

CHAPTER.....

AN ACT relating to state financial administration; establishing the Nevada Economic Development Fund; requiring the Commission on Economic Development to administer the Fund; providing that certain grants for the purpose of economic development may be made from the Fund; requiring the Commission on Economic Development to develop a grant program to assist projects of economic diversification in certain counties; creating the Nevada War on Terrorism Medal; establishing the criteria for awarding the Medal; authorizing the Department of Transportation to conduct a study to identify sustaining funding sources for the Fund for Aviation; making appropriations to various entities; and providing other matters properly relating thereto.

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

**Section 1.** Chapter 231 of NRS is hereby amended by adding thereto the provisions set forth as sections 2 to 5, inclusive, of this act.

**Sec. 2.** *1. The Nevada Economic Development Fund is hereby created in the State Treasury as a special revenue fund.*

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

*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 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 to the State General Fund. Upon approval of the Interim Finance Committee, the money may be so transferred.*

**Sec. 3.** *1. Except as otherwise provided in subsections 2 and 3, the Commission on Economic Development shall administer the Nevada Economic Development Fund and may make grants of money to a public agency or nonprofit private*

*entity for the purpose of economic development in a rural area or blighted urban area.*

*2. If a nonprofit private entity applies for a grant for the purpose of economic development in a rural area or blighted urban area, the Commission on Economic Development shall consult with the board of county commissioners for the county in which the rural area or blighted urban area is located before making a grant to the nonprofit private entity.*

*3. The Commission on Economic Development shall not make a grant from the Nevada Economic Development Fund for the purpose of any economic development relating to the location of a federal nuclear waste repository at Yucca Mountain.*

*4. As used in this section:*

*(a) "Blighted urban area" means an area in a county whose population is 100,000 or more which is characterized by one or more of the following factors:*

*(1) The existence of buildings and structures, used or intended to be used for residential, commercial, industrial or other purposes, or any combination thereof, which are unfit or unsafe for those purposes and are conducive to ill health, transmission of disease, infant mortality, juvenile delinquency or crime because of one or more of the following factors:*

*(I) Defective design and character of physical construction.*

*(II) Faulty arrangement of the interior and spacing of buildings.*

*(III) Overcrowding.*

*(IV) Inadequate provision for ventilation, light, sanitation, open spaces and recreational facilities.*

*(V) Age, obsolescence, deterioration, dilapidation, mixed character or shifting of uses.*

*(2) An economic dislocation, deterioration or disuse, resulting from faulty planning.*

*(3) The subdividing and sale of lots of irregular form and shape and inadequate size for proper usefulness and development.*

*(4) The laying out of lots in disregard of the contours and other physical characteristics of the ground and surrounding conditions.*

*(5) The existence of inadequate streets, open spaces and utilities.*

*(6) The existence of lots or other areas which may be submerged.*

*(7) Prevalence of depreciated values, impaired investments and social and economic maladjustment to such an extent that the capacity to pay taxes is reduced and tax receipts are inadequate for the cost of public services rendered.*

*(8) A growing or total lack of proper utilization of some parts of the area, resulting in a stagnant and unproductive condition of land which is potentially useful and valuable for contributing to the public health, safety and welfare.*

*(9) A loss of population and a reduction of proper use of some parts of the area, resulting in its further deterioration and added costs to the taxpayer for the creation of new public facilities and services elsewhere.*

*(b) "Public agency" means:*

*(1) This State or any agency of this State; or*

*(2) Any local government of this State.*

*(c) "Rural area" means an area in a county whose population is less than 100,000.*

**Sec. 4.** *The Commission on Economic Development shall adopt regulations establishing criteria and standards for the eligibility for and use of any grants made pursuant to section 3 of this act.*

**Sec. 5.** *The Commission on Economic Development shall submit, on or before February 28 of each odd-numbered year, a report to the Director of the Legislative Counsel Bureau for distribution to the regular session of the Legislature. The report must include, without limitation:*

*1. The type and amount of each grant of money made pursuant to section 3 of this act during the previous biennium; and*

*2. The progress of each project for economic development that received a grant of money from the Nevada Economic Development Fund.*

**Sec. 6.** 1. There is hereby appropriated from the State General Fund to the Nevada Economic Development Fund created pursuant to section 2 of this act the sum of:

(a) For the purpose of making grants of money for economic development in a rural area pursuant to section 3 of this act, \$3,000,000.

(b) For the purpose of making grants of money for economic development in a blighted urban area pursuant to section 3 of this act, \$500,000.

2. As used in this section:

(a) "Blighted urban area" has the meaning ascribed to it in paragraph (a) of subsection 4 of section 3 of this act.

(b) "Rural area" has the meaning ascribed to it in paragraph (c) of subsection 4 of section 3 of this act.

**Sec. 7.** Chapter 231 of NRS is hereby amended by adding thereto a new section to read as follows:

*1. The Commission on Economic Development shall provide and administer grants of money to political subdivisions of the*

*State and to local or regional organizations for economic development to assist projects of economic diversification in counties:*

*(a) Whose economies are subject to dramatic fluctuations because of their dependence on mining; and*

*(b) That do not qualify for funding from the Economic Development Administration of the United States Department of Commerce.*

*2. The Commission shall establish eligibility criteria for recipients and may require a recipient to provide matching funds.*

*3. A recipient of a grant may use the money only to assist projects of economic diversification, including, without limitation:*

*(a) Analysis of industrial property;*

*(b) Feasibility studies;*

*(c) Construction of industrial park infrastructure; and*

*(d) Purchase of publicly owned industrial property.*

**Sec. 8.** NRS 231.020 is hereby amended to read as follows:

231.020 As used in NRS 231.020 to 231.139, inclusive, *and section 7 of this act*, unless the context otherwise requires, "motion pictures" includes feature films, movies made for broadcast on television and programs made for broadcast on television in episodes.

**Sec. 9.** 1. There is hereby appropriated from the State General Fund to the Commission on Economic Development for the purposes set forth in section 7 of this act:

For the Fiscal Year 2005-2006.....\$500,000

For the Fiscal Year 2006-2007.....\$500,000

2. Any balance of the sums appropriated by subsection 1 remaining at the end of the respective fiscal years must not be committed for expenditure after June 30 of the respective fiscal years and must be reverted to the State General Fund on or before September 15, 2006, and September 21, 2007, respectively.

**Sec. 10.** Chapter 412 of NRS is hereby amended by adding thereto a new section to read as follows:

*1. There is hereby created the Nevada War on Terrorism Medal.*

*2. The Office shall award the Nevada War on Terrorism Medal to:*

*(a) A member of the Reserves who is a resident of this State or a member of the Nevada National Guard who:*

*(1) Is called into active duty in the Armed Forces of the United States on or after September 11, 2001, in support of the global war on terrorism; and*

*(2) Serves on state active duty status or pursuant to Title 10 or 32 of U.S.C.*

*(b) A civilian employee of a state or local governmental agency or the Nevada National Guard who, during the course of his employment, provides services in support of the global war on terrorism and who qualifies for the medal pursuant to criteria established by the Office pursuant to subsection 3.*

*3. The Office shall:*

*(a) Establish a suitable design for the medal, including a ribbon, badge or other insignia to be worn with or in place of the medal.*

*(b) Procure the manufacture of the medal, ribbon, badge or other insignia.*

*(c) If the recipient is a member of the Nevada National Guard, ensure that award of the medal is properly reflected in the service records of the recipient.*

*(d) Establish procedures to identify members of the Reserves entitled to award of the medal.*

*(e) Adopt regulations to carry out the provisions of this section. The regulations must include, without limitation:*

*(1) Rules for wearing the medal, ribbon, badge or other insignia with the uniform of the Nevada National Guard;*

*(2) Provisions for the posthumous award of a medal; and*

*(3) Criteria for determining those persons who are entitled to an award of the medal.*

*4. As used in this section, "Reserves" means the Air Force Reserve, Army Reserve, Coast Guard Reserve, Marine Reserve and Navy Reserve.*

**Sec. 11.** 1. There is hereby appropriated from the State General Fund to the Department of the Military, the sum of \$81,900 for expenses relating to the manufacture and issuance of the Nevada War on Terrorism Medal.

2. Any remaining balance of the appropriation made by subsection 1 must not be committed for expenditure after June 30, 2007, and must be reverted to the State General Fund on or before September 21, 2007.

**Sec. 12.** 1. There is hereby appropriated from the State General Fund to the Office of Veterans' Services, created by NRS 417.020, the sum of \$300,000 for expenses relating to the establishment and operation of an Office of Coordinator of Services for Veterans created jointly pursuant to NRS 244.401 by Nye and Esmeralda Counties.

2. Any remaining balance of the appropriation made by section 1 of this act must not be committed for expenditure after June 30, 2007, and must be reverted to the State General Fund on or before September 21, 2007.

**Sec. 13.** There is hereby appropriated from the State General Fund to the Trust Fund for the Education of Dependent Children, created by NRS 396.545, the sum of \$50,000.

**Sec. 14.** 1. There is hereby appropriated from the State General Fund to the City of Fernley the sum of \$140,000 for construction of a road into the Northern Nevada Veterans' Memorial Cemetery, designated the "Mission Way Project."

2. Any remaining balance of the appropriation made by subsection 1 must not be committed for expenditure after June 30, 2007, and must be reverted to the State General Fund on or before September 21, 2007.

**Sec. 15.** 1. There is hereby appropriated from the State General Fund to the Nevada Alliance of Boys and Girls Clubs, Inc., the sum of \$1,500,000 for the establishment and operation of a SMART Moves program by the Boys and Girls Clubs operating in this State.

2. A Boys and Girls Club operating in this State may apply to the Nevada Alliance of Boys and Girls Clubs, Inc., for a grant of money from the appropriation made by subsection 1. The application must include proof satisfactory to the Nevada Alliance that the applicant has obtained equal matching money, other than money from this State, for the establishment and operation of a SMART Moves program, including, without limitation, money from local governmental agencies, community organizations, the private sector and the federal government. Facilities and office space may not be used to satisfy the match required by this subsection. In-kind matches must account for not more than 25 percent of the match required by this subsection.

3. A Boys and Girls Club that receives a grant shall use the money to establish and operate a SMART Moves program that is designed to teach persons who are 6 to 18 years of age and who are from disadvantaged circumstances the skills necessary to resist drugs and alcohol, with a special emphasis on the harmful effects of methamphetamine and methods to prevent the use of that drug. In addition, the program must include at least two of the following:

(a) The development of character and leadership to empower young persons to support and influence their community, develop a positive self-image, participate in the democratic process and respect cultural differences.

(b) The development of positive health and life skills to assist young persons with the capacity to engage in positive behavior, set goals and live successfully as self-sufficient adults.

(c) Appreciation of the arts to enable young persons to develop their creativity and cultural awareness through knowledge and appreciation of the visual arts, crafts, performing arts and creative writing.

(d) Participation in sports and recreation to develop fitness, make positive use of leisure time, develop appreciation for the environment and develop team skills, life skills and social skills.

4. A Boys and Girls Club that receives a grant of money from the appropriation made by subsection 1 shall expend not more than 15 percent of the money for the costs of developing a SMART Moves program and other costs associated with the start-up of the program. Money provided for start-up costs must not be in addition to the total amount of a grant awarded to an applicant. After the development and start-up of a SMART Moves program, the Boys and Girls Club operating that program shall expend:

(a) Not more than 10 percent of the money for the administrative costs associated with operating the program.

(b) At least 90 percent of the money for direct services to the young persons who participate in the program.

5. If required by law, all personnel and volunteers who assist with a SMART Moves program operated by a Boys and Girls Club shall undergo the appropriate health screening and submit fingerprints for criminal background checks.

6. The Department of Human Resources shall develop the:

(a) Procedures for allocation of grants of money by the Nevada Alliance of Boys and Girls Club, Inc., including procedures for the reimbursement of start-up costs of a SMART Moves program.

(b) Requirements for evaluation and reporting by a Boys and Girls Club that receives a grant of money.

7. Upon acceptance of the money appropriated by subsection 1, the Nevada Alliance of Boys and Girls Clubs, Inc., agrees to:

(a) Prepare and transmit a report to the Interim Finance Committee on or before December 15, 2006, that describes each expenditure made from the money appropriated by subsection 1 from the date on which the money was received by the Nevada Alliance of Boys and Girls Clubs, Inc., through December 1, 2006; and

(b) Upon request of the Legislative Commission, make available to the Legislative Auditor any books, accounts, claims, reports, vouchers or other records of information, confidential or otherwise and irrespective of their form or location, which the Legislative Auditor deems necessary to conduct any audit of the use of the money appropriated pursuant to subsection 1.

8. Any remaining balance of the appropriation made by subsection 1 must not be committed for expenditure after June 30, 2007, and must be reverted to the State General Fund on or before September 21, 2007.

**Sec. 16.** 1. There is hereby appropriated from the State General Fund to the Division of State Library and Archives of the

Department of Cultural Affairs the sum of \$50,000 for the operation of bookmobiles in rural counties.

2. Any remaining balance of the appropriation made by subsection 1 must not be committed for expenditure after June 30, 2007, and must be reverted to the State General Fund on or before September 21, 2007.

**Sec. 17.** 1. There is hereby appropriated from the State General Fund to the Chancellor's Office of the Nevada System of Higher Education the sum of \$300,000 for certain expenses relating to the continuation of the Pediatric Dentistry Residency Program.

2. Any remaining balance of the appropriation made by subsection 1 must not be committed for expenditure after June 30, 2007, and must be reverted to the State General Fund on or before September 21, 2007.

**Sec. 18.** 1. There is hereby appropriated from the State General Fund to the Division of State Library and Archives of the Department of Cultural Affairs for distribution to the Nevada Public Radio Corporation and KLVX Communications Group the sum of \$200,000.

2. The Division of State Library and Archives shall distribute \$100,000 of the appropriation made by subsection 1 to the Nevada Public Radio Corporation for the operation of its Radio Reading Service which is a closed-circuit communication system that provides timely local information to blind and other print-impaired Nevadans in the Las Vegas area, as well as in Reno, Carson City, Elko, Ely and Tonopah. The Nevada Public Radio Corporation:

(a) May use the money distributed pursuant to this subsection to pay for satellite fees, insurance, the repair and purchase of receivers, site rental fees, engineering fees and all other legitimate expenses directly relating to the provision and expansion of this service.

(b) Shall provide a report of the expenditure of the money distributed pursuant to this subsection to the State Library and Archives Administrator on or before June 30, 2007.

3. The Division of State Library and Archives shall distribute \$100,000 of the appropriation made by subsection 1 to the KLVX Communications Group for support of the statewide Captioned Media Program for service to deaf persons. KLVX is the sole operator of the Captioned Media Program in Nevada. The KLVX Communications Group:

(a) May use the money distributed pursuant to this subsection to pay for operating expenses relating to the provision and expansion of this service.

(b) Shall provide a report of the expenditure of the money distributed pursuant to this subsection to the State Library and Archives Administrator on or before June 30, 2007.



4. Any remaining balance of the appropriation made by subsection 1 and distributed pursuant to subsections 2 and 3 must not be committed for expenditure after June 30, 2007, and must be reverted to the State General Fund on or before September 21, 2007.

**Sec. 19.** 1. There is hereby appropriated from the State General Fund to the City of Reno the sum of \$5,000,000 to assist with the expenses relating to the construction of the Community Assistance Center.

2. Any remaining balance of the appropriation made by subsection 1 must not be committed for expenditure after June 30, 2009, and must be reverted to the State General Fund on or before September 18, 2009.

**Sec. 20.** 1. There is hereby appropriated from the State General Fund to the Nevada Cancer Institute the sums of:

For the Fiscal Year 2005-2006..... \$5,000,000

For the Fiscal Year 2006-2007..... \$5,000,000

2. The money appropriated by subsection 1 must be used:

(a) To fund researcher "start-up" packages and to purchase equipment needed for each recruit's research; and

(b) For cancer research, education and outreach to define needs and implement preventative health strategies.

3. Upon acceptance of the money appropriated by subsection 1, the Nevada Cancer Institute agrees to:

(a) Prepare and transmit a report to the Interim Finance Committee on or before December 15, 2006, that describes each expenditure made from the money appropriated by subsection 1 from the date on which the money was received by the Nevada Cancer Institute through December 1, 2006; and

(b) Upon request of the Legislative Commission, make available to the Legislative Auditor any books, accounts, claims, reports, vouchers or other records of information, confidential or otherwise and irrespective of their form or location, which the Legislative Auditor deems necessary to conduct any audit of the use of the money appropriated pursuant to subsection 1.

4. Any balance of the sums appropriated by subsection 1 remaining at the end of the respective fiscal years must not be committed for expenditure after June 30 of the respective fiscal years and must be reverted to the State General Fund on or before September 15, 2006, and September 21, 2007, respectively.

**Sec. 21.** 1. There is hereby appropriated from the State General Fund to the Nevada Cancer Institute the sum of \$150,000 to conduct a pain management study.

2. Upon acceptance of the money appropriated by subsection 1, the Nevada Cancer Institute agrees to:

(a) Prepare and transmit a report to the Interim Finance Committee on or before December 15, 2006, that describes each

expenditure made from the money appropriated by subsection 1 from the date on which the money was received by the Nevada Cancer Institute through December 1, 2006; and

(b) Upon request of the Legislative Commission, make available to the Legislative Auditor any books, accounts, claims, reports, vouchers or other records of information, confidential or otherwise and irrespective of their form or location, which the Legislative Auditor deems necessary to conduct any audit of the use of the money appropriated pursuant to subsection 1.

3. Any remaining balance of the appropriation made by subsection 1 must not be committed for expenditure after June 30, 2007, and must be reverted to the State General Fund on or before September 21, 2007.

**Sec. 22.** 1. There is hereby appropriated from the State General Fund to White Pine County the sum of \$2,200,000 for the construction of a regional juvenile detention facility in Ely, Nevada, that would serve White Pine, Eureka and Lincoln counties.

2. Any remaining balance of the appropriation made by subsection 1 must not be committed for expenditure after June 30, 2009, and must be reverted to the State General Fund on or before September 18, 2009.

**Sec. 23.** 1. There is hereby appropriated from the State General Fund to the State Department of Agriculture the sum of \$50,000 to develop and provide technical assistance to farmers' markets in Nevada.

2. Any remaining balance of the appropriation made by subsection 1 must not be committed for expenditure after June 30, 2007, and must be reverted to the State General Fund on or before September 21, 2007.

**Sec. 24.** The Legislature hereby authorizes the Department of Transportation to conduct a study to identify sustaining funding sources for the Fund for Aviation, created by NRS 494.048, and report to the 74th Session of the Nevada Legislature with their recommendations. The study should also include a summary of the needs of rural airports, including, but not limited to, conditions of runways, lights for night operations, runway markings, available restrooms and telephones. The study committee should consist of airport and aviation professionals, Department of Transportation staff and Department of Taxation staff.

**Sec. 25.** 1. There is hereby appropriated from the State General Fund to the Fund for Aviation, created by NRS 494.048, the sum of \$500,000 for enlargement, improvement or maintenance of rural airports, landing areas or air navigation facilities in Nevada.

2. The money appropriated by subsection 1 must be used by rural airports to match money that is available from the Federal Aviation Administration.

3. Any remaining balance of the appropriation made by subsection 1 must not be committed for expenditure after June 30, 2007, and must be reverted to the State General Fund on or before September 21, 2007.

**Sec. 26.** 1. There is hereby appropriated from the State General Fund to the Center for Basque Studies at the University of Nevada, Reno, for creation of a Basque Genealogy Center, including the establishment of a biographical database and a publication series, and the formation of a group of experts to assist with genealogy research:

For the Fiscal Year 2005-2006..... \$135,500

For the Fiscal Year 2006-2007..... \$114,500

2. Any balance of the sums appropriated by subsection 1 remaining at the end of the respective fiscal years must not be committed for expenditure after June 30 of the respective fiscal years and must be reverted to the State General Fund on or before September 15, 2006, and September 21, 2007, respectively.

**Sec. 27.** 1. There is hereby appropriated from the State General Fund to the Department of Cultural Affairs the sum of \$350,000 for expenses relating to the creation of the Nevada Online Encyclopedia.

2. The appropriation made by subsection 1 is contingent upon the Department of Cultural Affairs obtaining matching money from the Federal Government or other sources, or both. The Department of Cultural Affairs shall submit proof satisfactory to the State Controller that the matching money has been committed before the money appropriated by subsection 1 may be distributed.

3. The Department of Cultural Affairs shall prepare and transmit a report to the Interim Finance Committee on or before December 15, 2006, that describes the expenditures made from the money appropriated by subsection 1 from the date on which the money was received by the Department of Cultural Affairs through December 1, 2006.

4. Any remaining balance of the appropriation made by subsection 1 must not be committed for expenditure after June 30, 2007, and must be reverted to the State General Fund on or before September 21, 2007.

**Sec. 28.** 1. There is hereby appropriated from the State General Fund to the Division of Forestry of the State Department of Conservation and Natural Resources the sum of \$1,546,775 to be allocated as follows:

(a) For the establishment of a cost share, community-based wildfire threat reduction program, administered by the Nevada Fire Safe Council, to assist in the implementation of the recommended wildfire threat reduction projects as described in the Community Wildfire Protection Plans:

For the Fiscal Year 2005-2006..... \$500,000  
For the Fiscal Year 2006-2007..... \$500,000

(b) For expenses relating to the general operating expenditures of the Nevada Fire Safe Council:

For the Fiscal Year 2005-2006..... \$241,782  
For the Fiscal Year 2006-2007..... \$304,993

2. The Nevada Fire Safe Council shall:

(a) On or before September 1, 2006, report to the Interim Finance Committee to detail project accomplishments and fund utilization.

(b) During the 74th Session of the Nevada Legislature, report to the Senate Committee on Finance and the Assembly Committee on Ways and Means to detail project accomplishments and fund utilization.

3. Any balance of the sums appropriated by subsection 1 remaining at the end of the respective fiscal years must not be committed for expenditure after June 30 of the respective fiscal years and must be reverted to the State General Fund on or before September 15, 2006, and September 21, 2007, respectively.

**Sec. 29.** 1. There is hereby appropriated from the State General Fund to the Desert Research Institute the sum of \$1,000,000 for the purchase of equipment and services to analyze groundwater yields in arid basins.

2. Any remaining balance of the appropriation made by subsection 1 must not be committed for expenditure after June 30, 2007, and must be reverted to the State General Fund on or before September 21, 2007.

**Sec. 30.** 1. There is hereby appropriated from the State General Fund to Nevada's Safe Place the sum of \$250,000 for the continuation of outreach programs for youth under 21 years of age.

2. The money appropriated by subsection 1 must be divided equally between northern Nevada and southern Nevada and may be used only if matching money is provided by corporate donations or from sources other than the appropriation made by subsection 1.

3. Upon acceptance of the money appropriated by subsection 1, the administrators of Nevada's Safe Place programs in northern and southern Nevada agree to:

(a) Prepare and transmit a report to the Interim Finance Committee on or before December 15, 2006, that describes each expenditure made from the money appropriated by subsection 1 from the date on which the money was received by the Safe Place program through December 1, 2006; and

(b) Upon request of the Legislative Commission, make available to the Legislative Auditor any books, accounts, claims, reports, vouchers or other records of information, confidential or otherwise and irrespective of their form or location, which the Legislative

Auditor deems necessary to conduct any audit of the use of the money appropriated by subsection 1.

4. Any remaining balance of the appropriation made by subsection 1 must not be committed for expenditure after June 30, 2007, and must be reverted to the State General Fund on or before September 21, 2007.

**Sec. 31.** 1. There is hereby appropriated from the State General Fund to VSA arts of Nevada the sum of \$350,000 for the restoration of the Lake Mansion in Reno.

2. Upon acceptance of the money appropriated by subsection 1, VSA arts of Nevada shall:

(a) Prepare and transmit a report to the Interim Finance Committee on or before December 15, 2006, that describes each expenditure made from the money appropriated by subsection 1 from the date on which the money was received by VSA arts of Nevada through December 1, 2006; and

(b) Upon request of the Legislative Commission, make available to the Legislative Auditor any of the books, accounts, claims, reports, vouchers or other records of information, confidential or otherwise, of VSA arts of Nevada, irrespective of their form or location, that the Legislative Auditor deems necessary to conduct an audit of the use of the money appropriated pursuant to subsection 1.

3. Any remaining balance of the appropriation made by subsection 1 must not be committed for expenditure after June 30, 2007, and must be reverted to the State General Fund on or before September 21, 2007.

**Sec. 32.** 1. There is hereby appropriated from the State General Fund to the Interim Finance Committee the sum of \$600,000 for allocation to the Reno-Sparks Convention and Visitors Authority to implement the Truckee River Recreational Master Plan as adopted by the City of Reno, the City of Sparks and Washoe County through a public review process. The money must be used to plan, obtain permits for, design and construct not more than four projects along the Truckee River that would enhance the recreational enjoyment, aquatic habitat and water quality of the Truckee River. The money must be expended on the following projects but is not limited to Rock Park, Pioneer Diversion Dam, Ambrose Park and Idlewild Park.

2. The Interim Finance Committee shall allocate the money appropriated pursuant to subsection 1 upon notification that the City of Reno, the City of Sparks and Washoe County have committed to expend, in total, an equal amount of money on Truckee River improvement related projects. For the purpose of this section, Truckee River improvement related projects include any public project to improve the Truckee River for watershed protection, watershed restoration, recreation or flood control.

3. Upon acceptance of the money allocated pursuant to subsection 2, the Reno-Sparks Convention and Visitors Authority shall prepare and transmit a report to the Interim Finance Committee on or before December 15, 2006, that describes each expenditure made from the money allocated pursuant to subsection 2 from the date on which the money was received by the Reno-Sparks Convention and Visitors Authority through December 1, 2006.

4. The Reno-Sparks Convention and Visitors Authority shall not assess an administrative fee or fine upon any local governing bodies relating to compliance with the provisions of subsections 2 and 3.

5. A public review and approval process, as determined by the City of Reno, the City of Sparks and Washoe County, must be completed before the commencement of construction of any project that uses money allocated pursuant to this section. Project design, construction documents and funding processes related to any such project must be approved by each local governing body having jurisdiction over the project. Each such project must conform to the parameters of the Truckee River Flood Control Project and the Truckee River Operating Agreement.

6. Any remaining balance of the sums appropriated pursuant to subsection 1 must not be committed for expenditure after June 30, 2007, and must be reverted to the State General Fund on or before September 21, 2007.

**Sec. 33.** 1. There is hereby appropriated from the State General Fund to the Department of Cultural Affairs the sum of \$371,125 for the purchase of state artifacts for the State Museum system. The money appropriated may not exceed the total allocation and any substantial changes to items purchased must be approved by the Interim Finance Committee. The items to be purchased include:

For the Nevada State Railroad Museum at Boulder City to transport the GE 80 ton Center Cab locomotive from the Nevada Test Site to the Boulder City Railroad Museum.....	\$15,000
For the Nevada Historical Society in Reno to purchase the Grosh Papers.....	\$160,000
For the Nevada State Railroad Museum in Carson City to purchase, transport and cosmetically repair Virginia City Steam Locomotive #1251 .....	\$70,000
For the Nevada State Museum in Carson City to purchase:	
The John Falkowski Mining Equipment Model Collection .....	\$19,125
The Washoe Basket by Tootsie Dick Sam.....	\$25,000

For the Nevada State Museum and Historical Society in Las Vegas to purchase:

A collection of representative Nevada minerals.....	\$5,000
Representative specimens of Nevada wildlife, flora and fauna .....	\$7,000
Assorted antique slot machines.....	\$10,000
The 1876 Frederick Dellenbaugh painting of Las Vegas Ranch .....	\$60,000

2. Any remaining balance of the appropriation made by subsection 1 must not be committed for expenditure after June 30, 2007, and must be reverted to the State General Fund on or before September 21, 2007.

**Sec. 34.** 1. There is hereby appropriated from the State General Fund to the Nevada Commission for the Reconstruction of the V & T Railway of Carson City and Douglas, Lyon, Storey and Washoe Counties the sum of \$500,000 for the establishment of a railroad line similar to the former Virginia & Truckee Railroad from Virginia City through the Gold Hill area to Carson City.

2. Any remaining balance of the appropriation made by subsection 1 must not be committed for expenditure after June 30, 2007, and must be reverted to the State General Fund on or before September 21, 2007.

**Sec. 35.** 1. There is hereby appropriated from the State General Fund to the Interim Finance Committee for distribution to Douglas County for the State's share of merit increases, holiday pay, utility and food cost increases and the addition of six new full-time employees for the China Spring Youth Camp:

For the Fiscal Year 2005-2006.....	\$169,833
For the Fiscal Year 2006-2007.....	\$194,143

2. Any balance of the sums appropriated by subsection 1 remaining at the end of the respective fiscal years must not be committed for expenditure after June 30 of the respective fiscal years and must be reverted to the State General Fund on or before September 15, 2006, and September 21, 2007, respectively.

**Sec. 36.** 1. There is hereby appropriated from the State General Fund to the Department of Administration the sum of \$1,000,000 for allocation to Opportunity Village to provide assistance in the construction of a new southwest campus designed to serve additional Nevadans.

2. Upon acceptance of the money appropriated by subsection 1, Opportunity Village agrees to:

(a) Prepare and transmit a report to the Interim Finance Committee on or before December 15, 2006, that describes each expenditure made from the money appropriated by subsection 1

from the date on which the money was received by Opportunity Village through December 1, 2006; and

(b) Upon request of the Legislative Commission, make available to the Legislative Auditor any books, accounts, claims, reports, vouchers or other records of information, confidential or otherwise and irrespective of their form or location, which the Legislative Auditor deems necessary to conduct any audit of the use of the money appropriated pursuant to subsection 1.

3. Any remaining balance of the appropriation made by subsection 1 must not be committed for expenditure after June 30, 2007, and must be reverted to the State General Fund on or before September 21, 2007.

**Sec. 37.** 1. There is hereby appropriated from the State General Fund to the Advisory Council on the State Program for Fitness and Wellness, created pursuant to Senate Bill No. 197 of this session, the sum of \$100,000 for the operational costs of the Council.

2. Any remaining balance of the appropriation made by subsection 1 must not be committed for expenditure after June 30, 2007, and must be reverted to the State General Fund on or before September 21, 2007.

**Sec. 38.** 1. There is hereby appropriated from the State General Fund to the Clark County Museum Guild the sum of \$150,000 for costs related to moving and repairing the Clark County Museum.

2. Upon acceptance of the money appropriated by subsection 1, the Clark County Museum Guild agrees to:

(a) Prepare and transmit a report to the Interim Finance Committee on or before December 15, 2006, that describes each expenditure made from the money appropriated by subsection 1 from the date on which the money was received by the Clark County Museum Guild through December 1, 2006; and

(b) Upon request of the Legislative Commission, make available to the Legislative Auditor any books, accounts, claims, reports, vouchers or other records of information, confidential or otherwise and irrespective of their form or location, which the Legislative Auditor deems necessary to conduct any audit of the use of the money appropriated pursuant to subsection 1.

3. Any remaining balance of the appropriation made by subsection 1 must not be committed for expenditure after June 30, 2007, and must be reverted to the State General Fund on or before September 21, 2007.

**Sec. 39.** 1. There is hereby appropriated from the State General Fund to the Legislative Counsel Bureau the sum of \$250,000 for costs related to hiring a consultant to assist the interim committee appointed by the Legislative Committee to conduct a



study to develop a plan for the deconsolidation of the Clark County School District.

2. Any remaining balance of the appropriation made by subsection 1 must not be committed for expenditure after June 30, 2007, and must be reverted to the State General Fund on or before September 21, 2007.

**Sec. 40.** 1. There is hereby appropriated from the State General Fund to the Interim Finance Committee the following sums to continue the contractual services of a consultant to provide brochures for the reporting of test scores of pupils, to provide web-based data and instructional tools to address and improve the performance of pupils on statewide examinations, and to provide related services identified by the Interim Finance Committee:

For the Fiscal Year 2005-2006..... \$1,400,000

For the Fiscal Year 2006-2007..... \$1,400,000

2. The consultant shall provide brochures for the reporting of test scores of pupils and provide web-based data and instructional tools to address and improve the performance of pupils for the:

(a) Norm-referenced examinations in grades 4, 7 and 10;

(b) Initial administration of the high school proficiency examination to pupils in grade 10;

(c) Criterion-referenced examinations in each grade for grades 3 to 8, inclusive; and

(d) Writing examination in grades 5, 8 and 11.

3. The sums appropriated by subsection 1 are available for either fiscal year. Any remaining balance of those sums must not be committed for expenditure after June 30, 2007, and must be reverted to the State General Fund on or before September 21, 2007.

**Sec. 41.** 1. There is hereby appropriated from the State General Fund to the Interim Finance Committee the sum of \$1,000,000 for allocation to the Department of Taxation for costs incurred by the Department of Taxation or other governmental entities, or both, relating to the implementation of Assembly Bill No. 489 or Senate Bill No. 509 of the 73rd Session of the Nevada Legislature.

2. A request for an allocation must be submitted to the State Board of Examiners by the Department of Taxation. The State Board of Examiners shall consider the request, may require from the requester such additional information as they deem appropriate, and shall, if it finds that an allocation should be made, recommend the amount of the allocation 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.

3. Any remaining balance of the appropriation made by subsection 1 must not be committed for expenditure after June 30,

2007, and must be reverted to the State General Fund on or before September 21, 2007.

**Sec. 42.** The appropriations made by the provisions of this act are not intended to finance ongoing expenditures of state agencies and the expenditures financed with those appropriations must not be included as base budget expenditures in the proposed budget for the Executive Branch of State Government for the 2007-2009 biennium.

**Sec. 43.** 1. This section and sections 17, 18, 19, 22, 27, 29 to 34, inclusive, and 36 to 38, inclusive, 41 and 42 of this act become effective upon passage and approval.

2. Sections 1 to 16, inclusive, 20, 21, 23 to 26, inclusive, 28, 35, 39 and 40 of this act become effective on July 1, 2005.

3. Policy changes implemented in this act may be continued to the extent that money is available from the State or Federal Government or other sources.



