administer the law the way it's
20 written by the formulas that you're given?

21 A I'm not sure what you mean by the formulas that
22 I'm given, but I administer it according to statute.

23 Q Okay. And as to what the intent and purpose of
24 the law is, that's something you don't have ~~any knowledge~~
25 of as to what it is it's trying to accomplish with the way

1 it's distributed?

2 MS. NICHOLS: Objection. Assumes facts, calls
3 for speculation and argumentative. You can answer, if you
4 know, or you can even ask her to repeat the question.

5 THE WITNESS: I don't know.

6 BY MR. VELLIS:

7 Q Okay. Well, you don't know whether or not there
8 was some reason about why those state legislators decided
9 to consolidate these six taxes and administer them the way
10 they do under the C-Tax, do you?

11 MS. NICHOLS: Objection. Asked and answered.

12 THE WITNESS: I don't know.

13 BY MR. VELLIS:

14 Q You don't know why that's done?

15 A No.

16 Q And so when you were administering this C-Tax,
17 if there was a specific reason about what they were trying
18 to accomplish with the C-Tax, that's of no import to you
19 whatsoever?

20 A It's irrelevant.

21 Q Okay. You just do what the statute says?

22 A Yes.

23 MR. VELLIS: Okay. We'll take a break.

24 (Recess taken.)

25 BY MR. VELLIS:

1 state legislature?

2 A Certainly the executive director, Christopher
3 Neilsen.

4 Q Okay. So Topic No. 1, if we were talking
5 about -- and if you have that in front of you, you can
6 look at it. It's the local government tax distribution
7 account, or C-Tax system, and the collection and
8 distribution of taxes created pursuant to and defined by
9 NRS 360.660. And I know you have a qualm with that
10 number, but let's accept that it's the C-Tax.

11 When you're administering that, you do it based
12 on what the statute tells you to do.

13 A Yes.

14 Q You're not making any kind of value judgments
15 about whether what's going on is correct in your mind or
16 wrong or somebody's getting too much money or somebody's
17 not getting enough money or anything of that nature?

18 A No.

19 Q That's for somebody else to do?

20 A Yes.

21 Q Okay. So the Department of Taxation just simply
22 is administering this and that's it?

23 A Yes.

24 Q Okay. Does the Department of Taxation provide
25 any type of advice of any sort to the recipients regarding

1 the numbers they're getting or how they're getting the
2 numbers or the changes in the numbers that they're getting
3 on a yearly basis?

4 A Any of that sort of communication is handled
5 through Terry Rubald's group.

6 Q Okay. So if I want to talk to somebody about
7 interaction with the local counties or the counties or
8 something like that about the C-Tax, Terry is the person
9 to talk to?

10 A Yes.

11 Q Okay. And I'm going to get an objection, but
12 I'll ask you a really broad question because I'm hoping we
13 can short-circuit some of this.

14 Is it fair to say that the job that you do is
15 simply the technical aspects of taking what the statute
16 tells you to do, compiling the numbers and making sure the
17 numbers are disbursed per whatever formulas are out there
18 for the C-Tax?

19 A Yes.

20 Q Okay. And absent that, any kind of interaction
21 with the state legislature or looking at the purposes
22 behind what the C-Tax is supposed to do or anything that,
23 questions like that, I would have to ask somebody else at
24 the Department of Taxation?

25 A I provide information, statistical information

1 excess is probably what could be considered an adjustment
2 to the C-Tax. I don't know if it is or not.

3 What I want is someone who has a baseline and
4 says I want to have an adjustment to that baseline. How
5 many types of those requests are you aware of as the
6 person most knowledgeable for the Department of Taxation?

7 A Off the top of my head, three.

8 Q Okay. And why do you say off the top of your
9 head?

10 A Because there may have been requests for
11 adjustment by local governments that never made it to my
12 -- that never got on my radar.

13 Q Okay. And would they be on somebody else's
14 radar at the Department of Taxation?

15 A No. I'm thinking it would be between the local
16 government and their lobbyist --

17 Q Okay.

18 A -- or their elected officials.

19 Q Okay. Let's just talk about the ones that the
20 Department of Taxation -- since that's who you're here
21 testifying for -- knows about. What are the requests for
22 adjustments, the three that you had off the top of your
23 head?

24 A City of Henderson.

25 Q Okay. And when was that approximately?

1 A I think it was in 2000. That was part of our --
2 the discovery.

3 Q Okay. And what was the next one you can
4 remember?

5 A City of Las Vegas.

6 Q Okay.

7 A Sorry. North Las Vegas.

8 Q And approximately when was that?

9 A I think that was during the 2005 session.

10 Q Okay.

11 A They may have asked twice.

12 Q Okay. And --

13 A I know that they have asked twice. I recall
14 they've asked twice.

15 Q Okay. And we'll go through them. I just wanted
16 to see. What's the third one?

17 A City of Fernley.

18 Q Okay. And that was when?

19 A Well, the City of Fernley has asked multiple
20 times in different ways.

21 Q Okay. Let's start with the City of Henderson in
22 approximately 2000. What's your understanding of what the
23 adjustment was that the City of Henderson was asking for?

24 A They received a one-time increase of \$4 million
25 to their base amount. They -- although they didn't object

1 get a change in their base.

2 A Yes, I have an understanding of that.

3 Q Okay. And what is your understanding?

4 A As a newly formed local government, they need to
5 apply, they need to ask.

6 Q Okay. That's it?

7 A There are other provisions in that statute.
8 Taking on services is one of them. They have to take on
9 Police or Fire and at least two other services, Animal
10 Control, Parks and Recreation.

11 Q Okay. And that's your understanding?

12 A Yes.

13 Q Okay. When I say "you," that's the Department
14 of Taxation. That's your understanding?

15 A Yes.

16 Q Okay. When the original bases were set for
17 local towns, cities, local governments, was there any
18 requirement that any of them have these specific services
19 that are now listed for newly formed governmental
20 entities?

21 A I'm not aware that there were any.

22 Q Okay. So if I was a city that was participating
23 in the program and received money prior to the C-Tax and
24 then got a base through the C-Tax, there was no
25 requirement that I have a police department or a fire

1 department or any of these other services that you listed,
2 correct?

3 A That's correct.

4 Q Okay. It's only if I was a newly created local
5 government entity that came after a certain date that I
6 then had to have these to get a change in my base?

7 A Correct.

8 Q Okay. And it's your testimony that Fernley did
9 not make any kind of application to receive a change in
10 their base under that statute that we've been talking to
11 that requires Police, Fire, a couple other services?

12 A That's correct.

13 Q Okay. Did you or to your knowledge anybody at
14 the Department of Taxation discuss why they did or did not
15 make that claim or request?

16 A That would be a question for Terry Rubald.

17 Q Okay. So if I wanted to ask them about Fernley
18 specifically back and forth with Fernley, that would be
19 Terry Rubald?

20 A Uh-huh.

21 Q Yes?

22 A Yes.

23 Q Okay. And in that statute that requires that,
24 do you have an understanding, speaking on behalf of the
25 Department of Taxation, why that requirement was in there

1 for newly formed governments?

2 A No.

3 Q Okay. Is there also a time limitation that they
4 have within which to request that base change while having
5 these services that you listed in that code section?

6 A I don't know if the time frame is associated
7 with the services, but there is a time frame associated
8 with the newly formed local government.

9 Q Okay. And what is that?

10 A I'm not absolutely certain.

11 Q Okay. If I told you one year, does that sound
12 about right?

13 A It's about one year.

14 Q Okay. And do you know why there is a limitation
15 of one year period of time for a newly formed government
16 to apply for a change to a previous base under that code
17 section?

18 A No.

19 MS. NICHOLS: Objection. Calls for speculation.

20 BY MR. VELLIS:

21 Q I don't want you to speculate.

22 A No.

23 Q Do you have an understanding?

24 A No. I don't know why.

25 Q All right. Do you know if anybody at the

1 Q Okay. But he did at that time?

2 A Yes.

3 Q Okay. And tell me what the discussions were.

4 A I believe the first meeting was just more
5 informational. They made a lot of inquiries about how can
6 we get this done. There was an assumption on their part
7 that the Department of Taxation had the authority -- had
8 discretion in how the base amounts were determined and so,
9 therefore, they wanted the director to change their base
10 because they assumed he had authority to do that.

11 Q Okay. Anything else you recall?

12 A I recall that they -- they brought some -- I
13 don't remember if it was handouts, but they had
14 information. They had per capita distributions of C-Tax
15 for different cities in Nevada.

16 Q Okay.

17 A They had a list of cities in Nevada by
18 population and compared Fernley's distribution with
19 similar-sized cities.

20 Q The information they provided you about the
21 C-Tax distribution to Fernley and cities with similar
22 populations, do you recall any of that information?

23 A Just that it was presented.

24 Q Do you remember any of the numbers?

25 A No.

1 Q Okay.

2 A I don't recall comparing other cities' growth
3 rates.

4 Q And based on that conversation, did you go back
5 and look then to see whether or not there was a change in
6 the growth rates for the city of Fernley as opposed to
7 these other cities?

8 A I don't recall doing that.

9 Q Okay. Did you ever go back and look to see if
10 there was any change to the assessed values for the
11 property of these other cities that were similar in size
12 to Fernley and the assessed values at Fernley?

13 A I review assessed valuations many times
14 throughout the years, so no, I don't remember specifically
15 going back and comparing that.

16 Q I'm asking you based on Fernley's complaint did
17 it pop into your mind and you said to yourself this
18 doesn't sound right?

19 A No.

20 Q Okay. So as far as you were concerned, the fact
21 that Fernley was receiving a C-Tax distribution that was
22 far less than cities of similar size, that was okay?

23 A It was according to statute.

24 Q Okay. So as long as the statute said it's okay,
25 it was okay with you?

1 A I don't have --

2 Q And by that I mean you, the Department of
3 Taxation.

4 A We don't have an opinion on that.

5 Q Okay. So if the Department of Taxation saw that
6 some taxpayer, regardless, was being treated unfairly
7 during the tax system, that wouldn't matter to you, just
8 keep going on?

9 MS. NICHOLS: Objection. Calls for speculation.

10 THE WITNESS: Can you restate the question?

11 BY MR. VELLIS:

12 Q Yes. If you see a taxpayer, a tax-paying entity
13 like the City of Fernley who pays into the system, who
14 meets the qualifications similar to other populations for
15 assessed value and whatnot and receives tax dollars back
16 that are significantly less, that just doesn't matter.
17 You don't do something in your mind and say this doesn't
18 seem to be fair?

19 MS. NICHOLS: Objection[†]. Assumes facts and
20 calls for speculation.

21 THE WITNESS: There are so many factual problems
22 with the question that you just asked me that I can't
23 answer it.

24 BY MR. VELLIS:

25 Q Tell me all the factual problems that are wrong

1 A Yes.

2 Q And the Department of Taxation wants to make
3 sure that all its taxpayers are being treated fairly,
4 doesn't it?

5 A It's part of our -- yeah, that's part of our
6 rules for taxpayers.

7 Q Okay. And if I'm a taxpayer in the city of
8 Fernley and the City of Fernley is not getting an equal
9 share of C-Tax that will help me because it will provide
10 services and pay for services in my city, is that taxpayer
11 being treated fairly by the Department of Taxation, in
12 your mind?

13 MS. NICHOLS: Objection. Assumes facts and
14 calls for speculation as to what a taxpayer in the city of
15 Fernley is thinking.

16 BY MR. VELLIS:

17 Q I didn't ask that. I asked, Would that person
18 be considered to be treated fairly by the Department of
19 Taxation?

20 A The Department doesn't have an opinion on that.

21 Q So, although it's their goal to make sure
22 taxpayers are treated fairly, in this particular instance
23 if the taxpayers who are paying into the system in the
24 city of Fernley are not getting that money-back-through
25 C-Tax, the Department doesn't have a position on that?

1 MS. NICHOLS: Objection. Assumes facts,
2 misstates her prior testimony, calls for speculation and
3 is also argumentative.

4 THE WITNESS: The Department doesn't have a
5 position on that.

6 MR. VELLIS: Okay. It's 12:15. Want to have
7 lunch?

8 MS. NICHOLS: Sure.

9 (Whereupon, lunch recess was taken at 12:14
10 p.m.)

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1 A I don't know.

2 Q Okay. And the Fernley matter, you talked about
3 the first meeting sometime in 2009, 2010 and you said
4 there was, from what you recall, three or more.

5 Do you remember the second one, when it was?

6 A No. But it was only a few months after the
7 first one.

8 Q Okay. Who was in attendance at that meeting?

9 A I think that it was the same people. I think it
10 was Mayor Goodman, Brandy Jensen. I don't think Greg
11 Evangelatos was there. Mel Drown -- like a drowning
12 man -- Mel Drown.

13 Q Who is Mel Drown?

14 A He's for Fernley.

15 Q Okay.

16 A And then myself, Tom Gransbery, Penny Hampton.
17 I don't remember whether Terry Rubald attended that one.

18 Q Okay.

19 A I think she did. And there was somebody else
20 there -- oh, my supervisor at the time, Carolyn Misumi,
21 M-i-s-u-m-i.

22 Q And you all were the representatives of the
23 Department of Taxation. What was it or why was it, to
24 your understanding, that Fernley was meeting with you, the
25 Department of Taxation?

1 A They still thought that we had some
2 discretionary power to change their CTX distribution.

3 Q Okay.

4 A And we had taken some numbers that they had
5 provided at the previous meeting and we crunched them a
6 few different ways, did some different scenarios. I don't
7 remember all what it was but we did some scenarios with
8 those numbers and then we discussed it.

9 Q Okay. And what was the purpose of doing the
10 crunching of the numbers and the different scenarios?

11 A I'm not positive. I think that we ran -- that I
12 ran CTX scenarios with different -- their different base
13 amounts to see what the distribution -- how the
14 distribution would change within the county. I recall
15 doing that but I don't remember if it was before or after
16 that second meeting.

17 Q Okay. And did anybody else in the Department of
18 Taxation do anything in relation to that first or second
19 meeting with Fernley other than what you've discussed?

20 A Well, Tom Gransbery and Penny Hampton and Terry
21 Rubald may have been dealing with other local government
22 issues.

23 Q Okay.

24 A I think they did. But I don't know what they
25 did.

1 Q Okay.

2 A Probably were going over the scenarios again.

3 Q Okay.

4 A Most of those meetings were just discussing the
5 different population numbers and if we do this, then how
6 does it affect that, and so I would take the scenarios and
7 go back and run the numbers.

8 Q And you can tell me, was the Department trying
9 to find a way that the City of Fernley would have a larger
10 base on different scenarios?

11 A No.

12 Q Okay. Then I'm having trouble understanding
13 what was the scenario showing, that there was no way to
14 have a larger base?

15 A No. Fernley had provided numbers to us. If we
16 increased our base to this amount, what would happen to
17 the rest of the county. Does it depend on our growth in
18 assessed valuation and population? They provided numbers
19 that we analyzed.

20 Q Okay.

21 A It's not that we were looking for potential
22 solutions. We were just, you know, giving them the backup
23 that they needed.

24 Q Okay. You mentioned something. ~~If you have a~~
25 new government that's coming in like Fernley that requests

1 some sort of either a new base or a change in the base
2 that they had previously, is how it affects the rest of
3 the entities within the county an important consideration?

4 A Yes, it is.

5 Q Explain that to me.

6 A The bucket of money is only so big. We can't
7 grow it. So if one entity gets more within a county,
8 other entities may receive less.

9 Q Okay.

10 A And it depends how the change would be
11 structured.

12 Q What do you mean?

13 A In the case of Henderson, we didn't take money
14 away from anybody. We just augmented their base by \$4
15 million because they had plenty of excess to cover that.

16 Q Okay.

17 A So we didn't take money away from the county or
18 Las Vegas or anybody else, Mesquite. It just expanded
19 their base by \$4 million. That, however, changes the
20 proportions of the amount of base that's received among
21 the other entities.

22 Q Okay. And I'll go over that in a second, but
23 let me ask this question first: So where does the \$4
24 million come from that you gave to Henderson to increase
25 their base?

1 A They already -- the county already had it. It
2 was already in their bucket.

3 Q Okay. But it was part of the excess?

4 A Yes, it was part of the excess.

5 Q Now, what if the next year, though, they don't
6 get an excess equal to that 4 million, does that change
7 the base of Henderson?

8 A No.

9 Q So when Henderson got the four million, that was
10 their brand-new base that they'd use for the rest of their
11 time?

12 A Yes.

13 Q Are there years where there's no excess?

14 A Yes.

15 Q So if the next year there was no excess, there
16 would be no excess in the bucket for Clark County. What
17 would happen then? Would Clark County be \$4 million
18 short?

19 A It's not that simple.

20 Q Explain to me what it is, then.

21 A If there's no excess but there's enough for all
22 of the base amounts, all the entities would have received
23 the amount of base that's due. If there's less money
24 available than the total base amount, then ~~they receive a~~
25 proportion of what's in the bucket based on the proportion

1 that you can give me today, correct?

2 A I can't give them to you today.

3 Q Okay. So, clearly, you're not the person most
4 knowledgeable on that particular subject, correct?

5 A Correct.

6 Q Okay. We were talking about adjustments to the
7 C-Tax distributions to different levels of government. If
8 a particular government, local government, for example,
9 stopped providing a particular service, would there then
10 be a decrease in their baseline in the following year?

11 A Not automatically.

12 Q Okay. Why do you say "not automatically"?

13 A Well, if they discontinue providing a service, a
14 necessary service, they may just be contracting it out.

15 Q Okay.

16 A There's no automatic mechanism to monitor what
17 services are provided --

18 Q Okay.

19 A -- and the amount of the base distribution.

20 Q All right.

21 A They're not related.

22 Q So if they have the service and they contract it
23 out, then their base may stay the same?

24 A Yes.

25 Q And if they don't contract it, they just

1 discontinue some service, how would that affect their
2 base, if at all?

3 A It doesn't.

4 Q Not at all?

5 A No.

6 Q Okay. So if I'm a local town and I have a
7 police department and I decide not to do that anymore and
8 I'm not contracting with the county because I think the
9 county has to be out there anyway, does that affect my
10 baseline?

11 A No, it does not.

12 Q Okay. Are you familiar with the 366.90 that
13 provides for the decrease in C-Tax allocations?

14 A I'm familiar with it. Would you mind reading it
15 to me?

16 Q I don't know if I'm reading it off your thing,
17 just your -- somebody's presentation. I think this is
18 actually the state legislature's presentation, the fiscal
19 analysis division.

20 It says, "The population and assessed value for
21 a local government or special district in a county is
22 decreased each of the three fiscal years preceding the
23 current fiscal year. The Department of Taxation is
24 required to review the base annual allocation amount,
25 calculate it under 360.680 to determine whether to adjust

1 the amount."

2 A Yes, I'm familiar with that.

3 Q Okay. And has that ever happened?

4 A I do those calculations yearly at February 15th
5 with the revenue projections. I send a memo to our
6 director. I'm not aware that it has happened for three
7 consecutive years. I don't remember ever putting an
8 entity name's in that memo. I can certainly, you know,
9 refer to my materials back at the office, if you want to
10 request that, but my recollection is that that hasn't
11 happened.

12 Q What materials are you talking about back at
13 your office?

14 A The review that I do every year, the memo that I
15 send to the director.

16 Q But as you sit here today on behalf of the
17 Department of Taxation, you do not recall a situation
18 where there was a decrease in the revenue to a C-Tax
19 participant based on that statute?

20 A No, I don't recall.

21 Q Okay. Do you know as the person most
22 knowledgeable if the Department of Taxation, since the time
23 of the enactment of the C-Tax up until today, has provided
24 any kind of investigative materials or studies or reports
25 or information to the legislature about C-Tax and the

IN THE SUPREME COURT OF THE STATE OF NEVADA

CITY OF FERNLEY, NEVADA, a
Nevada municipal corporation,

Appellant,

vs.

THE STATE OF NEVADA ex rel.
DEPARTMENT OF TAXATION;
THE HONORABLE DAN
SCHWARTZ, in his official capacity
as TREASURER OF THE STATE OF
NEVADA; and THE LEGISLATURE
OF THE STATE OF NEVADA,

Respondents.

Supreme Court No.: 66851

District Court Case No.: 12 OC 00168 1B

JOINT APPENDIX

VOLUME 8 PART 3

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The CTX components explained

- **Supplemental City-County Relief Tax (SCCRT)**
continued –

- Nine of Nevada's counties ("Guaranteed Counties") receive a guaranteed monthly allocation of SCCRT regardless of their SCCRT receipts per NRS 377.057
- The remaining counties' ("Point of Origin Counties") SCCRT distribution is in proportion to the amount of their in-state collections to the state as a whole after the Guaranteed Counties have first received their allocation

Sample Calculation for SCCRT

- 1) The Guaranteed counties' distribution is subtracted from the total in-state collections. (\$49,259,677.14 - \$3,035,034.16 = \$46,224,642.98)
- 2) The percentage of each Point of Origin county's in-state collections to the whole of the remaining in-state collections is determined. (Clark is \$36,690,800.22 ÷ \$47,349,827.60 = 77.4888%)
- 3) The above percentage is applied to the total amount remaining after the Guaranteed counties' distribution. (Clark is 77.4888% X \$50,165,027.06 = \$38,872,262.274)

FY 10-11 CONSOLIDATED TAX DISTRIBUTION CALCULATION OF TAX TO COUNTIES

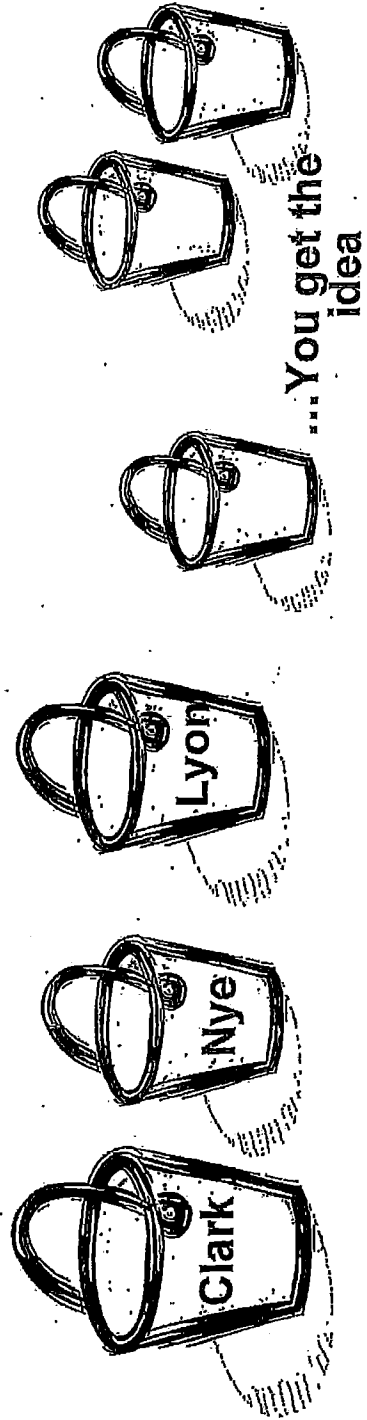
COUNTY	SCCRT IN-STATE COLLECTIONS	GUARANTEED COUNTIES	COLLECTIONS	% OF TOTAL	DISTRIBUTION	SCCRT CO ALLOCATION
CARSON CITY	943,842.47		943,842.47	1.9933%	999,958.93	999,958.93
CHURCHILL	279,487.63		279,487.63	0.5902%	296,083.47	296,083.47
CLARK	36,690,800.22		36,690,800.22	77.4888%	38,872,263.74	38,872,263.74
DOUGLAS	672,073.74				1,158,779.79	1,158,779.79
ELKO	1,471,591.14		1,471,591.14	3.1079%	1,559,085.07	1,559,085.07
ESMERALDA	15,693.32				80,658.35	80,658.35
EUREKA	345,454.85		345,454.85	0.7295%	365,993.98	365,993.98
HUMBOLDT	732,106.66		732,106.66	1.5452%	775,634.30	775,634.30
LANDER	260,879.23				202,595.46	202,595.46
LINCOLN	37,652.70				97,674.90	97,674.90
LYON	352,415.79				861,255.23	861,255.23
MINERAL	45,102.43				129,566.69	129,566.69
NYE	530,694.20		530,694.20	1.1206%	562,246.80	562,246.80
PERSHING	49,773.63				153,564.91	153,564.91
STOREY	74,447.66				127,729.68	127,729.68
WASHOE	8,355,870.43		8,355,870.43	13.4232%	8,733,760.78	8,733,760.78
WHITE PINE	401,811.04				223,009.15	223,009.15
TOTAL	49,259,677.14	3,035,034.16	47,349,827.60	100.0000%	50,165,027.06	53,200,061.23

TOTAL SCCRT IN-STATE COLLECTIONS
 TOTAL SCCRT OUT-OF-STATE RECEIPTS
 OTHER ADDITIONS
 LESS SCCRT GENERAL FUND COMMISSION
 SCCRT AVAILABLE FOR DISTRIBUTION

49,259,677.14
 4,891,239.56
 950,855.47
53,200,061.23

First Tier vs. Second Tier distribution

- **First Tier** – Total amount of CTX available for distribution from all of the components is allocated among the 17 counties. (Think of 17 buckets, each containing one county's total distribution.)



C-9

First Tier Distribution amounts

This spreadsheet is a sample of one month's distribution. The CTX Components are highlighted in green. The "Total" amount for Churchill (highlighted in orange) is the first tier distribution to that county.

COUNTY	BCCRI	SCCRI	CIGARETTE	LIQUOR	RPTI	GSI	TOTAL
CARSON CITY	378,617.62	1,281,040.97	25,037.52	7,850.08	-	218,951.24	1,911,497.43
CHURCHILL	126,002.13	401,669.77	11,656.32	3,654.64	-	100,327.04	643,309.90
CLARK	14,352,887.88	49,775,656.81	787,631.47	246,948.18	-	8,766,218.67	73,929,343.01
DOUGLAS	293,459.99	1,297,776.06	21,970.09	6,888.34	-	230,668.53	1,850,763.01
ELKO	457,749.07	1,619,127.58	20,864.31	6,541.64	20,209.20	255,263.10	2,379,754.90
ESMERALDA	32,942.09	94,476.78	559.47	175.41	-	8,400.69	136,554.44
EUREKA	116,962.58	448,518.63	651.11	204.14	854.15	12,157.86	579,348.47
HUMBOLDT	186,310.44	665,744.07	7,582.20	2,377.27	-	105,983.71	967,997.69
LANDER	120,818.01	228,320.93	2,415.45	757.32	2,595.45	36,474.91	391,382.07
LINCOLN	12,385.40	110,150.94	1,703.84	534.21	-	30,196.07	154,970.46
LYON	163,365.53	931,466.37	21,422.90	6,716.78	39,896.45	239,807.78	1,402,675.81
MINERAL	17,628.11	153,563.59	2,029.61	636.35	-	23,624.31	197,471.97
NYE	255,279.01	854,688.94	18,109.06	5,677.78	-	243,619.07	1,377,373.86
PERSHING	30,631.70	172,098.95	2,953.43	926.00	-	26,943.21	233,553.29
STOREY	24,402.11	144,250.52	1,759.08	551.53	-	24,659.54	195,622.78
WASHOE	2,801,183.43	9,563,000.38	173,998.16	54,554.10	457,631.35	2,023,238.32	15,073,605.74
WHITE PINE	60,383.38	250,802.06	4,066.67	1,275.03	-	51,731.75	368,258.89
TOTAL	19,431,008.48	67,992,343.34	1,104,410.69	346,268.80	521,186.60	12,398,265.80	101,793,483.71

C-10

First Tier vs. Second Tier distribution

- **Second Tier** – Each county's Second Tier distribution is a further breakdown of the First Tier distribution. The revenue is now allocated among the Local Governments and Special Districts in each county according to Base and Excess Distribution formulas.

The Second Tier distribution

The Base Distribution--

- Each entity (local government) has a base allocation that was determined when CTX was established in 1997.
- Base allocations are recalculated annually. The lesser of the prior year's base or actual allocation multiplied by the Consumer Price Index determines the next year's base allocation. NRS 360.680

Sample Base Distribution

Note that the "Revenue Available to Distribute" is the same as the First Tier distribution amount. It is allocated among the local governments according to the Base Distribution percentage. In the case where revenue is less than the base distribution amount, a modified distribution is made prorating the amount of revenue available among the local governments in the same proportion as the base distribution.

	BASE MONTHLY ALLOCATION	% OF BASE	MODIFIED DISTRIBUTION	EXCESS DISTRIBUTION OR SHORTFALL	BASE DISTRIBUTION
FY 06-07					
THE COUNTY OF CHURCHILL					
REVENUE AVAILABLE TO DISTRIBUTE	643,309.90				
LOCAL GOVERNMENTS					
CHURCHILL COUNTY	423,136.25	0.7474	-	-	423,136.25
PAIYON	121,237.70	0.2141	-	-	121,237.70
SPECIAL DISTRICTS					
CARSON-TRUCKEE WATER CONSERVANCY	636.39	0.0011	-	-	636.39
CHURCHILL MOSQUITO ABATEMENT GID	21,164.79	0.0374	-	-	21,164.79
TOTAL CHURCHILL COUNTY	566,175.14	1.0000	-	77,134.76	566,175.14

The Second Tier distribution

Excess Distribution--

- The Excess Distribution is the amount of revenue available to distribute after the Base Distribution has been made.
- Excess is distributed based on a formula combining the 5 year moving average of the changes in population and assessed valuation for each local government. Special Districts have no associated population, so only the change in assessed valuation is used in calculating their excess distribution. NRS 360.690

Sample Excess Distribution

The Revenue Available to Distribute less the Base Distribution equals the amount of excess distribution. In the case where the amount of revenue is less than the base distribution, there is no excess distribution.

FY 06-07 THE COUNTY OF CHURCHILL	BASE DISTRIBUTION	WITH 1 PLUS		NO 1 PLUS		EXCESS DISTRIBUTION	TOTAL DISTRIBUTION
		EXCESS %	DISTRIBUTION	EXCESS %	DISTRIBUTION		
REVENUE AVAILABLE TO DISTRIBUTE	643,309.90					77,134.76	
LOCAL GOVERNMENTS							
CHURCHILL COUNTY	423,136.25	-		0.7789		60,079.17	483,215.41
FALLON	121,237.70	-		0.1909		14,725.43	135,963.14
SPECIAL DISTRICTS							
CARSON-TRUCKEE WATER CONSERVANCY	636.39	-		0.0009		67.96	704.36
CHURCHILL MOSQUITO ABATEMENT GID	21,164.79	-		0.0293		2,262.20	23,426.99
TOTAL CHURCHILL COUNTY	566,175.14	0.0000		1.0000		77,134.76	643,309.90

This column is calculated according to a statutory formula

Using "1 Plus" or "No 1 Plus"

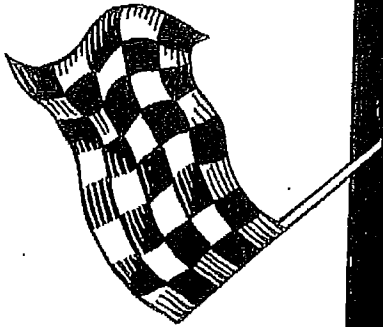
- "No 1 plus" is always the default ~~(14)~~

- Conditions for using "1 Plus" (NRS 360.690):

- The sum of the population growth factor & assessed value growth factor for each entity in the county is a negative number **AND** the average change of assessed value in each special district is negative; OR
- The sum of the population growth factor & assessed value growth factor for each entity is a negative number **AND** the average change of assessed value in any special district is positive; OR
- The county has a \$50 million or greater 5 year average in Net Proceeds of Minerals (NPM) **OR** the 5 year average of population is negative **OR** \$50 million in NPM and negative population



Summary



- The CTX distributes six different tax types
- The first tier calculation is the gross revenue allocated to each of the 17 counties
- The second tier calculation allocates the revenue among the entities within a county
- The base distribution is calculated prior to the excess distribution
- The excess distribution may be distributed using the One Plus or No One Plus formula

EXHIBIT 13

EXHIBIT 13

Total CTX Distributions (Base plus Excess)

*Base and Excess Distributions
follow in this Exhibit.

CONSOLIDATED TAX DISTRIBUTION
REVENUE SUMMARY BY COUNTY
FISCAL YEAR 1998-99

COUNTY	BCRT	SCCRT	CIGARETTE	LIQUOR	RPTT	MVPT	TOTAL
CARSON CITY	3,758,219.23	12,764,580.33	466,559.27	63,218.21	220,385.08	1,726,532.78	18,999,494.90
CHURCHILL	1,115,761.03	3,515,883.64	219,941.67	29,814.45	81,704.15	740,719.43	5,703,824.37
CLARK	98,314,630.91	337,603,727.98	11,082,681.83	1,501,000.82	12,410,929.62	50,639,099.80	511,552,070.97
DOUGLAS	2,332,079.70	10,356,528.00	367,585.35	49,790.78	527,846.55	1,568,405.33	15,202,235.71
ELKO	3,261,424.13	10,961,751.90	441,819.55	59,862.46	134,972.20	1,955,803.81	16,815,634.05
ESMERALDA	56,084.09	768,240.00	13,374.14	1,814.17	1,380.63	105,840.84	946,733.86
EUREKA	660,363.85	2,463,489.73	15,249.27	2,067.88	54,328.00	186,995.97	3,382,494.70
HUMBOLDT	1,609,530.00	5,589,851.19	162,061.51	21,960.42	25,622.85	932,521.87	8,341,547.85
LANDER	404,865.32	2,323,968.00	64,739.82	8,776.77	6,994.91	410,967.29	3,220,312.11
LINCOLN	124,743.39	1,030,860.00	37,974.65	5,146.44	9,975.65	265,317.22	1,474,017.35
LYON	1,109,372.07	6,543,132.00	282,699.82	38,282.51	221,401.40	1,158,266.12	9,353,153.93
MINERAL	225,937.71	1,684,176.00	62,752.10	8,513.32	4,864.20	257,418.94	2,243,662.27
NYE	1,412,016.86	5,310,072.00	257,779.59	34,897.00	181,157.46	1,484,900.81	8,680,823.72
PERSHING	278,873.61	1,604,592.00	61,896.51	8,375.39	32,202.87	318,493.33	2,304,433.71
STOREY	223,789.46	1,182,972.00	32,661.03	4,424.37	58,021.23	171,813.89	1,673,681.97
WASHOE	23,605,517.53	80,460,323.61	2,846,579.15	385,857.51	2,795,262.80	13,874,550.56	123,968,091.16
WHITE PINE	527,058.51	2,401,488.00	98,499.88	13,346.28	11,384.78	549,803.20	3,601,580.64
TOTAL	139,020,267.40	486,565,636.38	16,514,855.15	2,237,148.78	16,778,434.38	76,347,451.19	737,463,793.28

CONSOLIDATED TAX DISTRIBUTION **REVENUE SUMMARY BY COUNTY** **FISCAL YEAR 1999-00**

<u>COUNTY</u>	<u>BCRT</u>	<u>SCRT</u>	<u>CIGARETTE</u>	<u>LIQUOR</u>	<u>RPTI</u>	<u>MVPI</u>	<u>TOTAL</u>
CARSON CITY	3,804,328.96	12,880,801.81	457,443.89	67,110.90	374,015.50	1,984,226.80	19,567,927.86
CHURCHILL	1,142,094.93	3,627,377.87	213,232.34	31,290.67	69,689.55	981,230.39	6,064,915.75
CLARK	105,977,062.13	364,029,262.43	11,173,067.21	1,639,755.63	12,891,944.11	58,876,076.12	554,587,167.63
DOUGLAS	2,582,265.05	10,801,860.00	366,170.41	58,724.93	580,382.00	1,785,922.32	16,170,324.71
ELKO	3,301,110.41	11,058,531.76	435,213.22	63,854.95	141,211.40	2,062,787.33	17,062,709.07
ESMERALDA	55,222.38	768,240.00	12,640.11	1,855.07	1,465.01	111,617.45	951,040.02
EUREKA	798,719.03	2,966,220.57	14,851.08	2,180.95	2,462.71	181,624.93	3,966,059.27
HUMBOLDT	1,466,301.64	5,018,587.08	158,301.25	23,222.99	51,597.70	959,575.96	7,677,586.62
LANDER	356,571.15	2,364,408.00	61,905.27	9,080.95	9,781.07	407,572.98	3,209,319.42
LINCOLN	138,569.37	1,067,448.00	36,956.88	5,421.88	8,639.40	286,907.99	1,543,943.52
LYON	1,214,695.44	6,824,484.00	286,168.03	41,995.38	220,270.05	1,289,473.61	9,877,086.51
MINERAL	225,609.21	1,684,176.00	58,006.77	8,507.89	6,323.91	290,594.66	2,273,218.44
NYE	1,479,137.29	5,538,408.00	267,140.58	39,219.44	226,421.96	1,524,608.32	9,074,935.59
PERSHING	270,068.42	1,673,592.00	64,247.66	9,426.36	15,412.02	472,099.46	2,504,845.92
STOREY	194,294.46	1,233,840.00	32,395.62	4,752.85	61,466.95	180,070.14	1,706,820.02
WASHOE	24,709,777.26	84,384,663.11	2,757,570.15	404,622.42	3,325,852.15	15,601,890.29	131,184,375.38
WHITE PINE	414,507.47	2,504,748.00	96,717.91	14,189.58	24,803.67	589,186.59	3,644,153.22
TOTAL	148,130,334.60	518,426,648.63	16,492,028.38	2,420,212.84	18,011,739.16	87,585,465.34	791,066,428.95

CONSOLIDATED TAX DISTRIBUTION **REVENUE SUMMARY BY COUNTY** **FISCAL YEAR 2000-01**

<u>COUNTY</u>	<u>CCRT</u>	<u>SCRT</u>	<u>CIGARETTE</u>	<u>LIQUOR</u>	<u>RPTI</u>	<u>MVPT</u>	<u>TOTAL</u>
CARSON CITY	4,191,114.06	14,261,507.02	456,375.15	64,428.53	300,379.75	2,090,682.59	21,364,487.10
CHURCHILL	1,149,676.75	3,625,669.65	219,514.54	30,989.86	68,212.40	945,295.39	6,039,358.59
CLARK	111,600,264.35	383,217,937.99	11,652,570.18	1,645,046.32	15,107,819.50	63,154,077.03	586,377,715.37
DOUGLAS	2,802,592.99	11,398,116.00	369,384.58	52,147.70	679,845.65	1,891,238.33	17,193,325.25
ELKO	3,426,751.16	11,458,171.01	439,029.05	61,979.74	130,040.05	2,160,964.28	17,676,935.29
ESMERALDA	32,392.65	843,072.00	13,183.01	1,861.09	1,052.02	95,076.51	986,637.28
EUREKA	604,085.06	2,222,752.69	16,738.96	2,363.11	7,114.93	162,585.88	3,015,640.63
HUMBOLDT	1,494,287.04	5,096,745.97	156,895.22	22,149.62	43,119.85	868,183.28	7,681,380.98
LANDER	325,021.47	2,418,072.00	60,797.97	8,583.12	9,224.05	392,033.03	3,213,731.64
LINCOLN	123,238.75	1,111,536.00	36,860.41	5,203.75	11,765.80	272,826.79	1,561,431.50
LYON	1,361,723.09	7,422,300.00	296,184.17	41,813.66	216,962.90	1,373,777.04	10,712,760.86
MINERAL	197,707.45	1,686,360.00	55,941.08	7,897.46	3,763.93	249,384.18	2,201,054.10
NYE	1,570,094.48	6,116,616.00	290,980.35	41,079.02	207,420.65	1,688,430.50	9,914,621.00
PERSHING	276,264.13	1,762,464.00	64,700.83	9,134.11	11,817.53	307,421.82	2,431,802.42
STOREY	274,782.69	1,290,720.00	32,437.15	4,579.29	38,332.72	204,556.69	1,845,408.54
WASHOE	25,794,848.99	87,989,208.70	2,807,201.42	396,305.37	3,451,291.80	16,502,441.19	136,941,297.47
WHITE PINE	365,735.26	2,615,712.00	96,704.36	13,652.18	21,198.02	509,961.91	3,622,963.72
TOTAL	155,590,580.37	544,536,961.03	17,065,498.42	2,409,213.93	20,309,361.55	92,868,936.44	832,780,551.74

CONSOLIDATED TAX DISTRIBUTION **REVENUE SUMMARY BY COUNTY** **FISCAL YEAR 2001-02**

<u>COUNTY</u>	<u>BCCRT</u>	<u>SCCRT</u>	<u>CIGARETTE</u>	<u>LIQUOR</u>	<u>RPTI</u>	<u>MVPTI</u>	<u>TOTAL</u>
CARSON CITY	4,508,366.63	15,398,392.69	426,486.05	62,732.08	430,531.60	2,249,662.64	23,076,171.69
CHURCHILL	1,122,700.07	3,516,409.85	195,193.86	28,712.79	74,769.40	1,062,104.53	5,999,890.60
CLARK	112,777,856.58	386,394,103.76	11,271,620.25	1,658,596.17	17,928,093.48	69,365,763.99	599,396,034.23
DOUGLAS	2,784,805.97	11,922,432.00	336,561.71	49,513.42	718,332.30	2,072,296.43	17,883,941.83
ELKO	3,294,314.26	10,927,970.08	368,088.63	54,141.35	129,828.60	2,026,934.73	16,801,277.65
ESMERALDA	32,280.92	867,852.00	7,941.21	1,168.44	3,478.20	130,816.07	1,043,536.84
EUREKA	601,476.17	2,206,248.30	13,159.18	1,933.62	5,165.12	205,378.87	3,033,361.26
HUMBOLDT	1,512,191.49	5,145,919.10	130,324.16	19,164.80	45,535.60	1,034,233.38	7,887,368.53
LANDER	289,534.97	2,435,484.00	46,811.61	6,883.34	7,782.84	455,231.07	3,241,727.83
LINCOLN	125,968.29	1,181,340.00	33,278.76	4,890.63	9,804.30	333,884.63	1,689,166.61
LYON	1,461,463.44	7,888,428.00	282,755.24	41,607.53	309,700.05	1,585,290.82	11,569,245.08
MINERAL	181,968.97	1,696,644.00	40,573.64	5,963.10	8,177.24	292,299.97	2,225,626.92
NYE	1,577,107.07	6,500,736.00	265,220.25	39,019.73	210,966.58	1,851,606.34	10,444,655.97
PERSHING	257,600.60	1,821,852.00	54,364.15	7,996.07	6,493.97	408,707.88	2,557,014.67
STOREY	362,154.07	1,371,780.00	27,904.99	4,106.60	25,313.55	232,265.77	2,023,524.98
WASHOE	26,142,219.62	88,989,499.04	2,763,660.31	406,535.17	3,948,692.95	17,697,714.06	139,948,321.15
WHITE PINE	375,457.97	2,615,712.00	73,717.86	10,836.27	7,970.50	624,334.41	3,708,029.01
TOTAL	157,407,467.09	550,880,802.82	16,337,661.86	2,403,801.11	23,870,636.28	101,628,525.69	852,528,894.85

CONSOLIDATED TAX DISTRIBUTION
REVENUE SUMMARY BY COUNTY
FISCAL YEAR 2002-03

<u>COUNTY</u>	<u>BCCTI</u>	<u>SCCTI</u>	<u>CIGARETTE</u>	<u>LIQUOR</u>	<u>RPTI</u>	<u>MVPT</u>	<u>TOTAL</u>
CARSON CITY	4,394,993.69	14,894,392.79	436,346.35	63,497.02	411,175.60	2,391,987.40	22,592,392.85
CHURCHILL	1,183,078.31	3,723,804.27	200,594.99	29,194.02	100,901.30	1,163,177.43	6,400,750.32
CLARK	120,720,684.82	413,839,725.50	12,043,143.18	1,751,209.79	22,648,700.34	73,764,004.71	644,767,468.34
DOUGLAS	3,244,436.05	12,523,320.00	350,355.14	50,977.20	812,956.65	2,298,806.92	19,280,851.96
ELKO	3,304,053.86	10,911,735.38	374,805.83	54,561.00	151,796.70	2,301,041.98	17,097,994.75
ESMERALDA	32,629.56	911,592.00	8,482.92	1,232.31	3,058.55	134,507.67	1,091,503.01
EUREKA	640,343.36	2,337,690.82	11,899.21	1,735.61	5,189.96	214,333.26	3,211,192.22
HUMBOLDT	1,488,641.75	5,032,873.55	130,108.00	18,934.92	45,185.25	1,074,637.99	7,790,381.46
LANDER	228,781.45	2,460,576.00	45,934.48	6,692.61	13,038.18	455,543.04	3,210,565.76
LINCOLN	120,115.76	1,181,340.00	31,050.64	4,519.36	8,478.25	353,108.55	1,698,612.56
LYON	1,385,602.35	8,286,000.00	302,303.37	43,962.78	457,313.45	1,801,886.40	12,277,068.35
MINERAL	190,665.21	1,696,644.00	38,029.51	5,537.12	8,750.80	310,493.54	2,250,120.18
NYE	1,635,010.95	6,828,372.00	277,337.36	40,351.50	158,193.06	1,996,499.07	10,935,763.94
PERSHING	248,912.67	1,900,020.00	55,327.15	8,051.81	14,309.45	429,452.53	2,656,073.61
STOREY	193,543.24	1,440,924.00	29,716.70	4,327.86	59,705.51	246,351.49	1,974,568.80
WASHOE	27,329,094.08	92,940,996.48	2,848,493.61	414,461.38	4,606,711.45	19,263,112.34	147,402,869.34
WHITE PINE	393,296.52	2,615,712.00	70,699.47	10,288.99	25,022.90	635,131.58	3,750,151.46
TOTAL	166,733,883.63	583,525,718.79	17,254,627.91	2,509,535.28	29,530,487.40	108,834,075.90	908,388,328.91

CONSOLIDATED TAX DISTRIBUTION
REVENUE SUMMARY BY COUNTY
FISCAL YEAR 2003-04

<u>COUNTY</u>	<u>BCCTI</u>	<u>SOCRI</u>	<u>CIGARETTE</u>	<u>LIQUOR</u>	<u>RPTI</u>	<u>MVPT</u>	<u>TOTAL</u>
CARSON CITY	4,626,760.74	15,895,264.27	379,421.34	69,243.65	538,672.75	2,654,765.23	24,164,127.98
CHURCHILL	1,234,634.21	3,971,723.63	174,418.71	31,834.93	158,576.65	1,226,213.18	6,797,401.31
CLARK	139,417,398.10	481,362,925.61	10,797,538.01	1,970,977.14	37,669,324.34	84,051,502.15	755,269,665.35
DOUGLAS	3,767,662.52	12,669,852.00	307,248.95	56,080.39	1,099,663.70	2,560,114.31	20,460,621.87
ELKO	3,450,563.96	11,720,015.05	320,843.41	58,545.21	209,146.29	2,627,482.89	18,386,596.81
ESMERALDA	35,666.39	922,260.00	7,761.54	1,416.32	2,597.10	117,077.94	1,086,779.29
EUREKA	666,350.75	2,456,800.55	9,608.07	1,753.65	4,675.55	188,626.04	3,327,814.61
HUMBOLDT	1,586,571.34	5,516,672.39	112,871.67	20,599.13	103,368.61	1,077,795.89	8,417,879.03
LANDER	248,445.77	2,460,576.00	37,983.11	6,929.56	13,707.51	443,387.07	3,211,029.02
LINCOLN	127,543.35	1,195,164.00	26,635.97	4,859.86	18,766.55	344,068.30	1,717,038.03
LYON	1,643,052.48	8,382,948.00	271,056.96	49,483.67	746,134.40	2,143,969.69	13,236,645.20
MINERAL	194,751.15	1,716,504.00	32,432.22	5,918.51	10,537.65	299,570.34	2,259,713.87
NYE	1,940,162.97	6,908,268.00	244,146.34	44,566.41	508,287.74	2,285,419.83	11,930,851.29
PERSHING	244,274.09	1,922,244.00	47,970.78	8,754.46	18,519.20	376,705.29	2,618,467.82
STOREY	217,424.94	1,446,396.00	25,265.98	4,611.52	62,806.50	274,036.56	2,030,541.50
WASHOE	30,001,717.03	102,960,585.99	2,500,951.26	456,502.69	6,590,093.40	21,401,623.79	163,911,474.16
WHITE PINE	422,813.00	2,646,312.00	61,213.86	11,170.79	38,307.06	609,981.89	3,789,798.60
TOTAL	189,825,792.79	664,154,511.49	15,357,368.18	2,803,247.89	47,793,185.00	122,682,340.39	1,042,616,445.74

CONSOLIDATED TAX DISTRIBUTION
REVENUE SUMMARY BY COUNTY
FISCAL YEAR 2004-05

<u>COUNTY</u>	<u>BCCRI</u>	<u>SCCRI</u>	<u>CIGARETTE</u>	<u>LIQUOR</u>	<u>RPTI</u>	<u>MVPTI</u>	<u>TOTAL</u>
CARSON CITY	4,973,911.47	17,190,215.87	377,445.29	67,022.22	586,224.65	2,821,954.08	26,016,773.58
CHURCHILL	1,448,993.74	4,731,384.63	176,229.53	31,296.28	248,232.05	1,312,772.60	7,948,888.83
CLARK	162,049,967.71	564,835,696.22	11,166,279.62	1,980,990.50	49,600,663.08	94,991,566.37	884,625,163.50
DOUGLAS	4,053,239.42	13,309,680.00	313,583.43	55,644.42	1,473,289.69	2,694,444.47	21,899,881.43
ELKO	3,956,121.72	13,628,224.79	312,994.19	55,579.73	283,219.20	2,917,368.65	21,153,508.28
ESMERALDA	38,254.35	932,400.00	7,682.09	1,363.00	6,725.95	128,194.58	1,114,619.97
EUREKA	895,172.86	3,354,476.70	9,758.58	1,731.76	7,512.03	209,695.08	4,478,347.01
HUMBOLDT	1,883,173.86	6,645,804.76	112,435.05	19,965.94	95,256.42	1,210,207.09	9,966,843.12
LANDER	728,571.79	2,460,576.00	36,058.80	6,403.11	18,434.35	484,631.14	3,734,675.19
LINCOLN	160,298.86	1,195,164.00	25,638.77	4,552.35	81,093.10	385,742.51	1,852,489.59
LYON	1,988,103.23	8,880,060.00	285,452.56	50,615.52	1,101,306.25	2,540,370.99	14,845,908.55
MINERAL	176,455.24	1,746,024.00	31,916.19	5,669.76	13,473.90	327,933.01	2,301,472.10
NYE	2,471,227.19	7,317,924.00	251,715.31	44,672.36	960,793.25	2,632,542.22	13,678,874.33
PERSHING	267,411.94	1,967,028.00	47,030.51	8,363.10	40,232.84	410,280.78	2,740,347.17
STOREY	308,390.84	1,512,492.00	25,534.53	4,534.16	109,365.87	300,753.93	2,261,071.33
WASHOE	33,297,349.49	114,980,103.90	2,556,329.59	453,817.62	8,427,845.80	23,230,383.29	182,945,829.69
WHITE PINE	614,060.16	2,690,244.00	60,406.04	10,726.84	38,787.10	682,511.61	4,096,735.75
TOTAL	219,310,703.87	767,377,478.87	15,796,490.08	2,802,948.67	63,092,455.53	137,281,352.40	1,205,661,429.42

CONSOLIDATED TAX DISTRIBUTION
REVENUE SUMMARY BY COUNTY
FISCAL YEAR 2005-06

<u>COUNTY</u>	<u>BCCR</u>	<u>SCCRT</u>	<u>CIGARETTE</u>	<u>LIQUOR</u>	<u>RPTT</u>	<u>MVPT</u>	<u>TOTAL</u>
CARSON CITY	5,212,014.01	17,978,156.30	369,525.46	70,673.99	641,568.70	2,905,942.68	27,177,881.14
CHURCHILL	1,696,275.98	5,593,640.72	171,854.57	32,868.06	340,460.00	1,426,207.47	9,261,306.80
CLARK	177,191,971.75	617,898,556.63	11,347,599.15	2,170,056.52	55,548,166.17	101,384,434.70	965,540,784.92
DOUGLAS	4,084,567.23	14,390,424.00	316,286.97	60,484.88	1,281,280.86	2,796,380.98	22,929,424.92
ELKO	4,824,328.39	16,830,646.67	306,363.06	58,592.43	352,909.70	3,222,246.17	25,595,086.42
ESMERALDA	44,610.94	1,013,340.00	7,829.54	1,497.06	6,379.74	140,873.54	1,214,530.82
EUREKA	1,240,283.22	4,666,582.25	9,739.67	1,862.89	15,621.65	226,679.55	6,160,769.23
HUMBOLDT	2,297,407.72	8,190,835.94	110,213.33	21,077.50	124,884.65	1,334,720.60	12,079,139.74
LANDER	731,057.10	2,579,172.00	35,325.13	6,755.86	40,764.90	558,826.93	3,951,901.92
LINCOLN	161,325.25	1,257,912.00	25,153.16	4,810.69	119,735.00	424,439.18	1,993,375.28
LYON	2,354,906.71	9,905,700.00	297,711.48	56,923.07	1,278,780.25	2,891,241.93	16,785,263.44
MINERAL	193,827.49	1,798,404.00	30,616.57	5,856.18	14,544.85	347,202.29	2,390,451.38
NYE	2,738,603.03	7,884,572.00	254,059.47	48,578.93	1,203,837.29	2,958,506.55	15,068,157.27
PERSHING	301,611.47	1,967,028.00	43,632.85	8,345.10	52,461.33	441,759.98	2,814,838.73
STOREY	442,173.82	1,587,060.00	25,158.55	4,811.03	135,618.45	319,606.99	2,514,428.84
WASHOE	36,055,316.36	124,547,441.29	2,531,383.57	484,110.63	9,228,478.60	24,605,275.42	197,452,005.87
WHITE PINE	763,867.42	2,816,688.00	59,184.86	11,318.75	66,014.30	765,035.42	4,482,108.75
TOTAL	240,334,147.89	840,886,159.80	15,941,637.39	3,048,623.57	70,451,506.44	146,749,380.38	1,317,411,455.47

CONSOLIDATED TAX DISTRIBUTION
REVENUE SUMMARY BY COUNTY
FISCAL YEAR 2006-07

<u>COUNTY</u>	<u>BCRTI</u>	<u>SCCRTI</u>	<u>CIGARETTE</u>	<u>LIQUOR</u>	<u>RPTI</u>	<u>MVPTI</u>	<u>TOTAL</u>
CARSON CITY	5,090,083.32	17,438,930.06	354,884.01	71,479.12	519,745.05	2,851,809.62	26,326,931.18
CHURCHILL	1,637,618.70	5,297,892.04	165,752.78	33,397.44	152,845.00	1,404,094.71	8,691,600.67
CLARK	179,800,009.87	624,098,511.46	11,226,808.06	2,262,692.87	41,467,469.70	106,538,932.94	965,394,424.90
DOUGLAS	3,863,754.25	15,573,312.69	312,604.70	62,990.88	872,122.48	2,904,841.84	23,589,626.84
ELKO	5,457,272.10	19,218,558.61	296,001.63	59,625.47	382,602.00	3,488,874.49	28,902,934.30
ESMERALDA	84,967.13	1,133,721.30	7,901.16	1,590.75	10,609.65	135,888.20	1,374,678.19
EUREKA	1,883,715.91	7,199,587.23	9,186.14	1,849.25	13,312.75	214,356.64	9,322,007.92
HUMBOLDT	2,269,682.86	8,087,499.94	107,762.70	21,711.76	119,291.15	1,387,544.33	11,993,492.74
LANDER	1,254,080.55	2,739,851.21	34,329.88	6,916.71	36,637.28	581,629.18	4,653,444.81
LINCOLN	163,391.91	1,321,811.24	24,213.89	4,878.51	42,076.65	441,401.13	1,997,773.33
LYON	2,114,557.60	11,177,596.40	308,558.23	62,260.86	643,226.10	3,009,704.38	17,315,903.57
MINERAL	203,196.61	1,842,643.11	28,474.62	5,728.51	16,353.15	354,562.21	2,450,958.21
NYE	2,797,996.93	9,204,998.80	259,903.49	52,422.46	504,309.19	3,080,519.05	15,900,149.92
PERSHING	326,487.84	2,065,187.42	42,018.69	8,466.80	29,054.88	440,524.13	2,911,739.76
STOREY	397,491.51	1,731,006.19	24,992.39	5,035.21	106,037.25	332,703.50	2,597,266.05
WASHOE	35,787,901.69	122,757,620.04	2,474,787.63	498,655.75	6,474,189.70	25,116,588.51	193,109,743.32
WHITE PINE	909,475.57	3,009,624.73	57,820.38	11,650.01	53,856.00	781,284.77	4,823,711.46
TOTAL	244,041,684.35	853,898,352.47	15,736,000.38	3,171,352.36	51,443,737.98	153,065,259.63	1,321,356,387.17

CONSOLIDATED TAX DISTRIBUTION
REVENUE SUMMARY BY COUNTY
FISCAL YEAR 2007-08

<u>COUNTY</u>	<u>BCCRI</u>	<u>SCCRT</u>	<u>CIGARETTE</u>	<u>LIQUOR</u>	<u>RPTI</u>	<u>MVPT</u>	<u>TOTAL</u>
CARSON CITY	4,631,250.62	15,742,736.97	335,725.25	70,340.92	278,586.55	2,724,689.76	23,783,330.07
CHURCHILL	1,522,032.67	4,899,629.33	159,060.60	33,321.97	118,631.40	1,379,282.16	8,111,958.13
CLARK	173,575,880.72	598,992,047.97	10,988,198.57	2,304,016.63	29,634,498.74	106,388,128.42	921,882,771.05
DOUGLAS	3,538,042.54	16,478,679.44	301,801.81	63,246.36	674,203.06	2,701,469.70	23,758,442.91
ELKO	5,175,197.19	18,119,894.53	283,355.43	59,415.29	264,875.05	3,727,560.42	27,630,297.91
ESMERALDA	64,079.06	1,149,933.48	7,315.97	1,532.23	7,374.40	144,300.63	1,374,535.77
EUREKA	1,267,362.96	4,776,659.60	8,492.22	1,779.23	11,708.56	229,632.49	6,295,635.06
HUMBOLDT	2,339,888.21	8,331,589.86	103,579.52	21,708.55	108,483.60	1,461,161.41	12,366,411.15
LANDER	869,328.84	2,881,227.48	32,993.77	6,914.86	23,687.95	633,300.18	4,447,453.08
LINCOLN	143,827.50	1,389,091.44	23,395.64	4,906.24	27,980.15	432,934.22	2,022,135.19
LYON	2,065,005.31	12,248,410.08	316,245.66	66,301.32	381,163.20	2,946,762.48	18,023,888.05
MINERAL	211,071.10	1,842,643.08	25,571.00	5,357.08	15,099.15	367,781.57	2,467,522.98
NYE	2,497,661.38	8,033,744.89	262,147.50	54,958.70	357,928.42	2,982,195.81	14,188,636.70
PERSHING	313,742.34	2,183,935.68	40,585.45	8,506.08	30,289.08	472,211.27	3,049,269.90
STOREY	777,583.50	1,816,517.88	24,097.09	5,052.90	131,994.40	330,490.11	3,085,735.88
WASHOE	33,022,270.29	112,341,792.13	2,389,130.92	500,768.04	4,587,131.45	24,583,258.68	177,424,351.51
WHITE PINE	819,971.98	3,171,542.52	55,563.71	11,642.68	62,477.79	822,678.62	4,943,877.30
TOTAL	232,834,196.21	814,401,076.36	15,357,260.11	3,219,769.08	36,716,112.95	152,327,837.93	1,254,856,252.64

CONSOLIDATED TAX DISTRIBUTION
REVENUE SUMMARY BY COUNTY
FISCAL YEAR 2008-09

<u>COUNTY</u>	<u>BCCRT</u>	<u>SCCRT</u>	<u>CIGARETTE</u>	<u>LIQUOR</u>	<u>RPTI</u>	<u>GST</u>	<u>TOTAL</u>
CARSON CITY	3,938,259.42	13,299,970.00	284,955.50	52,640.47	221,591.15	2,449,057.26	20,256,473.80
CHURCHILL	1,503,470.29	4,940,100.94	134,114.14	29,477.72	81,285.50	1,302,715.09	7,991,163.78
CLARK	150,402,116.94	514,635,034.19	9,660,726.65	2,124,138.99	22,587,888.99	96,205,747.19	795,615,652.95
DOUGLAS	2,991,329.51	16,736,114.52	258,426.93	56,805.49	478,338.85	2,454,854.05	22,974,869.35
ELKO	5,077,828.22	17,850,439.76	249,146.58	54,774.98	214,232.70	3,694,862.18	27,141,284.42
ESMERALDA	49,683.44	1,167,757.49	6,106.55	1,342.54	3,352.70	148,104.46	1,376,347.18
EUREKA	1,170,910.56	4,414,014.90	7,270.37	1,600.82	4,468.75	239,578.19	5,837,843.59
HUMBOLDT	2,403,001.85	8,618,260.24	89,115.88	19,589.96	74,656.45	1,427,376.72	12,632,003.10
LANDER	1,158,645.21	2,925,886.56	28,486.59	6,266.20	17,012.60	621,458.27	4,757,755.43
LINCOLN	127,232.57	1,410,622.34	20,786.03	4,573.98	21,628.75	428,164.28	2,013,007.95
LYON	1,889,100.67	12,438,260.49	275,997.70	60,672.26	384,711.80	2,682,346.26	17,731,089.18
MINERAL	192,890.28	1,871,204.08	21,632.23	4,756.19	8,650.40	370,414.45	2,469,547.63
NYE	2,247,757.72	7,198,486.07	229,465.43	50,473.11	292,032.85	2,714,076.37	12,732,291.55
PERSHING	291,703.78	2,217,786.70	35,024.47	7,702.76	15,463.68	473,686.59	3,041,367.98
STOREY	294,439.26	1,844,673.93	21,267.15	4,677.71	97,048.06	316,013.69	2,578,119.79
WASHOE	27,749,796.49	93,284,087.69	2,068,744.89	454,939.34	3,637,856.20	22,385,471.69	149,560,896.30
WHITE PINE	970,934.77	3,220,701.45	47,434.34	10,430.57	21,000.10	838,960.19	5,109,461.42
TOTAL	202,459,100.98	708,052,401.35	13,438,701.43	2,954,863.09	28,161,219.62	138,752,888.93	1,093,819,175.40

CONSOLIDATED TAX DISTRIBUTION
REVENUE SUMMARY BY COUNTY
FISCAL YEAR 2009-10

<u>COUNTY</u>	<u>BCRT</u>	<u>SCRT</u>	<u>CIGARETTE</u>	<u>LIQUOR</u>	<u>RPTT</u>	<u>GST</u>	<u>TOTAL</u>
CARSON CITY	3,444,888.27	11,554,974.24	256,602.76	66,850.52	248,614.30	2,156,521.24	17,728,451.33
CHURCHILL	1,097,035.36	3,486,763.61	120,497.75	31,401.96	73,106.57	1,285,453.36	6,094,258.61
CLARK	136,904,554.15	466,383,589.77	8,782,677.40	2,288,616.02	18,268,852.67	87,652,511.10	720,280,801.11
DOUGLAS	2,742,406.39	15,970,319.77	232,430.40	60,559.30	483,210.74	2,236,947.85	21,725,874.45
ELKO	4,614,331.92	16,071,844.61	226,570.39	59,069.35	195,807.70	3,510,250.64	24,677,874.61
ESMERALDA	30,646.47	1,114,390.93	5,501.46	1,432.52	3,893.75	139,896.93	1,295,762.06
EUREKA	1,107,359.17	4,094,938.37	6,948.08	1,811.06	7,890.52	225,827.74	5,444,774.94
HUMBOLDT	2,210,526.67	7,843,179.43	80,264.69	20,911.13	62,301.80	1,365,165.47	11,582,349.19
LANDER	992,075.55	2,792,173.56	26,416.00	6,887.51	12,903.55	806,259.81	4,636,715.98
LINCOLN	123,278.74	1,346,156.88	19,424.41	5,061.64	12,435.50	400,821.39	1,907,178.56
LYON	1,621,828.94	11,869,832.03	247,954.28	64,574.14	325,683.60	2,446,309.49	16,576,182.48
MINERAL	170,788.35	1,785,690.01	19,726.44	5,143.06	13,470.60	349,736.39	2,344,554.85
NYE	2,029,678.78	6,503,919.09	210,944.24	54,952.76	233,934.15	2,453,597.12	11,487,026.14
PERSHING	245,503.54	2,116,433.87	32,111.66	8,368.12	11,812.90	455,657.85	2,869,887.94
STOREY	224,110.87	1,760,372.29	19,542.82	5,091.72	41,792.50	288,293.83	2,339,204.03
WASHOE	24,668,766.93	82,589,096.57	1,888,790.09	492,091.52	2,767,401.45	21,060,469.01	133,466,615.57
WHITE PINE	762,679.64	3,073,515.37	43,232.10	11,264.38	22,021.45	778,214.06	4,690,927.00
TOTAL	182,990,459.74	640,357,190.39	12,219,634.97	3,184,086.71	22,785,133.75	127,611,933.28	989,148,438.84

CONSOLIDATED TAX DISTRIBUTION
REVENUE SUMMARY BY COUNTY
FISCAL YEAR 2010-11

<u>COUNTY</u>	<u>BCRTI</u>	<u>SCCRTI</u>	<u>CIGARETTE</u>	<u>LIQUOR</u>	<u>RPTI</u>	<u>GST</u>	<u>TOTAL</u>
CARSON CITY	3,657,316.88	12,454,437.58	245,994.77	68,951.10	190,054.15	1,939,045.10	18,555,799.58
CHURCHILL	1,165,047.89	3,733,126.99	116,779.48	32,732.17	368,544.00	1,099,725.50	6,515,956.03
CLARK	144,608,658.74	499,947,295.88	8,529,163.35	2,390,793.88	17,082,378.14	82,716,076.86	755,274,366.85
DOUGLAS	2,753,700.95	13,905,357.48	222,499.74	62,361.12	502,220.40	2,093,619.52	19,539,759.21
ELKO	5,618,865.25	20,084,997.27	224,517.88	62,935.14	218,530.95	3,581,723.70	29,791,570.19
ESMERALDA	59,720.60	970,300.20	5,145.26	1,442.12	2,637.25	139,482.06	1,178,727.49
EUREKA	1,266,169.69	4,788,856.67	6,851.40	1,920.60	3,784.55	247,058.64	6,314,641.55
HUMBOLDT	2,780,774.31	10,138,909.68	77,705.30	21,782.92	59,352.70	1,367,029.70	14,445,554.61
LANDER	1,074,173.76	2,431,145.52	26,179.89	7,338.26	18,198.95	627,111.59	4,184,147.97
LINCOLN	155,585.42	1,172,098.80	19,080.78	5,349.29	15,695.90	385,697.01	1,753,507.20
LYON	1,642,654.67	10,335,062.76	233,640.51	65,485.79	332,226.95	2,227,422.66	14,836,493.34
MINERAL	214,780.51	1,554,800.28	19,515.82	5,470.30	4,413.20	337,889.14	2,136,869.25
NYE	2,378,027.23	7,894,490.79	201,538.94	56,489.30	213,281.85	2,284,089.70	13,027,917.81
PERSHING	282,365.86	1,842,778.92	31,175.48	8,738.50	14,900.42	456,249.59	2,636,208.77
STOREY	275,520.31	1,532,756.16	18,767.84	5,260.44	42,676.70	258,260.87	2,133,242.32
WASHOE	25,039,791.54	84,534,022.74	1,818,178.67	509,642.21	2,933,687.90	19,873,233.95	134,708,557.01
WHITE PINE	1,381,800.41	2,676,109.80	41,697.08	11,687.61	30,707.60	802,510.92	4,944,513.42
TOTAL	194,354,954.02	679,996,547.52	11,838,432.19	3,318,380.75	22,033,291.61	120,436,226.51	1,031,977,832.60

CONSOLIDATED TAX DISTRIBUTION
REVENUE SUMMARY BY COUNTY
FISCAL YEAR 2011-12

<u>COUNTY</u>	<u>BCRTI</u>	<u>SCCRTI</u>	<u>CIGARETTE</u>	<u>LIQUOR</u>	<u>RPTI</u>	<u>GST</u>	<u>TOTAL</u>
CARSON CITY	3,803,804.16	13,125,327.58	233,780.70	71,502.34	225,080.35	1,830,085.95	19,289,581.08
CHURCHILL	1,224,758.75	4,034,285.43	109,371.45	33,400.40	73,641.70	1,021,413.71	6,496,871.44
CLARK	152,542,321.19	532,239,199.13	8,234,896.56	2,518,325.32	16,202,828.85	80,559,473.66	792,307,044.71
DOUGLAS	2,860,561.29	12,722,011.56	204,827.24	62,578.61	443,712.86	1,974,549.92	18,268,241.48
ELKO	6,722,961.36	24,259,381.69	216,291.65	66,059.36	280,146.90	3,757,523.53	35,302,364.48
ESMERALDA	100,339.60	887,727.72	4,555.99	1,380.94	4,387.90	136,309.97	1,134,702.12
EUREKA	1,514,758.65	5,706,515.59	7,011.59	2,159.10	33,790.36	259,851.72	7,524,087.00
HUMBOLDT	3,027,360.26	11,062,485.73	75,920.19	23,170.27	110,039.03	1,346,890.50	15,645,865.98
LANDER	1,618,897.29	2,224,255.08	25,061.87	7,664.17	24,135.10	629,489.43	4,529,502.94
LINCOLN	144,834.19	1,072,353.24	19,848.39	6,095.15	16,708.45	367,254.57	1,627,094.09
LYON	1,710,524.04	9,455,548.92	218,994.99	66,976.51	265,668.15	2,110,334.86	13,828,047.47
MINERAL	302,443.05	1,422,486.84	18,797.28	5,753.54	11,007.70	330,321.51	2,090,809.92
NYE	2,422,480.96	8,118,109.67	189,466.37	57,905.48	186,547.90	2,077,155.99	13,051,666.37
PERSHING	419,617.96	1,685,968.48	29,628.85	9,049.97	28,756.68	465,271.09	2,638,283.03
STOREY	341,411.02	1,402,318.68	17,630.00	5,387.26	86,218.00	254,292.88	2,107,257.84
WASHOE	26,013,590.36	88,978,049.66	1,748,991.05	535,032.93	2,657,796.90	19,219,614.16	139,153,075.06
WHITE PINE	1,224,830.08	2,448,372.96	40,115.76	12,287.31	23,126.95	771,134.56	4,519,867.62
TOTAL	205,995,494.20	720,844,387.96	11,395,189.93	3,484,728.66	20,673,593.77	117,120,968.11	1,079,514,362.63

CONSOLIDATED TAX DISTRIBUTION
REVENUE SUMMARY BY COUNTY
FISCAL YEAR 2012-13

<u>COUNTY</u>	<u>BCCRT</u>	<u>SCCRT</u>	<u>CIGARETTE</u>	<u>LIQUOR</u>	<u>RPTI</u>	<u>GST</u>	<u>TOTAL</u>
CARSON CITY	3,986,047.29	13,733,907.24	234,829.80	69,919.23	268,182.65	1,817,628.96	20,110,515.17
CHURCHILL	1,280,043.48	4,217,886.60	105,280.95	31,346.78	89,257.30	985,248.04	6,709,063.15
CLARK	160,756,560.58	561,181,771.19	8,241,710.54	2,453,922.38	18,055,558.24	82,667,449.58	833,356,972.51
DOUGLAS	3,018,304.98	13,283,052.23	199,625.83	59,437.44	630,982.00	1,991,501.93	19,182,904.41
ELKO	6,921,274.10	25,095,607.71	208,840.45	62,181.06	292,568.65	3,775,210.11	36,355,682.08
ESMERALDA	88,544.18	942,855.56	3,455.46	1,028.83	2,463.45	132,255.38	1,170,602.86
EUREKA	1,467,619.83	5,551,844.98	8,351.77	2,486.69	8,363.85	269,468.27	7,308,135.39
HUMBOLDT	3,853,221.55	14,252,493.57	71,769.15	21,368.85	111,734.14	1,390,303.43	19,700,890.69
LANDER	1,927,673.18	2,362,381.27	25,080.43	7,467.57	25,707.28	632,970.88	4,981,280.61
LINCOLN	134,869.22	1,092,298.98	22,131.78	6,589.62	16,632.00	352,626.25	1,625,147.85
LYON	1,840,262.08	9,823,369.72	219,655.02	65,401.02	302,928.45	2,117,374.66	14,368,990.95
MINERAL	252,213.22	1,414,236.40	19,271.06	5,737.84	11,593.45	326,506.46	2,029,558.43
NYE	2,612,270.12	8,794,253.23	186,440.60	55,511.62	194,441.50	2,110,337.09	13,953,254.16
PERSHING	408,219.00	1,759,972.04	28,678.35	8,538.82	25,301.06	458,209.89	2,688,919.16
STOREY	341,361.83	1,483,933.58	17,268.98	5,141.73	31,747.10	263,105.08	2,142,558.30
WASHOE	27,618,964.13	94,326,316.29	1,765,822.33	525,763.52	3,402,263.70	19,377,266.87	147,016,396.84
WHITE PINE	1,168,659.97	2,514,968.65	41,892.91	12,473.37	31,363.75	752,112.93	4,521,471.58
TOTAL	217,676,108.74	761,831,149.24	11,400,105.41	3,394,316.37	23,501,088.57	119,419,575.81	1,137,222,344.14

CONSOLIDATED TAX DISTRIBUTION
REVENUE SUMMARY BY COUNTY
FISCAL YEAR 2013-14

COUNTY	BCRT	SCRT	CIGARETTE	LIQUOR	RPTI	GSI	TOTAL
CARSON CITY	3,032,396.82	10,397,975.64	163,627.47	50,832.64	219,848.20	1,449,587.46	15,314,268.23
CHURCHILL	938,744.48	8,051,008.54	74,486.94	23,140.17	47,702.60	773,270.91	4,908,353.74
CLARK	127,079,370.23	442,620,271.27	5,867,919.50	1,822,932.35	14,423,423.27	65,547,874.60	657,361,791.22
DOUGLAS	2,419,946.52	10,205,363.25	141,710.54	44,023.89	504,846.31	1,571,224.65	14,887,121.16
ELKO	4,594,061.60	16,421,598.17	152,795.92	47,467.70	208,998.65	2,879,543.71	24,304,465.75
ESMERALDA	48,957.40	749,145.75	2,538.18	788.51	9,642.60	108,205.72	920,278.16
EUREKA	904,873.21	3,401,895.49	5,935.23	1,843.84	5,639.60	219,349.79	4,539,527.16
HUMBOLDT	2,704,888.95	9,942,391.53	51,306.80	15,939.01	67,115.94	1,089,110.01	13,870,752.24
LANDER	956,328.01	1,370,828.50	18,360.54	5,703.89	18,291.90	507,398.39	3,376,911.23
LINCOLN	101,181.83	804,642.00	15,052.05	4,676.08	8,819.25	278,974.30	1,213,345.51
LYON	1,398,023.71	7,464,778.50	154,194.88	47,902.30	272,747.75	1,707,094.03	11,044,746.17
MINERAL	182,598.96	1,096,740.00	13,809.51	4,290.07	5,435.65	258,449.32	1,561,263.51
NYE	1,553,801.84	6,141,575.80	130,722.54	40,610.36	128,662.60	1,612,009.83	9,907,382.97
PERSHING	315,931.53	1,374,362.25	20,688.04	6,430.08	12,711.05	379,571.67	2,109,704.62
STOREY	266,941.31	1,126,416.75	12,109.51	3,761.94	62,673.94	206,968.96	1,678,872.41
WASHOE	21,954,286.71	75,031,448.70	1,262,317.17	392,152.42	2,991,898.25	15,582,163.16	117,214,266.41
WHITE PINE	842,109.75	1,907,541.00	29,351.49	9,118.36	18,966.20	602,134.54	3,409,221.34
TOTAL	169,594,387.86	593,607,979.24	8,116,936.31	2,521,613.61	19,007,423.76	94,773,931.05	887,622,271.83

Base Distributions

NEVADA DEPARTMENT OF TAXATION
CONSOLIDATED TAX DISTRIBUTION
FISCAL YEAR 1999-99

ENTITY	1999	2000	2001	2002	2003	2004	2005	2006	2007	2008	2009
THE COUNTY OF CARSON CITY											
CARSON CITY	16,549,119.82	16,940,693.73	19,811,654.76	20,485,254.44	20,813,730.88	21,312,505.88	21,717,443.49	22,434,119.13	23,193,879.18	22,998,283.89	19,969,556.99
SPECIAL DISTRICTS											
CARSON-TRUCKEE WATER CONSERVANCY	21,578.40	24,512.82	25,791.84	26,603.27	26,954.72	27,681.21	28,207.15	29,137.99	30,128.68	29,864.22	25,876.76
SIERRA FOREST FIRE PROTECTION	217,041.20	247,647.46	288,895.31	257,677.11	271,321.77	278,508.46	288,800.12	293,165.92	303,133.15	300,472.34	261,010.14
TOTAL CARSON CITY	16,767,737.11	19,212,953.51	20,096,261.91	20,779,534.82	21,112,007.37	21,518,595.55	22,029,450.77	22,756,422.64	23,530,141.01	23,323,600.39	20,255,473.80
THE COUNTY OF CHURCHILL											
LOCAL GOVERNMENTS											
CHURCHILL COUNTY	4,034,497.48	4,331,789.78	4,513,570.79	4,484,074.05	4,555,819.22	4,665,168.89	4,753,786.80	4,910,672.20	5,077,635.06	5,204,575.93	5,931,305.17
FALLON	1,154,586.49	1,240,076.30	1,253,235.82	1,284,784.35	1,305,340.90	1,336,659.08	1,362,065.79	1,407,013.96	1,454,852.44	1,491,223.75	1,527,534.42
SPECIAL DISTRICTS											
CARSON-TRUCKEE WATER CONSERVANCY	6,086.06	6,516.73	6,768.38	6,744.01	6,851.90	7,016.35	7,149.56	7,385.60	7,536.71	7,827.63	8,018.23
CHURCHILL MOSQUITO ABATEMENT GID	202,410.09	218,726.76	225,763.50	224,286.20	227,873.82	233,345.87	237,779.44	245,626.16	253,977.45	260,326.88	265,665.73
TOTAL CHURCHILL COUNTY	5,397,529.79	5,795,085.56	5,039,358.59	5,999,890.60	5,085,888.85	6,242,190.18	6,360,781.80	6,570,697.92	6,784,101.65	6,963,954.20	7,133,523.55

NEVADA DEPARTMENT OF TAXATION
CONSOLIDATED TAX DISTRIBUTION
FISCAL YEAR 1998-99

<u>2010</u>	<u>2011</u>	<u>GRAND TOTAL</u>
17,477,388.14	17,798,385.33	263,499,985.20
22,647.81	23,063.30	342,085.19
228,435.88	232,631.70	3,443,740.15
17,728,451.33	19,054,080.33	267,285,810.54
-	-	-
-	-	-
4,554,600.85	4,544,956.47	60,982,356.48
1,304,331.81	1,302,228.48	17,464,813.59
-	-	-
6,850.07	6,835.55	91,706.89
227,815.88	227,333.49	3,049,338.35
6,094,258.81	6,081,354.00	81,558,625.30

NEVADA DEPARTMENT OF TAXATION
CONSOLIDATED TAX DISTRIBUTION
FISCAL YEAR 1998-99

ENTITY	1999	2000	2001	2002	2003	2004	2005	2006	2007	2008	2009
THE COUNTY OF CLARK	10,346.04	10,346.04	10,346.04	10,346.04	10,346.04	10,346.04	10,346.04	10,346.04	10,346.04	10,346.04	10,346.04
INTERPRESE DISTRICT											
WILEY CANYON WATER DISTRICT											
LOCAL GOVERNMENTS											
CLARK COUNTY	184,146,396.68	181,783,145.92	199,355,200.48	206,150,754.15	205,449,948.77	214,459,572.46	219,534,304.34	225,745,936.36	233,421,299.22	239,256,630.67	249,056,360.73
Boulder City	4,813,396.66	5,594,687.16	6,113,660.96	6,318,136.84	6,420,922.77	6,576,813.88	6,701,773.34	6,922,931.87	7,158,311.55	7,337,259.34	7,538,087.38
Boulder City	39,533,040.84	47,279,880.06	52,046,765.23	57,951,764.30	58,900,876.76	60,292,703.22	61,463,264.58	63,465,727.91	65,823,652.04	67,284,151.08	70,021,961.23
Las Vegas	124,771,577.19	147,174,663.96	161,851,665.20	166,789,076.26	169,494,933.96	173,553,861.59	176,851,405.34	182,687,501.71	188,899,876.77	193,921,348.69	201,559,823.99
Esquite	3,668,968.12	4,635,478.19	5,058,952.28	5,244,173.54	5,319,215.95	5,442,203.61	5,546,605.48	5,728,610.46	5,923,363.22	6,071,467.80	6,320,397.98
North Las Vegas	20,681,833.59	24,701,871.37	27,257,187.78	28,213,493.62	28,554,845.99	29,352,848.14	29,890,172.26	30,876,547.94	31,926,350.57	32,724,509.33	34,085,214.21
Unkenville	297,788.65	349,290.52	388,611.17	401,443.25	408,060.57	418,051.21	425,594.18	440,051.99	455,013.76	466,389.10	485,511.05
Interprese	719,737.76	1,866,774.41	2,228,504.55	2,312,779.62	2,346,023.02	2,397,329.60	2,442,673.87	2,523,493.87	2,609,292.66	2,674,524.98	2,784,190.50
Lendale	1,278.41	1,495.59	1,681.51	1,756.94	1,795.94	1,851.51	1,915.19	1,994.55	2,083.76	2,183.83	2,295.97
Aughlin	3,439,880.96	4,001,998.15	4,362,169.40	4,502,233.37	4,578,103.60	4,692,654.51	4,781,794.56	4,939,593.78	5,107,539.97	5,235,223.47	5,449,872.84
Ioapa Valley	399,958.60	472,504.45	522,104.10	559,814.46	548,814.62	561,657.17	572,328.66	591,215.51	611,316.83	626,599.75	652,230.34
Aradise	32,841,262.94	38,706,611.00	42,163,895.33	43,598,548.51	44,289,341.00	45,358,107.91	46,219,911.96	47,745,189.05	49,368,504.80	50,602,717.42	52,677,428.93
Barchlight	218,007.22	253,600.72	274,508.45	283,364.46	289,096.80	295,804.40	300,915.19	310,845.39	321,414.13	328,449.49	342,956.92
Pring Valley	5,797,193.47	9,136,323.16	11,829,672.02	12,288,163.74	12,430,801.90	12,725,853.14	12,857,544.35	13,395,576.61	13,651,026.22	14,197,301.87	14,779,351.25
Unmerlin	14,388.07	26,430.51	95,533.01	102,209.44	102,462.05	102,770.31	104,722.94	108,178.80	111,856.88	114,593.30	119,354.09
Unrise Manor	4,528,021.17	5,325,582.10	5,835,124.13	6,034,911.93	6,132,866.82	6,231,478.98	6,400,827.08	6,612,054.98	6,836,364.23	7,007,785.83	7,295,105.05
Whitney	353,607.25	415,810.24	455,844.35	471,384.92	478,960.83	480,377.78	499,594.96	516,184.89	533,755.18	547,078.56	569,508.78
Winchester	7,371,487.25	8,613,323.81	9,304,569.06	9,509,304.84	9,766,783.54	10,009,455.82	10,199,655.48	10,536,223.45	10,994,455.05	11,166,616.43	11,624,655.50
PESIAL DISTRICTS											
Oulder Library District	289,381.41	336,495.14	367,080.08	379,229.41	385,434.24	394,888.98	402,391.87	415,670.80	429,803.81	440,548.70	458,611.20
Clark County Fire Protection	22,749,201.97	26,594,268.01	29,074,691.30	30,047,866.91	30,536,066.57	31,277,394.31	31,871,573.10	32,823,335.01	34,042,728.40	34,693,795.61	36,324,442.27
Bender Library District	1,005,130.94	1,193,212.11	1,313,620.51	1,358,459.57	1,380,262.89	1,413,136.53	1,439,886.13	1,487,505.67	1,538,080.86	1,576,392.89	1,641,170.70
Las Vegas Clark Co Library District	9,422,212.08	11,000,500.25	12,015,185.44	12,424,170.89	12,622,118.73	12,829,723.55	13,175,388.30	13,610,176.11	14,072,922.10	14,424,745.15	15,016,159.70
Ioapa Fire Protection	400,208.23	484,510.49	503,650.84	522,163.01	530,818.79	543,957.48	554,292.68	572,584.31	582,052.18	606,855.48	631,734.47
Charleston Fire Protection	75,691.46	88,249.30	96,263.46	99,522.35	101,118.88	103,555.10	105,923.66	109,005.95	112,712.15	115,628.95	120,266.68
TOTAL CLARK COUNTY	437,549,046.89	519,736,738.57	572,026,656.51	585,611,211.38	605,140,825.23	619,683,955.73	631,437,373.33	652,274,487.29	674,451,447.42	691,312,474.95	719,665,882.21

NEVADA DEPARTMENT OF TAXATION
CONSOLIDATED TAX DISTRIBUTION
FISCAL YEAR 1998-99

2010	2011	GRAND TOTAL
248,149,824.62	256,046,943.62	504,196,768.24
10,346.04	10,346.04	20,692.08
7,609,990.04	7,836,416.68	15,446,406.72
69,764,308.29	71,984,487.35	141,748,795.64
200,816,106.67	206,959,692.50	407,775,799.17
5,237,139.63	6,497,599.78	11,734,739.41
93,940,954.38	95,020,987.99	188,961,942.37
483,724.42	498,502.18	982,226.60
2,773,935.03	2,862,212.76	5,636,147.79
5,429,817.92	5,602,616.42	11,032,434.34
649,889.98	670,572.08	1,320,462.06
52,483,581.83	54,181,312.21	106,664,894.04
841,594.58	360,920.62	1,202,515.20
14,725,004.76	15,187,706.68	29,912,711.44
118,914.38	122,699.22	241,613.60
7,268,259.89	7,482,595.88	14,750,855.77
567,413.05	585,470.40	1,152,883.45
11,581,878.48	11,950,460.14	23,532,338.62
456,923.56	470,699.96	927,623.52
36,190,772.42	37,334,596.87	73,525,369.29
1,635,131.41	1,686,667.81	3,321,800.22
14,960,907.93	15,423,183.71	30,384,091.64
629,409.78	648,358.18	1,277,767.96
119,824.11	123,555.33	243,379.44
717,007,547.38	739,488,464.39	1,456,496,011.77

NEVADA DEPARTMENT OF TAXATION
CONSOLIDATED TAX DISTRIBUTION
FISCAL YEAR 1999-00

ENTITY	1999	2000	2001	2002	2003	2004	2005	2006	2007	2008	2009
14E COUNTY OF DOUGLAS											
ENTERPRISE DISTRICTS											
DOUGLAS CO SEWER IMPROVEMENT GID	137,984.42	137,984.42	137,984.42	137,984.42	137,984.42	137,984.42	137,984.42	137,984.42	137,984.42	137,984.42	137,984.42
J POINT SANITATION GID	7,310.98	7,310.98	7,310.98	7,310.98	7,310.98	7,310.98	7,310.98	7,310.98	7,310.98	7,310.98	7,310.98
INDEN/ARDNERVILLE SANITATION GID	134,659.41	134,659.41	134,659.41	134,659.41	134,659.41	134,659.41	134,659.41	134,659.41	134,659.41	134,659.41	134,659.41
SHOE DO SEWER IMPROVEMENT GID	437,670.34	437,670.34	437,670.34	437,670.34	437,670.34	437,670.34	437,670.34	437,670.34	437,670.34	437,670.34	437,670.34
30CAL GOVERNMENTS											
DOUGLAS COUNTY	8,921,804.66	8,135,951.84	8,780,683.53	9,080,303.13	9,224,494.40	9,445,982.27	9,855,354.03	9,942,990.71	10,281,052.40	10,598,078.71	10,970,133.94
ARDNERVILLE	164,673.26	194,303.09	210,556.39	219,023.42	221,198.75	226,507.52	230,811.17	238,427.94	246,534.49	252,657.85	263,058.46
ENOA	6,766.56	8,008.45	8,655.11	8,950.89	9,092.58	9,510.80	9,487.71	9,600.80	10,184.53	10,387.38	10,913.26
INDEN	218,981.94	258,306.75	279,255.45	288,899.33	293,370.14	300,411.02	306,118.83	316,220.75	326,972.25	336,146.57	346,887.58
PECIAL DISTRICTS											
ARSON-TRUCKEE WATER CONSERVANCY	15,212.16	17,758.45	19,128.89	19,777.85	20,095.74	20,578.04	20,963.02	21,661.00	22,397.47	22,957.41	23,598.66
AVE ROCK GID	11,508.40	13,404.55	14,428.14	14,912.87	15,157.39	15,521.17	15,816.07	16,338.00	16,893.50	17,315.83	18,025.78
DOUGLAS MOSQUITO PROTECTION GID	83,379.43	87,740.45	105,380.35	108,578.00	110,717.20	113,374.41	115,528.53	119,340.97	123,398.56	126,488.52	131,853.34
4ST FORK FIRE PROTECTION	879,286.43	1,031,137.62	1,112,872.32	1,151,421.39	1,189,225.39	1,197,287.62	1,220,088.29	1,260,297.48	1,303,147.60	1,336,942.97	1,366,942.97
ARDNERVILLE RANCHOS GID	490,700.31	573,308.83	617,283.05	638,020.72	648,488.52	664,057.36	676,674.45	699,004.71	722,770.87	740,840.14	771,214.59
INDIAN HILLS GID	183,370.47	184,869.52	211,672.18	219,175.84	222,370.91	227,707.92	232,034.26	239,691.39	247,840.90	254,035.92	264,452.43
INGSBURY GID	338,284.52	393,759.80	423,815.19	438,031.06	445,236.51	455,922.18	464,594.70	478,916.00	496,283.14	508,636.37	529,456.17
WERIDGE GID	10,866.75	12,860.69	13,632.13	14,090.32	14,321.15	14,664.86	14,943.49	15,486.63	15,361.47	16,380.51	17,031.29
DGAN CREEK GID	4,651.12	5,437.75	5,859.78	6,058.15	6,155.96	6,303.70	6,423.48	6,635.45	6,861.06	7,092.58	7,320.32
ARLA BAY GID	33,956.83	39,308.40	42,386.32	43,780.34	44,476.80	45,544.25	46,408.59	47,941.10	49,571.10	50,810.38	52,893.61
LIVER PARK GID	12,407.71	14,402.39	15,481.69	15,995.61	16,284.19	16,654.53	16,970.97	17,531.01	18,127.07	18,580.24	19,342.03
OUND HILL GID	250,692.71	291,333.06	313,527.51	324,098.04	329,374.44	337,278.43	343,697.74	355,029.44	367,100.44	376,277.95	391,705.35
IERRA FOREST FIRE PROTECTION	175,472.56	205,320.16	221,276.73	228,768.16	232,460.94	238,040.01	242,582.77	250,657.34	255,086.63	265,563.78	-
KYLAND GID	47,731.35	55,650.29	59,924.44	61,533.73	62,963.26	64,464.14	65,688.96	67,856.70	70,163.83	71,917.92	74,866.55
HOE DOUGLAS FIRE PROTECTION	2,612,308.48	3,036,846.28	3,266,675.39	3,376,036.41	3,431,785.23	3,514,149.10	3,580,917.83	3,699,088.22	3,824,857.22	3,920,478.65	4,081,218.27
CPAZ RANCH GID	41,729.62	48,476.80	52,605.63	54,380.69	55,284.53	56,590.88	57,586.11	59,659.09	61,594.44	63,134.30	65,722.81
EPHYR COVE GID	17,703.04	20,652.91	22,289.91	23,008.11	23,385.01	23,946.25	24,401.23	25,206.47	26,063.49	26,715.08	27,810.40
EPHYR HEIGHTS GID	55,752.52	64,948.50	69,924.16	72,275.86	73,453.40	75,221.41	76,650.61	78,180.08	81,872.21	83,919.01	87,559.59
EPHYR KNOLLS GID	2,044.80	2,384.70	2,557.51	2,653.82	2,687.28	2,752.02	2,814.50	2,907.37	3,006.22	3,081.38	3,207.72
OTAL DOUGLAS COUNTY	13,276,450.41	15,483,988.43	16,587,547.55	17,127,124.91	17,389,676.90	17,789,806.15	18,114,177.59	18,688,263.82	19,299,265.53	19,763,806.54	20,544,659.37

NEVADA DEPARTMENT OF TAXATION
CONSOLIDATED TAX DISTRIBUTION
FISCAL YEAR 1998-99

2010	2011	GRAND TOTAL
137,984.42	137,984.42	1,793,797.46
7,310.96	7,310.96	95,042.74
134,669.41	134,669.41	1,750,572.33
437,670.34	437,670.34	5,689,714.42
10,981,110.08	10,414,115.37	124,341,761.10
283,321.52	249,725.27	2,979,899.13
10,824.07	10,265.18	122,516.82
349,236.47	331,204.12	3,932,851.12
28,922.56	22,687.35	271,044.62
19,043.81	17,112.14	204,477.65
131,801.01	124,995.64	1,492,797.42
1,668,608.91	1,582,453.50	16,578,545.78
771,985.80	732,125.56	8,748,489.70
264,716.58	251,048.58	2,992,986.10
590,022.66	502,655.65	6,006,643.57
17,048.32	16,168.05	193,185.68
7,328.24	6,949.86	83,018.05
52,946.50	50,212.68	599,907.49
19,351.37	18,361.57	219,481.47
392,597.06	371,851.66	4,444,054.82
74,941.42	71,071.92	2,319,119.08
4,085,298.48	3,874,360.60	849,170.52
65,788.53	62,391.83	48,304,022.27
27,938.21	26,400.82	745,257.04
87,447.05	82,931.84	315,400.93
3,210.93	3,045.14	990,922.33
20,564,527.04	19,589,759.21	36,383.40
		234,119,105.03

Case No. 66851
JA 1658

NEVADA DEPARTMENT OF TAXATION
CONSOLIDATED TAX DISTRIBUTION
FISCAL YEAR 1998-99

ENTITY	1999	2000	2001	2002	2003	2004	2005	2006	2007	2008	2009
IE COUNTY OF ELKO											
INTERPRISE DISTRICT	391,395.32	32,616.36	32,616.36	32,616.36	32,616.36	32,616.36	32,616.36	32,616.36	32,616.36	32,616.36	32,616.36
KO CONVENTION/VISITORS AUTHORITY	163,461.52	13,620.96	13,620.96	13,620.96	13,620.96	13,620.96	13,620.96	13,620.96	13,620.96	13,620.96	13,620.96
KO TELEVISION DISTRICT											
YCAL GOVERNMENTS											
KO COUNTY	6,779,180.54	6,619,728.67	5,972,951.63	5,766,225.30	5,854,370.45	7,045,190.61	7,183,125.24	7,420,188.37	7,572,454.09	7,854,256.44	8,186,700.32
ARLIN	856,216.02	836,077.10	879,167.09	852,603.61	863,633.89	888,180.75	905,056.19	934,923.04	965,710.42	990,878.18	1,081,504.19
KO CITY	6,738,183.13	5,993,754.30	6,309,435.00	6,119,338.16	6,198,775.43	5,874,561.76	6,495,086.04	6,710,456.87	8,958,912.41	7,112,077.72	7,403,672.91
ELLS	551,866.54	538,876.43	557,494.83	650,272.73	557,275.08	572,416.74	563,282.66	602,541.31	623,027.72	638,503.41	664,786.15
EST WENDOVER	1,258,792.73	1,229,184.88	1,236,444.35	1,255,897.23	1,277,741.15	1,314,038.08	1,239,025.19	1,363,213.02	1,430,242.28	1,465,998.32	1,525,104.25
CRPOT	668,854.68	663,122.66	685,442.93	667,141.30	675,525.79	685,037.71	708,243.42	731,615.46	756,490.38	775,402.64	807,194.15
DNTELLO	4,331.18	4,228.31	4,458.87	4,301.34	4,367.14	4,480.99	4,566.12	4,715.81	4,877.18	4,993.11	5,204.07
DUNTAIN CITY	3,365.30	3,305.67	3,469.03	3,361.94	3,404.58	3,496.90	3,563.34	3,680.93	3,806.08	3,901.23	4,061.18
YIAL ELKO COUNTY	16,815,633.96	15,924,556.36	15,764,001.04	15,269,380.96	15,481,523.85	16,948,050.66	17,269,195.51	17,837,553.13	18,442,457.85	18,802,363.38	19,675,464.54
IE COUNTY OF ESMERALDA											
YCAL GOVERNMENTS											
ESMERALDA COUNTY	910,573.09	916,335.26	941,076.30	973,096.60	989,642.06	1,012,389.47	1,051,904.49	1,065,647.44	1,101,879.45	1,128,425.44	1,175,732.92
OLDFIELD	19,837.30	19,957.41	20,495.26	21,188.91	21,532.22	22,049.00	22,457.93	23,209.37	23,968.49	24,598.45	25,506.99
LIVER PEAK	14,546.62	14,747.34	15,145.54	15,666.01	15,911.05	16,282.52	16,502.49	17,150.37	17,783.48	18,176.82	18,922.07
YIAL ESMERALDA COUNTY	945,165.92	951,040.02	976,718.10	1,008,928.62	1,026,085.34	1,050,711.39	1,070,674.90	1,108,007.18	1,143,611.42	1,172,201.71	1,220,261.98
IE COUNTY OF EUREKA											
INTERPRISE DISTRICT	55,077.84	55,077.84	55,077.84	55,077.84	55,077.84	55,077.84	55,077.84	55,077.84	55,077.84	55,077.84	55,077.84
JREKA TELEVISION DISTRICT											
YCAL GOVERNMENTS											
JREKA COUNTY	3,318,273.89	3,352,461.38	2,852,326.77	2,947,635.99	3,017,433.99	3,089,852.40	3,148,558.60	3,252,462.05	3,353,045.77	3,447,121.92	3,588,455.52
RESENT VALLEY	789.75	791.82	724.79	723.65	752.90	770.87	785.61	811.54	839.13	860.11	895.37
JREKA	1,954.44	1,974.57	1,778.45	1,770.62	1,898.25	1,892.37	1,915.13	1,981.43	2,048.80	2,100.02	2,185.12
SPECIAL DISTRICTS											
AMOND VALLEY RODENT	3,193.89	3,232.82	2,853.88	2,854.30	2,955.41	3,025.34	3,083.84	3,185.61	3,283.92	3,376.27	3,514.70
AMOND VALLEY WEEB	3,199.89	3,232.82	2,868.88	2,864.30	2,965.41	3,026.34	3,083.84	3,185.61	3,283.92	3,376.27	3,514.70
YIAL EUREKA COUNTY	3,382,464.68	3,416,761.25	3,016,640.61	3,010,996.71	3,081,013.79	3,158,636.26	3,212,508.87	3,315,704.09	3,427,569.38	3,511,912.42	3,653,642.55

NEVADA DEPARTMENT OF TAXATION
CONSOLIDATED TAX DISTRIBUTION
FISCAL YEAR 1998-99

2010	2011	GRAND TOTAL
32,616.36	32,616.36	-
13,620.96	13,620.96	782,792.54
		326,906.04
8,194,837.02	8,416,148.97	-
		95,879,297.67
1,032,535.69	1,080,414.15	-
7,411,076.58	7,611,176.85	12,097,900.33
665,450.94	683,418.12	86,816,832.98
1,627,630.36	1,668,676.37	7,759,312.64
		17,877,208.18
808,001.34	829,817.38	-
5,209.28	5,349.93	8,462,192.66
4,065.24	4,175.00	61,081.33
		47,676.42
19,695,093.77	20,225,612.68	-
		231,260,998.09
1,176,908.64	1,135,714.08	-
		19,569,084.26
25,632.80	24,735.40	-
18,941.00	18,277.99	295,311.32
		218,218.60
1,221,452.23	1,176,727.47	-
		14,072,614.17
55,077.84	55,077.84	-
		716,011.52
3,592,042.37	3,669,027.51	-
		42,768,692.68
836.27	920.47	-
2,188.31	2,247.39	10,556.88
		25,863.90
3,518.21	3,513.20	-
3,518.21	3,513.20	41,733.39
		41,733.39
3,657,241.21	3,754,439.62	-
		49,594,691.66

Case No. 66851
JA 1660

NEVADA DEPARTMENT OF TAXATION
CONSOLIDATED TAX DISTRIBUTION
FISCAL YEAR 1998-99

ENTITY	1999	2000	2001	2002	2003	2004	2005	2006	2007	2008	2009
E COUNTY OF HUMBOLDT											
CAL GOVERNMENTS											
MBOLDT COUNTY	5,342,773.48	4,917,505.40	4,919,935.65	5,049,958.82	4,959,093.78	5,110,763.58	5,207,874.20	5,379,734.05	5,562,645.01	5,701,711.14	5,985,481.30
NEMUCCA	2,058,708.23	1,854,842.38	1,895,778.84	1,945,860.13	1,910,832.67	1,963,934.75	2,000,943.81	2,066,974.95	2,137,252.10	2,190,683.41	2,280,501.43
ECIAL DISTRICTS											
IL CONDA FIRE PROTECTION	198,586.93	183,700.43	183,791.24	188,648.43	185,265.88	191,917.60	195,954.03	202,017.65	208,886.25	214,108.40	222,886.85
MBOLDT FIRE PROTECTION	16,625.79	15,302.41	15,809.99	15,714.60	15,433.05	16,096.85	16,402.59	16,943.98	17,620.07	17,958.08	18,594.36
MBOLDT HOSPITAL DISTRICT	566,928.28	521,803.48	522,061.35	535,858.30	528,218.66	542,479.95	552,787.07	571,029.05	590,444.03	605,205.13	630,013.54
DERMIT FIRE PROTECTION	1,914.57	1,762.19	1,763.05	1,809.64	1,776.99	1,824.92	1,859.60	1,920.96	1,986.27	2,035.93	2,119.40
OVADA COMMUNITY SERVICES GID	18,586.79	17,107.33	17,115.76	17,968.11	17,250.78	17,714.80	18,051.38	18,647.08	19,261.08	19,763.11	20,573.40
OVADA FIRE PROTECTION	23,219.04	21,970.37	21,381.44	21,946.62	21,550.09	22,123.78	22,550.24	23,284.40	24,085.41	24,688.57	25,700.80
RADISE FIRE PROTECTION	18,288.34	16,892.64	18,840.94	17,286.03	16,974.55	17,492.43	17,824.78	18,413.00	19,069.04	19,515.02	20,315.14
EBLO FIRE PROTECTION	4,328.46	3,983.93	3,986.99	4,091.22	4,017.55	4,147.27	4,226.07	4,365.53	4,513.86	4,626.81	4,816.51
NEMUCCA RURAL FIRE PROTECTION	90,585.94	83,375.58	83,418.81	86,763.85	86,096.63	92,113.57	93,863.73	96,961.23	100,257.91	102,784.36	106,977.70
TAL HUMBOLDT COUNTY	8,341,547.85	7,677,986.62	7,681,980.98	7,895,525.67	7,744,529.54	7,980,321.50	8,131,947.81	8,400,301.88	8,685,912.15	8,903,059.95	9,288,085.42
E COUNTY OF LANDER											
TERPRISE DISTRICT											
NDER CO SEWER IMPR DISTRICT #2											
CAL GOVERNMENTS											
NDER COUNTY	3,554.04	3,554.04	3,554.04	3,554.04	3,554.04	3,554.04	3,554.04	3,554.04	3,554.04	3,554.04	3,554.04
ISTIN	2,530,863.67	2,529,038.68	2,532,515.51	2,554,605.78	2,530,021.89	2,530,387.37	2,578,464.72	2,663,554.06	2,754,114.89	2,822,987.77	2,938,708.45
TTLE MOUNTAIN	10,654.45	10,646.88	10,681.94	10,754.32	10,650.84	10,652.38	10,854.77	11,212.97	11,594.21	11,984.07	12,371.82
IGSTON	157,893.59	157,792.22	158,005.39	159,387.40	157,853.58	157,876.37	160,876.02	166,184.93	171,835.22	176,131.10	183,362.48
ECIAL DISTRICTS											
NDER HOSPITAL DISTRICT	494,438.74	454,022.17	494,702.11	499,016.44	464,214.25	494,285.53	503,677.05	520,286.39	537,888.83	551,438.25	574,047.22
TAL LANDER COUNTY	3,211,678.71	3,209,319.46	3,213,731.68	3,241,727.87	3,210,565.80	3,211,029.06	3,271,571.04	3,379,823.81	3,494,822.15	3,581,898.85	3,728,611.00

NEVADA DEPARTMENT OF TAXATION
CONSOLIDATED TAX DISTRIBUTION
FISCAL YEAR 1998-99

2010	2011	GRAND TOTAL
5,941,416.78	6,101,835.03	70,130,734.23
2,282,781.93	2,344,417.04	26,973,282.68
223,109.74	229,133.70	2,628,618.12
18,713.05	19,218.30	219,933.23
630,648.56	647,676.07	7,443,157.46
2,121.52	2,178.80	25,073.85
20,593.97	21,150.01	243,403.59
25,726.50	26,421.12	304,066.77
20,335.46	20,894.52	240,041.89
4,821.33	4,851.51	56,876.03
107,084.68	109,975.97	1,240,287.98
9,277,353.52	9,527,842.07	108,505,394.85
3,554.04	3,654.04	46,202.52
2,941,648.15	3,021,072.66	34,927,968.60
12,383.69	12,718.05	147,039.09
183,535.83	183,481.30	2,179,219.41
16,593.08	17,041.09	187,017.98
574,621.27	590,136.04	6,822,886.08
3,732,336.07	3,833,013.18	44,320,333.57

NEVADA DEPARTMENT OF TAXATION
CONSOLIDATED TAX DISTRIBUTION
FISCAL YEAR 1998-99

ENTITY	1999	2000	2001	2002	2003	2004	2005	2006	2007	2008	2009
JE COUNTY OF LINCOLN											
LOCAL GOVERNMENTS											
LINCOLN COUNTY	1,018,945.23	1,094,965.72	1,140,632.75	1,179,414.26	1,197,913.61	1,227,043.73	1,250,357.56	1,291,619.35	1,335,534.42	1,368,922.78	1,422,430.95
ALIENTE	119,806.23	122,436.78	127,957.06	132,346.94	134,444.88	137,693.72	140,309.90	144,940.13	149,666.09	153,614.79	159,619.25
AMO	17,151.02	18,503.85	19,420.20	20,080.48	20,478.50	20,891.41	21,288.34	21,980.86	22,738.55	23,307.01	24,218.03
ANACA	30,833.60	33,361.67	35,187.49	37,246.14	37,853.19	37,953.78	38,572.40	39,845.29	41,200.03	42,230.03	43,880.71
OCHE	41,217.90	44,899.42	46,909.32	48,504.25	49,306.90	50,463.04	51,421.84	53,118.76	54,924.80	56,237.92	58,488.46
SPECIAL DISTRICTS											
LINCOLN COUNTY HOSPITAL DISTRICT	107,112.05	115,626.37	120,278.54	124,368.00	125,301.33	129,390.48	131,848.90	135,199.91	140,836.71	144,351.47	149,993.85
HARRAGAT VALLEY FIRE PROTECTION	40,279.26	43,468.88	45,282.74	46,832.86	47,581.55	48,723.97	49,649.73	51,288.17	53,031.97	54,357.77	56,482.50
OCHE FIRE PROTECTION	22,798.85	24,046.14	25,713.43	26,887.70	28,984.57	27,661.41	28,186.98	29,117.15	30,107.13	30,859.81	32,066.05
TOTAL LINCOLN COUNTY	1,387,184.19	1,487,801.53	1,561,431.50	1,614,520.17	1,640,352.49	1,679,720.95	1,711,635.65	1,766,119.63	1,826,235.70	1,879,941.59	1,947,189.81
JE COUNTY OF LYON											
ENTERPRISE DISTRICTS											
STAGECREEK GID	19,064.00	19,064.00	19,064.00	19,064.00	19,064.00	19,064.00	19,064.00	19,064.00	19,064.00	19,064.00	19,064.00
YELLOWCREEK GID	2,303.60	2,303.60	2,303.60	2,303.60	2,303.60	2,303.60	2,303.60	2,303.60	2,303.60	2,303.60	2,303.60
LOCAL GOVERNMENTS											
LYON COUNTY	5,872,279.75	8,389,089.61	8,957,602.86	9,262,161.36	9,410,355.94	9,596,204.48	9,819,292.37	10,143,323.02	10,488,202.20	10,750,407.26	11,191,173.96
ERINGTON	199,786.45	242,149.66	258,332.28	267,115.38	271,389.43	277,902.77	283,182.92	292,627.96	302,473.91	310,085.76	322,747.23
FRANLEY	71,371.98	87,890.38	93,923.45	97,116.85	98,670.72	101,038.82	102,958.55	105,386.19	109,972.30	112,721.61	117,343.20
SPECIAL DISTRICTS											
ARSON-TRUCKEE WATER CONSERVANCY	5,011.48	6,069.07	6,489.83	6,689.81	6,796.84	6,959.97	7,092.21	7,326.25	7,575.34	7,764.73	8,083.08
CENTRAL LYON FIRE PROTECTION	264,890.00	320,031.01	340,781.09	352,377.99	358,016.04	366,808.42	373,573.98	385,901.88	399,022.59	406,996.16	425,767.08
LYON VALLEY FIRE PROTECTION	38,076.02	47,015.86	50,056.81	51,758.74	52,596.88	53,848.97	54,672.10	56,662.86	58,610.10	60,075.35	62,588.44
LYON VALLEY MOSQUITO ABATEMENT	34,220.14	41,236.16	43,915.77	45,408.91	46,185.45	47,242.70	48,140.31	49,728.94	51,419.73	52,705.22	54,886.13
ORTH LYON FIRE PROTECTION	74,628.38	90,619.55	97,023.85	100,822.66	101,927.83	104,374.09	105,357.20	109,866.99	113,602.47	116,442.63	121,216.57
LYON SPRINGS STAGEDORCH HOSPITAL	44,833.93	53,128.44	55,574.82	58,468.37	59,434.34	60,660.76	62,017.12	64,063.68	66,241.85	67,887.89	70,681.70
WITH VALLEY FIRE PROTECTION	27,688.39	33,436.57	35,621.76	36,832.90	37,422.23	38,320.36	39,048.45	40,337.05	41,708.51	42,761.22	44,504.02
SOUTH LYON HOSPITAL DISTRICT	141,416.72	170,423.53	181,510.70	187,682.06	190,684.97	195,261.41	199,671.38	205,937.43	212,525.71	217,888.85	226,770.24
TOTAL LYON COUNTY	7,756,520.84	9,502,452.43	10,143,190.84	10,487,332.63	10,654,796.27	10,909,980.37	11,116,874.20	11,483,025.92	11,872,722.30	12,169,006.17	12,667,059.36

NEVADA DEPARTMENT OF TAXATION
CONSOLIDATED TAX DISTRIBUTION
FISCAL YEAR 1998-99

2010	2011	GRAND TOTAL
1,353,203.26	1,280,945.58	16,196,991.24
156,335.47	143,741.46	1,317,158.70
23,720.41	21,809.13	275,592.78
42,375.06	39,516.02	499,105.50
57,296.47	52,679.78	665,328.90
146,911.82	195,074.37	1,708,187.79
55,321.91	50,864.33	649,275.26
31,407.17	28,876.52	365,014.92
1,907,178.56	1,753,507.20	22,170,593.08
19,054.00	19,054.00	247,332.00
2,303.60	2,303.60	29,946.80
11,202,365.13	11,504,828.99	127,627,252.93
323,059.98	331,732.87	3,662,456.79
117,460.54	120,631.97	1,337,256.57
8,091.76	8,301.32	92,231.10
426,162.85	437,262.79	4,859,423.94
62,600.86	64,226.98	713,950.10
54,921.00	55,347.52	626,287.98
121,337.89	124,489.52	1,382,408.55
70,752.38	72,590.11	807,575.40
44,548.52	45,705.63	507,835.61
226,997.01	232,693.04	2,588,519.05
12,673,705.04	13,020,438.33	144,503,116.91

NEVADA DEPARTMENT OF TAXATION
CONSOLIDATED TAX DISTRIBUTION
FISCAL YEAR 1998-99

ENTITY	1999	2000	2001	2002	2003	2004	2005	2006	2007	2008	2009
THE COUNTY OF LINCOLN											
LOCAL GOVERNMENTS											
LINCOLN COUNTY	1,013,946.29	1,094,966.72	1,140,892.79	1,179,414.26	1,197,913.91	1,227,043.73	1,280,857.55	1,291,619.36	1,335,594.42	1,358,922.78	1,422,430.95
SALIENTE	119,805.23	122,436.78	127,997.06	132,348.94	134,444.88	137,693.72	140,303.90	144,940.13	149,866.09	153,614.79	159,619.25
ALAMO	17,161.02	18,503.65	19,420.20	20,080.48	20,473.50	20,891.41	21,288.34	21,990.86	22,738.55	23,307.01	24,218.03
PACIFIC	30,853.60	33,361.67	35,167.49	36,363.86	37,248.14	37,893.19	38,672.40	39,845.29	41,200.08	42,280.03	43,880.71
PACIFIC	4,127.90	44,699.42	46,908.32	48,504.25	49,306.50	50,468.04	51,421.84	53,118.76	54,924.80	56,297.92	58,495.48
SPECIAL DISTRICTS											
LINCOLN COUNTY HOSPITAL DISTRICT	107,112.05	115,526.37	120,276.54	124,388.00	126,301.33	129,390.48	131,846.90	135,196.91	140,890.71	144,351.47	149,993.85
AFRANAGAT VALLEY FIRE PROTECTION	40,272.26	43,468.58	45,292.74	46,832.68	47,881.55	48,723.57	49,649.73	51,286.17	53,031.97	54,357.77	56,482.50
PACIFIC FIRE PROTECTION	22,796.65	24,648.14	25,713.43	26,587.70	26,984.57	27,661.41	28,186.98	29,117.15	30,107.13	30,859.81	32,066.05
TOTAL LINCOLN COUNTY	1,387,164.19	1,497,501.63	1,561,491.50	1,614,520.17	1,640,352.48	1,679,720.95	1,741,535.65	1,768,119.63	1,823,285.70	1,873,941.59	1,947,189.81
THE COUNTY OF LYON											
ENTERPRISE DISTRICTS											
STAGECOACH GIO	19,064.00	19,064.00	19,064.00	19,064.00	19,064.00	19,064.00	19,064.00	19,064.00	19,064.00	19,064.00	19,064.00
WILLOWCREEK GIO	2,303.60	2,303.60	2,303.60	2,303.60	2,303.60	2,303.60	2,303.60	2,303.60	2,303.60	2,303.60	2,303.60
LOCAL GOVERNMENTS											
LYON COUNTY	6,872,273.75	8,389,089.61	8,957,802.86	9,262,181.36	9,410,855.94	9,635,204.48	9,819,292.37	10,143,325.02	10,458,202.20	10,750,407.26	11,191,173.96
VERMINGTON	199,736.45	242,149.66	258,332.28	267,115.68	271,389.43	277,902.77	283,182.92	292,527.96	302,473.91	310,036.76	322,747.23
VERMONT	71,371.96	87,690.38	93,923.45	97,116.85	98,670.72	101,038.92	102,953.55	106,355.19	109,972.30	112,721.61	117,343.20
SPECIAL DISTRICTS											
CARSON-TRUCKEE WATER CONSERVANCY	5,011.48	5,063.07	5,469.33	5,893.81	6,796.84	6,959.97	7,092.21	7,326.25	7,575.34	7,764.73	8,083.08
CENTRAL LYON FIRE PROTECTION	264,880.00	320,031.01	340,791.09	352,377.99	358,016.04	365,608.42	373,573.98	385,901.93	399,022.59	408,998.16	425,787.08
MASON VALLEY FIRE PROTECTION	39,076.02	47,015.86	50,056.81	51,758.74	52,586.88	53,848.97	54,672.10	55,682.88	56,610.10	57,535.35	58,538.44
MASON VALLEY MOSQUITO ABATEMENT	34,220.14	41,236.15	43,915.77	45,408.91	46,195.45	47,242.70	48,140.31	49,726.34	51,418.73	52,705.22	54,866.13
NORTH LYON FIRE PROTECTION	74,623.38	90,118.56	97,023.85	100,322.66	101,927.83	104,374.09	106,957.20	109,866.99	113,602.47	116,442.53	121,216.57
SILVER SPRINGS STAGECOACH HOSPITAL	44,633.93	55,128.44	56,574.92	58,496.37	59,434.34	60,860.76	62,017.12	64,063.68	66,241.65	67,887.89	70,681.70
SMITH VALLEY FIRE PROTECTION	27,698.33	33,498.57	35,621.76	36,332.90	37,422.23	38,320.36	39,048.45	40,337.05	41,708.91	42,751.22	44,504.02
SOUTH LYON HOSPITAL DISTRICT	141,416.72	170,429.53	151,510.70	187,682.05	190,684.97	195,261.41	198,971.93	205,937.43	212,595.71	217,838.85	226,770.24
TOTAL LYON COUNTY	7,796,520.84	9,502,462.45	10,143,190.84	10,487,393.83	10,654,789.27	10,909,890.37	11,116,874.20	11,483,025.92	11,872,722.30	12,169,006.17	12,687,059.36

NEVADA DEPARTMENT OF TAXATION
CONSOLIDATED TAX DISTRIBUTION
FISCAL YEAR 1998-99

2010	2011	GRAND TOTAL
1,393,203.26	1,280,946.58	16,196,931.24
156,338.47	143,741.45	1,817,153.70
23,720.41	21,806.13	275,882.78
42,879.06	39,515.02	489,105.50
57,296.47	52,679.78	665,328.90
145,814.82	135,074.37	1,708,187.79
56,821.91	50,864.33	843,275.26
31,407.17	28,876.52	385,014.52
1,907,178.56	1,753,507.20	22,170,559.08
19,054.00	19,084.00	247,832.00
2,303.80	2,303.60	29,946.80
11,202,885.13	11,504,828.99	127,627,232.93
323,059.98	331,732.87	3,682,456.78
117,460.64	120,631.97	1,397,256.57
8,091.18	8,301.32	92,231.10
426,182.86	437,282.79	4,859,423.94
62,600.96	64,225.98	713,950.10
54,921.00	56,347.52	626,287.98
121,337.89	124,489.52	1,382,408.65
70,752.38	72,590.11	807,575.40
44,548.62	46,705.63	507,935.61
226,997.01	232,893.04	2,588,619.05
12,579,705.04	13,020,438.33	144,503,116.91

NEVADA DEPARTMENT OF TAXATION
CONSOLIDATED TAX DISTRIBUTION
FISCAL YEAR 1998-99

ENTITY	1999	2000	2001	2002	2003	2004	2005	2006	2007	2008	2009
THE COUNTY OF MINERAL											
LOCAL GOVERNMENTS											
MINERAL COUNTY	2,082,721.03	2,147,811.25	2,079,628.02	2,102,845.24	2,125,987.26	2,135,051.68	2,174,506.21	2,246,264.93	2,315,745.59	2,331,596.54	2,388,309.50
SPECIAL DISTRICTS											
MINERAL COUNTY HOSPITAL DISTRICT	120,482.50	125,407.19	121,426.08	122,781.68	124,132.92	124,662.19	125,966.99	131,155.75	135,212.52	135,125.44	136,238.13
TOTAL MINERAL COUNTY	2,183,183.53	2,273,218.44	2,201,054.10	2,225,626.92	2,250,120.18	2,259,713.87	2,301,473.10	2,377,420.68	2,450,958.21	2,467,522.98	2,469,547.63
THE COUNTY OF NYE											
LOCAL GOVERNMENTS											
NYE COUNTY	5,521,305.00	7,288,288.77	7,883,151.53	8,099,478.79	8,229,070.45	8,428,588.14	8,585,572.93	8,870,038.14	9,171,814.27	9,400,904.53	9,786,341.72
SABBS	47,549.93	57,977.75	61,605.98	63,907.38	64,523.90	66,488.22	67,751.49	69,987.29	72,366.86	74,176.03	77,217.25
WARGOSA	57,451.98	71,555.81	73,978.52	79,595.88	80,683.43	82,810.29	84,883.69	87,188.35	90,132.08	92,385.38	96,173.18
JEATTY	196,783.52	239,877.57	255,118.35	294,825.38	269,053.60	275,521.13	280,755.03	290,020.96	299,881.69	307,378.73	319,981.25
MANHATTAN	2,734.63	3,194.31	3,392.13	3,507.48	3,563.58	3,649.11	3,718.44	3,841.15	3,971.75	4,071.04	4,237.95
PAHRUMP	379,505.45	471,211.11	506,545.28	523,757.82	532,148.10	544,919.63	555,273.13	573,597.15	593,039.45	607,928.93	632,851.98
ROUND MOUNTAIN	129,785.11	158,033.81	170,738.12	176,543.22	179,857.91	183,672.74	187,162.52	193,388.89	199,972.41	204,910.22	213,371.54
TONOPAH	163,802.01	198,723.81	213,483.88	220,742.33	224,274.21	228,685.79	234,020.27	241,742.83	249,662.19	256,211.25	265,715.91
SPECIAL DISTRICTS											
WARGOSA LIBRARY DISTRICT	4,745.58	5,745.81	6,133.54	6,342.08	6,443.56	6,598.20	6,723.57	6,945.44	7,181.59	7,351.13	7,682.94
JEATTY LIBRARY DISTRICT	3,334.58	4,019.58	4,281.29	4,437.19	4,503.19	4,616.38	4,704.10	4,856.33	5,024.55	5,150.16	5,351.32
NYE HOSPITAL	124,367.82	11,864.38									
PAHRUMP COMMUNITY HOSPITAL	36,249.14	44,330.42	47,551.47	49,188.22	48,954.91	51,133.82	52,125.75	53,646.90	55,419.69	56,430.18	58,809.82
PAHRUMP LIBRARY DISTRICT	52,364.49	54,030.69	56,563.51	71,018.85	72,153.15	73,886.88	75,290.73	77,175.33	80,479.63	82,430.18	85,809.82
PAHRUMP SWIM POOL GID	30,536.15	37,456.99	40,179.08	41,545.17	42,203.90	43,222.93	44,044.17	45,497.63	47,044.55	48,220.55	50,137.71
SMOKEY VALLEY LIBRARY DISTRICT	19,227.81	15,919.43	17,019.23	17,697.86	17,879.45	18,308.55	18,656.42	19,272.08	19,827.33	20,425.51	21,262.96
TONOPAH LIBRARY DISTRICT	1,327.12	1,594.82	1,701.86	1,759.83	1,787.99	1,830.90	1,855.59	1,927.26	1,952.78	2,042.60	2,125.35
TOTAL NYE COUNTY	7,165,377.62	8,682,774.59	9,307,774.18	9,624,238.51	9,778,225.32	10,012,903.75	10,203,148.93	10,539,852.84	10,842,531.18	11,113,594.46	11,589,251.82
THE COUNTY OF PERSHING											
LOCAL GOVERNMENTS											
PERSHING COUNTY	1,548,445.81	1,772,932.50	1,844,421.76	1,907,132.10	1,938,008.51	1,984,149.72	2,021,848.57	2,086,589.57	2,159,580.98	2,213,570.46	2,270,796.34
DOVELOCK	284,517.98	336,650.16	346,745.12	388,594.45	353,999.98	373,013.51	380,100.77	392,644.09	405,983.99	416,143.84	425,902.11
SPECIAL DISTRICTS											
PERSHING COUNTY HOSPITAL DISTRICT	204,545.34	232,581.98	240,635.54	248,917.15	252,705.55	256,865.38	263,783.82	272,488.69	281,753.30	288,797.14	296,253.21
TOTAL PERSHING COUNTY	2,047,510.13	2,341,304.65	2,431,802.42	2,514,483.70	2,554,716.44	2,616,028.61	2,665,733.16	2,753,702.35	2,847,328.23	2,918,511.44	2,996,981.65

NEVADA DEPARTMENT OF TAXATION
CONSOLIDATED TAX DISTRIBUTION
FISCAL YEAR 1998-99

<u>2010</u>	<u>2011</u>	<u>GRAND TOTAL</u>
2,215,212.22	2,018,984.06	28,289,463.52
129,342.63	117,885.19	1,651,799.21
2,844,554.85	2,136,869.25	29,941,252.74
9,574,402.13	9,979,886.56	111,275,368.16
76,334.01	78,735.55	879,327.68
95,073.12	98,033.10	1,092,510.93
316,321.20	325,059.38	3,642,594.80
4,189.47	4,320.95	48,391.97
625,513.15	645,457.51	7,192,017.67
219,871.61	217,370.38	2,425,018.28
253,685.12	271,819.44	3,034,819.53
7,575.29	7,809.54	87,268.37
5,300.00	5,463.30	61,070.06
84,823.30	87,499.68	136,232.24
49,623.53	51,166.20	394,379.52
21,019.75	21,667.53	976,193.32
2,102.03	2,155.82	571,064.67
11,436,913.71	11,797,175.85	242,188.93
2,176,906.52	1,989,654.85	24,226.15
409,480.86	375,139.08	132,073,788.76
283,498.57	250,414.84	-
2,869,887.94	2,636,218.77	-
		25,925,020.14
		4,879,905.95
		3,385,052.42
		34,180,378.51

NEVADA DEPARTMENT OF TAXATION
CONSOLIDATED TAX DISTRIBUTION
FISCAL YEAR 1998-99

ENTITY	1999	2000	2001	2002	2003	2004	2005	2006	2007	2008	2009
HE COUNTY OF STOREY OCAL GOVERNMENTS TOREY COUNTY	1,632,373.37	1,682,205.55	1,752,303.93	1,811,887.06	1,840,876.05	1,885,068.70	1,920,874.81	1,984,263.68	2,051,728.65	2,103,021.86	2,189,245.76
PICAL DISTRICTS ARSON-TRUCKEE WATER CONSERVANCY	556.51	571.98	595.23	515.84	526.90	640.32	662.49	674.02	686.94	714.35	743.65
<u>TOTAL STOREY COUNTY</u>	1,632,929.87	1,682,777.53	1,752,904.16	1,812,502.90	1,841,502.95	1,885,693.02	1,921,537.30	1,984,937.70	2,052,415.58	2,103,736.22	2,189,989.41
HE COUNTY OF WASHOE INTERPRISE DISTRICTS UN VALLEY WATER/SANITATION GID ERDI TELEVISION GID EMMON VALLEY UNDERGROUND WATER	131,943.92 63,893.35 9,029.55	131,943.92 63,893.35 9,029.55	131,943.92 63,893.35 9,029.55	131,943.92 63,893.35 9,029.55	131,943.92 63,893.35 9,029.55	131,943.92 63,893.35 9,029.55	131,943.92 63,893.35 9,029.55	131,943.92 63,893.35 9,029.55	131,943.92 63,893.35 9,029.55	131,943.92 63,893.35 9,029.55	131,943.92 63,893.35 9,029.55
OCAL GOVERNMENTS WASHOE COUNTY	57,597,572.45	64,844,471.16	69,195,864.95	70,632,894.48	72,695,165.79	74,398,158.47	75,811,723.48	78,313,510.35	80,976,169.71	83,000,573.95	76,545,486.85
ENO PARKS	32,710,842.95 13,893,979.66	35,673,995.43 15,563,467.62	39,225,653.76 15,570,567.16	40,059,329.26 17,026,840.41	41,210,961.14 17,510,710.37	42,197,273.81 17,953,512.62	42,989,022.01 18,274,249.26	44,417,958.74 18,877,289.48	45,523,201.39 19,519,127.67	47,076,406.42 20,007,105.86	48,415,200.29 18,451,121.79
PICAL DISTRICTS ARSON-TRUCKEE WATER CONSERVANCY JOHNE VILLAGE GID NORTH LAKE TAHOE FIRE PROTECTION ALOMINO VALLEY GID IERRA FOREST FIRE PROTECTION RUCKEE MEADOWS FIRE PROTECTION	113,035.98 779,492.86 2,164,521.83 113,738.35 874,661.10 3,839,226.64	126,670.20 876,990.75 2,420,139.69 127,739.64 986,418.12 4,305,085.36	135,474.09 937,545.52 2,589,728.85 135,783.97 1,055,725.29 4,605,610.96	138,322.44 957,338.50 2,644,433.00 139,668.60 1,078,375.92 4,702,022.47	142,232.11 964,514.73 2,719,677.06 143,590.34 1,109,971.18 4,835,115.95	145,737.20 1,008,571.21 2,785,919.81 147,082.53 1,135,703.33 4,954,518.49	148,506.21 1,027,784.05 2,838,652.29 149,887.29 1,157,282.31 5,046,654.34	153,406.92 1,061,649.28 2,922,534.41 154,853.67 1,195,472.62 5,215,259.94	158,622.75 1,097,745.36 3,032,240.58 160,097.91 1,236,118.69 5,392,576.77	162,588.32 1,125,186.99 3,106,046.60 164,100.36 1,267,021.66 5,527,383.24	149,943.57 1,037,691.27 2,866,328.93 151,338.02 1,168,493.99 5,097,519.18
<u>TOTAL WASHOE COUNTY</u>	112,281,958.95	125,743,435.86	134,515,956.23	137,389,220.08	141,314,929.67	144,706,487.98	147,455,911.25	152,321,956.33	157,500,902.84	161,498,425.41	148,883,105.30
HE COUNTY OF WHITE PINE OCAL GOVERNMENTS WHITE PINE COUNTY	2,262,421.15	2,446,426.49	2,432,201.37	2,489,308.17	2,517,586.20	2,544,202.47	2,497,849.16	2,580,278.19	2,669,007.64	2,734,707.84	2,846,830.86
LY	751,705.32	809,347.54	804,641.47	823,534.05	832,889.25	841,894.67	859,083.29	887,763.03	923,286.98	951,494.15	990,505.41
UND ICGILL LUTH	11,163.70 37,641.98 12,986.20	11,999.54 40,455.06 14,000.68	11,929.78 40,219.81 13,919.17	12,209.86 41,164.15 14,245.98	12,348.56 41,681.78 14,407.82	12,479.12 42,071.91 14,560.14	12,674.49 43,440.92 15,033.93	13,092.74 44,874.47 15,590.05	13,537.90 46,400.20 16,058.07	13,876.34 47,560.21 16,499.52	14,445.25 49,510.17 17,134.36
PICAL DISTRICTS WHITE PINE HOSPITAL DISTRICT	298,091.95	321,924.00	320,062.12	327,866.78	331,287.87	334,790.28	311,889.87	314,009.05	324,685.35	332,802.49	346,447.38
<u>TOTAL WHITE PINE COUNTY</u>	3,374,020.20	3,644,153.22	3,622,963.72	3,708,029.01	3,750,161.45	3,789,798.60	3,749,971.66	3,895,547.53	3,996,976.14	4,096,900.55	4,284,873.43

NEVADA DEPARTMENT OF TAXATION
CONSOLIDATED TAX DISTRIBUTION
FISCAL YEAR 1998-99

2010	2011	GRAND TOTAL
2,191,435.01	2,132,517.94	25,177,797.38
744.39	724.38	8,657.01
2,192,179.40	2,133,242.32	25,186,354.37
131,943.92	131,943.92	1,715,270.96
58,893.35	58,893.35	830,613.55
9,029.55	9,029.55	117,384.15
68,512,744.76	68,342,803.78	940,592,953.20
38,899,576.38	38,769,074.57	533,546,925.17
16,525,398.44	16,484,360.14	226,757,770.69
134,114.13	133,781.06	1,842,494.98
927,210.66	924,908.09	12,745,571.31
2,561,149.22	2,554,789.00	35,208,361.75
135,749.20	135,412.03	1,890,096.95
1,045,250.36	1,042,684.59	14,352,219.15
4,550,525.80	4,549,200.23	52,633,711.19
133,261,748.75	132,890,813.54	1,829,744,851.20
2,849,677.69	2,826,618.99	33,795,116.23
991,495.92	1,018,266.31	11,510,707.40
14,459.70	14,850.11	189,067.09
49,559.66	50,897.79	575,428.11
17,151.49	17,514.58	199,111.89
345,793.83	356,157.26	4,266,498.14
4,269,138.30	4,384,405.04	50,516,923.86

Case No. 66851
JA 1670

Excess Distributions

NEVADA DEPARTMENT OF TAXATION
CONSOLIDATED TAX DISTRIBUTION
FISCAL YEAR 1999-99

ENTITY	1999	2000	2001	2002	2003	2004	2005	2006	2007	2008	2009
THE COUNTY OF CARSON CITY											
CARSON CITY	2,181,140.42	350,089.88	1,250,411.71	2,285,501.33	1,463,416.47	2,519,656.59	3,948,395.03	4,378,603.47	2,752,048.01	453,223.41	-
SPECIAL DISTRICTS											
CARSON-TRUCKEE WATER CONSERVANCY	2,762.49	443.03	1,802.58	2,689.90	1,601.06	2,580.28	3,921.13	4,373.03	2,331.48	517.94	-
SIERRA FOREST FIRE PROTECTION	27,854.88	4,441.45	16,210.92	27,446.24	15,368.95	23,245.55	35,006.64	38,482.00	41,810.67	5,982.33	-
TOTAL CARSON CITY	2,211,757.79	354,974.35	1,268,225.19	2,295,638.87	1,480,385.48	2,545,432.43	3,987,322.81	4,421,458.50	2,796,790.17	459,729.68	-
THE COUNTY OF CHURCHILL											
LOCAL GOVERNMENTS											
CHURCHILL COUNTY	229,109.88	200,907.38	-	-	234,348.29	418,498.31	1,281,552.95	2,102,354.27	1,477,934.97	812,319.56	595,888.43
ALLON	65,951.04	58,632.19	-	-	60,724.58	120,605.80	270,284.77	499,549.97	362,242.55	300,560.04	234,584.60
SPECIAL DISTRICTS											
CARSON-TRUCKEE WATER CONSERVANCY	328.04	300.39	-	-	285.79	487.85	1,055.42	2,584.56	1,571.67	1,024.76	771.88
CHURCHILL MOSQUITO ABATEMENT CID	10,905.52	9,990.22	-	-	9,504.80	15,619.16	35,203.90	85,110.07	55,649.62	34,099.58	28,415.32
TOTAL CHURCHILL COUNTY	305,294.58	269,830.19	-	-	304,881.47	555,211.13	1,588,097.03	2,690,608.88	1,897,499.02	1,148,003.93	857,640.23

NEVADA DEPARTMENT OF TAXATION
CONSOLIDATED TAX DISTRIBUTION
FISCAL YEAR 1998-99

2010	2011	GRAND TOTAL
-	487,769.02	22,051,260.35
-	621.77	23,994.07
-	13,328.46	249,178.09
-	501,719.25	22,324,432.52
-	\$11,787.13	7,554,709.18
-	107,541.84	2,080,657.38
-	445.83	8,956.40
-	14,627.23	298,325.55
-	484,602.03	10,052,648.49

ENTITY	1999	2000	2001	2002	2003	2004	2005	2006	2007	2008	2009
THE COUNTY OF CLARK											
ENTERPRISE DISTRICT											
LYLE CANYON WATER DISTRICT											
LOCAL GOVERNMENTS											
CLARK COUNTY	26,854,584.54	12,330,973.38	5,005,376.53	1,835,106.04	14,064,486.23	48,591,628.18	95,103,210.59	116,044,798.33	106,580,746.75	85,612,105.02	28,325,248.90
BOULDER CITY	723,305.56	338,244.60	144,256.66	36,687.71	384,024.49	1,241,461.99	1,599,861.90	1,711,611.14	1,650,139.61	1,161,942.53	407,437.59
HENDERSON	7,906,318.57	3,689,067.15	1,415,750.80	446,183.60	4,995,055.74	17,988,235.75	35,243,256.23	39,522,370.86	33,663,632.41	25,272,883.05	7,730,392.57
AS VEGAS	20,956,914.48	9,915,745.07	3,952,717.51	1,002,232.25	9,663,065.19	33,390,171.86	61,189,455.51	67,590,988.52	74,350,988.52	57,292,585.30	18,405,173.49
MESQUITE	840,082.33	390,478.39	157,482.16	36,106.53	423,156.15	1,119,501.01	2,076,659.52	2,669,632.61	3,165,144.11	2,842,463.72	933,310.21
JUNKY LAS VEGAS	3,716,820.41	1,648,437.57	725,118.44	197,507.58	2,945,496.01	8,288,812.45	17,471,475.62	22,644,189.12	21,029,934.63	17,475,361.34	5,575,736.53
BUNKERVILLE	48,027.96	29,103.99	8,775.34	2,171.18	28,628.51	99,369.66	111,197.82	177,374.64	135,368.77	97,025.13	28,116.27
ENTERPRISE	115,146.71	49,650.48	75,766.25	25,474.96	409,593.60	2,022,087.48	4,747,576.73	4,924,974.33	3,669,416.40	2,632,272.19	795,566.18
SPENDALE	222.01	141.71	35.38	10.64	-	-	-	-	-	-	-
LAUGHLIN	520,759.28	245,504.07	89,065.02	18,995.76	123,684.19	215,207.66	220,368.10	449,784.08	805,660.60	1,463,667.97	584,954.43
MOAPA VALLEY	68,370.82	35,873.46	4,744.73	45,104.31	133,083.66	133,083.66	10,414,890.18	256,250.05	129,191.29	219,190.16	79,866.52
PARADISE	5,484,438.12	2,648,783.54	1,053,056.07	253,435.93	2,650,254.72	7,649,963.38	10,414,890.18	11,977,126.37	14,733,763.27	10,928,012.06	4,399,826.55
SEARCHLIGHT	33,163.35	19,490.86	5,751.36	1,125.24	7,902.24	24,400.07	72,807.62	61,052.95	80,050.46	48,157.09	8,464.20
SPRING VALLEY	988,310.38	478,373.89	309,674.71	84,165.01	930,237.20	3,499,796.70	8,241,663.93	8,241,183.48	7,016,183.48	5,549,283.99	1,637,688.36
UMMERLIN	5,328.22	3,062.78	10,535.77	5,521.31	51,507.94	216,927.95	472,113.22	284,503.27	170,367.82	99,462.16	24,594.61
SUNRISE MANOR	744,766.43	360,030.48	138,553.86	35,801.47	365,737.11	1,172,382.62	1,945,788.45	2,125,308.05	2,129,101.89	1,641,301.39	531,933.53
WHITNEY	58,092.37	28,049.98	11,468.53	3,255.58	35,737.32	192,222.63	283,077.17	333,591.92	385,047.25	337,371.49	111,354.55
WINCHESTER	1,151,487.05	446,626.58	204,175.14	40,761.00	391,473.89	705,578.54	1,800,560.73	2,728,681.46	2,907,381.74	2,908,206.99	1,366,945.27
SPECIAL DISTRICTS											
BOULDER LIBRARY DISTRICT	43,661.78	20,634.37	8,357.19	1,952.79	17,482.34	47,015.70	56,785.53	82,214.89	94,336.82	89,494.82	28,696.32
CLARK COUNTY FIRE PROTECTION	3,565,021.68	1,726,044.65	687,627.02	174,011.76	1,710,055.22	5,590,668.46	9,888,854.80	11,634,284.44	12,900,591.28	10,431,519.27	3,682,524.39
HENDERSON LIBRARY DISTRICT	176,645.22	85,873.11	33,479.62	5,293.02	98,						

NEVADA DEPARTMENT OF TAXATION
CONSOLIDATED TAX DISTRIBUTION
FISCAL YEAR 1988-89

2010	2011	GRAND TOTAL
1,234,613.29	5,840,150.77	5,48,071,040.55
20,405.94	98,906.27	9,547,956.32
345,463.90	1,980,888.64	179,627,448.07
700,542.41	1,002,514.12	378,581,754.75
49,367.09	549,149.51	15,275,763.44
239,439.04	1,517,840.72	103,337,122.45
1,672.06	15,824.88	720,417.26
34,802.13	337,931.85	19,839,183.27
25,513.20	144,031.33	4,635,273.51
3,662.31	40,1915.48	1,252,852.80
224,605.21	1,241,593.29	73,258,477.70
63,414.51	246,475.52	336,419.45
905.99	7,527.84	36,027,615.65
17,517.30	-	1,348,949.59
4,833.14	55,592.64	11,209,779.48
75,855.70	558,143.31	1,779,742.75
1,401.61	9,015.35	15,266,211.41
152,291.71	897,895.80	512,279.51
7,193.61	38,955.70	61,351,275.69
56,755.05	199,563.19	9,458,009.26
1,302.99	213.33	23,917,943.47
482.94	2,287.83	538,475.70
3,273,153.22	15,785,912.46	182,121.13
		1,485,207,922.47

NEVADA DEPARTMENT OF TAXATION
CONSOLIDATED TAX DISTRIBUTION
FISCAL YEAR 1998-99

ENTITY	1999	2000	2001	2002	2003	2004	2005	2006	2007	2008	2009
HE COUNTY OF DOUGLAS											
INTERPRESE DISTRICTS											
DOUGLAS CO SEWER IMPROVEMENT GID											
LK POINT SANITATION GID											
INDEN GARDNERVILLE SANITATION GID											
4HOE DO SEWER IMPROVEMENT GID											
LOCAL GOVERNMENTS											
DOUGLAS COUNTY	1,086,222.00	413,886.14	338,413.33	433,897.24	1,115,807.73	1,585,792.58	2,328,612.48	2,565,278.98	2,621,534.11	2,445,512.08	1,479,149.47
ARDNERVILLE	26,599.92	10,777.74	8,965.29	13,802.31	41,342.82	69,653.24	104,870.81	99,119.41	88,875.75	72,334.88	39,235.39
ENOVA	1,095.77	419.12	334.90	417.04	887.40	1,168.24	803.37	1,342.89	1,332.09	1,595.00	925.07
INDEN	35,257.09	13,607.04	10,928.25	13,952.30	34,473.13	44,445.36	49,873.76	48,749.43	55,838.64	61,321.55	40,795.54
PEDAL DISTRICTS											
ARSON-TRUCKEE WATER CONSERVANCY											
AVEROCK GID	2,285.64	887.55	725.88	376.26	2,058.38	2,719.05	4,059.29	4,507.89	4,338.55	4,201.78	2,519.11
DOUGLAS MOSQUITO PROTECTION GID	1,685.05	644.25	533.18	670.87	1,601.20	2,228.90	2,889.25	4,019.67	3,945.54	3,516.17	2,197.32
AST FORK FIRE PROTECTION	12,821.81	4,879.19	4,036.09	4,566.18	10,865.21	15,715.82	26,523.12	27,162.65	25,859.97	26,493.46	15,716.59
ARDNERVILLE RANCHOS GID	135,613.10	52,574.45	44,315.17	52,814.36	128,134.12	202,199.95	264,114.56	265,357.96	268,933.74	278,792.85	192,858.82
DIAN HILLS GID	73,580.02	27,755.48	22,778.82	22,886.34	44,285.95	69,527.79	117,392.29	93,837.83	123,487.29	125,784.15	73,420.02
INNESSURY GID	23,430.22	11,237.73	9,004.02	11,982.24	31,191.83	49,811.47	67,087.98	57,666.16	49,284.25	50,396.35	26,888.99
AKERIDGE GID	49,303.70	18,873.21	15,593.75	16,135.43	37,704.02	45,359.35	48,834.89	71,312.94	117,405.64	92,727.96	60,791.54
DEAN CREEK GID	1,694.64	613.05	504.99	628.90	1,523.79	1,927.05	2,753.62	4,388.60	3,991.13	3,489.23	2,365.44
LAFLA BAY GID	700.98	257.98	221.07	312.21	824.81	1,204.65	1,709.29	1,967.50	1,532.77	1,373.35	892.55
LIVER PARK GID	4,983.54	1,915.48	1,557.74	2,463.56	6,722.83	10,168.89	14,365.28	20,015.17	17,833.43	15,990.05	10,292.92
OUND HILL GID	1,767.96	572.29	555.47	506.80	837.14	593.97	-	381.82	2,353.50	2,291.93	1,527.55
ERRA FOREST FIRE PROTECTION	13,951.74	10,139.17	11,698.51	15,950.85	42,270.71	61,559.40	88,074.42	98,277.21	76,078.54	54,278.54	39,262.69
KYLAND GID	26,514.21	10,399.77	8,350.14	10,450.35	25,434.36	44,309.16	74,243.48	79,017.21	62,516.46	59,599.36	-
4HOE DOUGLAS FIRE PROTECTION	7,042.58	2,698.72	2,220.71	3,843.13	11,092.33	17,428.10	25,542.78	30,638.95	14,254.38	12,508.54	7,801.04
OPAZ RANCH GID	876,712.46	143,947.66	119,552.22	144,169.52	337,817.81	435,595.24	540,901.52	748,539.45	710,855.79	626,552.12	405,700.06
EPHYR COVE GID	6,320.39	2,403.82	1,967.29	2,011.55	3,651.41	3,879.32	3,572.92	5,486.41	13,987.29	17,417.11	10,110.80
EPHYR HEIGHTS GID	2,654.45	823.70	823.70	1,357.96	3,929.47	6,090.45	9,021.86	11,978.65	7,594.56	6,657.87	4,258.02
EPHYR KNOLLS GID	8,194.17	3,136.35	2,591.82	3,094.37	7,280.12	9,049.55	10,884.22	15,253.05	22,876.21	20,337.93	13,198.83
OTAL DOUGLAS COUNTY	302.95	115.30	95.04	106.25	238.08	288.69	337.85	577.15	789.70	688.10	460.43
	1,925,775.30	736,335.28	605,777.70	759,816.92	1,891,775.05	2,670,815.72	3,785,703.84	4,241,181.10	4,250,381.31	3,584,538.37	2,430,198.38

NEVADA DEPARTMENT OF TAXATION
CONSOLIDATED TAX DISTRIBUTION
FISCAL YEAR 1998-99

<u>2010</u>	<u>2011</u>	<u>GRAND TOTAL</u>
-	-	-
-	-	-
-	-	-
577,611.02	-	17,091,817.28
18,176.08	-	579,793.09
490.08	-	10,811.07
20,393.57	-	427,191.85
-	-	-
1,150.43	-	30,291.42
1,237.86	-	25,147.88
6,322.21	-	181,062.29
101,483.85	-	1,988,185.94
23,961.18	-	808,597.26
11,517.44	-	404,468.08
33,375.49	-	607,417.73
1,325.70	-	25,086.44
497.86	-	11,503.34
5,701.97	-	112,030.87
971.79	-	12,481.23
19,227.28	-	567,783.32
-	-	401,673.90
4,347.56	-	139,418.87
217,319.77	-	4,807,763.63
6,372.13	-	77,790.24
2,377.01	-	57,729.82
7,292.46	-	123,798.88
254.92	-	4,254.95
1,161,347.40	-	28,490,075.40

Case No. 66851
JA 1677

IN THE SUPREME COURT OF THE STATE OF NEVADA

CITY OF FERNLEY, NEVADA, a
Nevada municipal corporation,

Appellant,

vs.

THE STATE OF NEVADA ex rel.
DEPARTMENT OF TAXATION;
THE HONORABLE DAN
SCHWARTZ, in his official capacity
as TREASURER OF THE STATE OF
NEVADA; and THE LEGISLATURE
OF THE STATE OF NEVADA,

Respondents.

Supreme Court No.: 66851

District Court Case No.: 12 OC 00168 1B

JOINT APPENDIX

VOLUME 8 PART 2

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Index to Joint Appendix
City of Fernley v. State of Nevada et al., Case No. 66851

Volume Number	Document	Filed By	Date	Bates Stamp Number
1	Affidavit of Service Taxation	City of Fernley	07/02/12	17
1	Affidavit of Service Treasurer	City of Fernley	06/20/12	13-16
23	Amended Memorandum of Costs and Disbursements	State of Nevada/Dept Taxation	10/09/15	4058-4177
7	Answer	State of Nevada/Dept Tax/ Treasurer	02/01/13	1384-1389
7	Answer to Plaintiff's Complaint	Nevada Legislature	01/29/13	1378-1383
23	Case Appeal Statement	City of Fernley	11/07/14	4208-4212
1	Complaint	City of Fernley	06/06/12	1-12
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1 A The intent was to streamline the
2 distribution, but at the same time, to keep the actual
3 distribution neutral, so that no entity would be harmed.
4 They also wanted to encourage regional cooperation
5 amongst local governments. They did not want to
6 encourage competition amongst local governments for the
7 tax.

8 Q Anything else?

9 A That was my understanding of it.

10 Q Did you read anywhere about the concept of
11 having revenues follow growth?

12 A Yes.

13 Q And what was your understanding of that, from
14 your investigation?

15 A My understanding of that was that a portion
16 of the formula is based on population and assessed value,
17 with a theory that those are two indicators of growth.

18 Q And the intent was to make sure that revenues
19 went towards areas that were growing, because they needed
20 the services to service the growth.

21 A Yes.

22 MS. NICHOLS: Objection. Calls for
23 speculation.

24 MR. VELLIS: Well, you're the person most
25 knowledgeable from the Department of Taxation on the

1 history, and I'm asking you about the history of this
2 bill.

3 MS. NICHOLS: Actually, you were making a
4 statement and asking whether or not she agreed with it.
5 Do you want to read the question back again?

6 MR. VELLIS: It's called a leading question,
7 and it's allowed since you're the defendant and I'm the
8 plaintiff.

9 MS. NICHOLS: Actually, I believe that this
10 is direct exam, and I've given you a lot of leeway.
11 But do you want to reread the question?

12 MR. VELLIS: No. I think we got the answer.

13 BY MR. VELLIS:

14 Q You understood my question when I asked it?

15 A Yes.

16 Q And you answered it accordingly?

17 A Yes.

18 Q You said that one of the things they wanted
19 to do was make the disbursement neutral, so that no
20 entity was harmed. Is that correct?

21 A Yes.

22 Q And what did you mean by that?

23 A They wanted to create a formula for
24 distribution that was essentially based on the -- I
25 believe it was the average of the two prior years'

1 distribution.

2 Q And the part about no entity being harmed,
3 what did you mean by that?

4 A That no entity would lose money in this
5 redistribution.

6 Q And when you say "entity," you're talking
7 about entities that existed at the time that the C-Tax
8 was instituted?

9 A Yes.

10 Q So, basically, they were trying to make sure
11 there was a maintaining of the status quo?

12 A Yes.

13 Q So, in essence, they were protecting those
14 entities that were in existence, to make sure that they
15 got what they had previously gotten. Correct?

16 MS. NICHOLS: Objection. Assumes facts.

17 THE WITNESS: I'm not sure I understand your
18 word "protecting."

19 BY MR. VELLIS:

20 Q They wanted to make sure they still got the
21 same amount of money that they had gotten in the two
22 previous years and that they weren't harmed by the
23 institution of the new C-Tax.

24 A Yes.

25 Q But as to any new entities entering into the

1 you have the section that does all the budget reviews --
2 do they look at the budgets to determine whether or not
3 the services necessary for the particular local
4 government entity are adequately funded by the budgets
5 for the cities?

6 A No.

7 Q You don't?

8 A We don't make judgment calls on that. We
9 look at whether there are sufficient revenues to cover
10 the expenses that they have identified.

11 Q In relation to the C-Tax, do you ever look --
12 your department, does it ever look at the different
13 budgets of the different cities that are similarly
14 situated -- population wise, assessed value wise -- to
15 make sure that the C-Tax is being distributed on a fair
16 basis as to these similarly situated cities or local
17 governments?

18 A What do you mean by "fair basis"?

19 Q I mean that they're equal or close to equal
20 in the amounts of distributions that they receive in
21 C-Tax.

22 A No.

23 Q That's not something you're supposed to do?

24 A Correct.

25 Q So when your people in the budget department

1 look at stuff, they're not looking qualitatively to see
2 if it looks fair or if the C-Tax that everybody's getting
3 makes sense or anything of that nature.

4 A That's correct.

5 Q You're just looking at the numbers and making
6 sure that that local government's got enough money to pay
7 for whatever it's planning on doing.

8 A Yes.

9 Q And is there anything in the statutes or
10 anything else that would allow the Department of Taxation
11 to do that kind of qualitative analysis, to look and say
12 this doesn't seem right; one city here that's had huge
13 population growth and huge assessed value growth is not
14 getting a significant increase in the C-Tax to support
15 the new services they probably need?

16 A Not in that particular context. There is a
17 statute that requires us to look at a redistribution of
18 C-Tax when there is a decline in assessed value and
19 population.

20 Q And I do want to ask you about that later,
21 but is there a similar type of statute that allows the
22 Department of Taxation to make a determination that you
23 have a local government that is growing significantly in
24 population, significantly in assessed value, and needs an
25 increase in their C-Tax distribution?

1 were talking about. One is the cooperative agreement
2 between White Pine County and Ely. Was there a period of
3 time where White Pine County was taken over by the
4 Department of Taxation?

5 A Yes.

6 Q When was that?

7 A 2005 to 2009.

8 Q And when was this cooperative agreement
9 between White Pine and Ely? Was that during the same
10 period of time?

11 A Yes. They had done this for years prior to
12 the takeover and continue to do it to this day.

13 Q Was the cooperative agreement something that
14 the Department of Taxation worked on for White Pine
15 County with Ely?

16 A No, it was already in existence. We
17 participated in meetings during the times that we were
18 there, to insure that it continued.

19 Q But the actual agreement between Ely and
20 White Pine preexisted the Department of Taxation taking
21 over White Pine County?

22 A Yes.

23 Q Are you aware of any local governments
24 getting any adjustments to their C-Tax distributions
25 since the time the C-Tax was instituted?

1 A Yes.

2 Q Who?

3 A I believe by law, in the early 2000s, the
4 City of Henderson received an adjustment of \$4 million.

5 Q Anybody else?

6 A There is somebody else, but I'm trying to
7 think who it was.

8 Q North Las Vegas?

9 A Maybe that was the four million. I can't
10 remember now.

11 Q In the Henderson situation, do you know
12 whether the Department of Taxation made any kind of
13 recommendation on whether or not Henderson should or
14 should not receive an increase in their C-Tax
15 distribution?

16 A I do not know.

17 Q Do you know whether or not, in order to
18 receive the \$4 million increase in their C-Tax
19 distribution, Henderson took on any new services that
20 they had to perform?

21 A I believe -- I do not know.

22 Q And as to any other increases, do you know
23 whether the Department of Taxation made any
24 recommendations on any other local government entity that
25 sought an increase in their C-Tax distribution?

1 A I'm not aware of any.

2 Q And the other entity that received an
3 increase that you can't recall, do you know whether that
4 entity took on any new services in order to receive the
5 increase in their C-Tax distribution?

6 A I don't know.

7 Q In relation to any kind of service levels
8 that are performed by local governments, has the
9 Department of Taxation ever done any studies or
10 investigations to correlate the service levels with the
11 C-Tax allocations to particular local governments?

12 A No.

13 Q Have they done anything to determine,
14 investigate, look at, report on whether or not the C-Tax
15 allocations to a particular local entity are sufficient
16 for the services that need to be rendered by that local
17 government entity?

18 A No.

19 Q Does the Department of Taxation even review
20 the service levels that are provided by local government
21 entities?

22 A No.

23 Q You said previously your understanding was
24 that in order for a new government entity to get an
25 increase in their C-Tax distribution, they had to take on

1 process is?

2 MS. NICHOLS: Objection. Assumes facts.

3 THE WITNESS: I'm not aware, in the context
4 of that --

5 BY MR. VELLIS:

6 Q Let me ask you this way: If a governmental
7 entity wants to ask for an increase in their allocation,
8 is there a process through the Department of Taxation
9 that they go through in order to request that?

10 A Yes.

11 Q Tell me what it is.

12 A NRS 354.598747, the process is that if
13 there's an existing government that takes on the function
14 of another government, they request the Nevada Tax
15 Commission, usually through a resolution of the governing
16 body, and then the executive director considers that
17 request.

18 Q And the executive director, does he or she
19 then make a recommendation regarding that request?

20 A Yes, the executive director will. If in fact
21 there is a function that has been taken over, then
22 there's a formula that's in that statute.

23 Q And who does that recommendation go to?

24 A Well, under 360.740, it goes to -- but that's
25 a new entity, and it goes to the Committee on Local

1 Government Finance, but I don't believe the Committee on
2 Local Government Finance is involved in the Chapter 354
3 statute. I think it's just approved by the tax
4 commission.

5 Q And if the tax commission doesn't approve it,
6 then it's just --

7 A It's dead.

8 Q And you said that in order for the -- is it
9 the executive director of the Department of Taxation that
10 does it?

11 A Yes.

12 Q For him or her to do that, then the entity
13 asking for the increase has to take on a new service from
14 another government in order to make that request.

15 A Yes.

16 Q And if you have a new entity that wants to
17 make that request -- a new entity, not an existing
18 entity -- what is the process for that new entity?

19 A That's under NRS 360.740, and that process
20 is, again, to make a showing that they are providing
21 these services -- they have to provide the police service
22 and two of the three others -- then they go to the
23 Committee on Local Government Finance and the Committee
24 on Local Government Finance makes that recommendation.
25 If they don't make a recommendation, it dies right there.

1 THE WITNESS: There would be money taken
2 away, but they also wouldn't have to provide that
3 service. I mean, if a new entity is taking over a
4 service, we're trying to match the service with the
5 revenue stream.

6 BY MR. VELLIS:

7 Q But within that county, if a new entity comes
8 in and decides to take on police power, somebody else in
9 that county is going to have a reduction in their
10 allocation.

11 A That's correct.

12 Q And the reason for allowing them to complain
13 is that, one, either the new service being requested by
14 the new government is excessive, or two, perhaps they're
15 losing money as a result of the fact that there's a new
16 service being provided and allocation to that new entity.

17 MS. NICHOLS: Objection. Assumes facts and
18 calls for speculation.

19 THE WITNESS: I don't know.

20 BY MR. VELLIS:

21 Q You don't think that's a possibility?

22 A It's a possibility.

23 Q And we covered some of this. When you're
24 doing the budget reviews that you do, do you determine
25 what C-Tax money is being spent on?

1 A No.

2 Q Do you know what it can be spent on?

3 A It's my understanding that C-Tax goes into
4 the pot and mixes in with all of the other revenue
5 sources.

6 Q So as far as the Department of Taxation
7 understands it, the C-Tax money is not designated
8 specifically for one or a group of services.

9 A That's correct.

10 Q So the entity that receives the C-Tax can
11 spend it in any manner, way, shape, or form they decide.

12 A Correct. It's not a special revenue or
13 dedicated revenue.

14 Q And does the Department of Taxation do
15 anything to review the budgets to determine how the C-Tax
16 is being spent by any particular entities?

17 A No.

18 Q Does the Department of Taxation have any care
19 or concern as to how the money's being spent?

20 MS. NICHOLS: Objection. It assumes that the
21 Department has feelings.

22 MR. VELLIS: I will stipulate that the
23 Department of Taxation probably doesn't have any
24 feelings, and I'm sure a lot of people would agree with
25 me, but I don't think we want to get into that.

1 BY MR. VELLIS:

2 Q You understand my question, don't you? Is it
3 something that is in the direction of the Department of
4 Taxation to look at and make a determination as to
5 whether or not C-Tax money is being spent in a certain
6 manner within a certain local jurisdiction?

7 A No.

8 Q And if they want to spend it on whatever they
9 want to spend it on, then it's okay with the Department
10 of Taxation and they're not going to interfere.

11 A Correct.

12 Q Unless they're doing something illegal, or
13 even then, maybe not.

14 A When you say illegal, what we're looking for
15 is compliance with the Local Government Budget and
16 Finance Act.

17 Q And in that particular case, in reviewing the
18 budgets, if you -- "you" being the Department of
19 Taxation -- spot something that's an infraction of that
20 act, then what do you do?

21 A Then we notify the local government after
22 they've submitted their tentative budget, and we note the
23 lack of compliance with whatever it is and ask for the
24 budget to be corrected.

25 Q So you have -- at least in relation to that

1 statute, you have some oversight responsibilities in
2 relation to budgets of local governments.

3 A Yes.

4 Q But as to the C-Tax and how that's working,
5 you don't have any oversight responsibilities to make
6 sure that it's working correctly.

7 A Correct.

8 Q We were talking before about -- when you look
9 at the budgets, the Department of Taxation is concerned
10 with making sure that the local governments live within
11 their budgetary constraints. Correct?

12 A Yes.

13 Q In doing that, do you look at a particular
14 local government to determine that there's enough money
15 for the service needs of that county or local government?

16 A No.

17 Q So all you're worried about is, whatever
18 they're doing, do they have enough money?

19 A Yes.

20 Q So if they're not providing enough services
21 or if the services are inadequate within the county, does
22 the Department of Taxation do anything about that?

23 A No.

24 Q We talked earlier about trying to get an
25 increase and there's not a particular statute, but there

1 is a statute to decrease. Correct?

2 A Yes.

3 Q What's your understanding of that statute?

4 A My understanding is that if a local
5 government, for three years in a row, has a decline in
6 assessed value, in population, that the executive
7 director will consider redistributing the C-Tax.

8 Q And how would you go about doing that? How
9 would the executive director go about doing that?

10 A I believe it's formula-based, and I really
11 can't speak to that.

12 Q And has the executive director, since the
13 inception of the C-Tax up until today, ever made any such
14 recommendation for a decrease?

15 A I recall about a decade ago that -- after the
16 statute, of course -- that there may have been some local
17 governments that might have met that criteria, but I
18 believe the Department declined to make the change.

19 Q Does the Department just unilaterally make
20 the change, or does it make a recommendation and then the
21 change is made somewhere else?

22 A Well, I believe it goes to the tax
23 commission.

24 Q And in this situation approximately 10 years
25 ago, do you know why the Department of Taxation declined

1 to make a recommendation --

2 A I don't recall.

3 Q Do you know if they've done anything recently
4 to look at any local government to see if a decrease in
5 allocation would be required?

6 A I believe that the Department, in the
7 statistics section, routinely looks at those figures.

8 Q And do you know if they've made any such
9 recommendations in the last five years?

10 A I'm not aware of any recommendations.

11 Q Who makes the decision as to whether or not
12 they're going to make a recommendation for a decrease?

13 A I believe the executive director.

14 Q And who's the executive director now?

15 A Chris Nielson.

16 Q How long has he been the executive director?

17 A About a year and a half, two years.

18 Q Who was it before that?

19 A Before that, it was Bill Chisel.

20 Q And how long was he the executive director?

21 A About six months.

22 Q Just only six months?

23 A Six to nine months.

24 Q And who was it before that?

25 A Before that, it was Dino DiCianno.

1 A Probably Marian Henderson and the executive
2 director.

3 Q And the same situation exists in Boulder
4 City. So if I asked you the same questions, why you've
5 had increases in C-Tax revenues --

6 A I don't know.

7 Q -- when you've had three years of assessed
8 value loss and population loss, that's not something you
9 could testify to on behalf of the Department of Taxation?

10 A That's correct.

11 MS. NICHOLS: Can you clarify, when you're
12 saying "that's correct," that that's not something you
13 could testify to?

14 THE WITNESS: That's not something I could
15 testify to.

16 BY MR. VELLIS:

17 Q In your position, are you aware of what taxes
18 local governments use to finance their services?

19 A Yes.

20 Q What are the sources of financing the
21 services for a local government?

22 A Property tax and the C-Tax are the two major
23 sources.

24 Q Anything else?

25 A In the nature of taxes, those are the two

1 primary ones. There are, of course, fines and
2 forfeitures, there are transfers in, there are payments
3 from the federal government and the State, but for taxes,
4 the two major ones are property tax and C-Tax.

5 I'm sorry. There are also distributions from
6 the net proceeds tax, depending on the county.

7 Q And is there a limitation on the property tax
8 rate in the state?

9 A Yes.

10 Q And what is that?

11 A Well, constitutionally, it's no greater than
12 \$5 per hundred dollars of valuation, but statutorily
13 that's reduced to \$3.64, plus two cents in an override.

14 Q And do you know what Fernley's tax rate is?

15 A I'm sorry, I don't. But you can find it
16 online in the Red Book.

17 Q And what's the Red Book?

18 A The Red Book is a euphemism for the local
19 government tax rates. It's a publication from our
20 department that shows all of the tax rates of all the
21 local governments.

22 Q Since the two major sources of funding for
23 local governments are the property tax and the C-Tax,
24 would the Department have any concern regarding an entity
25 that has grown for 10 years at a rate of 126 percent in

1 population and over a hundred percent in assessed value,
2 whose C-Tax is now \$170,000?

3 A No.

4 Q Why not?

5 A Because, as we discussed before, we're in the
6 business of administration of the tax and we insure that
7 it's collected properly and distributed according to
8 statute.

9 Q Are you concerned at all, as the Department
10 of Taxation, that the taxpayers in the city of Fernley
11 are perhaps not getting their fair share of the tax
12 dollars that they're spending in relation to the C-Tax?

13 A Once again, we're concerned with the
14 administration of those taxes.

15 Q So whether or not the taxpayers are receiving
16 a sufficient return on their tax dollars is not the
17 concern of the tax department?

18 A That's correct.

19 Q And if the service levels that the City of
20 Fernley receives is millions of dollars less than other
21 cities with similar populations, then that doesn't
22 concern the Department of Taxation either?

23 A That is not one of our duties.

24 Q Who is concerned? Do you have ~~any~~
25 understanding?

1 A My belief is that those concerns should be
2 given to the Legislature.

3 Q And if the Legislature refuses to act, then
4 the taxpayers of the city of Fernley is just where they
5 are.

6 A The city has to live within its means.

7 Q So even though the C-Tax's stated goal is to
8 have revenues follow growth, if Fernley grows in assessed
9 values in the last 10 years of over a hundred percent and
10 its population has grown by over a hundred percent in
11 that same ten-year period and they receive an increase of
12 only \$79,000 in C-Tax, while a similar city with a
13 population of about the same and assessed values about
14 the same, but only grows by 57 people over a ten-year
15 period and gets an increase of \$1.6 million, that's okay
16 with the Department of Taxation in relation to the
17 taxpayers of the city of Fernley?

18 MS. NICHOLS: Object to the form of the
19 question.

20 THE WITNESS: The Department has no opinion
21 on that. We're only concerned with the proper
22 administration of the tax.

23 BY MR. VELLIS:

24 Q Is the Department of Taxation ~~not concerned~~
25 at all with the taxpayers that pays the taxes?

1 A The Department is concerned that the taxes
2 are properly administered.

3 Q And as to the actual welfare of the taxpayers
4 that pay the taxes, that's not part of your concern?

5 MS. NICHOLS: Objection to the form of the
6 question, asked and answered. It's also argumentative.

7 But you can answer, if you know.

8 THE WITNESS: The Department is very
9 concerned that the taxes are properly administered.

10 BY MR. VELLIS:

11 Q But whether or not taxpayers that pay into
12 the system are receiving the benefit and the services
13 that they should get from those taxes, that's not
14 something that the Department concerns itself with?

15 A We rely on the Legislature to determine those
16 questions.

17 Q The Department of Taxation testifies before
18 the Legislature, doesn't it?

19 A Yes.

20 Q In fact, you told me earlier that's one of
21 the things you do now, is you testify. Correct?

22 A Yes.

23 Q And if you, as the Department of Taxation,
24 saw a situation that seemed to have an unfair balance as
25 to where the tax dollars were going regarding services,

EXHIBIT 8

EXHIBIT 8

1 Joshua J. Hicks, Nevada Bar No. 6679
Clark V. Vellis, Nevada Bar No. 5533
2 BROWNSTEIN HYATT FARBER SCHRECK, LLP
50 West Liberty Street, Suite 1030
3 Reno, Nevada 89501
Telephone: 775-622-9450
4 Facsimile: 775-622-9554
Email: jhicks@bhfs.com
5 Email: cvellis@bhfs.com

6 Brandi L. Jensen, Nevada Bar No. 8509
Fernley City Attorney
7 OFFICE OF THE CITY ATTORNEY
595 Silver Lace Blvd.
8 Fernley, Nevada 89408

9 *Attorneys for the City of Fernley, Nevada*

10 **IN THE FIRST JUDICIAL DISTRICT COURT**

11 **OF THE STATE OF NEVADA IN AND FOR CARSON CITY**

12 CITY OF FERNLEY, NEVADA, a
Nevada municipal corporation,

13 Plaintiff,

14 v.

15 STATE OF NEVADA ex rel. THE NEVADA
16 DEPARTMENT OF TAXATION; THE
17 HONORABLE KATE MARSHALL, in her
official capacity as TREASURER OF THE
18 STATE OF NEVADA; and DOES 1-20,
inclusive,

19 Defendants,

20 NEVADA LEGISLATURE,

21 Intervenor.

Case No.: 12 OC 00168 1B

Dept. No.: I

22 **NOTICE OF DEPOSITION OF THE PERSON MOST KNOWLEDGEABLE OF**
23 **THE NEVADA DEPARTMENT OF TAXATION**

24 **TO: The Person Most Knowledgeable of the Nevada Department of Taxation;**
25 **and,**

26 **TO: Andrea Nichols, Esq., of the Office of the Attorney General, Attorney for**
27 **Defendant Nevada Department of Taxation.**

28 **///**

BROWNSTEIN HYATT FARBER SCHRECK, LLP
50 WEST LIBERTY STREET, SUITE 1030
RENO, NEVADA 89501
(702) 582-2101

1 PLEASE TAKE NOTICE that at 9:30 a.m. on Monday, November 4, 2013, at the law
2 offices of Smith & Harner, Ltd., 502 North Division Street, Carson City, Nevada 89703,
3 Plaintiff City of Fernley, Nevada will take the oral deposition of the Person Most
4 Knowledgeable of the Nevada Department of Taxation regarding the subject(s) set forth below,
5 upon oral examination, pursuant to Rule 26 and Rule 30 of the Nevada Rules of Civil
6 Procedure, before a Notary Public or before some other officer authorized by the law to
7 administer oaths.

8 Oral examination will continue from day to day until completed. You are invited to
9 attend and cross-examine.

10 **SUBJECT MATTER: See Attachment "A".**

11 DATED this 14th day of October, 2013.

12 BROWNSTEIN HYATT FARBER SCHRECK, LLP

13
14 By: 

15 Joshua J. Hicks, Nevada Bar No. 6679
16 Clark V. Vellis, Nevada Bar No. 5533
17 50 West Liberty Street, Suite 1030
18 Reno, Nevada 89501
19 Telephone: 775-622-9450

20 *Attorneys for the City of Fernley, Nevada*

ATTACHMENT "A"
to the Notice of Deposition of the PMK for the Department of Taxation

CITY OF FERNLEY, NEVADA, a Nevada municipal corporation, Plaintiff,
v.

STATE OF NEVADA ex rel. THE NEVADA DEPARTMENT OF TAXATION; THE HONORABLE
KATE MARSHALL, in her official capacity as TREASURER OF THE STATE OF NEVADA; and
DOES 1-20, inclusive, Defendants,
NEVADA LEGISLATURE, Intervenor

Case No.: 12 OC 00168 1B
Dept. No.: I

SUBJECT MATTER:

1. The local government tax distribution account or C-Tax system and the collection and distribution of taxes created pursuant to and defined by NRS 360.660.
2. The relationship between C-Tax distributions and local government service levels including any studies or investigations conducted into the relationship between C-Tax distribution of local government service levels by the State Legislature, the sufficiency of any distributions for any service level requirements by local governments, review of service levels in relation to C-Tax distributions made by the State Legislature and/or the relationship between spending levels on public safety and receipt of distributions of C-Tax revenues.
3. Relationship between C-Tax distributions and government services provided by C-Tax recipients.
4. Any adjustment or request for adjustment to the C-Tax distribution of a C-Tax recipient and the basis for any such decisions.
5. The method of obtaining an adjustment by a C-Tax recipient.
6. The use of C-Tax distributions for particular services by any C-Tax recipient.
7. The criteria utilized to set, and the continual setting of, allocations of C-Tax distributions to C-Tax recipients.
8. History of enactment and enforcement of C-Tax and SB 254.
9. Legislative oversight of C-Tax since its enactment.
10. Application and implementation of C-Tax since its enactment.
11. Any and all cooperative agreements between C-Tax recipients since the enactment of said C-Tax.
12. Review and analysis of local government budgets in relation to distributions to C-Tax recipients since enactment of the C-Tax.
13. Your Answer to Plaintiff's Complaint and the factual basis of your affirmative defenses 1-14.
14. Any and all communications between you and the City of Fernley Incorporation Committee.

BROWNSTEIN HYATT FARBER SCHRECK, LLP
50 WEST LIBERTY STREET, SUITE 1050
RENO, NEVADA 89501
(702) 582-2101

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I am an employee of BROWNSTEIN HYATT FARBER SCHRECK, LLP, and that on this 14th of October, 2013, I caused to be served via electronic mail and U.S. Mail, a true and correct copy of the above foregoing Notice of Deposition of the Person Most Knowledgeable of the Nevada Department of Taxation properly addressed to the following:

Andrea Nichols, Esq.,
5420 Kietzke Lane, Suite 202
Reno, Nevada 89511
anichols@ag.nv.gov

Brenda J. Erdoes, Esq.
Kevin Powers, Esq.
kpowers@lcb.state.nv.us
J. Daniel Yu, Esq.
dan.yu@lcb.state.nv.us
Legislative Counsel Bureau
401 South Carson Street
Carson City, Nevada 89701


Employee of Brownstein Hyatt Farber Schreck, LLP

EXHIBIT 9

EXHIBIT 9

1 Joshua J. Hicks, Nevada Bar No. 6679
Clark V. Vellis, Nevada Bar No. 5533
2 BROWNSTEIN HYATT FARBER SCHRECK, LLP
50 West Liberty Street, Suite 1030
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5 Email: cvellis@bhfs.com

6 Brandi L. Jensen, Nevada Bar No. 8509
Fernley City Attorney
7 OFFICE OF THE CITY ATTORNEY
595 Silver Lace Blvd.
8 Fernley, Nevada 89408

9 *Attorneys for the City of Fernley, Nevada*

10 **IN THE FIRST JUDICIAL DISTRICT COURT**
11 **OF THE STATE OF NEVADA IN AND FOR CARSON CITY**

12 CITY OF FERNLEY, NEVADA, a
Nevada municipal corporation,

13 Plaintiff,

14 v.

15 STATE OF NEVADA ex rel. THE NEVADA
16 DEPARTMENT OF TAXATION; THE
HONORABLE KATE MARSHALL, in her
17 official capacity as TREASURER OF THE
STATE OF NEVADA; and DOES 1-20,
18 inclusive,

19 Defendants,

20 NEVADA LEGISLATURE,

21 Intervenor.

Case No.: 12 OC 00168 1B

Dept. No.: I

22 **AMENDED NOTICE OF DEPOSITION OF THE PERSON MOST**
23 **KNOWLEDGEABLE OF THE NEVADA DEPARTMENT OF TAXATION**

24 **TO: The Person Most Knowledgeable of the Nevada Department of Taxation;**
25 **and,**

26 **TO: Andrea Nichols, Esq., of the Office of the Attorney General, Attorney for**
27 **Defendant Nevada Department of Taxation.**

28 **///**

BROWNSTEIN HYATT FARBER SCHRECK, LLP
50 WEST LIBERTY STREET, SUITE 1030
RENO, NEVADA 89501
(775) 582-2101

1 PLEASE TAKE NOTICE that at 9:30 a.m. on Wednesday, November 13, 2013, at the
2 law offices of Smith & Hamner, Ltd., 502 North Division Street, Carson City, Nevada 89703,
3 Plaintiff City of Fernley, Nevada will take the oral deposition of the Person Most
4 Knowledgeable of the Nevada Department of Taxation regarding the subject(s) set forth below,
5 upon oral examination, pursuant to Rule 26 and Rule 30 of the Nevada Rules of Civil
6 Procedure, before a Notary Public or before some other officer authorized by the law to
7 administer oaths.

8 Oral examination will continue from day to day until completed. You are invited to
9 attend and cross-examine.

10 **SUBJECT MATTER: See Attachment "A".**

11 DATED this 18th day of October, 2013.

12 BROWNSTEIN HYATT FARBER SCHRECK, LLP

13
14 By: 

15 Joshua J. Hicks, Nevada Bar No. 6679

16 Clark V. Vellis, Nevada Bar No. 5533

17 50 West Liberty Street, Suite 1030

18 Reno, Nevada 89501

19 Telephone: 775-622-9450

20
21 *Attorneys for the City of Fernley, Nevada*
22
23
24
25
26
27
28

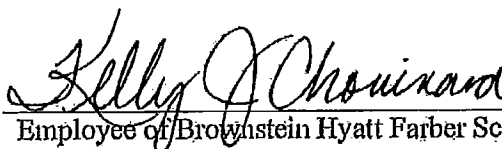
BROWNSTEIN HYATT FARBER SCHRECK, LLP
50 WEST LIBERTY STREET, SUITE 1050
RENO, NEVADA 89501
(702) 352-3101

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I am an employee of BROWNSTEIN HYATT FARBER
SCHRECK, LLP, and that on this 22nd day of October, 2013, I caused to be served via
electronic mail and U.S. Mail, a true and correct copy of the above foregoing **Amended Notice of
Deposition of the Person Most Knowledgeable of the Nevada Department of Taxation**
properly addressed to the following:

Andrea Nichols, Esq.,
5420 Kietzke Lane, Suite 202
Reno, Nevada 89511
anichols@ag.nv.gov

Brenda J. Erdoes, Esq.
Kevin Powers, Esq.
kpowers@lcb.state.nv.us
J. Daniel Yu, Esq.
dan.yu@lcb.state.nv.us
Legislative Counsel Bureau
401 South Carson Street
Carson City, Nevada 89701


Employee of Brownstein Hyatt Farber Schreck, LLP

ATTACHMENT "A"
to the Amended Notice of Deposition of the PMK for the Department of Taxation

CITY OF FERNLEY, NEVADA, a Nevada municipal corporation, Plaintiff,
v.
STATE OF NEVADA ex rel. THE NEVADA DEPARTMENT OF TAXATION; THE HONORABLE
KATE MARSHALL, in her official capacity as TREASURER OF THE STATE OF NEVADA; and
DOES 1-20, inclusive, Defendants,
NEVADA LEGISLATURE, Intervenor

Case No.: 12 OC 00168 1B
Dept. No.: I

SUBJECT MATTER:

1. The local government tax distribution account or C-Tax system and the collection and distribution of taxes created pursuant to and defined by NRS 360.660.
2. The relationship between C-Tax distributions and local government service levels including any studies or investigations conducted into the relationship between C-Tax distribution of local government service levels by the State Legislature, the sufficiency of any distributions for any service level requirements by local governments, review of service levels in relation to C-Tax distributions made by the State Legislature and/or the relationship between spending levels on public safety and receipt of distributions of C-Tax revenues.
3. Relationship between C-Tax distributions and government services provided by C-Tax recipients.
4. Any adjustment or request for adjustment to the C-Tax distribution of a C-Tax recipient and the basis for any such decisions.
5. The method of obtaining an adjustment by a C-Tax recipient.
6. The use of C-Tax distributions for particular services by any C-Tax recipient.
7. The criteria utilized to set, and the continual setting of, allocations of C-Tax distributions to C-Tax recipients.
8. History of enactment and enforcement of C-Tax and SB 254.
9. Legislative oversight of C-Tax since its enactment.
10. Application and implementation of C-Tax since its enactment.
11. Any and all cooperative agreements between C-Tax recipients since the enactment of said C-Tax.
12. Review and analysis of local government budgets in relation to distributions to C-Tax recipients since enactment of the C-Tax.
13. Your Answer to Plaintiff's Complaint and the factual basis of your affirmative defenses 1-14.
14. Any and all communications between you and the City of Fernley Incorporation Committee.

EXHIBIT 10

EXHIBIT 10



STATE OF NEVADA
OFFICE OF THE ATTORNEY GENERAL

5420 Kietzke Lane, Suite 202
Reno, Nevada 89511

CATHERINE CORTEZ MASTO
Attorney General

KEITH G. MUNRO
Assistant Attorney General

GREGORY M. SMITH
Chief of Staff

November 14, 2013

Joshua Hicks, Esq.
Clark Vellis, Esq.
Brownstein Hyatt Farber Schreck, LLP
50 W. Liberty Street, Suite 1030
Reno, NV 89501

Via e-mail: jhicks@bhfs.com
and cvellis@bhfs.com

Re: *City of Fernley v. State of Nevada*, Case No. 12 OC 00168 1B

Gentlemen:

I assumed in error that Marian Henderson would be the person most knowledgeable on all of the subject matter listed on Attachment "A" to the Amended Notice of Deposition of the Person Most Knowledgeable of the Nevada Department of Taxation. Please be advised that Terry Rubald is the person most knowledgeable for the subject matter that Ms. Henderson did not respond to with respect to the topics designated under 2, 5, 6 and 8, and Warner Ambrose is the person most knowledgeable for the subject matter that Ms. Henderson did not respond to with respect to the topics designated under 11, 12 and 14. Ms. Rubald is available for deposition on December 2, 3, 4, 9, 11 or 12. Mr. Ambrose is also available on those dates, with the exception of the morning of December 9.

Also please be advised that the majority of the subject matter listed in Attachment "A" to the Amended Notice of Deposition of the Treasurer of the State of Nevada is not within the scope of work performed by the Treasurer's Office. For this reason, I expect the deposition of the Person Most Knowledgeable from the Treasurer's Office will be quite brief.

In an effort to save time and expense, I did check to see if Mr. Ambrose and Ms. Rubald would be available tomorrow for deposition after you deposed the Person Most Knowledgeable of the Treasurer's Office. Unfortunately, both of them have conflicts. We would be amenable to attempting to reschedule the deposition of the Person Most Knowledgeable of the Treasurer's Office to the same date as the continued deposition

Joshua Hicks, Esq.
Clark Vellis, Esq.
November 14, 2013
Page 2

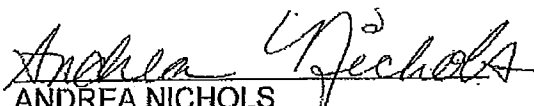
of the Person Most Knowledgeable of the Nevada Department of Taxation. Please let me know whether this would work for you.

Thank you in advance for your continued courtesy and cooperation.

Sincerely,

CATHERINE CORTEZ MASTO
Attorney General

By:


ANDREA NICHOLS
Senior Deputy Attorney General
5420 Kietzke Lane, Suite 202
Reno, Nevada 89511
(775) 688-1818

AHN:rlc

c: Kevin Powers (via email: kpowers@lcb.state.nv.us)
Dan Yu (via email: dan.yu@lcb.state.nv.us)

EXHIBIT 11

EXHIBIT 11

1 IN THE FIRST JUDICIAL DISTRICT COURT
2 OF THE STATE OF NEVADA, IN AND FOR CARSON CITY

3 --oOo--

4
5 CITY OF FERNLEY, NEVADA, a
6 Nevada municipal corporation

7 Plaintiff,

8 vs.

9 STATE OF NEVADA ex rel. THE
10 NEVADA DEPARTMENT OF TAXATION;
11 THE HONORABLE KATE MARSHALL,
12 in her official capacity as
13 TREASURER OF THE STATE OF NEVADA;
14 and DOES 1-20, inclusive,

15 Defendants.

16 NEVADA LEGISLATURE,

17 Intervenor.
18

19 Pages 1 to 67, inclusive.
20

21 DEPOSITION OF WARNER AMBROSE

22 Thursday, December 12, 2013

23 Carson City, Nevada

24 REPORTED BY:

25 Romona Malnerich
Nevada CCR #269
California CSR #7526

CERTIFIED COPY

Case No. 12 OC 00168 1B

Dept. No. 1

1 said, "If somebody's going by the employment security
2 agency, see if there's any state jobs." This is the only
3 place I heard from. They sent me the app.

4 Q And what was the first job you had with the
5 State of Nevada?

6 A I was a sales tax auditor.

7 Q And that was with the Department of Taxation?

8 A Yes, sir.

9 Q What did a sales tax auditor do back in 1988?

10 A It was pretty much the same as one does now.
11 We're provided with a list of -- well, the criteria has
12 changed, but at the time, I was provided a list by my
13 supervisor of companies that needed to be audited for
14 compliance with the sales and use tax laws. So, from
15 that list, it was up to me to make the appointments, do
16 the work, prepare a report, and then submit it. If the
17 company owed the State any money, then at that time --
18 when I first started, the report was submitted to Carson
19 City and then a bill was sent to the taxpayer.

20 Q And how long did you do that for?

21 A Until October 1995.

22 Q And in 1995, how did your job situation
23 change?

24 A I transferred from the audit division to
25 where I am now, local government finance.

1 Q And what do you do within the local
2 government finance section of the Department of Taxation?

3 A I'm a budget analyst.

4 Q And what does a budget analyst do?

5 A It'd be easier to explain what the section
6 does. We have oversight over 260 local governments
7 throughout the state -- schools, cities, hospitals,
8 libraries, counties. We have administrative oversight
9 over those entities' activities and I'm responsible for
10 the activities of all the entities in five of the state's
11 17 counties.

12 Q And which ones are those?

13 A Currently, that's Clark, Elko, Humboldt, Nye,
14 and White Pine.

15 Q And you said you have administrative
16 oversight over the activities of those --

17 A Correct.

18 Q And the local governments are all the
19 entities within those counties?

20 A Correct.

21 Q And have you always had the same counties or
22 different counties?

23 A No.

24 Q Actually, that was a bad question. Have you
25 always had the same counties you just listed for me?

1 told me about?

2 A Other than a part-time job I had, which was
3 brief.

4 Q What was the part-time job?

5 A Working at Hickory Farms. But it was only
6 weekends, since the State does not allow me to work that
7 kind of thing during regular business hours.

8 Q And that's here in Nevada?

9 A It was in Carson City.

10 Q What did you do for them?

11 A I just sold retail.

12 (Exhibit 1 marked.)

13 BY MR. VELLIS:

14 Q Mr. Ambrose, I'm going to have you look at
15 what's been marked as Exhibit 1 to your deposition. It's
16 an attachment that was part of the notice of deposition
17 for the person or persons most knowledgeable from the
18 Department of Taxation. Have you ever seen this document
19 before?

20 A Yes. I brought my copy with me.

21 Q Where did you get it from?

22 A It was attached to my notice of deposition.

23 Q You seem to have some areas highlighted.

24 Which ones do you have highlighted?

25 A Questions 11, 12, and 14.

1 Q And are those the ones that you are the
2 person most knowledgeable and will speak on behalf of the
3 Department of Taxation?

4 A I believe so.

5 Q No. 11 is any and all cooperative agreements
6 between the C-Tax recipients since the enactment of said
7 C-Tax. Let me ask you first: What is your involvement
8 with the C-Tax, as part of the Department of Taxation?

9 A My principal involvement is, each year, in
10 the process of developing our projections of revenue for
11 upcoming fiscal years, we look at those numbers -- myself
12 and my fellow analysts, we each look at the components of
13 C-Tax and we make a good faith estimate as to what those
14 revenues are gonna be in the upcoming year, and if you're
15 aware of the components of C-Tax, we look at each of
16 those individually.

17 Q And what are you doing that for? What's the
18 purpose of that?

19 A Well, we want to make as accurate a
20 projection as possible.

21 Q You make a projection of the revenues so that
22 you'll know what the recipients are going to receive?

23 A Well, it's projected what they will receive,
24 yes, because the local governments use it in the
25 preparation of their budgets.

1 A Correct.

2 Q Have you had any contact with Fernley
3 regarding the C-Tax at any time after 1996?

4 A No, not that I recall.

5 Q Now, you've had some dealing with the Fernley
6 Incorporation Committee at some point in time.

7 A Yes.

8 Q Was it your understanding that the Fernley
9 Incorporation Committee was made up of government
10 officials?

11 A I don't believe it was, not the initial one.

12 Q And the one that you dealt with, how long was
13 that period of time that you dealt with them?

14 A It would've been from when I started in local
15 government finance in October of '95 through, I believe,
16 June or July of 1996.

17 Q And during that entire time, was the
18 incorporation committee for Fernley that you dealt with
19 made up of government officials or private citizens?

20 A Private citizens, I believe.

21 Q What's your understanding of what a
22 cooperative agreement is?

23 A It's an agreement between two or more
24 entities relative to providing a service.

25 Q Under the C-Tax.

1 A It could be for something other than C-Tax.

2 Q In relation to C-Tax, since that's the
3 category that you are the person most knowledgeable
4 about, what's your understanding of cooperative
5 agreements between C-Tax recipients?

6 A As far as any that exist?

7 Q Yeah.

8 A To my knowledge, there are only two.

9 Q And there's only been two since 1997 till the
10 present?

11 A As far as I know.

12 Q What are those two?

13 A The first -- and I can't remember the exact
14 date it started -- is between White Pine County, the City
15 of Ely, and the White Pine County Hospital District.
16 There are only three other entities in White Pine County
17 that receives C-Tax, which are the three small towns --
18 Long, McGill, and Ruth, and they're administered by the
19 county. So the basic agreement is between those three
20 entities I've already listed. They formed an agreement
21 where they would go outside of the regular C-Tax
22 distribution formula and they developed their own, the
23 essence of which was that Ely would get a higher
24 percentage of C-Tax than what the formula provided and
25 each of the other two entities gave up some of their

1 percentage. That agreement is subject to renewal every
2 two years, and the current agreement expires June 30th of
3 2014.

4 Q And what was it that Ely was doing in order
5 to get more of the C-Tax than it had previously been
6 assigned?

7 A They ceased levying property tax.

8 Q And why was that beneficial to White Pine
9 County? Do you know?

10 MS. NICHOLS: Objection. Assumes facts.

11 BY MR. VELLIS:

12 Q That's true, maybe it's not beneficial. But
13 I assume it was beneficial, since White Pine County is
14 giving up money to Ely. Correct?

15 A But they were also able to levy a higher
16 property tax.

17 Q So the purpose of it was to allow -- or the
18 benefit to White Pine County was, by giving more money to
19 Ely, they were able to make that up by levying a higher
20 property tax in the county.

21 A Which could provide services for the entire
22 county.

23 Q And when did that cooperative agreement take
24 place, if you know?

25 A I believe it was first --

1 Q Approximately.

2 A I believe it would've been created in 1999.
3 It would've had an effective date of July 1st of 2000,
4 because now it's on that two-year cycle.

5 Q So that cooperative agreement, based on your
6 review of it, provided a benefit to both parties. Ely
7 got more money in C-Tax, which allowed them to spend that
8 money in the City of Ely, and White Pine County got more
9 property tax, so that they could issue more property tax
10 in the county and use that money for the county.

11 A Essentially, because the county has the
12 higher assessed value in which to apply that tax rate to.

13 Q Well, I'm just trying to establish, both
14 sides got something in that deal.

15 A Correct.

16 Q Now, what's the other one you know about?

17 A The other one I'm aware of is, subsequent to
18 the 2011 session of the Legislature, I believe there was
19 an adjustment made in the C-Tax distribution of Clark
20 County between the county and the five incorporated
21 cities.

22 Q And what was that?

23 A They adjusted some part of the formula, and I
24 honestly can't remember whether it was the tier-one
25 calculation or the tier-two calculation, but, in essence,

1 it affected the C-Tax income for the cities and the
2 county. It did not affect any other entity in the county
3 that receive C-Tax.

4 Q What were the five cities? Do you know?

5 A City of Las Vegas, Boulder City, Henderson,
6 Mesquite, North Las Vegas.

7 Q And did these cities then end up getting more
8 money in C-Tax or less money in C-Tax? Or how did it
9 work?

10 A I believe there was an adjustment to Mesquite
11 out of one of the distributions, where they received less
12 than what they had previously received, but I believe the
13 other cities got more.

14 Q And do you know what the basis for doing that
15 adjustment was?

16 A There was an error in what I believe is
17 called the 1-Plus calculation.

18 Q And what was the error?

19 A I'm not sure about that.

20 Q So based on that error in the 1-Plus
21 calculation, Mesquite was getting more money than it
22 should've been getting?

23 A Under the formula.

24 Q And so this cooperative agreement was to
25 rectify that.

1 A Yeah. And I believe it was for only two
2 years, because the 2013 session delved into that and made
3 some other adjustments.

4 Q Is the cooperative agreement still in effect
5 between these five cities and the county?

6 A I don't believe it is.

7 Q So it only lasted for a couple years?

8 A Just for the biennium.

9 Q And then the Legislature fixed it, or did
10 something to it.

11 A That would be a more accurate term, that they
12 did something.

13 Q Other than those two cooperative agreements,
14 do you know of any other cooperative agreements that have
15 existed between any local government entities since the
16 enactment of the C-Tax?

17 A No.

18 Q Do you know of any other attempts to get
19 cooperative agreements that failed?

20 A Not that I recall.

21 Q Is it your understanding that when the C-Tax
22 was enacted, these local government entities got a base
23 amount that they were to receive going forward?

24 A Yes.

25 Q And then there were some additions from

1 A The money that was not spent?

2 Q Yeah.

3 A It might appear as an increase in some other
4 function or -- or they might've reduced their overall
5 expenditures because of the impact to the economy.

6 Q Have you had counties where they've had
7 reductions not just in police but in their expenditures
8 over the last few years?

9 A Yes.

10 Q When you look at that and you're looking at
11 their budget and they have reduced expenditures, do you
12 also look to see if their C-Tax is also being reduced, or
13 does it stay the same?

14 A It could be a reduction or it could be a
15 reduction in their property tax revenues.

16 Q I'm just talking about the C-Tax. Do you
17 look to check, or that doesn't really enter into your
18 thought process?

19 A It could, depending on the amount.

20 Q Do you recall situations where you've had
21 people decrease services and their C-Tax has basically
22 stayed the same or gone up?

23 A I don't recall that, no.

24 Q Ms. Rubald was in here earlier and she
25 indicated to me that the two main areas for local

1 governments to finance their services were property tax
2 and the C-Tax.

3 A Correct.

4 Q So in that regard, C-Tax is pretty important
5 to local governments.

6 A Yes.

7 Q And the amount of C-Tax you get is going to
8 assist you in financing the services to your population.

9 A Correct.

10 Q And when you have these conversations -- or
11 maybe you don't have them, but if you have conversations
12 with local government entities, do they ever discuss with
13 you other services they want to provide but they're
14 unable to provide, because they don't have the money to
15 do so?

16 A I don't recall that, no.

17 Q You don't oversee Fernley anymore. Correct?

18 A That's correct.

19 Q Do you know, off the top of your head, what
20 Fernley's property tax rate is?

21 A Not off the top of my head, no.

22 Q Is there a limit on the property tax that can
23 be charged?

24 A Yes, there is.

25 Q What is it?

EXHIBIT 12

EXHIBIT 12

Consolidated Tax Distribution

Or, "Can anyone explain the CTX?"

Case No. 66851
JA 1617

Prepared by the Nevada Department of Taxation 1/21/2011

Committee: Assembly Taxation
Exhibit: C ; P 1 of 17 ; Date: 2/22/11
Submitted by: Marian Henderson

CITY OF FERNLEY
v. STATE OF NEVADA

CoF

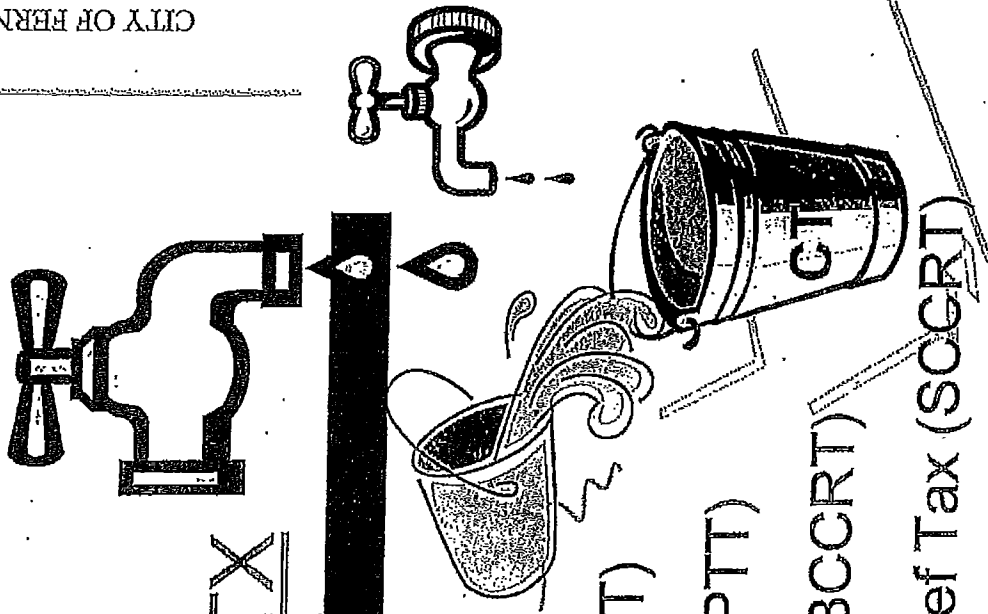
1

Introduction to the Consolidated Tax Distribution (CTX)

- CTX was implemented in 1997 as a way to combine the distribution of six different tax types into one monthly distribution.
- Each tax type may have various distribution formulas which are applied.
- Additional details may be found in the Nevada Revised Statutes, or by contacting the Department of Taxation.

The Components of CTX

- 1) Cigarette Tax
- 2) Liquor Tax
- 3) Government Services Tax (GST)
- 4) Real Property Transfer Tax (RPTT)
- 5) Basic City County Relief Tax (BCCRT)
- 6) Supplemental City County Relief Tax (SCCRT)



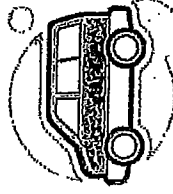
The CTX components explained

- **Cigarette Tax** -- 5 mills (1/2 cent) per cigarette/10 cents per pack of 20. The total amount of tax collected statewide is distributed amongst the counties on the basis of their population. NRS 370.260
- **Liquor Tax** -- 50 cents per gallon of liquor containing over 22% alcohol. The total amount of tax collected statewide is distributed amongst the counties on the basis of their population. NRS 369.173



The CTX components explained

- **Government Services Tax (GST)** – formerly called Motor Vehicle Privilege Tax (MVPT) is collected by the Department of Motor Vehicles. It is based on the value of a motor vehicle at the time of registration. The GST is distributed back to the county of origin. NRS 482.180 and 482.181
- **Real Property Transfer Tax (RPTT)** – 55 cents per \$500 of value on real property transfers within each county. The RPTT is distributed back to the county of origin. NRS 375



The CTX components explained

- **Basic City County Relief Tax (BCCRT)** - $\frac{1}{2}\%$ of the 6.85% statewide sales/use tax rate. The BCCRT is distributed to the county where the company is located. For out-of-state companies, the BCCRT is distributed amongst all counties on the basis of population. NRS 377.055
- **Supplemental City-County Relief Tax (SCCRT)** - 1.75% of the 6.85% statewide sales/use tax rate. SCCRT is distributed back to the counties based on a statutory distribution formula. NRS 377.057

IN THE SUPREME COURT OF THE STATE OF NEVADA

CITY OF FERNLEY, NEVADA, a
Nevada municipal corporation,

Appellant,

vs.

THE STATE OF NEVADA ex rel.
DEPARTMENT OF TAXATION;
THE HONORABLE DAN
SCHWARTZ, in his official capacity
as TREASURER OF THE STATE OF
NEVADA; and THE LEGISLATURE
OF THE STATE OF NEVADA,

Respondents.

Electronically Filed
May 20 2015 10:26 a.m.
Tracie K. Lindeman
Clerk of Supreme Court

Supreme Court No.: 66851

District Court Case No.: 12 OC 00168 1B

JOINT APPENDIX

VOLUME 8 PART 1

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3	Notice of Entry of Order Granting Nevada Legislature's Motion to Intervene	Nevada Legislature	09/04/12	651-657
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19	Opposition to Plaintiff's Motion for Summary Judgment (Cont.)	Nevada Legislature	07/11/14	3292-3512
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20	Reply in Support of Plaintiff's Motion for Summary Judgment Against Defendant Nevada Legislature	City of Fernley	07/25/14	3606-3640
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3	Reply to Opposition to Motion to Dismiss	State of Nevada/Dept Tax/ Treasurer	08/27/12	636-647
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23	Transcript of Hearing	Court Reporter	01/07/15	4213-4267
7	Writ of Mandamus	Nevada Supreme Court	01/25/13	1371-1372

1 right there. Uh-huh.

2 Q Okay. So the City of Fernley Incorporation Committee
3 had proposals for how they would pay for services provided by the
4 City of Fernley; is that correct?

5 A Right, uh-huh. That would be correct.

6 Q And they estimated that they would be receiving C tax
7 revenues of \$87,979; is that correct?

8 A That's what it says, yeah. I'm sure that's what they
9 were receiving at the time.

10 Q Okay. At the time, did they anticipate that those C tax
11 revenues would increase?

12 MR. VELLIS: Objection, lacks foundation, calls for
13 speculation, vague and ambiguous.

14 THE WITNESS: Right, I have no idea what the
15 incorporation committee would have been thinking on that.

16 BY MS. NICHOLS:

17 Q Okay. In the petition -- I'm just looking at page 3 --

18 A Okay.

19 Q -- they talk about police protection.

20 A Uh-huh.

21 Q And it says the Lyon County Sheriff's Department is in
22 place and provided by the County. And a little later on, it's
23 proposed -- there are some proposals.

24 A Uh-huh.

25 Q So would the Lyon County commission have been concerned

1 with whether or not the City of Fernley would have adequate police
2 protection?

3 A I don't believe so, because the sheriff is required to
4 have a presence in the city. And the sheriff at that time was
5 Sheriff Sid Smith -- had already guaranteed people, and this was
6 public statement, that Lyon County Sheriff's Office would continue
7 to provide those services for the residents of Fernley.

8 Q As a Lyon County commissioner, were you concerned about
9 the City of Fernley paying for those services?

10 A I'm not sure what you mean, paying for them. They paid
11 for them anyway. They paid for them through the general
12 ad valorem tax. It goes through the general fund.

13 Q Was it anticipated that there would be any change in the
14 police services between the time that the town -- when the town of
15 Fernley became the City of Fernley?

16 A Would be any change in the police services?

17 Q Yes.

18 A You are a little ambiguous. What do you mean, "change"?
19 What are you talking about?

20 Q Did the City of Fernley Incorporation Committee
21 anticipate that the police services would stay the same after the
22 city incorporated?

23 MR. VELLIS: Objection, lacks foundation, calls for
24 speculation, vague and ambiguous.

25 THE WITNESS: I have no idea. That's the incorporation

1 committee. I have no idea what they were thinking.

2 BY MS. NICHOLS:

3 Q Okay. When you reviewed the incorporation committee's
4 petition --

5 A Uh-huh.

6 Q -- did you have concerns about how the City of Fernley
7 would pay for services?

8 A I probably did. I think most of us did. We were
9 concerned that there may not be enough money. But then, I believe
10 the incorporation committee, when they presented this to the
11 county commissioners, assured the county commissioners that the
12 City would only be providing services that they could adequately
13 fund through this proposed budget that was coming in.

14 They were not going to get overboard in their services
15 and things they were doing. But, there again, that's the
16 incorporation committee.

17 Q And now, we are in 2014.

18 A Yeah.

19 Q I'll represent I believe your complaint was filed in
20 2012.

21 A Uh-huh.

22 Q So in 2012, were there services -- and I'll ask you, in
23 2012, you were the mayor of Fernley, correct?

24 A Yes, that's correct.

25 Q Okay. In 2012, were there services that the City of

1 Fernley was unable to provide or was unable to fund?

2 A Recreation; street, road repair. I mean, adequate
3 street, road repair, which is probably a common thing with any
4 city.

5 Whatever else. I mean, in 2012 --

6 MR. VELLIS: You are asking him, does he recall, sitting
7 here right now --

8 THE WITNESS: I don't know. Things that we were trying
9 to do, there are a lot of things. You know, people always have a
10 wish list. But the City of Fernley, basically, was, you know,
11 zero dollars, zero dollars. Your budget was zero.

12 We didn't -- it wasn't like we had a million dollars
13 sitting here or anything there. In fact, in 2012, I'm not sure we
14 even had a contingency because money was so tight. That would be
15 the '11-'12 budget.

16 I remember the assessed valuation of Fernley had
17 plummeted from 762 million to 440 million. That's a big drop, big
18 drop.

19 BY MS. NICHOLS:

20 Q So in 2000, when the City was considering incorporating,
21 could they have anticipated the drop in revenue in 2012?

22 A I don't think anybody could anticipate what happened in
23 2008, 2009, 2010, and was -- housing market and what -- you know,
24 the great recession, as they call it. I don't know anybody that
25 anticipated that.

1 Q Oh, I'm sorry.

2 A -- "of the Department of Taxation worked very hard." I
3 didn't say that.

4 Q As a Lyon County commissioner, did you work with the
5 State of Nevada's Department of Taxation?

6 A No. No.

7 Q So did you receive figures or correspondence from the
8 Nevada Department of Taxation?

9 A No, I did not.

10 Q So that was just the incorporation committee?

11 A Uh-huh, uh-huh. I guess.

12 MR. VELLIS: Don't guess. If you don't know --

13 THE WITNESS: I mean, she's asked that. I guess they
14 received correspondence. I would have no idea.

15 BY MS. NICHOLS:

16 Q Okay. So, now when -- I just want to -- when the City
17 of Fernley Incorporation Committee came to the Lyon County
18 commission with their petition, did they anticipate that the City
19 of Fernley would have adequate funds for police protection?

20 MR. VELLIS: Objection, vague and ambiguous.

21 THE WITNESS: I would have no idea if they did or not.

22 BY MS. NICHOLS:

23 Q Wouldn't that -- would you have been concerned with
24 whether the City of Fernley, if it incorporated, if it would have
25 had adequate funds to provide the services that it wanted to

1 provide?

2 MR. VELLIS: Objection, asked and answered.

3 THE WITNESS: By "services," you are talking of all
4 services?

5 BY MS. NICHOLS:

6 Q Yes.

7 A Whole thing?

8 Probably had some concern. But I think one of the
9 things that puts these concerns to rest was that the sheriff at
10 the time had publicly stated that the Lyon County sheriff's
11 service would stay the same as it was right then. That was very
12 reassuring to the people of Fernley.

13 Q Sure.

14 A And, you know, it's his office, it's his budget. So
15 there would be no drop in police protection or anything that comes
16 under the purview of the sheriff's department.

17 Q Was it also anticipated -- we already talked about that,
18 the fire protection had stayed the same?

19 A Right.

20 Q And was it anticipated at the time of incorporation that
21 the fire protection would stay the same?

22 MR. VELLIS: Objection, lacks foundation, calls for
23 speculation, vague and ambiguous.

24 Go ahead.

25 THE WITNESS: Yes, I believe it was, that they felt it

1 meeting.

2 We also asked for years for reinstatement of the
3 7.77 cent ad valorem road tax that they took in 2003 and folded
4 into the general fund so they wouldn't have to share any with
5 Fernley or with the City of Yerington too.

6 They just reinstated that July 1st of this past year,
7 finally, which brings that amount of ad valorem 7.77 cents to the
8 City of Fernley based on our assessed valuation.

9 You are talking here about, oh, 350-, \$360,000, but
10 that's just happened, again. So for years, it was kind of an
11 adversarial thing. It was like we're not going to help Fernley do
12 anything. And I'm not sure where that adversarial relationship
13 developed, but it, for some reason, did.

14 Q Okay. Other than asking for PILT money and ad valorem
15 taxes, has the City of Fernley approached the Lyon County asking
16 for other revenues?

17 A Consolidated tax, yes, we have, yeah. We've asked for a
18 portion of consolidated tax to come -- that Lyon County receives
19 to come to the City of Fernley. We've asked two times on this,
20 once for 10 percent of the consolidated -- or, of the consolidated
21 tax that Lyon County receives.

22 And another time, we've asked for \$200,000 outright,
23 which is the same as the other incorporated city in Lyon County
24 receives from Lyon County, from the consolidated tax. We have
25 asked for those. We've been turned down every time.

1 Q Okay. So PILOT, ad valorem, consolidated tax. Did City
2 of Fernley ask Lyon County for any other revenues?

3 A I don't know of any other revenues they could ask for.

4 Q And what service does the City of Fernley want to
5 provide, or what does the City of Fernley want that money for?

6 A Well, primarily, to improve our infrastructure in roads,
7 for one. And we have a desperate need for main arterial roads
8 connecting to the state and federal highways to be upgraded.

9 Main road into the industrial park, Newlands,
10 East Newlands Drive is desperately in need of repair, considering
11 the amount of traffic that goes in there.

12 We would like to upgrade our downtown enhancement area
13 and stuff to promote economic development, more economic
14 development through, you know, business and stuff. We've been
15 very successful in our economic development efforts in bringing
16 industry to Fernley, but, you know, it takes money to do that.

17 We would also like to do some upgrades to our parks.
18 The major one is the In-Town Park and the Out-of-Town Park that
19 are the highly, highly used parks.

20 We would like to provide more things, like a ski board
21 park, motocross, things like this, that kids can use them. We're
22 also in the drawing board of looking at a community center,
23 convention center, civic center, whatever you would like to call
24 it, where the community can have events and stuff.

25 And we can promote small conferences, conventions to

1 come to Fernley and have their conference there, you know, like
2 League of Cities, Nevada Association of Counties, some of these
3 regional service groups, like Rotary and Lions, that have their
4 little district meetings and stuff. Right now, we can't do that.

5 Right now, if you want to have a function of more
6 than -- more than 40 people in Fernley, you don't, unless you use
7 City Hall. And that's -- there again, in City Hall, we can put
8 about 80 -- 80 in City Hall, but it's very limited as to
9 usability.

10 To have a nice function where you could have a dinner
11 auction, dinner dance, presentation or something, award
12 ceremonies, whatever, there is no place in Fernley to be able to
13 do that.

14 Q Has the City of Fernley approached Lyon County to get
15 more revenue to provide police services?

16 A That's part of what we -- one of the things we would do
17 with this extra money that you just asked me about, is provide
18 more police services, right?

19 We would -- one of the thoughts that has been bantered
20 around is if City of Fernley received a fair share of the
21 consolidated tax, we could then contract with Lyon County for more
22 deputies that the City would actually pay for, but to -- they
23 would be assigned to the substation in Fernley, because we're
24 probably better than -- we have less than half of what should be
25 in a city our size.

1 Q Has the City of Fernley approached Lyon County asking
2 for funds for fire, additional fire protection?

3 A No, because that's a separate entity.

4 Q Okay. That's North Lyon County?

5 A That's North Lyon County Fire District, yes.

6 Q Has the City of Fernley also approached the legislature
7 seeking additional funding?

8 A Yes, we did. In 2011 legislature, we had a bill that we
9 wrote up and had introduced in the assembly, went to -- assembly
10 taxation and Chairman Kirkpatrick. The bill had a hearing, no
11 action was taken on it and never saw the light of day again.

12 We had proposed that the City of Fernley receive a
13 one-time adjustment to the base of the consolidated tax of
14 \$5 million, keeping in mind our base at the time was \$120,000.
15 So -- and we had quite a bit of data and information there as to
16 why this should be.

17 The chairman said -- and a couple members of the
18 committee said why don't you reduce it. There was one paragraph
19 in there -- LCB wrote this up. So we took that paragraph out and
20 reduced the request to \$2.5 million. It never even got to a
21 workshop or a hearing, just got swallowed up. That was in 2011.

22 Q Did the City of Fernley approach the legislature seeking
23 additional funding again in 2013?

24 A No, we did not.

25 Excuse me. Yes, we did. Yes, we did. We tried to get

1 some people to introduce legislation or put it as an amendment and
2 rider and stuff, but we were not successful on that. But we had
3 no formal bill like we had in 2011.

4 The bill, I believe, was AB 40. It was heard early on.
5 It was heard within the first 10 days of the session in 2011. And
6 despite all of our efforts to get the things back on to the --
7 into the working group and bring it back to the committee, it
8 never did.

9 Q Were you involved in the decision to bring a lawsuit
10 against the Department of Taxation and the Treasurer?

11 A For this matter?

12 Q Yes.

13 A Yes, as mayor, I would be, yes.

14 Q What did you think the end result would be of filing a
15 lawsuit?

16 MR. VELLIS: Objection, calls for a legal conclusion.

17 Go ahead, you can try to answer.

18 THE WITNESS: That was our final alternative to seeking
19 relief on this consolidated tax, which we feel is -- you know, the
20 things there.

21 We have been to the legislature. We talked to the
22 Governor's Office. We had several meetings with Taxation. They
23 just said no, we can't help you, we can't do this. Our only
24 remedy left was legal proceedings. That's where we are.

25 BY MS. NICHOLS:

1 that. And it's a fun thing because it's pretty scary, you know.
2 We get things really decorated up and stuff, and the kids love it,
3 and the parents.

4 It's just safe trick-or-treating, so to speak, because
5 they do that. And then there's always candy and stuff that's
6 donated by Wal-Mart and Scolari's and various entities. So that's
7 where that would come from.

8 Q And where -- well, we know what it goes towards. Where
9 does the money come from?

10 A Most of that money would probably come out of the
11 general fund. Some would be donated. A little bit of that would
12 actually come in donations for a particular event, whether it's
13 the Pro Rodeo, whether it's 4th of July or the Spooktacular,
14 whatever it may be.

15 There will be some people that actually will put in \$50
16 toward it or something, not a large amount of money, but some of
17 it is.

18 The 4th of July, yeah, there's probably close to \$10,000
19 in donations might come toward that. 4th of July is a big deal in
20 Fernley, a real big deal.

21 Q Has the City of Fernley had to cut services due to lack
22 of revenue?

23 A Yes, we have. We've dropped our workforce by
24 30 percent, which is pretty significant. Our employees up until
25 this year had not had a raise in three and a half years of any

1 sort, nothing, zero, nada.

2 And this year, they received a two and a half percent
3 across the board for everybody, because we finally got enough
4 money put together that we could do that. And we felt that it was
5 important.

6 And, of course, City of Fernley employees are unionized,
7 the hourly ones. They are represented by the IBEW, so -- but that
8 was the first time.

9 So things have been tight. We have every department
10 watch their overtime. And of course, you know, we have to have a
11 little money aside for something.

12 This year, on 4th of July, for example, that afternoon,
13 we had a major rain event in Fernley. We had over two inches of
14 rainfall in two separate entities -- or, events within three hours
15 of each other, causing over \$160,000 damage to roads and storm
16 drain.

17 That's four days into the fiscal year, we're hit with
18 160,000-plus dollar damages, which you have to repair those
19 things. So already, it's like, whoa, the road fund just took a
20 major hit, which causes projects to be put off and stuff.

21 These are things you can't prepare for, or, you can
22 prepare somewhat, but you can't anticipate. But we can't prepare
23 because we just really don't have the dollars to set aside and
24 say, hey, let's put a million dollars or \$500,000 in a, quote,
25 "rainy day fund" that most entities have. We don't have that

1 Winnemucca or Mesquite or Boulder City, or anybody.

2 I mean, we don't get as much money as the television
3 district in Elko County. A television district. City of Fernley
4 gets less.

5 So we started asking questions. We had meetings with
6 the Department of Taxation. And after two or three meetings, we
7 were told, "Well, the formula works." That's a quote. That's
8 what we were told, "The formula works."

9 So we said, well, we're going into this a little
10 further. So we kept looking at it and trying to devise how this
11 formula works and how a city of 19,000 people would only generate
12 \$140,000 in consolidated tax.

13 When you consider the hotels or the motels, the
14 restaurants, the truck stops, the Lowe's, the Scolari's, the
15 Wal-Mart that's in the City of Fernley, none of this made sense at
16 all, that we wanted to receive a little more proportionate, fair
17 share of the consolidated tax.

18 So we went to Taxation. They said they couldn't help
19 us. We went to the legislature in 2011, got nowhere. And we then
20 contacted -- contracted with this firm here, Mr. Hicks and
21 Mr. Vellis, and proceeded with the lawsuit, because it was our
22 final alternative. That's the only place we could go to try and
23 get relief.

24 Q Okay. Did the formula for the distribution of
25 consolidated tax change from the time the City of Fernley

1 incorporated to 2012?

2 MR. VELLIS: Objection, lacks foundation.

3 THE WITNESS: I have no idea if it did or not. I don't
4 know. I don't know.

5 BY MS. NICHOLS:

6 Q Okay. When did the City of Fernley incorporate?

7 A July 1st, 2001, was the official date of incorporation.

8 Q And this lawsuit was filed in June of 2012; is that
9 correct?

10 A Uh-huh, I guess, around there somewhere, yeah.

11 Q So the lawsuit was filed 11 years after the City of
12 Fernley incorporated; is that correct?

13 A Basically, uh-huh.

14 Q Okay. Are consolidated taxes distributed to counties?

15 MR. VELLIS: Objection, lacks foundation, calls for
16 speculation.

17 THE WITNESS: Among other agencies, yes. That's one of
18 them.

19 BY MS. NICHOLS:

20 Q So when you were a Lyon County commissioner, were you
21 aware that Lyon County received a distribution of consolidated
22 tax?

23 A I was aware they received consolidated tax, yes, uh-huh.

24 Q Do you know whether Lyon County still receives
25 consolidated tax?

EXHIBIT 4

EXHIBIT 4

1 IN THE FIRST JUDICIAL DISTRICT COURT
2 OF THE STATE OF NEVADA IN AND FOR CARSON CITY

3 CITY OF FERNLEY, NEVADA, a)
4 Nevada municipal)
corporation,)

Certified Copy

5 Plaintiff,)

6 vs.)

Case No.
12 OC 00168 1B

7 STATE OF NEVADA ex rel. THE)
NEVADA DEPARTMENT OF)
8 TAXATION; THE HONORABLE)
KATE MARSHALL, in her)
9 official capacity as)
TREASURER OF THE STATE OF)
10 NEVADA; and DOES 1-20,)
inclusive,)

11 Defendants,)

12 NEVADA LEGISLATURE,)

13 Intervenor.)

14

15

16 DEPOSITION OF MARVIN ALTON LEAVITT

17 Taken on Friday, November 22, 2013

18 At 9:10 a.m.

19 At 520 Moapa Valley Boulevard

20 Overton, Nevada

21

22

23

24 Reported by: Marilyn Speciale, CRR, RPR, CCR #749

25 Job No. 8083

1 strike that.

2 Did you discuss the C-Tax, this lawsuit, or
3 any other issues related to it with anybody else?

4 A. I don't believe so.

5 Q. Okay. Could you briefly tell me about your
6 educational background, college?

7 A. I graduated with a bachelor of science from
8 Brigham Young University in 1966 with a major in
9 accounting.

10 Q. Any follow-up?

11 A. No, other than professional education as it
12 relates to --

13 Q. What kind of professional education?

14 A. I'm a certified public accountant. So as a
15 result thereof, there's continuing education that's
16 required on an annual basis.

17 Q. When did you become a CPA?

18 A. 1968.

19 Q. And did you pass the test the first time?

20 A. Yes.

21 Q. Are you currently employed?

22 A. No.

23 Q. You're retired?

24 A. Yes.

25 Q. And where are you retired from?

1 A. The City of Las Vegas.

2 Q. Okay. And what did you do at the City of
3 Las Vegas?

4 A. Over the years I held two positions. I
5 started there in 1972. I was director of finance and
6 then director of intergovernmental services.

7 Q. Okay. And which job did you hold first?

8 A. Director of finance.

9 Q. And how long did you have that job for?

10 A. Approximately 20 years.

11 Q. From 1972 to 1992?

12 A. Uh-huh.

13 Q. Yes?

14 A. Yes.

15 Q. Okay. And what were the duties of the
16 director of finance over that period of time?

17 A. I had responsibility for essentially the
18 entire financial system of the City, the treasury
19 function, the budgeting, all of accounting, financial
20 reporting. I represented the City at the Nevada
21 legislature for a number of years.

22 Q. Okay. And when you say you represented the
23 City at the legislature, what was that function? What
24 did you do? Did you lobby basically?

25 A. I essentially lobbied. That's right.

1 issues other than finance.

2 Q. Okay. And just for the record, Mr. Leavitt,
3 this is Josh Hicks. He's my partner.

4 MR. HICKS: Nice to see you. Sorry to be a
5 little late.

6 BY MR. VELLIS:

7 Q. And so those were the two jobs you had from
8 1972 until you retired when?

9 A. 2001.

10 Q. Okay. Any other employment other than that
11 during -- let's say from 1972 forward?

12 A. Okay. In 2001, after I had retired from
13 full-time employment with the City, I then entered into
14 a contract with the City of Las Vegas and the City of
15 Henderson to represent them again at the legislature.

16 Q. Okay.

17 A. And eventually added other cities. They
18 formed a consortium which involved those two cities plus
19 the city of Reno, the city of North Las Vegas and the
20 city of Sparks, essentially the five largest in the
21 state, and I represented them up through the 2009
22 legislative session.

23 Q. And on what kind of issues did you represent
24 them --

25 A. Finance and taxation.

1 A. That's correct.

2 Q. So the information you get is apples to apples
3 when you look at it, what categories they're using?

4 A. That's right, and as the law changes and such,
5 those are revised.

6 Q. Okay. And I think you said briefly that the
7 Committee on Local Government Finance is kind of the
8 liaison between the state and the local governments. Is
9 that a legislative body? Is it an independent body?
10 What is the Committee on Local Government Finance?

11 A. Well, the Committee on Local Government
12 Finance is established by state statute. It is composed
13 of 11 members, three of which are appointed by the
14 Nevada League of Cities, three by the Association of
15 Counties, three by the Nevada Society -- two by the
16 Nevada Society of CPAs, three by the schools.

17 Q. Okay. And you've been on that committee for
18 35 years you said?

19 A. Yes.

20 Q. Okay. And how were you appointed to it, which
21 one of the group --

22 A. Cities.

23 Q. Cities?

24 A. Nevada League of Cities.

25 Q. Okay. And what kind of -- this is probably

1 the beginning of the discussions of the C-Tax and
2 provided technical information to the legislature so
3 that they could do what they need to do in writing a
4 bill and getting a bill passed?

5 A. That's right. And that committee, I believe
6 it was started probably by the '95 legislative session,
7 and it was existent from there through the 2001
8 legislative session. I think it was discontinued after
9 that.

10 So there was additional work besides C-Tax
11 that took place during that time, but C-Tax was one of
12 the main items of work between '95 and '97.

13 Q. Okay. So you said the committee. You're
14 talking about the technical committee?

15 A. I'm talking about the legislative committee.

16 Q. When did you first get on the technical
17 committee?

18 A. When it was originally established in '95 if
19 my memory serves me correctly.

20 Q. And how long did you stay on that technical
21 committee?

22 A. Until it was -- till the work of the committee
23 was over in 2001.

24 Q. Okay. Now, you said to me that this recent
25 2011 interim committee asked you to provide information

1 on the background of the C-Tax, and one of the things
2 that you talked about was a discussion about why the
3 C-Tax was established.

4 Tell me what you told them about why the C-Tax
5 had been established to begin with.

6 A. The -- as I recall -- you know, recognize that
7 I have given testimony on these things hundreds of
8 times.

9 Q. Okay.

10 A. And trying to isolate from one meeting, but in
11 general what had happened was there was a -- there were
12 a number of taxes that were distributed to local
13 governments by the state, and they were each distributed
14 by different formulas. And they were distributed even
15 to different local governments so that some were
16 distributed to cities, counties, special districts.
17 Some were distributed to cities and counties but not to
18 special districts, and all over the place by different
19 formulas.

20 And there had been -- in the 1981 legislative
21 session, there was a switch between sales tax and
22 property tax, and there was essentially 1-3/4 percent of
23 the sales tax was established at that time called the
24 Supplemental City/County Relief Tax, and it was
25 distributed by a formula to various local governments

1 with the intent that that would offset directly property
2 taxes that had been levied for operating purposes by
3 those local governments prior to that time.

4 And so that was a formula that was developed.
5 I happened to be on the committee that developed it by
6 the way but...

7 Q. I could guess that, I think.

8 A. But, anyway, it had been in existence with
9 some changes over the years, and there was questions as
10 to whether, you know, some local governments that had
11 come into existence subsequent to that time and some
12 local governments were dissatisfied -- you know, they
13 always are -- about how much money they're getting out
14 of that, and so it was -- and then there was a tax which
15 was equal to one-half of 1 percent of the sales tax
16 called the Basic City/County Relief Tax, and it was
17 distributed to cities and counties by a formula that
18 said if there were no cities in the county, the county
19 got all of it.

20 If there was one city in a county, it was
21 divided between the city and the county based on
22 relative populations. If there were two or more cities
23 in the county, it went only to the cities by their
24 relative population.

25 And so some of the counties, particularly

1 A. Yes, I'm certain.

2 Q. And my understanding is that they were talking
3 about in this document, if you look at the first page,
4 it was Senate Bill 254, which was the bill that
5 eventually became the C-Tax, correct?

6 A. Yes.

7 Q. So what you're referring to -- tell me if I'm
8 wrong -- is that you're telling us what the goal of the
9 C-Tax was in that statement?

10 A. That's correct, and that specifically relates
11 to what I had talked about earlier as being the excess.

12 Q. Okay.

13 A. And not -- of course, the base comes in as to
14 whatever it was prior to the implementation of this new
15 law.

16 Q. Right.

17 A. So when we talk about this, we're talking
18 about the distribution of taxes that are in the excess
19 portion.

20 Q. Okay. What would happen to a city, for
21 example, and I can tell you this is -- and we can go
22 through it in a few minutes -- the Fernley situation,
23 where you have a city which is not an incorporated city
24 when the law first came in, has a low base amount,
25 becomes an incorporated city, does not have a police

1 people in ten years, that has a lesser population now
2 than Fernley, and their C-Tax is \$7,630,000. Their
3 increase over ten years is ten times the total that
4 Fernley now receives, and what I want to know is, is
5 that the way the formula is supposed to operate? Is it
6 operating the way it was intended?

7 A. I think it is because we are dealing -- and
8 the testimony that I'm talking about here, I'm dealing
9 with one bill that relates to the distribution within a
10 county.

11 What you're talking about there when you
12 compare with Boulder City, you're talking about the
13 distribution within -- between counties on a statewide
14 basis which relates not to this bill but to bills passed
15 earlier which relates to the first tier and not the
16 second tier of the distribution.

17 Q. Right, but then how does somebody -- I assume
18 that the testimony we talked about in Exhibit Number 1,
19 where we read -- which I read about you want to get the
20 revenues where the need is greatest, that applies over
21 the board through the state. That's what you were
22 trying to do with C-Tax is make sure the revenues get
23 where needs are or not?

24 A. On C-Tax, we are talking about there was a
25 decision made before we ever got into the C-Tax that we

1 were going to do nothing with the first tier.

2 Q. Okay.

3 A. And that we were only going to -- this would
4 only affect the second tier. So we're talking about the
5 way taxes are distributed within a county, not among
6 counties.

7 Q. Okay.

8 A. And so this really has nothing to do with
9 anything with -- between Clark and Lyon or between
10 Washoe and Lyon or between Clark and Washoe or between
11 any counties. We're talking about only within the
12 county.

13 Q. But in that instance, if you were a taxpayer
14 in the city of Fernley, would you feel like you're --
15 because you're a small county -- getting treated
16 disproportionate to perhaps somebody in Clark County
17 because they seem to be getting a significantly larger
18 portion of C-Tax than the taxpayers receive for their
19 city in Fernley?

20 A. The argument would be -- I suppose it's an
21 internal argument. We would say, the people in Clark
22 County would say, "We're the ones having to provide the
23 infrastructure. We're the ones providing the taxes.
24 We're the ones having to do all of this, and the sales
25 tax is collected in Clark County. We think it should

1 and that's why I asked you the question previously, does
2 the police department make up a seven and a half million
3 dollar difference between Fernley and Boulder City when
4 Boulder City has got a population of 15,000 and Fernley
5 has got a population of 19,000? Fernley clearly is
6 growing much faster, and Boulder City has had a
7 population increase of 57 people in ten years. Is seven
8 and a half million dollars related solely to the police
9 department?

10 A. And I'm saying that it's not a fair comparison
11 between Fernley and Boulder City because we're dealing
12 with something in different counties.

13 Q. That's because of the different counties.

14 A. It's unrelated to this bill.

15 Q. Okay. Then other than going to the ballot box
16 or going to the state legislature, is there any
17 mechanism within the system, within the C-Tax system for
18 Fernley to go and get a change in their base allocation
19 based on the growth that they've experienced over this
20 period of time?

21 A. I'm not aware of one. I suppose if they took
22 on additional services, so if they decided they would
23 have police tomorrow, it would be possible to do
24 something, but that's not practical. I mean, the
25 practicality of it is if they took on police, they would

1 have to have money to fund the police.

2 Q. Exactly.

3 A. And you don't have money to fund anything
4 else.

5 Q. So it's a Catch 22.

6 A. Now, however, you get back to the question
7 that I brought up earlier. You know, even though they
8 didn't have as much going in, they -- all of this growth
9 they have been experiencing does provide them other
10 taxes, you know, growth in other taxes that are
11 unrelated to the C-Tax in which to operate, but, anyway,
12 it's --

13 Q. Right, and I agree with you. The Catch 22 to
14 this is even when you have the newly incorporated city
15 that is required to have a police department, how many
16 newly incorporated cities have the funds to staff and
17 have their own separate police department. Was that
18 investigated at all by the committee when they came up
19 with that provision?

20 A. The police is one of the big problems around
21 the state, and, of course, within this -- in this
22 particular case, we had a bunch of -- we had a
23 discussion, as I remember, at the very -- at the meeting
24 when the Committee on Local Government Finance was
25 discussing this incorporation, as to whether they would

1 Q. Mr. Leavitt, we're back on the record. You're
2 still under oath.

3 We were talking about a particular entity that
4 perhaps had a C-Tax distribution, had a police
5 department and then decided to disband its police
6 department, and my question was whether or not they
7 would then suffer under the formula a loss in their
8 C-Tax revenue.

9 Would they or would they not, or would it stay
10 the same?

11 A. I cannot think of a provision in there that --
12 in the statute the way it exists right now that if they
13 decide not to provide a particular service, whether it
14 be police or some other service they have, that they
15 would automatically get a decrease in the --

16 Q. Let me ask you, when it first started and they
17 established the base amounts for the participants that
18 were in the system at the time, how did they determine
19 the base? How did that work out? How did each one of
20 these entities get their base amount that they operate
21 under?

22 A. The base at the time that this -- the 1997
23 legislation was enacted, the base was determined by the
24 amount of money they received in the prior year from
25 each one of the six taxes.

1 Q. Okay.

2 A. And so that, as I indicated earlier, some
3 governments received all of those six. Some received as
4 few as only one of those six.

5 Q. Okay.

6 A. And some in between, all the way in between.
7 So we have a huge disparity in the amount that any one
8 particular government got.

9 Now, the legislation provided when they went
10 into this that a government that felt that for some
11 reason that they were -- that their base was too small
12 in comparison to other similarly situated governments,
13 they had a sort of one-time appeal, and they came to the
14 Committee on Local Government Finance, and they made
15 their case as to whether they should get an increase in
16 their base at that time. And as I recall, we had a
17 couple of them, or something like that, that actually
18 came --

19 Q. Okay.

20 A. -- to the committee.

21 Q. And then after that, that base stays with that
22 entity for eternity as long as the C-Tax system is in
23 effect?

24 A. Well, as I indicated, the base moves up every
25 year now.

EXHIBIT 5

EXHIBIT 5

IN THE FIRST JUDICIAL DISTRICT COURT
OF THE STATE OF NEVADA
IN AND FOR THE COUNTY OF CARSON CITY

-o0o-

CITY OF FERNLEY, NEVADA,
a Nevada municipal corporation,

CERTIFIED COPY

Plaintiff,
vs.

Case No. 12 OC 00168 1B
Dept. No. I

STATE OF NEVADA ex rel. THE
NEVADA DEPARTMENT OF TAXATION;
THE HONORABLE KATE MARSHALL,
in her official capacity as
TREASURER of the STATE OF
NEVADA; and DOES 1-20,
inclusive,

Defendants.

Pages 1 to 135, inclusive.

DEPOSITION OF MARY C. WALKER

Tuesday, December 3, 2013
Carson City, Nevada

REPORTED BY: CHRISTINA AMUNDSON
CCR #641 (Nevada)
CSR #11883 (California)

1 Q Was that over 10 years ago?

2 A Oh, yeah.

3 Q Because of that, then, I'll go over a little bit
4 of the rules that we're operating under today so you know
5 what's going on.

6 A Thank you. Appreciate that. What's your name?

7 Q I'm Clark Vellis. I'm sorry I didn't introduce
8 myself. I represent the City of Fernley.

9 A Okay.

10 Q We're here today regarding a lawsuit that was
11 brought by City of Fernley regarding the consolidated tax.
12 You seem to be someone, in looking at all the old records
13 back in 1997 forward that was involved with the technical
14 committee that helped draft the consolidated tax.

15 Is that correct?

16 A That's correct.

17 Q All right. As a result, we wanted to ask you
18 some questions regarding that.

19 A Sure.

20 Q The deposition process is our chance to ask you
21 questions under oath. The oath that you took just a few
22 seconds ago is the same oath that you would take in a
23 court of law. You understand that?

24 A Sure.

25 Q You understand that the penalty of perjury

1 private business.

2 Q Right.

3 A And I believe it's back in 1981 when we had the
4 tax shift and the state required the local governments to
5 reduce their property taxes by a very significant amount
6 because Proposition 13 was being threatened to be put into
7 Nevada in 1980-1981.

8 The legislature enacted the tax shift which

9 required local governments -- primarily their target was
10 cities and counties, general purpose -- to decrease their
11 property taxes significantly. Now, I know as the former
12 Carson City finance director our property tax revenues
13 decreased by 75 percent.

14 The state enacted the SCCRT, the Supplemental
15 City/County Relief Tax, which is 1.75 percent of what you
16 pay at a store, so it's the big enchilada. They enacted
17 that to generate sales tax revenues to make up for the
18 loss local governments were going to have in property
19 taxes.

20 So at that time the discussion was -- and I
21 started with Carson City in 1986 and Carson City was
22 bankrupt at that point. And so I went back to research
23 why Carson City was bankrupt and what we had to do to get
24 it up and going again. And, basically, what I found at
25 that point was that the special districts weren't supposed

1 to be part of that SCCRT distribution. That was the
2 original discussion. But then when the special districts
3 came to the legislature later on in the session and said,
4 Wait a minute, our property taxes are going down, too, so,
5 therefore, we need to have part of that SCCRT sales tax,
6 then they received a distribution of the SCCRT tax.

7 That is where, I believe, most of the money for
8 these enterprise districts would have come from, because
9 the enterprise districts never received cigarette tax and
10 motor vehicle tax --

11 Q Right.

12 A -- and any of those others. It was the sales
13 tax. So this is what happened: Let's say you had an
14 enterprise district that was generating \$1 million in
15 property taxes and one that was generating \$500,000 in
16 property taxes, okay?

17 The SCCRT is going to go more to this guy
18 because he's going from \$1 million to \$250,000. This
19 guy's going from \$500,000 to 100,000. Well, he only lost
20 \$400,000 and this other guy lost \$750,000. So because he
21 has a higher reliance on property taxes, he's gonna have
22 more of a loss. He will get more of the SCCRT tax.

23 So when you look at all of these different
24 entities, why their bases are different and all this other
25 stuff, it goes back to 1981. And if they had a high

1 property tax reliance at that time, then they're going to
2 get a higher SCCRT than --

3 Q They get a good base.

4 A -- somebody who had low taxes.

5 Q Right.

6 A So that's when you look at this, you'd have to
7 look at Jackpot and all these entities statewide. On the
8 enterprise funds what we did there in the mid-'90s is we

9 said enterprise funds are not general purpose governments
10 and they should be relying upon their fees.

11 There's, you know, many, many enterprise funds.
12 Sewer and water entities, those types of things, don't get
13 C-Tax but yet the state taxpayers and other local
14 governments are subsidizing the sewer and water rates for
15 these people. So what we'll do is we're going to freeze
16 you, so in 1990 what we put into this C-Tax law was that
17 the enterprise districts -- and we defined who they were
18 -- that because they're the normal reliance on fee kind of
19 entities, you're gonna continue to have that forever.
20 Because you got X amount of dollars to compensate for your
21 loss in property taxes, so you get that amount but you're
22 not going to get any of the growth. That growth is gonna
23 go to general purpose governments. And that's why you see
24 the dollar amount in there for any of those enterprises,
25 it's the same dollar amount every year since the mid-'90s.

1 Q Okay. SB-254 was enacted in what year?

2 A I thought it was '97.

3 Q I don't know. I was asking you.

4 A Sorry.

5 Q The Technical Committee went on further from
6 that point, though, correct?

7 A Yes. We worked on other things, like other
8 types of taxes and stuff.

9 Q Did you have anything to do with the C-Tax after
10 it was enacted on the Technical Committee?

11 A I can't recall. I know that just various
12 legislation, and I think there was some cleanup things,
13 but just, you know, working at the legislature. I can't
14 recall.

15 Q And my understanding from looking into this --
16 and you can correct me if I'm wrong -- is the C-Tax was
17 enacted to make sure tax dollars were following growth.

18 A New.

19 Q No?

20 A Not C-Tax. New monies coming in, excess monies
21 coming from. Not the base.

22 Q Okay.

23 A Only the excess. Only the new money coming in
24 would follow growth.

25 Q Okay. And part of the reason was also to get

1 Q Well, that's what I heard.

2 A No, that's not what I'm saying.

3 Q What are you saying?

4 A I said several times it depends on what services
5 they are providing. There's dozens and dozens of services
6 that local governments provide.

7 Q Okay. So does the C-Tax only look at services
8 provided or services that the city or local government
9 wants to provide?

10 A The C-Tax doesn't look at where that money is
11 going.

12 Q Okay.

13 A That's up to the elected official in their
14 budgets.

15 Q So you don't know -- for example, the state
16 legislature doesn't require it under C-Tax to look at how
17 the money is being spent?

18 A That's correct.

19 Q Okay. You said earlier something I wanted to
20 ask you about. Fernley has a -- and maybe it wasn't an
21 all-encompassing period of time, but Fernley has a
22 purposefully low property tax.

23 A Right.

24 Q Is it your understanding today that they still
25 have that?

AFTERNOON SESSION

BY MR. VELLIS:

Q We took a lunch break and we're back on the record. You understand you're still under oath?

A Yes, I understand.

Q During the lunch break did you have lunch with any of the defense counsel?

A Yes.

Q Which ones?

A Andrea and I went to lunch.

Q Did you discuss your testimony?

A No.

Q Did you discuss the C-Tax?

A No.

Q Did you discuss anything about what's going on today?

A No.

Q Okay.

A Grandchildren.

Q There you go. Good lunch conversation. We were talking about your background and I think I got pretty much up to present. You're also on the Committee for Local Government Finance?

A Correct.

Q What's that?

1 A That's a statutory committee and it is a
2 committee which has -- I think it's three people
3 representing school districts, three people representing
4 cities, three people representing counties, two people
5 representing the CPAs. I'm one of those representing the
6 CPAs.

7 Q All right. And when did you first start on that
8 committee?

9 A It was about, I'd say, 14 years ago.

10 Q So --

11 A '99, maybe.

12 Q 1999 approximately?

13 A Around there.

14 Q And have you been on it continually since that
15 time?

16 A Yes.

17 Q And do you have a position on it or are you just
18 a member?

19 A Just a member.

20 Q Okay. And you said your membership was based on
21 your position as a CPA?

22 A Yes.

23 Q How does that happen?

24 A It's in the statute, who appoints.

25 Q Okay. And what does the Committee for Local

1 A And Lyon County came in in support of the
2 incorporation along with Fernley and Department of
3 Taxation.

4 Q Okay. And the incorporation was approved.
5 Is that correct?

6 A Yes, that's correct.

7 Q I think you told me earlier just last year that
8 when that bill came up that Fernley wanted \$5 million,

9 Lyon County was against that, correct?

10 A Yes. And we're on record against it.

11 Q Okay. And just to make sure, then, in that
12 situation last year when they were asking for the \$5
13 million, Lyon County was against it and you as their
14 lobbyist actively sought to deny Fernley the request they
15 were making?

16 A That's correct. And that has happened in other
17 cases, too.

18 Q Okay. One of the things I saw when I was
19 looking at this Committee on Local Government Finance in
20 the statute is there's a provision that, if a local
21 government has a three-year period where it declines an
22 assessed value population, that they can review it to
23 reduce its C-Tax distribution.

24 Do you know what I'm talking about?

25 A There's a provision as far as whether you are a

1 Q Right. Are they providing some sort of
2 qualitative thing saying, hey, these numbers look wrong or
3 is it just here's the numbers?

4 A They provide the numbers based on the statute.

5 Q Right. What I'm asking is qualitatively is
6 anybody assigned in the Department of Taxation?

7 A Not to my knowledge.

8 Q Okay. How did you first get on the Technical
9 Committee?

10 A By the CPA, by statute -- oh, are you talking
11 about the Committee on Local Government Finance or the
12 Technical Committee.

13 Q Technical Committee. I'm going back now. I'm
14 switching. When SB -- is it 254 was the original bill
15 that eventually became the consolidated tax?

16 A Right.

17 Q Okay. There was SCR -- what's SCR 40?

18 A Right.

19 Q What's the SCR?

20 A Oh, it's the Senate Concurrent Resolution.

21 Q Okay. And that establishes the Technical
22 Committee?

23 A Right.

24 Q How did you get selected to be on that Technical
25 Committee, if you know?

1 you arrive at eventually the C-Tax proposal that you made
2 with the objectives and attributes that we just looked at
3 in Exhibit 5?

4 A The Technical Committee met many, many times
5 about where the problems were, what some of the solutions
6 could be, what do we do with growth, how do we funnel it
7 to growth. And it was basically a lot of sitting around
8 and just talking through a lot of things about, you know,

9 what needed to occur, how do we fix it to where entities
10 are able to provide service.

11 Q Okay. So, again, in my shorthand, you were
12 trying to figure ways to make sure you were getting the
13 money to the taxpayers that needed the services.

14 A Well, no. Everybody needs services.

15 Q Right.

16 A It's to give money to where areas of growth were
17 because the demands are greater. And if it is that growth
18 that is generating those revenues, then we need to funnel
19 that money back so the services can be provided to that
20 growth.

21 Q Okay. And how do you determine if the area
22 that's -- strike that. How do you determine what areas
23 are generating the revenues? How do you go about doing
24 that?

25 A The two mechanisms were assessed value and

1 population.

2 Q Okay.

3 A Population growth, assessed value growth.

4 Assessed value is important because it has a commercial
5 component as well as a population component.

6 Q Okay. And what do you mean by it has a --

7 A Well, we provide services to businesses. We
8 provide fire and sheriff to businesses.

9 Q Okay.

10 A And so they are part of our tax base that we
11 have to provide service to.

12 Q Right. But you were saying assessed value has
13 another component based upon --

14 A Assessed value is assessed value of commercial
15 properties as well as of residential properties.

16 Q Okay. And does that show you something about
17 the growth in commercial businesses as opposed to just
18 population growth?

19 A That's right. That's why you use assessed
20 value. It's the only factor we had to show commercial
21 growth.

22 Q Okay. I saw the name of Guy Hobbs. Was
23 Mr. Hobbs one of the people on the Technical--

24 A Yes, he was?

25 Q How about Mr. Marvin Levitt?

EXHIBIT 6

EXHIBIT 6

5-22-97



890

JOURNAL OF THE SENATE

RESOLVED BY THE SENATE OF THE STATE OF NEVADA, THE ASSEMBLY CONCURRING, That the members of this legislative body express their sincere condolences to the family and friends of the late Dr. Joseph D. Wilkin; and be it further

RESOLVED, That the death of such a highly respected doctor is a tremendous loss for Lincoln County and the State of Nevada; and be it further

RESOLVED, That the Secretary of the Senate prepare and transmit a copy of this resolution to the family members of Dr. Joseph D. Wilkin.

Senator McGinness moved the adoption of the resolution.

Remarks by Senator McGinness.

Senator McGinness requested that his remarks be entered in the Journal.

Thank you, Mr. President pro Tempore. Senate Concurrent Resolution No. 42 speaks for itself. We must recognize that Dr. Wilkin was a local boy. He grew up in Lincoln County. We must recognize the responsibility he felt to his hometown by returning there to practice medicine. At the age of 35, he went to medical school. If all of us think back to where we were at age 35, the thought of going to medical school would put a chill in most of our hearts. Dr. Wilkin did go to medical school, came back and became a "country" doctor. For those of you who know Lincoln County as rather remote, it is really more frontier medicine. For those people who know how much faith is put into a family doctor, you understand how much faith everyone had in Dr. Wilkin. There was a 15-month and another 9-month period where he was the only doctor in the county, not just in the community but in the county. Everyone came to his door, day and night. He delivered 153 babies. There are 153 alumni of Dr. Wilkin out there who are very happy. He showed great dedication to Lincoln County by recognizing that he was the only physician in the community and chose not to take a vacation or go away for weekends. His wife and daughters know exactly what that dedication meant to them as they were growing up. It gives me great pleasure to support Senate Concurrent Resolution No. 42.

Resolution adopted.

Senator McGinness moved that all rules be suspended and that Senate Concurrent Resolution No. 42 be immediately transmitted to the Assembly.

Motion carried.

MOTIONS, RESOLUTIONS AND NOTICES

Senator Raggio moved that the Senate resolve itself into a Committee of the Whole for the purpose of considering Senate Bill No. 254, with Senator O'Connell as Chairman of the Committee of the Whole.

Remarks by Senator Raggio.

Motion carried.

IN COMMITTEE OF THE WHOLE

At 10:42 a.m.

Senator O'Connell presiding.

Senate Bill No. 254 considered.

The Committee of the Whole was addressed by Senator O'Connell, Mary Henderson, Washoe County; Guy Hobbs, Fiscal Consultant, Clark County; Marvin Leavitt, City of Las Vegas; Michael Pitlock, Executive Director, CITY OF FERNLEY Department of Taxation and Mary Walker, City of Carson City. STATE OF NEVADA

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CoF

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Senator O'Connell requested that all remarks on Senate Bill No. 254 be entered in the Journal.

SENATOR O'CONNELL:

I hope the beginning of this morning isn't an indication as to how this hearing is going to go. When one of the members of our presentation group parked in the garage this morning he was surrounded by military people who would not let him out of the parking garage for the longest time because of the helicopters landing on the legislative grounds. The next thing: when we were going over the presentation, one of our members got an emergency call regarding a bomb threat in one of the court houses. I hope that is not an indication as to how the hearing will continue.

The interim committee on S.C.R. No. 40 (of the 68th Session) was established to study the laws relating to the laws relating to the distribution among local governments of revenue from state and local taxes. The objectives set forth for the committee were as follows:

1. The new tax distribution system be revenue neutral for the affected governments in the first year. The objective further assumed constant or current service levels for each entity.
2. The revenue growth in future years be directed to follow the population growth.
3. The new tax distribution should reduce competition and encourage cooperation between the local governments.
4. Both the criteria and the parameters be established for the creation of new units of local government and for the treatment of any new local government/special district in the distribution formulas.

In order to attain these lofty goals, the people to be chosen for the technical committee had to be Nevada's brightest financial minds. The people chosen certainly lived up to our expectations. They are fiscal analysts Mike Alstoy, Clark County School District; Gary Cords, City of Fallon; Marvin Leavitt, City of Las Vegas; Steve Hanson, City of Henderson; Mary Henderson, Washoe County; Terry Thomas, City of Sparks; Mary Walker, City of Carson City as well as Guy Hobbs, fiscal consultant, Clark County and Michael Pitlock, Executive Director, Department of Taxation, State of Nevada. These outstanding people accomplished the task that we set before them in S.C.R. No. 40 (of the 68th Session). Five of those analysts are here this morning to explain Senate Bill No. 254. On your desks should be a packet of additional information on the makeup of the committee as well as the information we will cover this morning. If you really need a lift, I recommend reading Bulletin No. 97-5, the Legislative Counsel Bureau's Law Relating to the Distribution Among Local Governments of Revenue from State and Local Taxes.

Let me draw your attention to the fourth page of the handout, the graphs showing the distribution before and after the passage of Senate Bill No. 254. The people making the presentation today are Guy Hobbs, Marvin Leavitt, Mary Walker, Mary Henderson and Michael Pitlock. On the seventh page of the handout, you will find the amendment which will be voted on today. The amendment will be explained along with a section by section discussion of the bill. After our five speakers finish their presentations, we will be happy to address any questions.

MR. GUY HOBBS (Fiscal Consultant, Clark County):

Thank you, Madam Chair and members of the committee. Chairman O'Connell covered many of the reasons why S.C.R. No. 40 (of the 68th Session) was initiated. The old system of distribution that we had been using since 1981, since the tax shift, was thought to be no longer effectively serving its purpose. The old system was cumbersome. For example, the six revenues on the chart on page 5 of the packet are distributed according to four different formulas some of which use assessed valuation, some of which use population. In some cases, some cities only receive those revenues. In some cases, counties only receive those revenues. In other cases where there are two or more cities in a county, counties do not share in those revenues. The old system has been thought to have little flexibility. The creation of a new city, town or other

CITY OF FERNLEY
STATE OF NEVADA
Case No. 851
JA 160
CoF 10762

form of entity is something that can create significant conflict. Also, in one of the fastest growing states, this system should be more responsive than it has been in the past. This was generally pointed out during the last legislative session with S.B. No. 556 (of the 68th Session), the creation of a new unincorporated town in Clark County, Summerland, and a previously unincorporated town of Spring Valley. There were no mechanisms in the law that would allow for either of those towns to participate in the distribution of the revenues under discussion today. I would draw your attention to page 2 of your packet which outlines the current system as compared to Senate Bill No. 254. In summary, Senate Bill No. 254 is recommending that six local intergovernmental revenues, specifically, the supplemental city-county relief tax, the basic city-county relief tax, the motor vehicle privilege tax, the cigarette tax, the liquor tax and the real property transfer tax, which had previously been apportioned according to several different formulas, be pooled into a common revenue distribution fund at the county level and be distributed among the local governments within a county according to a single formula. The flowchart on page 4 graphically shows the flow of funds for those six revenue sources prior to Senate Bill No. 254 and what they would be if Senate Bill No. 254 is adopted.

The revenues from the previously mentioned tax sources will be pooled at the county level for distribution to local governments under a single formula. The base amount of revenue that each local government will receive will be set at a level that recognizes what it received from any or all of those revenues during the prior two fiscal years, fiscal 1995-96 and fiscal 1996-97 will be used to establish the base distribution amounts for each local government. As Chairman O'Connell indicated, this was done to ensure some stability for the local governments transitioning from the old system to the new system. The revenue distribution would not be such a change that it would create a shock for any of the local governments. For counties, cities, towns and special districts, the amount of money that they will receive beyond the base amount will be increased by the Consumer Price Index (CPI) in all subsequent years. This was included to ensure that those local governments that are not growing as rapidly as others at least receive from year to year a constant dollar amount in terms of purchase power to take care of their basic needs.

To the extent that there is revenue in the common distribution fund at the county level from these six sources, above and beyond that amount which is needed to fund the base plus the CPI from year to year, the excess amount of revenue will be distributed among and between the local governments within a county according to a formula which recognizes percentage change in population from year to year and the percentage change in assessed value from year to year calculated on a five-year moving average. The five-year moving average was recommended by the technical committee to smooth out any effects from reappraisal cycles that occur within a county during the course of a year.

There are several other provisions of the bill that would allow for an alternative sharing of revenue within a county if two or more local governments determine that they wish to share the revenue differently between them than the formula otherwise prescribed. There are methods prescribed that would allow for the creation of a new local government, and the new local government would receive a distribution from the common distribution fund if it meets certain criteria. Some of the disincentives in the past for the merger or consolidation of certain units of local governments have been removed. In a sense, we have created incentives for pursuing rational mergers and consolidations of certain local governmental units. There is also an appeal process whereby if any local government feels the base amount set in the formula does not reflect its needs at the base year. There is a one time opportunity to appeal through the Nevada Tax Commission with the Department of Taxation and the Committee on Local Government Finance also reviewing the request ensuring that the base years are set at a level that would reflect a need.

Section 1 through section 3 of Senate Bill No. 254 contain the definitions and directories.

Section 4 defines enterprise districts as a governmental entity which is not a town, city or town but also receives funding from one of the six revenue sources that would be combined into the common distribution fund. It also indicates that the executive director shall determine which entities are enterprise districts pursuant to Section 12.5 of Senate Bill No. 254.

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EXHIBIT 7

EXHIBIT 7

1 IN THE FIRST JUDICIAL DISTRICT COURT
2 OF THE STATE OF NEVADA, IN AND FOR CARSON CITY

3 ---oOo---

4
5 CITY OF FERNLEY, NEVADA, a
6 Nevada municipal corporation

7 Plaintiff,

8 vs.

9 STATE OF NEVADA ex rel. THE
10 NEVADA DEPARTMENT OF TAXATION;
11 THE HONORABLE KATE MARSHALL,
12 in her official capacity as
13 TREASURER OF THE STATE OF NEVADA;
14 and DOES 1-20, inclusive,

15 Defendants.

16 NEVADA LEGISLATURE,

17 Intervenor.
18 _____

19 Pages 1 to 90, inclusive.
20
21
22
23

24 DEPOSITION OF TERRY RUBALD

25 Thursday, December 12, 2013

Carson City, Nevada

26 REPORTED BY:

Romona Malnerich
Nevada CCR #269
California CSR #7526

CERTIFIED COPY

Case No. 12 OC 00168 1B

Dept. No. 1

Case No. 66851

JA 1563

1 Q If for any reason I ask you a question that
2 you don't understand, stop me and have me rephrase the
3 question until you do understand it. Will you do that?

4 A Yes.

5 Q You have been designated as a person most
6 knowledgeable on behalf of the Department of Taxation.
7 Do you understand that?

8 A Yes.

9 Q And that means you're speaking on behalf of
10 the Department of Taxation, not just for yourself. Okay?

11 A Okay.

12 Q Did you do anything to prepare for your
13 deposition today?

14 A Yes.

15 Q What did you do?

16 A I reviewed statutes, regulations, the
17 legislative history for SB 254.

18 Q And what statutes did you review?

19 A NRS 360.740 and NRS 354.598747.

20 Q Anything else that you reviewed or looked at
21 to prepare?

22 A No.

23 Q Did you read any depositions of anybody else
24 from this case?

25 A Yes.

1 of auditors who are now conducting the net proceeds of
2 minerals tax audits. It used to be conducted by the
3 compliance division of the department, but that has been
4 now given to my division.

5 Q So when you started in 2000 as the chief of
6 the Division of Assessment Standards, were the duties the
7 same as you just outlined for me for that department, or
8 has it changed since 2000 till today?

9 A There have been additional duties that have
10 come on over the years.

11 Q But the purpose of the division was to work
12 with local governments?

13 A Yes.

14 Q And the name of the division now is --

15 A The Division of Local Government Services.
16 And my title has also changed.

17 Q What's your title now?

18 A I'm a deputy executive director.

19 Q And when did that happen?

20 A That happened in July.

21 Q Of this year?

22 A Of 2013.

23 Q And have your duties as the chief or deputy
24 executive director changed with the change in the title?

25 A Yes. I'm now involved in more budget work

1 Q And what was the timing issue that you were
2 involved with?

3 A Well, the way the former law read was that
4 any agreements amongst jurisdictions would have to be
5 submitted to the department by December 31st, and the
6 local governments wanted more time to consider their
7 options and they wanted to consider it after the revenue
8 projections come out. So they wanted to change that to a
9 later time. I believe it was settled at April 1st, with
10 a notice that they might do this by March 1st, and the
11 reason that became important was because it involves our
12 budgeting timeline.

13 Q Okay. And the agreements that you're talking
14 about, are these the cooperative agreements?

15 A Yes.

16 Q And these are agreements between county
17 governments and local governments or between local
18 governments within a county?

19 A Between local governments within a county.

20 Q What about a local government with a county?
21 Are there cooperative agreements between those as well,
22 or can there be?

23 A Yes.

24 Q Have you ever seen one?

25 A There's one between White Pine County and the

1 City of Ely.

2 Q And what's that agreement?

3 A I believe all the CTX distribution goes to
4 the City of Ely, in exchange for all of the property tax
5 revenue going to the county.

6 Q Any other cooperative agreements that you've
7 seen or that the department knows about, other than
8 between cities and counties?

9 A The only other one I know about is one that
10 occurred in the last few years between Mesquite and other
11 Clark County entities.

12 Q Okay. What was that?

13 A It was an agreement to redistribute the
14 excess, I believe.

15 Q How did they redistribute it?

16 A I'm not sure.

17 Q As to the history, what was the history of
18 SB 254? Do you know what SB 254 was?

19 A Yes, that was the creation of the C-Tax
20 distribution.

21 Q And did you review the legislative history on
22 that?

23 A I did.

24 Q What was your understanding of the intent of
25 SB 254?