

ASSEMBLY BILL NO. 70—ASSEMBLYMEN KIRKPATRICK,
MCCLEARY, SIBLEY, ALLEN, ANDERSON, ARBERRY JR.,
ATKINSON, CONKLIN, DENIS, GANSERT, GIUNCHIGLIANI,
GOICOECHEA, HARDY, HOGAN, KOIVISTO, MCCLAIN,
MUNFORD, OCEGUERA, PARKS, PARNELL, PIERCE
AND SMITH

FEBRUARY 17, 2005

JOINT SPONSOR: SENATOR CARLTON

Referred to Committee on Education

SUMMARY—Exempts certain nonprofit educational organizations
from charges associated with use of school property.
(BDR 34-842)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.
Effect on the State: No.

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

AN ACT relating to school property; exempting certain nonprofit
educational organizations from charges associated with
the use of school property; and providing other matters
properly relating thereto.

Legislative Counsel's Digest:

Under existing law, the board of trustees of a school district may allow the use of school buildings and grounds by the general public. (NRS 393.071-393.0719) With the exception of the use of school libraries by the general public, a school district may impose a charge for the use and may request reimbursement from the person or entity authorized to use the school buildings or grounds for the expenses associated with that use, including lighting, heating and janitorial expenses. (NRS 393.0719)

This bill prohibits a board of trustees of a school district from charging a nonprofit educational organization for the use of school buildings, grounds and equipment or for the lighting, heating, janitorial and other expenses associated with its use.



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

Section 1. NRS 393.0714 is hereby amended to read as follows:

393.0714 **1.** The board of trustees of ~~any~~ **a** school district may grant the use of school buildings, grounds and equipment without charge to:

~~1-1~~ **(a)** Public agencies for the purpose of holding examinations for the selection of personnel.

~~1-2~~ **(b)** The general public for use of school libraries within the school district pursuant to NRS 393.07105.

2. *If the board of trustees of a school district grants the use of school buildings, grounds or equipment to a nonprofit organization created for educational purposes, the board of trustees shall not charge the organization for such use. As used in this subsection, "nonprofit organization created for educational purposes" means an organization described in subsection 4 of NRS 372.3261.*

Sec. 2. NRS 393.0719 is hereby amended to read as follows:

393.0719 **1.** Lighting, heating, janitorial service and the services of the person referred to in NRS 393.0718, when needed, and other necessary expenses, in connection with the use of public school buildings and grounds pursuant to NRS 393.071 to 393.0719, inclusive, must be provided for out of school district funds of the respective school districts in the same manner as similar services are provided for, and except as otherwise provided in subsection 2, subject to reimbursement by the user in accordance with such policies and regulations as the board of trustees may adopt.

2. The board of trustees of a school district may not request reimbursement for the costs and expenses associated with the use of ~~the~~:

(a) *A school library by the general public pursuant to NRS 393.07105 ~~the~~; or*

(b) *School buildings, grounds or equipment by a nonprofit organization created for educational purposes pursuant to subsection 2 of NRS 393.0714.*

Sec. 3. This act becomes effective on July 1, 2005.

