

ASSEMBLY BILL NO. 357—ASSEMBLYMEN
GOICOECHEA AND GRADY

MARCH 21, 2011

JOINT SPONSORS: SENATORS RHOADS; AND SETTELMAYER

Referred to Committee on Education

SUMMARY—Limits the use of certain property or the proceeds of certain property by the Board of Regents of the University of Nevada. (BDR 34-1065)

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

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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 Nevada System of Higher Education; limiting the use of certain property or the proceeds of certain property by the Board of Regents of the University of Nevada; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 Existing law authorizes the Board of Regents of the University of Nevada to
2 accept property for the benefit of any branch or facility of the Nevada System of
3 Higher Education and authorizes the Board of Regents to sell or lease the property
4 under certain conditions. (NRS 396.420, 396.430) This bill requires the Board of
5 Regents to use the proceeds from the sale of, or any property received in exchange
6 for, property that is dedicated exclusively for use by the Max C. Fleischmann
7 College of Agriculture, University of Nevada, Reno, to support, expand and
8 develop programs in agriculture at the College of Agriculture or an institution
9 within the System.

1 WHEREAS, The Nevada Legislature is directed by the Nevada
2 Constitution to establish a state university which embraces a
3 department of agriculture; and

4 WHEREAS, Agriculture is one of the most important industries in
5 this State, providing a cornerstone for the economies of rural



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1 Nevada and the State as a whole, and employing a large number of
2 workers in this State; and

3 WHEREAS, The Board of Regents of the University of Nevada is
4 authorized to accept and has accepted property which is dedicated
5 exclusively for use by the Max C. Fleischmann College of
6 Agriculture, University of Nevada, Reno; and

7 WHEREAS, Property that is dedicated to the College of
8 Agriculture and proceeds from such property should be preserved
9 for exclusive use by the College of Agriculture or other institutions
10 of the Nevada System of Higher Education to support, expand and
11 develop programs in agriculture; now, therefore,

12
13 THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
14 SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:
15

16 **Section 1.** NRS 396.430 is hereby amended to read as follows:

17 396.430 1. The Board of Regents may sell or lease any
18 property granted, donated, devised or bequeathed to the System if:

19 (a) The sale or lease is not prohibited by or inconsistent with the
20 provisions or conditions prescribed by the grant, gift, devise or
21 bequest; and

22 (b) The sale or lease is approved by the Governor.

23 2. ~~The~~ *Except as otherwise provided by subsection 3, the*
24 proceeds and rents from the sale or lease must be held, managed,
25 invested, used, bestowed and applied by the Board of Regents for
26 the purposes, provisions and conditions prescribed by the original
27 grant, gift, devise or bequest of the property so sold or leased.

28 3. *The proceeds and rents from the sale or lease of, or any*
29 *property received in exchange for, property that has been*
30 *exclusively dedicated by the original grant, gift, devise or bequest*
31 *of the property for use by or benefit of the Max C. Fleischmann*
32 *College of Agriculture, University of Nevada, Reno, must be used*
33 *exclusively for:*

34 (a) *Current programs or the development of new programs in*
35 *agriculture at the Max C. Fleischmann College of Agriculture,*
36 *University of Nevada, Reno; or*

37 (b) *The development or expansion of programs in agriculture*
38 *at any other institution within the System.*

39 **Sec. 2.** This act becomes effective upon passage and approval.

