

SENATE BILL NO. 314—SENATORS TITUS AND BEERS

MARCH 24, 2005

Referred to Committee on Finance

SUMMARY—Transfers money from Fund for the Promotion of Tourism to certain state and local governmental entities for various cultural, historical and tourist-related activities. (BDR S-468)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: Contains Appropriation not included in Executive Budget.

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

AN ACT transferring money from the Fund for the Promotion of Tourism to certain state and local governmental entities for various cultural, historical and tourist-related activities; 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 Commission on Tourism shall, as soon as
2 practicable after July 1, 2005, without depleting the funds necessary
3 for day-to-day operations, transfer \$600,000 from the proceeds from
4 the taxes imposed on the revenue from the rental of transient
5 lodging which have been credited to the Fund for the Promotion of
6 Tourism, created by NRS 231.250, to the Department of Cultural
7 Affairs for the restoration and preservation of the exterior of the
8 Lear Theater in Reno, Nevada.
9 2. The Department of Cultural Affairs shall prepare and
10 transmit a report to the Interim Finance Committee on or before
11 December 15, 2006, that describes each expenditure made from the
12 money that was received by the Department of Cultural Affairs
13 through December 1, 2006.



3. Any remaining balance of the sum transferred pursuant to subsection 1 must not be committed for expenditure after June 30, 2007, and must be reverted to the Fund for the Promotion of Tourism on or before September 21, 2007.

Sec. 2. 1. The Commission on Tourism shall, as soon as practicable after July 1, 2005, and July 1, 2006, respectively, without depleting the funds necessary for day-to-day operations, transfer the following amounts from the proceeds from the taxes imposed on the revenue from the rental of transient lodging which have been credited to the Fund for the Promotion of Tourism, created by NRS 231.250, to the Division of State Parks of the State Department of Conservation and Natural Resources for expenses relating to the operation and maintenance of the Elgin Schoolhouse as a historic site for visitation by the public:

For the Fiscal Year 2005-2006..... \$24,304

For the Fiscal Year 2006-2007..... \$17,469

2. Any balance of the sums transferred pursuant to subsection 1 remaining at the end of the respective fiscal years must not be committed for expenditure after June 30 of the respective fiscal years and must be reverted to the Fund for the Promotion of Tourism on or before September 15, 2006, and September 21, 2007, respectively.

Sec. 3. 1. The Commission on Tourism shall, as soon as practicable after July 1, 2005, and July 1, 2006, respectively, without depleting the funds necessary for day-to-day operations, transfer the following amounts from the proceeds from the taxes imposed on the revenue from the rental of transient lodging which have been credited to the Fund for the Promotion of Tourism, created by NRS 231.250, to the Western Folklife Center for support of the National Cowboy Poetry Gathering in Elko, Nevada:

For the Fiscal Year 2005-2006..... \$100,000

For the Fiscal Year 2006-2007..... \$100,000

2. Upon acceptance of the money transferred pursuant to subsection 1, the Western Folklife Center shall:

(a) Prepare and transmit a report to the Interim Finance Committee on or before December 15, 2006, that describes each expenditure made from the money transferred pursuant to subsection 1 from the date on which the money was received by the Western Folklife Center through December 1, 2006; and

(b) Upon request of the Legislative Commission, make available to the Legislative Auditor any of the books, accounts, claims, reports, vouchers or other records of information, confidential or otherwise, of the Western Folklife Center regardless of their form or



location, that the Legislative Auditor deems necessary to conduct an audit of the use of the money transferred pursuant to subsection 1.

3. Any remaining balance of the sums transferred pursuant to subsection 1 remaining at the end of the respective fiscal years must not be committed for expenditure after June 30 of the respective fiscal years and must be reverted to the Fund for the Promotion of Tourism on or before September 15, 2006, and September 21, 2007, respectively.

Sec. 4. 1. The Commission on Tourism shall, as soon as practicable after July 1, 2005, and July 1, 2006, respectively, without depleting the funds necessary for day-to-day operations, transfer the following amounts from the proceeds from the taxes imposed on the revenue from the rental of transient lodging which have been credited to the Fund for the Promotion of Tourism, created by NRS 231.250, to the Atomic Testing Museum in Las Vegas for an educational program at the Museum:

For the Fiscal Year 2005-2006..... \$125,000

For the Fiscal Year 2006-2007..... \$95,000

2. The money transferred pursuant to subsection 1 must be used by the Atomic Testing Museum to:

(a) Provide instructional materials in classrooms;

(b) Allow access to the Internet for teachers and pupils; and

(c) Subsidize admission and transportation costs for schools and waive entirely admission for pupils who attend designated at-risk schools.

3. Upon acceptance of the money transferred pursuant to subsection 1, the Atomic Testing Museum shall:

(a) Prepare and transmit a report to the Interim Finance Committee on or before December 15, 2006, that describes each expenditure made from the money transferred pursuant to subsection 1 from the date on which the money was received by the Atomic Testing Museum through December 1, 2006; and

(b) Upon request of the Legislative Commission, make available to the Legislative Auditor any of the books, accounts, claims, reports, vouchers or other records of information, confidential or otherwise, of the Atomic Testing Museum regardless of their form or location, that the Legislative Auditor deems necessary to conduct an audit of the use of the money transferred pursuant to subsection 1.

4. Any balance of the sums transferred pursuant to subsection 1 remaining at the end of the respective fiscal years must not be committed for expenditure after June 30 of the respective fiscal years and must be reverted to the Fund for the Promotion of



1 Tourism on or before September 15, 2006, and September 21, 2007,
2 respectively.

3 **Sec. 5.** 1. The Commission on Tourism shall, as soon as
4 practicable after July 1, 2005, and July 1, 2006, respectively,
5 without depleting the funds necessary for day-to-day operations,
6 transfer the following amounts from the proceeds from the taxes
7 imposed on the revenue from the rental of transient lodging which
8 have been credited to the Fund for the Promotion of Tourism,
9 created by NRS 231.250, to the Interim Finance Committee:

10 For the Fiscal Year 2005-2006..... \$600,000
11 For the Fiscal Year 2006-2007..... \$50,000

12 2. The money transferred pursuant to subsection 1 shall be
13 allocated to the Reno-Sparks Convention and Visitors Authority to
14 implement the Truckee River Recreational Master Plan as adopted
15 by the City of Reno, the City of Sparks and Washoe County through
16 a public review process. The money must be used to plan, obtain
17 permits for, design and construct not more than four projects along
18 the Truckee River that would enhance the recreational enjoyment,
19 aquatic habitat and water quality of the Truckee River. The money
20 must be expended on the following projects but is not limited to
21 Rock Park, Pioneer Diversion Dam, Ambrose Park and Idlewild
22 Park.

23 3. The Interim Finance Committee shall allocate the money
24 transferred pursuant to subsection 1 upon notification that the City
25 of Reno, the City of Sparks and Washoe County have committed to
26 expend, in total, an equal amount of money on Truckee River
27 improvement related projects. For the purpose of this section,
28 Truckee River improvement related projects include any public
29 project to improve the Truckee River for watershed protection,
30 watershed restoration, recreation or flood control.

31 4. Upon acceptance of the money allocated pursuant to
32 subsection 2, the Reno-Sparks Convention and Visitors Authority
33 shall prepare and transmit a report to the Interim Finance Committee
34 on or before December 15, 2006, that describes each expenditure
35 made from the money allocated pursuant to subsection 2 from the
36 date on which the money was received by the Reno-Sparks
37 Convention and Visitors Authority through December 1, 2006.

38 5. The Reno-Sparks Convention and Visitors Authority shall
39 not assess an administrative fee or fine upon any local governing
40 bodies relating to compliance with the provisions of subsections 3
41 and 4.

42 6. A public review and approval process, as determined by the
43 City of Reno, the City of Sparks and Washoe County, must be
44 completed before the commencement of construction of any project



1 that uses money allocated pursuant to this section. Project design,
2 construction documents and funding processes related to any such
3 project must be approved by each local governing body having
4 jurisdiction over the project. Each such project must conform to the
5 parameters of the Truckee River Flood Control Project and the
6 Truckee River Operating Agreement.

7 7. Any remaining balance of the sums transferred pursuant to
8 subsection 1 must not be committed for expenditure after June 30,
9 2007, and must be reverted to the Fund for the Promotion of
10 Tourism on or before September 21, 2007.

11 **Sec. 6.** 1. The Commission on Tourism shall, as soon as
12 practicable after July 1, 2005, and July 1, 2006, respectively,
13 without depleting the funds necessary for day-to-day operations,
14 transfer the following amounts from the proceeds from the taxes
15 imposed on the revenue from the rental of transient lodging which
16 have been credited to the Fund for the Promotion of Tourism,
17 created by NRS 231.250, to the University of Nevada Reno
18 Fleischmann Planetarium and Science Center in Reno, Nevada, for
19 costs of equipment:

20 For the Fiscal Year 2005-2006..... \$11,500

21 For the Fiscal Year 2006-2007..... \$14,500

22 2. Upon acceptance of the money transferred pursuant to
23 subsection 1, the Fleischmann Planetarium and Science Center shall:

24 (a) Prepare and transmit a report to the Interim Finance
25 Committee on or before December 15, 2006, that describes each
26 expenditure made from the money transferred pursuant to
27 subsection 1 from the date on which the money was received by the
28 Fleischmann Planetarium and Science Center through December 1,
29 2006; and

30 (b) Upon request of the Legislative Commission, make available
31 to the Legislative Auditor any of the books, accounts, claims,
32 reports, vouchers or other records of information, confidential or
33 otherwise, of the Fleischmann Planetarium and Science Center
34 regardless of their form or location, that the Legislative Auditor
35 deems necessary to conduct an audit of the use of the money
36 transferred pursuant to subsection 1.

37 3. Any remaining balance of the sums transferred pursuant to
38 subsection 1 must not be committed for expenditure after June 30,
39 2007, and must be reverted to the Fund for the Promotion of
40 Tourism on or before September 21, 2007.

41 **Sec. 7.** 1. The Commission on Tourism shall, as soon as
42 practicable after July 1, 2006, without depleting the funds necessary
43 for day-to-day operations, transfer \$300,000 from the proceeds from
44 the taxes imposed on the revenue from the rental of transient



- 1 lodging which have been credited to the Fund for the Promotion of
2 Tourism, created by NRS 231.250, to the Division of State Parks of
3 the State Department of Conservation and Natural Resources to
4 provide for and display historical interpretive signs for the
5 California Trail Wayside Sites to be located in eight northern
6 Nevada counties of this State.
- 7 2. Any remaining balance of the sum transferred pursuant to
8 subsection 1 must not be committed for expenditure after June 30,
9 2009, and must be reverted to the Fund for the Promotion of
10 Tourism on or before September 18, 2009.
- 11 **Sec. 8.** 1. This section and sections 1 to 6, inclusive, of this
12 act become effective on July 1, 2005.
- 13 2. Section 7 of this act becomes effective on July 1, 2006.



