

SENATE BILL NO. 294—COMMITTEE ON NATURAL RESOURCES

MARCH 24, 2005

Referred to Committee on Natural Resources

SUMMARY—Revises provisions governing distribution of grants of money by State Conservation Commission to conservation districts. (BDR 49-1154)

FISCAL NOTE: Effect on Local Government: No.
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 the State Conservation Commission; authorizing the Commission to apply for available grants; revising provisions governing the distribution by the Commission of grants of money to conservation districts; 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.** NRS 548.175 is hereby amended to read as follows:
2 548.175 The Commission has the following duties and powers:
3 1. To carry out the policies of this State in programs at the state
4 level for the conservation of the renewable natural resources of this
5 State and to represent the State in matters affecting such resources.
6 2. To offer such assistance as may be appropriate to the
7 supervisors of conservation districts in the carrying out of any of
8 their powers and programs, to propose programs and to assist and
9 guide districts in the preparation and carrying out of programs
10 authorized under this chapter, to review district programs, to
11 coordinate the programs of the districts and resolve any conflicts in
12 such programs, and to facilitate, promote, assist, harmonize,
13 coordinate and guide the programs and activities of districts as they
14 relate to other special-purpose districts, counties and other public
15 agencies.



1 3. To keep the supervisors of each of the districts informed of
2 the activities and experience of all other districts organized pursuant
3 to this chapter, and to facilitate an interchange of advice and
4 experience among those districts and promote cooperation among
5 them.

6 4. To secure the cooperation and assistance of the United
7 States, any of its agencies and of other agencies of this State in the
8 work of conservation districts.

9 5. To serve, along with conservation districts, as the official
10 state agency for cooperating with the Natural Resources
11 Conservation Service of the United States Department of
12 Agriculture in carrying on conservation operations within the
13 boundaries of conservation districts as created under this chapter.

14 6. To enlist the cooperation and collaboration of state, federal,
15 interstate, local, public and private agencies with the conservation
16 districts and to facilitate arrangements under which the conservation
17 districts may serve county governing bodies and other agencies as
18 their local operating agencies in the administration of any activity
19 concerned with the conservation and use of renewable natural
20 resources.

21 7. To make available, with the assistance of the Division,
22 information concerning the needs and the work of the districts and
23 the Commission to the Director of the State Department of
24 Conservation and Natural Resources, the Legislature, executive
25 agencies and political subdivisions of this State, cooperating federal
26 agencies and the general public.

27 8. To cooperate with and give such assistance as may be
28 requested by cities, counties, irrigation districts, and other special-
29 purpose districts in the State of Nevada for the purpose of
30 cooperating with the United States through the Secretary of
31 Agriculture in the furtherance of conservation, pursuant to the
32 provisions of the Watershed Protection and Flood Prevention Act,
33 16 U.S.C. §§ 1001 ~~[to 1010, inclusive,]~~ *et seq.*, and the requirements
34 of other special programs of the United States Department of
35 Agriculture.

36 9. Pursuant to procedures developed mutually by the
37 Commission and federal, state and local agencies that are authorized
38 to plan or administer activities significantly affecting the
39 conservation and use of renewable natural resources, to receive from
40 those agencies, for review and comment, suitable descriptions of
41 their plans, programs and activities for purposes of coordination
42 with the conservation districts' programs and to arrange for and
43 participate in conferences necessary to avoid conflict among the
44 plans and programs, to call attention to omissions and to avoid
45 duplication of effort.



10. To submit, with the assistance of the Division, a report to the Director of the State Department of Conservation and Natural Resources whenever the Commission determines that there exists a substantial conflict between the program of a district and the proposed plans or activities directly affecting the conservation of natural resources prepared by any other local ~~government~~ *governmental* unit or agency of this State.

11. By administrative order of the Commission, upon the written request of the board of supervisors of the conservation district or districts involved, with a showing that the request has been approved by a majority vote of the members of each of the boards involved:

(a) To transfer lands from one district established under the provisions of this chapter to another.

(b) To divide a single district into two or more districts, each of which must, thereafter, operate as a separate district under the provisions of this chapter.

(c) To consolidate two or more districts established under the provisions of this chapter into a single district under the provisions of this chapter.

(d) To inform the Administrative Officer of the Division of any action taken pursuant to this subsection for his approval of any new name and the appropriate entry in his records of the changes made.

12. To authorize the change of name of any district, upon receipt by the Commission of a resolution by the board of supervisors of the district for such a change and to present the resolution to the Administrative Officer of the Division for processing and recording in accordance with the provisions of NRS 548.240.

13. To apply for any available grants and to accept and use any grants, gifts or donations to make available grants of money to qualified conservation districts to aid the districts in carrying out the provisions of this chapter.

Sec. 2. NRS 548.178 is hereby amended to read as follows:

548.178 1. The Commission ~~shall adopt regulations which establish a program~~ *may establish programs* for distributing, within the limits of legislative appropriations ~~it~~ *and other available money*, grants of money *to conservation districts. Distribution of such grants must be made in the following manner:*

(a) The Commission shall distribute grants of money provided by legislative appropriation in equal amounts to each conservation district which the Commission determines qualifies for a grant.

(b) The Commission may distribute grants of money provided by sources other than legislative appropriation in such amounts and subject to such conditions as the Commission determines



1 *appropriate to any conservation district which the Commission*
2 *determines qualifies for a grant.*

3 2. ~~{A}~~ *The Commission may determine that a* conservation
4 district qualifies for a grant of money pursuant to this section if the
5 district ~~{A}~~ *demonstrates to the satisfaction of the Commission that*
6 *the district:*

7 (a) Has been established in accordance with the provisions of
8 this chapter; and

9 (b) Is in compliance with all of the requirements of this chapter
10 and the regulations of the Commission adopted pursuant thereto.

11 3. ~~{A}~~ *Except as may otherwise be provided as a condition of*
12 *a grant of money distributed by the Commission pursuant to*
13 *paragraph (b) of subsection 1, a* conservation district that is
14 awarded a grant of money pursuant to this section may use the
15 money for reasonable and necessary expenses incurred by the
16 district in carrying out its duties and authorities in accordance with
17 this chapter and the annual district budget approved by the
18 Commission.

19 4. The Commission may adopt such regulations as it considers
20 necessary to carry out the provisions of this section.

