
ASSEMBLY BILL NO. 236—ASSEMBLYMEN GRADY; GANSERT,
GOEDHART, GOICOECHEA AND SETTELMAYER (BY REQUEST)

MARCH 4, 2009

JOINT SPONSOR: SENATOR AMODEI

Referred to Committee on Government Affairs

SUMMARY—Revises provisions governing grants of money for water conservation and capital improvements to certain water systems. (BDR 30-1049)

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

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

AN ACT relating to water conservation; revising the provisions governing grants of money for water conservation and capital improvements to certain water systems to include a nonprofit association or nonprofit cooperative corporation that provides water service only to its members; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Existing law (1) establishes a program to provide grants of money to purveyors
2 of water and eligible recipients to pay for the costs of capital improvements to
3 certain publicly owned water systems made necessary by federal law and to pay for
4 the cost of improvements to conserve water, and (2) defines “eligible recipient” for
5 the purposes of the program to mean a political subdivision of the State. (NRS
6 349.981) This bill expands the definition of “eligible recipient” to include a
7 nonprofit association or nonprofit cooperative corporation that provides water
8 service only to its members.



THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 **Section 1.** NRS 349.981 is hereby amended to read as follows:
2 349.981 1. There is hereby established a program to provide
3 grants of money to:

4 (a) A purveyor of water to pay for costs of capital improvements
5 to publicly owned community water systems and publicly owned
6 nontransient water systems required or made necessary by the State
7 Environmental Commission pursuant to NRS 445A.800 to
8 445A.955, inclusive, or made necessary by the Safe Drinking Water
9 Act, 42 U.S.C. §§ 300f et seq., and the regulations adopted pursuant
10 thereto.

11 (b) An eligible recipient to pay for the cost of improvements to
12 conserve water, including, without limitation:

- 13 (1) Piping or lining of an irrigation canal;
14 (2) Recovery or recycling of wastewater or tailwater;
15 (3) Scheduling of irrigation;
16 (4) Measurement or metering of the use of water;
17 (5) Improving the efficiency of irrigation operations; and
18 (6) Improving the efficiency of the operation of a facility for
19 the storage of water, including, without limitation, efficiency in
20 diverting water to such a facility.

21 (c) An eligible recipient to pay the following costs associated
22 with connecting a domestic well or well with a temporary permit to
23 a municipal water system, if the well was in existence on or before
24 October 1, 1999, and the well is located in an area designated by the
25 State Engineer pursuant to NRS 534.120 as an area where the
26 groundwater basin is being depleted:

27 (1) Any local or regional fee for connection to the municipal
28 water system.

29 (2) The cost of any capital improvement that is required to
30 comply with a decision or regulation of the State Engineer.

31 (d) An eligible recipient to pay the following costs associated
32 with abandoning an individual sewage disposal system and
33 connecting the property formerly served by the abandoned
34 individual sewage disposal system to a community sewage disposal
35 system, if the Division of Environmental Protection requires the
36 individual sewage disposal system to be abandoned and the property
37 upon which the individual sewage disposal system was located to be
38 connected to a community sewage disposal system pursuant to the
39 provisions of NRS 445A.300 to 445A.730, inclusive, or any
40 regulations adopted pursuant thereto:

41 (1) Any local or regional fee for connection to the
42 community sewage disposal system.



1 (2) The cost of any capital improvement that is required to
2 comply with a statute of this State or a decision, directive, order or
3 regulation of the Division of Environmental Protection.

4 (e) An eligible recipient to pay the following costs associated
5 with connecting a well to a municipal water system, if the quality of
6 the water of the well fails to comply with the standards of the Safe
7 Drinking Water Act, 42 U.S.C. §§ 300f et seq., and the regulations
8 adopted pursuant thereto:

9 (1) Any local or regional fee for connection to the municipal
10 water system.

11 (2) The cost of any capital improvement that is required for
12 the water quality in the area where the well is located to comply
13 with the standards of the Safe Drinking Water Act, 42 U.S.C. §§
14 300f et seq., and the regulations adopted pursuant thereto.

15 2. Except as otherwise provided in NRS 349.983, the
16 determination of who is to receive a grant is solely within the
17 discretion of the Board.

18 3. As used in this section, "eligible recipient" means ~~fat~~:

19 (a) A political subdivision of this State, including, without
20 limitation, a city, county, unincorporated town, water authority,
21 conservation district, irrigation district, water district or water
22 conservancy district.

23 (b) *A nonprofit association or nonprofit cooperative*
24 *corporation that provides water service only to its members.*

25 **Sec. 2.** This act becomes effective upon passage and approval.

