

Amendment No. 1208

Assembly Amendment to Assembly Bill No. 567

(BDR 34-1443)

Proposed by: Committee on Ways and Means**Amendment Box:** Replaces Amendment No. 1194.**Resolves Conflicts with:** N/A**Amends:** Summary: Yes Title: Yes Preamble: No Joint Sponsorship: No Digest: No

Adoption of this amendment will REMOVE all appropriations from A.B. 567.

ASSEMBLY ACTION	Initial and Date	SENATE ACTION	Initial and Date
Adopted <input type="checkbox"/> Lost <input type="checkbox"/>	_____	Adopted <input type="checkbox"/> Lost <input type="checkbox"/>	_____
Concurred In <input type="checkbox"/> Not <input type="checkbox"/>	_____	Concurred In <input type="checkbox"/> Not <input type="checkbox"/>	_____
Receded <input type="checkbox"/> Not <input type="checkbox"/>	_____	Receded <input type="checkbox"/> Not <input type="checkbox"/>	_____

Amend sec. 2, page 1, by deleting line 6 and inserting:

“the Repair, Replacement and Renovation of School Buildings and”.

Amend sec. 3, page 1, by deleting line 8 and inserting:

“Sec. 3. 1. The Account for the Repair, Replacement and”.

Amend sec. 4, page 2, by deleting line 20 and inserting:

“the repair, replacement and renovation of school buildings and”.

Amend the bill as a whole by deleting sec. 5 and adding a new section designated sec. 5,
following sec. 4, to read as follows:

MSM/KCR

Date: 6/5/2005

A.B. No. 567—Creates Account for Construction, Repair and Renovation of School Buildings and
Facilities.

“Sec. 5. 1. The board of trustees of a school district in a county whose population is less than 40,000 may submit an application for a grant of money from the Account if the board of trustees has determined that:

(a) One of the facilities that is located on the grounds of a school within the school district is:

(1) Unsuitable for use as a result of:

(I) Structural defects;

(II) Barriers to accessibility; or

(III) Hazards to life, health or safety, including, without limitation, environmental hazards and the operation of the facility in an unsafe manner; or

(2) In such a condition that the cost of removing barriers to accessibility would exceed 40 percent of the cost of constructing a new facility; and

(b) The remaining allowable increase in ad valorem taxes available to the school district is within 90 percent of the limit imposed pursuant to NRS 361.453 or the board of county commissioners of the county in which the school district is located has imposed a tax pursuant to NRS 374A.010.

2. An application submitted pursuant to subsection 1 must include a written description of the:

(a) Project for the repair, replacement or renovation for which the grant of money will be used, including, without limitation, a description of how the money will be used in an efficient manner; and

(b) Financial status of the school district, including, without limitation, the criteria for approval set forth in paragraphs (b) and (c) of subsection 4.

3. Upon receipt of an application, the Director of the Department of Administration shall forward the application to the:

(a) Department of Taxation to determine whether the application satisfies the showing of proof required by paragraphs (b), (c) and (d) of subsection 4;

(b) State Public Works Board to determine whether the application satisfies the showing of proof required by paragraph (a) of subsection 4; and

(c) Department of Education for its review and comment.

4. The Director of the Department of Administration shall, in consultation with the Department of Education, the Department of Taxation and the State Public Works Board, determine whether to forward an application to the State Board of Examiners based upon:

(a) The needs of the school district, as set forth in paragraph (a) of subsection 1;

(b) Proof that the county in which the school district is located satisfies the requirements of paragraph (b) of subsection 1;

(c) Information that the assessed valuation of the taxable property in the county in which the school district is located is declining or that all other resources available to the school district for financing capital improvements are diminishing; and

(d) The proposed use of the money for which the application is made, including, without limitation, whether the money will be used in an efficient manner.

5. The Department of Taxation and the State Public Works Board shall submit written statements of their determinations pursuant to subsection 4 regarding an application to the Director of the Department of Administration.

6. The Director of the Department of Administration shall forward each application that satisfies the requirements of subsection 4 accompanied by the statements provided pursuant to subsection 5 for that application to the State Board of Examiners.”.

Amend sec. 8, page 5, by deleting line 2 and inserting:

“Repair, Replacement and Renovation of School Buildings and”.

Amend the bill as a whole by deleting sec. 13 and adding:

“Sec. 13. (Deleted by amendment.)”.

Amend sec. 15, page 6, by deleting line 28 and inserting:

“for the Repair, Replacement and Renovation of School Buildings”.

Amend the title of the bill to read as follows:

“AN ACT relating to school facilities; creating an Account for the Repair, Replacement and

Renovation of School Buildings and Facilities; providing for the submission of applications by certain school districts for grants of money from the Account; prescribing the process for the review and approval of applications; revising provisions governing the local tax for school facilities; repealing the provisions creating the Fund to Assist School Districts in Financing Capital Improvements; and providing other matters properly relating thereto.”.

Amend the summary of the bill to read as follows:

“SUMMARY—Creates Account for Repair, Replacement and Renovation of School Buildings and Facilities. (BDR 34-1443)”.