

ASSEMBLY BILL NO. 299—ASSEMBLYMAN MARVEL

MARCH 21, 2005

Referred to Committee on Government Affairs

SUMMARY—Authorizes exchange of land with Reno-Sparks Indian Colony and construction of new restitution center for Department of Corrections. (BDR S-820)

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

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

AN ACT relating to state lands; authorizing the exchange of certain parcels of land with the Reno-Sparks Indian Colony; authorizing the construction of a new restitution center for the Department of Corrections; authorizing an agreement to share sales tax revenue from a proposed retail project on property owned by the Reno-Sparks Indian Colony; and providing other matters properly relating thereto.

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

- 1 **Section 1.** 1. The State may enter into a contract with the
2 Reno-Sparks Indian Colony to carry out the provisions of this act.
3 The State shall not commit to any portion of the transaction
4 authorized by this act unless an agreement has been reached to carry
5 out all of the provisions.
6 2. The contract authorized pursuant to this act must include the
7 following:
8 (a) The construction and lease-purchase by the State of a new
9 restitution center for the Department of Corrections on property
10 owned by the Reno-Sparks Indian Colony;
11 (b) An agreement with respect to the sharing of revenue from
12 sales tax resulting from a retail project on property owned by the
13 Reno-Sparks Indian Colony to finance the construction of the



1 restitution center and to benefit the Washoe County School District;
2 and

3 (c) The exchange of certain land owned by the State of Nevada
4 for the parcel on which the restitution center is constructed.

5 3. The provisions of paragraph (a) of subsection 2 require:

6 (a) The Reno-Sparks Indian Colony to agree to contract for the
7 construction of a restitution center for the Department of
8 Corrections on property owned by the Colony at Kietzke Lane and
9 East Second Street in Reno, Nevada, specifically Assessor's Parcels
10 numbers 12-182-02, consisting of approximately 0.87 acres, and
11 12-182-03, consisting of approximately 2.19 acres. The design of
12 the restitution center and the contract for construction must be
13 approved by the Department of Corrections.

14 (b) Upon completion of the construction of the restitution center
15 pursuant to paragraph (a), an agreement between the State and the
16 Reno-Sparks Indian Colony for the lease-purchase of the facility by
17 the State. To the extent that they do not conflict with the provisions
18 of this act, the provisions of NRS 353.500 to 353.630, inclusive,
19 apply to a lease-purchase agreement entered into pursuant to this
20 paragraph.

21 4. The agreement pursuant to the provisions of paragraph (b) of
22 subsection 2 must provide for:

23 (a) A portion of the sales tax revenue from the proposed retail
24 project on property of the Reno-Sparks Indian Colony to be used to
25 offset the State's annual lease payments for the restitution center.

26 (b) A portion of the sales tax revenue from the proposed retail
27 project to be paid to the Washoe County School District.

28 (c) Upon completion of the payments for the restitution center, a
29 revised amount to be paid on a continuing basis to the Washoe
30 County School District.

31 5. The agreement pursuant to paragraph (c) of subsection 2
32 must provide for the exchange of the property on which the
33 restitution center is constructed for the property owned by the State
34 on which the Northern Nevada Restitution Center is currently
35 located, 2595 East Second Street in Reno, Nevada, Assessor's
36 Parcel Number 12-301-02, consisting of approximately 4.98 acres
37 and an additional 1.20 acres included in the deed for the property
38 but not in the assessor's parcel. The State must agree, upon
39 completion of the exchange, to support an application by the Colony
40 to place the former State land in Federal Trust.

41 6. The State and the Reno-Sparks Indian Colony must comply
42 with all applicable state and federal law and obtain any necessary
43 approvals from state and federal agencies with respect to the
44 provisions of this act.



1 7. The State and the Reno-Sparks Indian Colony may include
2 in a contract entered into pursuant to this act any other provisions
3 necessary or convenient to carry out the contract that are not
4 inconsistent with the provisions of this act.

5 **Sec. 2.** This act becomes effective on July 1, 2005.



