

ASSEMBLY BILL NO. 243—ASSEMBLYMEN HANSEN, HICKEY,
KIRNER, SHERWOOD, GOICOECHEA; BUSTAMANTE ADAMS,
CARRILLO, ELLISON, FRIERSON, GRADY, HAMBRICK,
HAMMOND, HARDY, KITE, LIVERMORE, STEWART AND
WOODBURY

MARCH 9, 2011

JOINT SPONSORS: SENATORS GUSTAVSON, KIECKHEFER,
LEE, MANENDO AND ROBERSON

Referred to Committee on Government Affairs

SUMMARY—Creates the position of State Grants Coordinator
within the Budget Division of the Department of
Administration. (BDR 31-585)

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

~

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

AN ACT relating to state financial administration; creating the
position of State Grants Coordinator within the Budget
Division of the Department of Administration; creating
the State Grants Master Service Agreement Fund;
increasing the amount of certain gifts and grants that a
state agency may accept under certain circumstances; and
providing other matters properly relating thereto.

Legislative Counsel's Digest:

Section 2 of this bill creates the position of State Grants Coordinator within the
Budget Division of the Department of Administration to disseminate grant
information and encourage collaboration on grant opportunities for governmental
entities in this State.

Section 3 of this bill creates the State Grants Master Service Agreement Fund
to pay for services provided to state departments, agencies and divisions by private
contractors who prepare applications for grants under master service contracts with
the State Grants Coordinator.

Section 4 of this bill increases, under certain circumstances, the maximum
amount of governmental grants that a state agency may accept from \$100,000 to



* A B 2 4 3 *

11 \$225,000 and the maximum amount of gifts, including grants from
12 nongovernmental sources, that a state agency may accept from \$10,000 to \$25,000.

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

1 **Section 1.** Chapter 353 of NRS is hereby amended by adding
2 thereto the provisions set forth as sections 2 and 3 of this act.

3 **Sec. 2. 1. *The position of State Grants Coordinator is***
4 ***hereby created in the Budget Division of the Department of***
5 ***Administration.***

6 **2. *The State Grants Coordinator shall:***

7 ***(a) Research and identify potential sources of money which***
8 ***may be available to match state, county and local programs and***
9 ***solicit money from those sources;***

10 ***(b) Identify active and former state employees who are able to***
11 ***provide consultation in and assistance with the preparation of***
12 ***applications for grants;***

13 ***(c) Create and maintain a website on the Internet which lists***
14 ***information relating to grants, including, without limitation,***
15 ***contacts, resources, grants that have been awarded to the State,***
16 ***notifications of opportunities for grants and links to research***
17 ***data; and***

18 ***(d) Identify opportunities for training provided free of charge***
19 ***by federal governmental entities.***

20 **3. *The State Grants Coordinator may enter into master***
21 ***service contracts with private contractors who prepare***
22 ***applications for grants.***

23 **4. *Each state department, agency and division shall:***

24 ***(a) Designate a contact person within that department, agency***
25 ***or division for information relating to grants; and***

26 ***(b) Establish procedures for employees within that department,***
27 ***agency or division to communicate information relating to grants***
28 ***to the contact person for that department, agency or division.***

29 **5. *State departments, agencies and divisions may, as needed,***
30 ***use the services of private contractors who are under contract with***
31 ***the State Grants Coordinator pursuant to subsection 3.***

32 **6. *The State Grants Coordinator:***

33 ***(a) Must be knowledgeable in the field of grants;***

34 ***(b) Must be selected by the Chief of the Budget Division of the***
35 ***Department of Administration with special reference to the***
36 ***Coordinator's training and experience in the field of grants;***

37 ***(c) Is directly responsible to the Chief of the Budget Division***
38 ***of the Department of Administration; and***

39 ***(d) Is in the unclassified service of the State.***



* A B 2 4 3 *

1 **Sec. 3. 1. There is hereby created in the State Treasury the**
2 **State Grants Master Service Agreement Fund, to be administered**
3 **by the State Grants Coordinator.**

4 **2. The money in the Fund must only be used to pay the costs**
5 **of master service contracts with private contractors who prepare**
6 **applications for grants.**

7 **3. The State Grants Coordinator may apply for and accept**
8 **any gift, donation, bequest, grant or other source of money for**
9 **deposit in the Fund.**

10 **4. The interest and income earned on the money in the Fund,**
11 **after deducting any applicable charges, must be credited to the**
12 **Fund.**

13 **5. The money in the Fund must remain in the Fund and does**
14 **not revert to the State General Fund at the end of any fiscal year.**

15 **Sec. 4. NRS 353.335 is hereby amended to read as follows:**

16 353.335 1. Except as otherwise provided in subsections 5 and
17 6, a state agency may accept any gift or grant of property or services
18 from any source only if it is included in an act of the Legislature
19 authorizing expenditures of nonappropriated money or, when it is
20 not so included, if it is approved as provided in subsection 2.

21 2. If:

22 (a) Any proposed gift or grant is necessary because of an
23 emergency as defined in NRS 353.263 or for the protection or
24 preservation of life or property, the Governor shall take reasonable
25 and proper action to accept it and shall report the action and his or
26 her reasons for determining that immediate action was necessary to
27 the Interim Finance Committee at its first meeting after the action is
28 taken. Action by the Governor pursuant to this paragraph constitutes
29 acceptance of the gift or grant, and other provisions of this chapter
30 requiring approval before acceptance do not apply.

31 (b) The Governor determines that any proposed gift or grant
32 would be forfeited if the State failed to accept it before the
33 expiration of the period prescribed in paragraph (c), the Governor
34 may declare that the proposed acceptance requires expeditious
35 action by the Interim Finance Committee. Whenever the Governor
36 so declares, the Interim Finance Committee has 15 days after the
37 proposal is submitted to its Secretary within which to approve or
38 deny the acceptance. Any proposed acceptance which is not
39 considered within the 15-day period shall be deemed approved.

40 (c) The proposed acceptance of any gift or grant does not qualify
41 pursuant to paragraph (a) or (b), it must be submitted to the Interim
42 Finance Committee. The Interim Finance Committee has 45 days
43 after the proposal is submitted to its Secretary within which to
44 consider acceptance. Any proposed acceptance which is not
45 considered within the 45-day period shall be deemed approved.



3. The Secretary shall place each request submitted to the Secretary pursuant to paragraph (b) or (c) of subsection 2 on the agenda of the next meeting of the Interim Finance Committee.

4. In acting upon a proposed gift or grant, the Interim Finance Committee shall consider, among other things:

(a) The need for the facility or service to be provided or improved;

(b) Any present or future commitment required of the State;

(c) The extent of the program proposed; and

(d) The condition of the national economy, and any related fiscal or monetary policies.

5. A state agency may accept:

(a) Gifts, including grants from nongovernmental sources, not exceeding ~~[\$10,000]~~ \$25,000 each in value; and

(b) Governmental grants not exceeding ~~[\$100,000]~~ \$225,000 each in value,

↳ if the gifts or grants are used for purposes which do not involve the hiring of new employees and if the agency has the specific approval of the Governor or, if the Governor delegates this power of approval to the Chief of the Budget Division of the Department of Administration, the specific approval of the Chief.

6. This section does not apply to:

(a) The Nevada System of Higher Education;

(b) The Department of Health and Human Services while acting as the state health planning and development agency pursuant to paragraph (d) of subsection 2 of NRS 439A.081 or for donations, gifts or grants to be disbursed pursuant to NRS 433.395; or

(c) Artifacts donated to the Department of Cultural Affairs.

Sec. 5. This act becomes effective on July 1, 2011.

