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***THIS AMENDMENT HAS BEEN PRESENTED BY ALEXIS MILLER,
REPRESENTING THE NEVADA MINING ASSOCIATION***

ASSEMBLY BILL NO. 131-ASSEMBLYMEN MORTENSON, CHOWNING, CLABORN, CARPENTER, OHRENSCHALL, ANDERSON, ATKINSON, BUCKLEY, CHRISTENSEN, COLLINS, CONKLIN, GIUNCHIGLIANI, HORNE, KOIVISTO, LESLIE, MARVEL, MCCLAIN, OCEGUERA, PARKS, PERKINS, PIERCE AND WILLIAMS

FEBRUARY 14, 2003

Referred to Committee on Natural Resources,
Agriculture, and Mining

SUMMARY—Makes various changes relating to protection of cultural resources.
(BDR 33-92)

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

EXPLANATION – Matter in ***bolded italics*** is new; matter between brackets ~~{omitted material}~~ is material to be omitted.
Green numbers along left margin indicate location on the printed bill (e.g., 5-15 indicates page 5, line 15).

AN ACT relating to cultural resources; requiring the Administrator of the Office of Historic Preservation of the Department of Cultural Affairs to establish a stewardship program for the protection of cultural resources; and providing other matters properly relating thereto.

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

- 1-1 **Section 1.** Chapter 383 of NRS is hereby amended by adding
1-2 thereto a new section to read as follows:
1-3 ***1. The Administrator shall, by regulation, establish a***
1-4 ***stewardship program to:***
1-5 ***(a) Protect cultural resources in this state;***
1-6 ***(b) Increase public awareness of the significance and value of***
1-7 ***cultural resources and the damage done to cultural resources by***
1-8 ***vandalism;***
1-9 ***(c) Discourage vandalism of cultural resources and the sale***
1-10 ***and trade of artifacts, including, without limitation, archeological***
1-11 ***and paleontological materials;***

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C1-3

2-1 ~~(d) Support the adoption and enforcement of national, state,~~
2-2 ~~tribal and local laws and regulations to protect cultural resources;~~

2-3 (e) Support and encourage high standards for the investigation
2-4 of cultural resources throughout this state;

2-5 (f) Promote cooperation among agencies, organizations,
2-6 Native American tribes and natural persons who are concerned
2-7 about the protection of cultural resources and enter into
2-8 ~~agreements with such agencies, organizations, Native American~~
2-9 ~~tribes and natural persons to promote the protection of cultural~~
2-10 ~~resources; and~~

2-11 (g) Add to the inventory of cultural resources maintained
2-12 pursuant to NRS 383.021.

2-13 2. The Administrator shall select, train and certify volunteers
2-14 to serve in the stewardship program based upon policy, criteria
2-15 and procedures established by the Administrator.

2-16 3. The stewardship program ~~must~~ may:

2-17 (a) In cooperation with agencies, organizations, Native
2-18 American tribes and natural persons who are concerned about the
2-19 protection of cultural resources, create a list of ~~sites that are~~ significant
2-20 cultural resources on State lands, Native American tribal lands, and, with the
2-21 consent of the land owner, private lands in this state for monitoring for the purpose of
2-22 preventing vandalism and similar activities that may damage those cultural resources;

2-23 (b) Establish activities for periodic monitoring by volunteers of
2-24 cultural resources on the list created pursuant to paragraph (a);

2-25 (c) Establish requirements for reporting ~~damage~~, threats of
2-26 ~~damage or vandalism~~ and similar activities that may damage those of cultural
2-27 resources; ~~to appropriate~~

2-28 ~~authorities as determined by the Administrator; and~~

2-29 (d) Establish programs for educating the public concerning
2-30 the significance and value of cultural resources and the loss to the
2-31 public resulting from vandalism and similar activities ~~damage to~~ cultural
2-32 resources.

2-33 4. The Administrator shall coordinate the cooperation of
2-34 federal authorities, Native American tribes and state and local
2-35 governmental agencies, as necessary, to carry out the stewardship
2-36 program.

2-37 5. The Administrator and the Office shall provide
2-38 administrative support to the stewardship program.

2-39 6. Volunteers selected for the stewardship program serve
2-40 without compensation and are not entitled to receive a per diem
2-41 allowance or travel expenses.

2-42 7. The Administrator may accept gifts and grants to assist in
2-43 the operation of the stewardship program.

2-44 Sec. 2. NRS 383.011 is hereby amended to read as follows:

2-45 383.011 As used in this chapter, unless the context otherwise
requires:

1. "Administrator" means the Administrator of the Office.

2. "Advisory Board" means the Board of Museums and
History.

3-1 3. ***“Cultural resources” means objects, sites or information of***
3-2 ***historic, prehistoric, archeological, architectural, or paleontological***
3-3 ***or traditional significance.***

3-4 4. “Director” means the Director of the Department of Cultural
3-5 Affairs.

3-6 {4-} 5. “Office” means the Office of Historic Preservation of
3-7 the Department of Cultural Affairs.

3-8 **Sec. 3.** NRS 383.021 is hereby amended to read as follows:

3-9 383.021 1. The Office of Historic Preservation is hereby
3-10 created.

3-11 2. The Office shall:

3-12 (a) Encourage, plan and coordinate historic preservation and
3-13 archeological activities within the State, including programs to
3-14 survey, record, study and preserve or salvage {objects, localities and
3-15 information of historic, prehistoric and paleoenvironmental
3-16 significance;} ***cultural resources.***

3-17 (b) Compile and maintain an inventory of {historic,
3-18 archeological and architectural} ***cultural*** resources in Nevada
3-19 deemed significant by the Administrator.

3-20 (c) Designate repositories for the materials that comprise the
3-21 inventory.

3-22 3. The Comstock Historic District Commission is within the
3-23 Office.

3-24 **Sec. 4.** This act becomes effective on July 1, 2003.

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