

CHAPTER.....

AN ACT relating to state financial administration; changing the designation of certain funds and accounts; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

This bill changes the designation of various state funds and accounts in existing law.

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

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

Section 1. NRS 353.266 is hereby amended to read as follows:
353.266 1. The Contingency ~~[Fund]~~ *Account* is hereby created ~~[as a special revenue fund.]~~ *in the State General Fund.* Money for the ~~[Fund]~~ *Account* must be provided by direct legislative appropriation.

2. Money in the Contingency ~~[Fund]~~ *Account* may be allocated and expended within the limitations and in the manner provided in NRS 353.268, 353.269 and 538.650 or by the Legislature directly:

- (a) For emergency use to supplement regular legislative appropriations which fail to cover unforeseen expenses;
- (b) To meet expenses pursuant to the requirements of the law; or
- (c) As provided by specific statute.

Sec. 2. NRS 353.2735 is hereby amended to read as follows:
353.2735 1. The Disaster Relief Account is hereby created ~~[as a special account in the Fund to Stabilize the Operation of the State Government.]~~ *in the State General Fund.* The Interim Finance Committee shall administer the *Disaster Relief* Account.

2. The Division may accept grants, gifts or donations for deposit in the *Disaster Relief* Account. Except as otherwise provided in subsection 3, money received from:

- (a) A direct legislative appropriation to the *Disaster Relief* Account;
- (b) A transfer from the State General Fund in an amount equal to not more than 10 percent of the aggregate balance in the ~~[Fund]~~ *Account* to Stabilize the Operation of the State Government ~~[excluding the aggregate balance in the Disaster Relief Account and the Emergency Assistance Subaccount,]~~ made pursuant to NRS 353.288; and
- (c) A grant, gift or donation to the *Disaster Relief* Account,



↳ must be deposited in the *Disaster Relief* Account. Except as otherwise provided in NRS 414.135, the interest and income earned on the money in the *Disaster Relief* Account must, after deducting any applicable charges, be credited to the *Disaster Relief* Account.

3. If, at the end of each quarter of a fiscal year, the balance in the *Disaster Relief* Account exceeds 0.75 percent of the total amount of all appropriations from the State General Fund for the operation of all departments, institutions and agencies of State Government and authorized expenditures from the State General Fund for the regulation of gaming for that fiscal year, the State Controller shall not, until the balance in the *Disaster Relief* Account is 0.75 percent or less of that amount, transfer any money in the ~~[Fund]~~ *Account* to Stabilize the Operation of the State Government from the State General Fund to the *Disaster Relief* Account pursuant to the provisions of NRS 353.288.

4. Money in the *Disaster Relief* Account may be used for any purpose authorized by the Legislature or distributed through grants and loans to state agencies and local governments as provided in NRS 353.2705 to 353.2771, inclusive. Except as otherwise provided in NRS 353.276, such grants will be disbursed on the basis of reimbursement of costs authorized pursuant to NRS 353.274 and 353.2745.

5. If the Governor declares a disaster, the State Board of Examiners shall estimate:

(a) The money in the *Disaster Relief* Account that is available for grants and loans for the disaster pursuant to the provisions of NRS 353.2705 to 353.2771, inclusive; and

(b) The anticipated amount of those grants and loans for the disaster.

↳ Except as otherwise provided in this subsection, if the anticipated amount determined pursuant to paragraph (b) exceeds the available money in the *Disaster Relief* Account for such grants and loans, all grants and loans from the *Disaster Relief* Account for the disaster must be reduced in the same proportion that the anticipated amount of the grants and loans exceeds the money in the *Disaster Relief* Account that is available for grants and loans for the disaster. If the reduction of a grant or loan from the *Disaster Relief* Account would result in a reduction in the amount of money that may be received by a state agency or local government from the Federal Government, the reduction in the grant or loan must not be made.

Sec. 3. NRS 353.288 is hereby amended to read as follows:

353.288 1. The ~~[Fund]~~ *Account* to Stabilize the Operation of the State Government is hereby created ~~[as a special revenue fund.]~~



in the State General Fund. Except as otherwise provided in subsections 3 and 4, each year after the close of the previous fiscal year and before the issuance of the State Controller's annual report, the State Controller shall transfer from the State General Fund to the ~~[[Fund]]~~ **Account** to Stabilize the Operation of the State Government:

(a) Forty percent of the unrestricted balance of the State General Fund, as of the close of the previous fiscal year, which remains after subtracting an amount equal to 7 percent of all appropriations made from the State General Fund during that previous fiscal year for the operation of all departments, institutions and agencies of State Government and for the funding of schools; and

(b) Commencing with the fiscal year that begins on July 1, 2011, 1 percent of the total anticipated revenue for the fiscal year in which the transfer will be made, as projected by the Economic Forum for that fiscal year pursuant to paragraph (e) of subsection 1 of NRS 353.228 and as adjusted by any legislation enacted by the Legislature that affects state revenue for that fiscal year.

2. Money transferred pursuant to subsection 1 to the ~~[[Fund]]~~ **Account** to Stabilize the Operation of the State Government is a continuing appropriation solely for the purpose of authorizing the expenditure of the transferred money for the purposes set forth in this section.

3. The balance in the ~~[[Fund]]~~ **Account** to Stabilize the Operation of the State Government ~~[, excluding the aggregate balance in the Disaster Relief Account and the Emergency Assistance Subaccount,]~~ must not exceed 20 percent of the total of all appropriations from the State General Fund for the operation of all departments, institutions and agencies of the State Government and for the funding of schools and authorized expenditures from the State General Fund for the regulation of gaming for the fiscal year in which that revenue will be transferred to the ~~[[Fund]]~~ **Account** to Stabilize the Operation of the State Government.

4. Except as otherwise provided in this subsection and NRS 353.2735, beginning with the fiscal year that begins on July 1, 2003, the State Controller shall, at the end of each quarter of a fiscal year, transfer from the State General Fund to the Disaster Relief Account created pursuant to NRS 353.2735 an amount equal to not more than 10 percent of the aggregate balance in the ~~[[Fund]]~~ **Account** to Stabilize the Operation of the State Government during the previous quarter . ~~[, excluding the aggregate balance in the Disaster Relief Account and the Emergency Assistance Subaccount created pursuant to NRS 414.135.]~~ The State Controller shall not transfer more than \$500,000 for any quarter pursuant to this subsection.



5. The Chief of the Budget Division of the Department of Administration may submit a request to the State Board of Examiners to transfer money from the ~~[[Fund]]~~ *Account* to Stabilize the Operation of the State Government to the State General Fund:

(a) If the total actual revenue of the State falls short by 5 percent or more of the total anticipated revenue for the biennium in which the transfer will be made, as determined by the Legislature, or the Interim Finance Committee if the Legislature is not in session; or

(b) If the Legislature, or the Interim Finance Committee if the Legislature is not in session, and the Governor declare that a fiscal emergency exists.

6. The State Board of Examiners shall consider a request made pursuant to subsection 5 and shall, if it finds that a transfer should be made, recommend the amount of the transfer to the Interim Finance Committee for its independent evaluation and action. The Interim Finance Committee is not bound to follow the recommendation of the State Board of Examiners.

7. If the Interim Finance Committee finds that a transfer recommended by the State Board of Examiners should and may lawfully be made, the Committee shall by resolution establish the amount and direct the State Controller to transfer that amount to the State General Fund. The State Controller shall thereupon make the transfer.

8. In addition to the manner of allocation authorized pursuant to subsections 5, 6 and 7, the money in the ~~[[Fund]]~~ *Account* to Stabilize the Operation of the State Government may be allocated directly by the Legislature to be used for any other purpose.

Sec. 4. NRS 2.490 is hereby amended to read as follows:

2.490 All gifts of money which the Supreme Court Librarian is authorized to accept must be deposited in the ~~[[State Treasury in a fund to be known as the]]~~ Supreme Court Law Library Gift ~~[[Fund.]]~~ *Account, which is hereby created in the State General Fund.* The ~~[[Fund]]~~ *Account* is a continuing ~~[[fund]]~~ *account* without reversion, and money in the ~~[[Fund]]~~ *Account* must be used for Supreme Court Law Library purposes only and expended in accordance with the terms of the gift.

Sec. 5. NRS 120A.610 is hereby amended to read as follows:

120A.610 1. Except as otherwise provided in subsections 4 to 8, inclusive, all abandoned property other than money delivered to the Administrator under this chapter must, within 2 years after the delivery, be sold by the Administrator to the highest bidder at public sale in whatever manner affords, in his or her judgment, the most favorable market for the property. The Administrator may decline



the highest bid and reoffer the property for sale if the Administrator considers the bid to be insufficient.

2. Any sale held under this section must be preceded by a single publication of notice, at least 3 weeks before sale, in a newspaper of general circulation in the county in which the property is to be sold.

3. The purchaser of property at any sale conducted by the Administrator pursuant to this chapter takes the property free of all claims of the owner or previous holder and of all persons claiming through or under them. The Administrator shall execute all documents necessary to complete the transfer of ownership.

4. Except as otherwise provided in subsection 5, the Administrator need not offer any property for sale if the Administrator considers that the probable cost of the sale will exceed the proceeds of the sale. The Administrator may destroy or otherwise dispose of such property or may transfer it to:

(a) The Nevada State Museum Las Vegas, the Nevada State Museum or the Nevada Historical Society, upon its written request, if the property has, in the opinion of the requesting institution, historical, artistic or literary value and is worthy of preservation; or

(b) A genealogical library, upon its written request, if the property has genealogical value and is not wanted by the Nevada State Museum Las Vegas, the Nevada State Museum or the Nevada Historical Society.

➔ An action may not be maintained by any person against the holder of the property because of that transfer, disposal or destruction.

5. The Administrator shall transfer property to the Office of Veterans' Services, upon its written request, if the property has military value.

6. Securities delivered to the Administrator pursuant to this chapter may be sold by the Administrator at any time after the delivery. Securities listed on an established stock exchange must be sold at the prevailing price for that security on the exchange at the time of sale. Other securities not listed on an established stock exchange may be sold:

(a) Over the counter at the prevailing price for that security at the time of sale; or

(b) By any other method the Administrator deems acceptable.

7. The Administrator shall hold property that was removed from a safe-deposit box or other safekeeping repository for 1 year after the date of the delivery of the property to the Administrator, unless that property is a will or a codicil to a will, in which case the



Administrator shall hold the property for 10 years after the date of the delivery of the property to the Administrator. If no claims are filed for the property within that period and the Administrator determines that the probable cost of the sale of the property will exceed the proceeds of the sale, it may be destroyed.

8. All proceeds received by the Administrator from abandoned gift certificates must be accounted for separately in the Abandoned Property Trust Account in the State General Fund. At the end of each fiscal year, before any other money in the Abandoned Property Trust Account is transferred pursuant to NRS 120A.620, the balance in the ~~{account}~~ *subaccount* created pursuant to this subsection, less any costs, service charges or claims chargeable to the ~~{account,}~~ *subaccount*, must be transferred to the Educational Trust ~~{Fund}~~ *Account*, which is hereby created in the State ~~{Treasury,}~~ *General Fund*. The money in the Educational Trust ~~{Fund}~~ *Account* may be expended only as authorized by the Legislature for educational purposes.

Sec. 6. NRS 206.340 is hereby amended to read as follows:

206.340 1. The Graffiti Reward ~~{Fund}~~ *Account* is hereby created in the State General Fund.

2. When a defendant pleads or is found guilty of violating NRS 206.125, 206.330 or 206.335, the court shall include an administrative assessment of \$250 for each violation in addition to any other fine or penalty. The money collected must be paid by the clerk of the court to the State Controller on or before the fifth day of each month for the preceding month for credit to the Graffiti Reward ~~{Fund,}~~ *Account*.

3. All money received pursuant to subsection 2 must be deposited with the State Controller for credit to the Graffiti Reward ~~{Fund,}~~ *Account*. The money in the ~~{Fund}~~ *Account* must be used:

(a) To pay a reward to a person who, in response to the offer of a reward, provides information which results in the identification, apprehension and conviction of a person who violates NRS 206.125, 206.330 or 206.335; or

(b) For any other purpose authorized by the Legislature.

4. If sufficient money is available in the Graffiti Reward ~~{Fund,}~~ *Account*, a state law enforcement agency may offer a reward, not to exceed \$1,000, for information leading to the identification, apprehension and conviction of a person who violates NRS 206.125, 206.330 or 206.335. The reward must be paid out of the Graffiti Reward ~~{Fund}~~ *Account* upon approval by the State Board of Examiners.

Sec. 7. (Deleted by amendment.)



Sec. 8. NRS 228.630 is hereby amended to read as follows:

228.630 1. The Registry ~~[[Fund]]~~ **Account** is hereby created ~~[[as a special revenue fund]]~~ in the State ~~[[Treasury]]~~ **General Fund** for the use of the Attorney General.

2. All money collected by the Attorney General pursuant to NRS 228.580 must be deposited in the State ~~[[Treasury]]~~ **General Fund** for credit to the Registry ~~[[Fund.]]~~ **Account**. The interest and income earned on the money in the Registry ~~[[Fund.]]~~ **Account**, after deducting any applicable charges, must be credited to the Registry ~~[[Fund.]]~~ **Account**.

3. Expenditures from the Registry ~~[[Fund]]~~ **Account** must be made only to administer and enforce the provisions of NRS 228.500 to 228.640, inclusive.

4. The Attorney General shall administer the Registry ~~[[Fund.]]~~ **Account**. All claims against the Registry ~~[[Fund]]~~ **Account** must be paid as other claims against the State are paid.

5. Any money remaining in the Registry ~~[[Fund]]~~ **Account** at the end of a fiscal year does not revert to the State General Fund, and the balance in the Registry ~~[[Fund]]~~ **Account** must be carried forward to the next fiscal year.

6. Each year, the Attorney General shall submit an itemized statement of the income and expenditures for the Registry ~~[[Fund.]]~~ **Account**:

(a) To the Legislature, if the Legislature is in session; or

(b) To the Interim Finance Committee, if the Legislature is not in session.

Sec. 9. NRS 231.153 is hereby amended to read as follows:

231.153 1. The Nevada Economic Development ~~[[Fund]]~~ **Account** is hereby created in the State ~~[[Treasury as a special revenue fund.]]~~ **General Fund**.

2. Except as otherwise provided in subsection 4, the Nevada Economic Development ~~[[Fund]]~~ **Account** is a continuing ~~[[fund]]~~ **account** without reversion. The money in the ~~[[Fund]]~~ **Account** must be invested as the money in other state ~~[[funds]]~~ **accounts** is invested. The interest and income earned on the money in the ~~[[Fund.]]~~ **Account**, after deducting any applicable charges, must be credited to the ~~[[Fund.]]~~ **Account**. Claims against the ~~[[Fund]]~~ **Account** must be paid as other claims against the State are paid.

3. The Commission on Economic Development may accept gifts, grants and donations from any source for deposit in the Nevada Economic Development ~~[[Fund.]]~~ **Account**.

4. The State Board of Examiners may, upon making a determination that any portion of any amount appropriated by the



Legislature for deposit in the ~~[[Fund]]~~ *Account* is necessary to meet existing or future obligations of the State, recommend to the Interim Finance Committee that the amount so needed be transferred from the ~~[[Fund]]~~ *Account* to the State General Fund. Upon approval of the Interim Finance Committee, the money may be so transferred.

Sec. 10. NRS 233C.095 is hereby amended to read as follows:

233C.095 1. The Nevada Cultural ~~[[Fund]]~~ *Account* is hereby created ~~[as a special revenue fund.]~~ *in the State General Fund.* The purposes of the ~~[[Fund]]~~ *Account* are to:

- (a) Ensure a stable and healthy cultural climate in this state;
- (b) Advance and promote a meaningful role of the arts and humanities in the lives of individual persons, families and communities throughout this state; and
- (c) Stimulate the provision of additional funding from private sources to carry out the provisions of paragraphs (a) and (b).

↳ The money in the ~~[[Fund]]~~ *Account* must be used to augment and must not be used to replace or supplant any legislative appropriations to the Division.

2. Except as otherwise provided in subsection 4, the ~~[[Fund]]~~ *Account* is a continuing ~~[[fund]]~~ *account* without reversion. The money in the ~~[[Fund]]~~ *Account* must be invested as the money in other state ~~[[funds]]~~ *accounts* is invested. The interest and income earned on the money in the ~~[[Fund,]]~~ *Account*, after deducting any applicable charges, must be credited to the ~~[[Fund,]]~~ *Account*. Claims against the ~~[[Fund]]~~ *Account* must be paid as other claims against the State are paid.

3. The Division may accept gifts, grants and donations from any source for deposit in the ~~[[Fund,]]~~ *Account*.

4. The State Board of Examiners may, upon making a determination that any portion of any amount appropriated by the Legislature for deposit in the ~~[[Fund]]~~ *Account* is necessary to meet existing or future obligations of the State, recommend to the Interim Finance Committee that the amount so needed be transferred from the ~~[[Fund]]~~ *Account* to the State General Fund. Upon approval of the Interim Finance Committee, the money may be so transferred.

Sec. 11. NRS 240.018 is hereby amended to read as follows:

240.018 1. The Secretary of State may:

- (a) Provide courses of study for the mandatory training of notaries public. Such courses of study must include at least 4 hours of instruction relating to the functions and duties of notaries public.
- (b) Charge a reasonable fee to each person who enrolls in a course of study for the mandatory training of notaries public.



2. A course of study provided pursuant to this section must comply with the regulations adopted pursuant to subsection 1 of NRS 240.017.

3. The following persons are required to enroll in and successfully complete a course of study provided pursuant to this section:

(a) A person applying for appointment as a notary public for the first time.

(b) A person renewing his or her appointment as a notary public, if the appointment has expired for a period greater than 1 year.

(c) A person renewing his or her appointment as a notary public, if during the immediately preceding 4 years the person has been fined for failing to comply with a statute or regulation of this State relating to notaries public.

↳ A person who holds a current appointment as a notary public is not required to enroll in and successfully complete a course of study provided pursuant to this section if the person is in compliance with all of the statutes and regulations of this State relating to notaries public.

4. The Secretary of State shall deposit the fees collected pursuant to paragraph (b) of subsection 1 in the following manner:

(a) Seventy-five percent of the fees collected must be deposited in the State General Fund.

(b) Twenty-five percent of the fees collected must be deposited in the Notary Public Training ~~[[Fund]]~~ **Account** which is hereby created ~~[as a special revenue fund]~~ in the State ~~[[Treasury-]]~~ **General Fund**. The ~~[[Fund]]~~ **Account** must be administered by the Secretary of State. Any interest and income earned on the money in the ~~[[Fund,]]~~ **Account**, after deducting any applicable charges, must be credited to the ~~[[Fund,]]~~ **Account**. Any money remaining in the ~~[[Fund]]~~ **Account** at the end of a fiscal year does not revert to the State General Fund, and the balance in the ~~[[Fund]]~~ **Account** must be carried forward. All claims against the ~~[[Fund]]~~ **Account** must be paid as other claims against the State are paid. The money in the ~~[[Fund]]~~ **Account** may be expended:

(1) To pay for expenses related to providing courses of study for the mandatory training of notaries public, including, without limitation, the rental of rooms and other facilities, advertising, travel and the printing and preparation of course materials; or

(2) For any other purpose authorized by the Legislature.

Sec. 12. NRS 278.750 is hereby amended to read as follows:

278.750 1. The Southern Nevada Enterprise Community Projects ~~[[Fund]]~~ **Account** is hereby created in the State ~~[[Treasury-]]~~



General Fund. The interest and income earned on the money in the ~~{Fund,}~~ **Account**, after deducting any applicable charges, must be credited to the ~~{Fund,}~~ **Account**.

2. The Southern Nevada Enterprise Community Board shall administer the ~~{Fund,}~~ **Account** and may accept gifts, grants and other money for deposit in the ~~{Fund,}~~ **Account**.

3. The money in the ~~{Fund,}~~ **Account** may only be used to fund projects in the Southern Nevada Enterprise Community and is hereby authorized for expenditure as a continuing appropriation for this purpose.

Sec. 13. NRS 293.442 is hereby amended to read as follows:

293.442 1. As used in this section, "Act" means the Help America Vote Act of 2002, Public Law 107-252.

2. The Election ~~{Fund,}~~ **Account** is hereby created ~~{as a special revenue fund}~~ in the State ~~{Treasury,}~~ **General Fund**, to be administered by the Secretary of State. The Secretary of State shall deposit all money received pursuant to the Act and any state appropriation of matching money pursuant to the Act in the Election ~~{Fund,}~~ **Account**.

3. The interest and income earned on money in the Election ~~{Fund,}~~ **Account** must be credited to the ~~{Fund,}~~ **Account**. Any balance of the money that was received pursuant to the Act remaining in the Election ~~{Fund,}~~ **Account** at the end of a fiscal year does not revert and must be carried forward to the next fiscal year and is continuously available to the Secretary of State for expenditure consistent with this section.

4. The Secretary of State may:

(a) Only expend or disburse money in the Election ~~{Fund,}~~ **Account** in accordance with the provisions of the Act.

(b) Receive and disburse money in the Election ~~{Fund,}~~ **Account** by electronic transfer.

5. Claims against the Election ~~{Fund,}~~ **Account** must be paid as other claims against the State are paid.

Sec. 14. NRS 350A.190 is hereby amended to read as follows:

350A.190 1. All revenues from lending projects must be deposited in the Fund for the Municipal Bond Bank in the State Treasury, which is hereby created as ~~{an enterprise}~~ **a special revenue** fund.

2. Any revenue from lending projects which is in the Fund must be applied in the following order of priority:

(a) Deposited into the Consolidated Bond Interest and Redemption Fund created pursuant to NRS 349.090 in amounts necessary to pay the principal of, interest on and redemption



premiums due in connection with state securities issued pursuant to this chapter.

(b) Deposited into any reserve account created for the payment of the principal of, interest on and redemption premiums due in connection with state securities issued pursuant to this chapter, in amounts and at times determined to be necessary.

(c) Paid out for expenses of operation and maintenance.

(d) On July 1 of each odd-numbered year, to the extent of any uncommitted balance in the Fund, deposited in the State General Fund.

Sec. 15. NRS 361.920 is hereby amended to read as follows:

361.920 1. The Allodial Title Trust ~~{Fund}~~ **Account** is hereby created ~~{}~~ **in the State General Fund**. The State Treasurer shall administer the ~~{Fund.}~~ **Account**. The interest and income earned on the money in the ~~{Trust Fund}~~ **Account** must be credited to the ~~{Fund.}~~ **Account**. The State Treasurer shall expend the money in the ~~{Trust Fund}~~ **Account** to make the payments of property tax on behalf of the residential properties for which allodial title has been established and not relinquished and for no other purposes except that not more than 2 percent of the money in the ~~{Fund}~~ **Account** may be used as necessary to pay expenses of the State Treasurer that are directly related to the cost to invest the money in the ~~{Fund}~~ **Account** and to administer the program. The State Treasurer shall not make any payment from the money in the ~~{Trust Fund}~~ **Account** more than 5 business days before the day on which the payment becomes due.

2. The State Treasurer shall invest the money in the ~~{Trust Fund}~~ **Account** in obligations which would be legal investments for the state pursuant to NRS 355.140.

3. The State Treasurer shall maintain a separate ~~{account}~~ **subaccount** in the ~~{Trust Fund}~~ **Account** for each allodial title and an Allodial Title ~~{Account}~~ **Subaccount** for Stabilization. Any interest or other income earned on the money in ~~{an account}~~ **a subaccount** that exceeds the projection of estimated interest and income made pursuant to subsection 3 of NRS 361.900 for the fiscal year must be transferred to the Allodial Title ~~{Account}~~ **Subaccount** for Stabilization as soon as practicable after June 30 of that year.

4. The State Treasurer shall adopt such regulations as are necessary to carry out the provisions of NRS 361.900 to 361.920, inclusive, to ensure that the Allodial Title Trust ~~{Fund}~~ **Account** is efficiently and securely maintained.



Sec. 16. NRS 384.170 is hereby amended to read as follows:

384.170 1. The Commission may accept gifts, donations, devises or bequests of real or personal property for the purpose of enabling it to carry out a program of historic preservation and restoration within the District, and it may expend the same for that purpose. The Commission may sell, or lease for periods not to exceed 20 years, real or personal property for use within the District which it may acquire.

2. The Commission shall deposit gifts or donations of money and any money acquired from selling or leasing the items described in subsection 1 in the ~~{Trust Fund}~~ **Account** for the Comstock Historic District which is hereby created in the State ~~{Treasury.}~~ **General Fund**. The ~~{Fund}~~ **Account** must be administered by the Commission. Any interest earned on the money in the ~~{Fund}~~ **Account** must be credited to the ~~{Fund.}~~ **Account**. The money deposited in the ~~{Fund}~~ **Account** and all interest paid thereon may be expended only for the maintenance of the Commission or to carry out the program of historic preservation and restoration within the District.

3. The Commission has no power of eminent domain.

Sec. 17. NRS 386.576 is hereby amended to read as follows:

386.576 1. The ~~{Fund}~~ **Account** for Charter Schools is hereby created in the State ~~{Treasury}~~ **General Fund** as a revolving loan ~~{fund.}~~ **account**, to be administered by the Department.

2. The money in the ~~{revolving fund}~~ **Account** must be invested as *money in* other state ~~{funds are}~~ **accounts is** invested. All interest and income earned on the money in the ~~{revolving fund}~~ **Account** must be credited to the ~~{revolving fund.}~~ **Account**. Any money remaining in the ~~{revolving fund}~~ **Account** at the end of a fiscal year does not revert to the State General Fund, and the balance in the ~~{Fund}~~ **Account** must be carried forward.

3. All payments of principal and interest on all the loans made to a charter school from the ~~{revolving fund}~~ **Account** must be deposited ~~{in}~~ **with** the State ~~{Treasury}~~ **Treasurer** for credit to the ~~{revolving fund.}~~ **Account**.

4. Claims against the ~~{revolving fund}~~ **Account** must be paid as other claims against the State are paid.

5. The Department may accept gifts, grants, bequests and donations from any source for deposit in the ~~{revolving fund.}~~ **Account**.

Sec. 18. NRS 387.191 is hereby amended to read as follows:

387.191 1. Except as otherwise provided in this subsection, the proceeds of the tax imposed pursuant to NRS 244.33561 and any



applicable penalty or interest must be paid by the county treasurer to the State Treasurer for credit to the State Supplemental School Support ~~[Fund.] Account~~, which is hereby created in the State ~~[Treasury as a special revenue fund.] General Fund~~. The county treasurer may retain from the proceeds an amount sufficient to reimburse the county for the actual cost of collecting and administering the tax, to the extent that the county incurs any cost it would not have incurred but for the enactment of this section or NRS 244.33561, but in no case exceeding the amount authorized by statute for this purpose. Any interest or other income earned on the money in the State Supplemental School Support ~~[Fund.] Account~~ must be credited to the ~~[Fund.] Account~~.

2. The money in the State Supplemental School Support ~~[Fund.] Account~~ is hereby appropriated for the operation of the school districts and charter schools of the state, as provided in this section. The money so appropriated is intended to supplement and not replace any other money appropriated, approved or authorized for expenditure to fund the operation of the public schools for kindergarten through grade 12. Any money that remains in the State Supplemental School Support ~~[Fund.] Account~~ at the end of the fiscal year does not revert to the State General Fund, and the balance in the State Supplemental School Support ~~[Fund.] Account~~ must be carried forward to the next fiscal year.

3. On or before February 1, May 1, August 1 and November 1 of each year, the Superintendent of Public Instruction shall transfer from the State Supplemental School Support ~~[Fund.] Account~~ all the proceeds of the tax imposed pursuant to NRS 244.33561, including any interest or other income earned thereon, and distribute the proceeds proportionally among the school districts and charter schools of the state. The proportionate amount of money distributed to each school district or charter school must be determined by dividing the number of students enrolled in the school district or charter school by the number of students enrolled in all the school districts and charter schools of the state. For the purposes of this subsection, the enrollment in each school district and the number of students who reside in the district and are enrolled in a charter school must be determined as of the last day of the first school month of the school district for the school year. This determination governs the distribution of money pursuant to this subsection until the next annual determination of enrollment is made. The Superintendent may retain from the proceeds of the tax an amount sufficient to reimburse the Superintendent for the actual cost of administering the provisions of this section, to the extent that the



Superintendent incurs any cost the Superintendent would not have incurred but for the enactment of this section, but in no case exceeding the amount authorized by statute for this purpose.

4. The money received by a school district or charter school from the State Supplemental School Support ~~{}Fund~~ *Account* pursuant to this section must be used to improve the achievement of students and for the payment of salaries to attract and retain qualified teachers and other employees, except administrative employees, of the school district or charter school. Nothing contained in this section shall be deemed to impair or restrict the right of employees of the school district or charter school to engage in collective bargaining as provided by chapter 288 of NRS.

5. On or before November 10 of each year, the board of trustees of each school district and the governing body of each charter school shall prepare a report to the Superintendent of Public Instruction, in the form prescribed by the Superintendent. The report must provide an accounting of the expenditures by the school district or charter school of the money it received from the State Supplemental School Support ~~{}Fund~~ *Account* during the preceding fiscal year.

6. As used in this section, "administrative employee" means any person who holds a license as an administrator, issued by the Superintendent of Public Instruction, and is employed in that capacity by a school district or charter school.

Sec. 19. NRS 396.545 is hereby amended to read as follows:

396.545 1. To the extent of legislative appropriation, the Board of Regents shall pay all registration fees, laboratory fees and expenses for required textbooks and course materials assessed against or incurred by a dependent child of:

(a) A police officer, firefighter or officer of the Nevada Highway Patrol who was killed in the line of duty; or

(b) A volunteer ambulance driver or attendant who was killed while engaged as a volunteer ambulance driver or attendant,

↳ for classes taken towards satisfying the requirements of an undergraduate degree at a school within the System. No such payment may be made for any fee assessed after the child reaches the age of 23 years.

2. There is hereby created in the State ~~{}Treasury~~ *General Fund* a Trust ~~{}Fund~~ *Account* for the Education of Dependent Children. The Board of Regents shall administer the ~~{}Trust Fund~~ *Account*. The Board of Regents may accept gifts and grants for deposit in the ~~{}Trust Fund~~ *Account*. All money held by the State Treasurer or received by the Board of Regents for that purpose must



be deposited in the ~~{Trust Fund.}~~ **Account**. The money in the ~~{Trust Fund}~~ **Account** must be invested as the money in other state ~~{funds}~~ **accounts** is invested. After deducting all applicable charges, all interest and income earned on the money in the ~~{Trust Fund}~~ **Account** must be credited to the ~~{Trust Fund.}~~ **Account**.

3. As used in this section:

(a) "Firefighter" means a person who is a salaried employee or volunteer member of a fire prevention or suppression unit organized by a local government and whose principal duty is to control and extinguish fires.

(b) "Local government" means a county, city, unincorporated town or metropolitan police department.

(c) "Police officer" means a person who is a salaried employee of a police department or other law enforcement agency organized or operated by a local government and whose principal duty is to enforce the law.

(d) "Volunteer ambulance driver or attendant" means a person who is a driver of or attendant on an ambulance owned or operated by:

(1) A nonprofit organization that provides volunteer ambulance service in any county, city or town in this State; or

(2) A political subdivision of this State.

Sec. 20. NRS 414.135 is hereby amended to read as follows:

414.135 1. There is hereby created *in the State General Fund* the Emergency Assistance ~~{Subaccount within the Disaster Relief Account created pursuant to NRS 353.2735.}~~ **Account**. Beginning with the fiscal year that begins on July 1, 1999, the State Controller shall, at the end of each fiscal year, transfer the interest earned during the previous fiscal year on the money in the Disaster Relief Account *created pursuant to NRS 353.2735* to the ~~{Subaccount}~~ **Emergency Assistance Account** in an amount not to exceed \$500,000.

2. The Division of Emergency Management of the Department of Public Safety shall administer the ~~{Subaccount.}~~ **Emergency Assistance Account**. The Division may adopt regulations authorized by this section before, on or after July 1, 1999.

3. Except as otherwise provided in paragraph (c), all expenditures from the ~~{Subaccount}~~ **Emergency Assistance Account** must be approved in advance by the Division. Except as otherwise provided in subsection 4, all money in the ~~{Subaccount}~~ **Emergency Assistance Account** must be expended:

(a) To provide supplemental emergency assistance to this state or to local governments in this state that are severely and adversely



affected by a natural, technological or human-caused emergency or disaster for which available resources of this state or the local government are inadequate to provide a satisfactory remedy;

(b) To pay any actual expenses incurred by the Division for administration during a natural, technological or human-caused emergency or disaster; and

(c) For any other purpose authorized by the Legislature.

4. Beginning with the fiscal year that begins on July 1, 1999, if any balance remains in the ~~[Subaccount]~~ *Emergency Assistance Account* at the end of a fiscal year and the balance has not otherwise been committed for expenditure, the Division may, with the approval of the Interim Finance Committee, allocate all or any portion of the remaining balance, not to exceed \$250,000, to this state or to a local government to:

(a) Purchase equipment or supplies required for emergency management;

(b) Provide training to personnel related to emergency management; and

(c) Carry out the provisions of NRS 392.600 to 392.656, inclusive.

5. Beginning with the fiscal year that begins on July 1, 1999, the Division shall, at the end of each quarter of a fiscal year, submit to the Interim Finance Committee a report of the expenditures made from the ~~[Subaccount]~~ *Emergency Assistance Account* for the previous quarter.

6. The Division shall adopt such regulations as are necessary to administer the ~~[Subaccount.]~~ *Emergency Assistance Account*.

7. The Division may adopt regulations to provide for reimbursement of expenditures made from the ~~[Subaccount.]~~ *Emergency Assistance Account*. If the Division requires such reimbursement, the Attorney General shall take such action as is necessary to recover the amount of any unpaid reimbursement plus interest at a rate determined pursuant to NRS 17.130, computed from the date on which the money was removed from the *Disaster Relief Account*, upon request by the Division.

Sec. 21. NRS 459.3824 is hereby amended to read as follows:

459.3824 1. The owner or operator of a facility shall pay to the Division an annual fee based on the fiscal year. The annual fee for each facility is the sum of a base fee set by the State Environmental Commission and any additional fee imposed by the Commission pursuant to subsection 2. The annual fee must be prorated and may not be refunded.



2. The State Environmental Commission may impose an additional fee upon the owner or operator of a facility in an amount determined by the Commission to be necessary to enable the Division to carry out its duties pursuant to NRS 459.380 to 459.3874, inclusive, and any regulations adopted pursuant thereto. The additional fee must be based on a graduated schedule adopted by the Commission which takes into consideration the quantity of hazardous substances located at each facility.

3. After the payment of the initial annual fee, the Division shall send the owner or operator of a facility a bill in July for the annual fee for the fiscal year then beginning which is based on the applicable reports for the preceding year.

4. The State Environmental Commission may modify the amount of the annual fee required pursuant to this section and the timing for payment of the annual fee:

(a) To include consideration of any fee paid to the Division for a permit to construct a new process or commence operation of a new process pursuant to NRS 459.3829; and

(b) If any regulations adopted pursuant to NRS 459.380 to 459.3874, inclusive, require such a modification.

5. The owner or operator of a facility shall submit, with any payment required by this section, the business license number assigned by the Secretary of State upon compliance by the owner with the provisions of chapter 76 of NRS.

6. All fees, fines, penalties and other money collected pursuant to NRS 459.380 to 459.3874, inclusive, and any regulations adopted pursuant thereto, other than a fine collected pursuant to subsection 3 of NRS 459.3834, must be deposited with the State Treasurer for credit to the ~~[[Fund]] Account~~ for Precaution Against Chemical Accidents, which is hereby created ~~[as a special revenue fund.]~~ ***in the State General Fund.*** All interest earned on the money in the ~~[[Fund]] Account~~ must be credited to the ~~[[Fund.]] Account~~.

Sec. 22. NRS 480.810 is hereby amended to read as follows:

480.810 1. The ~~[[Fund]] Account~~ for Reentry Programs is hereby created in the State ~~[[Treasury as a special revenue fund, to]]~~ ***General Fund. The Account must*** be administered by the Director or a designee of the Director.

2. The Director or designee may apply for and accept any gift, donation, bequest, grant or other source of money for the use of the ~~[[Fund.]] Account~~.

3. All money received for the use of the ~~[[Fund]] Account~~ pursuant to subsection 2 or NRS 209.4889 or from any other source



must be deposited ~~[in]~~ *with* the State ~~[Treasury]~~ *Treasurer* for credit to the ~~[Fund.]~~ *Account*.

4. All expenditures from the ~~[Fund]~~ *Account* must be approved by the Director or designee, in accordance with procedures established by regulation by the Director. The Director may designate an advisory group to assist in the preparation of such procedures. The money in the ~~[Fund]~~ *Account* may be expended only to pay necessary administrative costs and to pay for programs for reentry of persons into the community upon their release from incarceration, including, without limitation, judicial programs, training programs and programs for the treatment of addiction.

5. The interest and income earned on the money in the ~~[Fund,]~~ *Account*, after deducting any applicable charges, must be credited to the ~~[Fund.]~~ *Account*. All claims against the ~~[Fund]~~ *Account* must be paid as other claims against the State are paid.

6. To the extent money is available in the ~~[Fund,]~~ *Account*, the Director or designee may enter into one or more contracts with one or more public or private entities to provide services to persons participating in a program for reentry into the community upon their release from incarceration.

Sec. 23. NRS 534.360 is hereby amended to read as follows:

534.360 1. There is hereby created in the State ~~[Treasury-a fund-to-be]~~ *General Fund an account* designated as the Water Rights Technical Support ~~[Fund-to]~~ *Account*. *The Account must* be administered by the Board for Financing Water Projects.

2. The Water Rights Technical Support ~~[Fund]~~ *Account* is a continuing ~~[fund]~~ *account* without reversion. Money in the ~~[Fund]~~ *Account* must be invested as the money in other ~~[funds]~~ *state accounts* is invested. The interest and income earned on the money in the ~~[Fund,]~~ *Account*, after deducting any applicable charges, must be credited to the ~~[Fund.]~~ *Account*. Claims against the ~~[Fund]~~ *Account* must be paid as other claims against the State are paid.

3. The Board for Financing Water Projects may accept gifts, grants and donations from any source for deposit in the Water Rights Technical Support ~~[Fund,]~~ *Account*.

4. Except as otherwise provided in subsection 5, money in the Water Rights Technical Support ~~[Fund]~~ *Account* must be used by the Board for Financing Water Projects only to make grants to a local government to:

- (a) Obtain and provide expert and technical assistance to gather data to protect its existing water rights; or
- (b) Fund projects to enhance or protect its existing water rights.



5. Any grant of money from the Water Rights Technical Support ~~{Fund}~~ *Account* must not be used by a local government to pay for any assistance or projects as set forth in subsection 4 if the only purpose of the assistance or project is to obtain evidence, including, without limitation, technical evidence and oral testimony or to pay for expert witnesses or attorney's fees for or in anticipation of any administrative or judicial proceeding, including, without limitation, hearings before the State Engineer or in any state or federal court.

Sec. 24. NRS 645F.270 is hereby amended to read as follows:

645F.270 1. The ~~{Fund}~~ *Account* for Mortgage Lending is hereby created in the State ~~{Treasury as a special revenue fund.}~~ *General Fund*.

2. Except as otherwise provided by law, any money collected by the Commissioner or Division pursuant to law:

(a) Must be deposited in the ~~{Fund}~~ *Account* for Mortgage Lending; and

(b) May only be used to:

(1) Carry out the programs and laws administered by the Commissioner and the Division; and

(2) Pay the expenses related to the operations of the Commissioner and the Division.

3. Except as otherwise provided by law, any money that remains in the ~~{Fund}~~ *Account* for Mortgage Lending at the end of the fiscal year does not revert to the State General Fund, and the balance of the ~~{Fund}~~ *Account* for Mortgage Lending must be carried forward to the next fiscal year.

4. The Commissioner shall administer the ~~{Fund}~~ *Account* for Mortgage Lending. Any interest or income earned on the money in the ~~{Fund}~~ *Account* must be credited to the ~~{Fund}~~ *Account* after deducting any applicable charges. Any claims against the ~~{Fund}~~ *Account* must be paid as other claims against the State are paid.

Sec. 25. NRS 701.370 is hereby amended to read as follows:

701.370 1. The Trust ~~{Fund}~~ *Account* for Renewable Energy and Energy Conservation is hereby created in the State ~~{Treasury.}~~ *General Fund*.

2. The Authority shall administer the ~~{Fund.}~~ *Account*. As administrator of the ~~{Fund.}~~ *Account*, the Authority:

(a) Shall maintain the financial records of the ~~{Fund.}~~ *Account*;

(b) Shall invest the money in the ~~{Fund}~~ *Account* as the money in other state ~~{funds}~~ *accounts* is invested;

(c) Shall manage any ~~{account}~~ *subaccount* associated with the ~~{Fund.}~~ *Account*;



(d) Shall maintain any instruments that evidence investments made with the money in the ~~[[Fund]]~~ *Account*;

(e) May contract with vendors for any good or service that is necessary to carry out the provisions of this section; and

(f) May perform any other duties that are necessary to administer the ~~[[Fund]]~~ *Account*.

3. The interest and income earned on the money in the ~~[[Fund]]~~ *Account* must, after deducting any applicable charges, be credited to the ~~[[Fund]]~~ *Account*. All claims against the ~~[[Fund]]~~ *Account* must be paid as other claims against the State are paid.

4. Not more than 2 percent of the money in the ~~[[Fund]]~~ *Account* may be used to pay the costs of administering the ~~[[Fund]]~~ *Account*.

5. The money in the ~~[[Fund]]~~ *Account* remains in the ~~[[Fund]]~~ *Account* and does not revert to the State General Fund at the end of any fiscal year.

6. All money that is deposited or paid into the ~~[[Fund]]~~ *Account* may only be expended pursuant to an allocation made by the Authority. Money expended from the ~~[[Fund]]~~ *Account* must not be used to supplant existing methods of funding that are available to public agencies.

Sec. 26. NRS 701.575 is hereby amended to read as follows:

701.575 1. The ~~[[Fund]]~~ *Account* for Renewable Energy, Energy Efficiency and Energy Conservation Loans is hereby created ~~[-]~~ *in the State General Fund*. The Director shall administer the ~~[[Fund]]~~ *Account*.

2. The account to fund activities, other than projects, authorized by the American Recovery and Reinvestment Act, to be known as the Account for Set-Aside Programs, is hereby created in the Fund for the Municipal Bond Bank.

3. The money in the ~~[[Fund]]~~ *Account for Renewable Energy, Energy Efficiency and Energy Conservation Loans* and the Account for Set-Aside Programs may be used only for the purposes set forth in the American Recovery and Reinvestment Act.

4. All claims against the ~~[[Fund]]~~ *Account for Renewable Energy, Energy Efficiency and Energy Conservation Loans* and the Account for Set-Aside Programs must be paid as other claims against the State are paid.

5. The faith of the State is hereby pledged that the money in the ~~Account~~ ~~[[for the Revolving Fund]]~~ *for Renewable Energy, Energy Efficiency and Energy Conservation Loans* and the Account for Set-Aside Programs will not be used for purposes other than those authorized by the American Recovery and Reinvestment Act.



Sec. 27. NRS 706.1516 is hereby amended to read as follows:
706.1516 1. The Nevada Transportation Authority Regulatory ~~[Fund]~~ **Account** is hereby created ~~[as a special revenue fund.]~~ **in the State General Fund**. All money collected by the Authority pursuant to law must be deposited ~~[in]~~ **with** the State ~~[Treasury]~~ **Treasurer** for credit to the ~~[Fund.]~~ **Account**.

2. Money in the ~~[Fund]~~ **Account** may be used only to defray the costs of:

(a) Maintaining staff and equipment needed to regulate adequately persons subject to the jurisdiction of the Authority.

(b) Participating in all proceedings relevant to the jurisdiction of the Authority.

(c) Audits, inspections, investigations, publication of notices, reports and retaining consultants connected with that maintenance and participation.

(d) The salaries, travel expenses and subsistence allowances of the members of the Authority.

3. All claims against the ~~[Fund]~~ **Account** must be paid as other claims against the State are paid.

4. The Authority must furnish upon request a statement showing the balance remaining in the ~~[Fund]~~ **Account** as of the close of the preceding fiscal year.

Sec. 28. 1. The State Controller shall, if necessary to carry out the provisions of this act, cause the transfer of any money between funds and accounts whose designations are changed by the provisions of this act.

2. All rights and liabilities of a fund or account whose designation is changed by the provisions of this act are not affected by the change in designation and remain the rights and liabilities of the fund or account as newly designated.

Sec. 29. 1. The Legislative Counsel shall, in preparing supplements to the Nevada Administrative Code, appropriately change any reference to a fund or account whose designation has been changed pursuant to the provisions of this act.

2. Any reference in a bill or resolution passed by the 76th Session of the Nevada Legislature to a fund or account whose designation is changed pursuant to the provisions of this act shall be deemed to refer to the fund or account by its changed designation.

Sec. 30. 1. This section and sections 1 to 17, inclusive, and sections 19 to 29, inclusive, of this act become effective upon passage and approval.

2. Section 18 of this act becomes effective on July 1, 2011.

