

ASSEMBLY BILL NO. 377—ASSEMBLYMEN O’NEILL, SWANK,  
SILBERKRAUS, HICKEY, KIRKPATRICK; ARAUJO, BENITEZ-  
THOMPSON, ELLISON, FLORES, HAMBRICK, KIRNER AND  
STEWART

MARCH 17, 2015

JOINT SPONSORS: SENATORS MANENDO, GUSTAVSON,  
SETTELMAYER, KIECKHEFER AND KIHUEN

Referred to Committee on Natural Resources,  
Agriculture, and Mining

SUMMARY—Establishes provisions for the preservation,  
development and use of the Nevada State Prison as a  
historical, educational and scientific resource.  
(BDR 26-625)

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 Nevada State Prison; requiring the State Land Registrar to transfer the historic structures of the Nevada State Prison for administration to the Division of Museums and History of the Department of Tourism and Cultural Affairs; requiring the State Land Registrar to transfer certain other property of the Nevada State Prison for administration to the Silver State Industries Division of the Department of Corrections; creating the Endowment Fund for the Historic Preservation of the Nevada State Prison; prescribing the uses of the money in the Endowment Fund for the Historic Preservation of the Nevada State Prison, which include the operation, maintenance and preservation of the historic structures of the Nevada State Prison as a historical, educational and scientific resource; creating the Silver State Industries Endowment Fund; prescribing the uses of the money in the Silver State Industries Endowment Fund, which include maintaining the modern structures of the Nevada State Prison; requiring the State Treasurer, at the end of each fiscal year, to transfer certain money from the Silver State Industries Endowment Fund to the Endowment Fund for the Historic Preservation of the Nevada State Prison; and providing other matters properly relating thereto.



\* A B 3 7 7 \*

**Legislative Counsel's Digest:**

Assembly Bill No. 356 of the 77th Legislative Session encouraged the development of recommendations to preserve the Nevada State Prison for use as a historical, educational and scientific resource for the State of Nevada. The provisions of this bill are based upon the recommendations presented to the Legislature pursuant to Assembly Bill No. 356. Upon notice from the Department of Corrections that the Department has ceased all operational activities at the Nevada State Prison, **section 2** of this bill requires the State Land Registrar, in consultation with Carson City, the Department of Corrections, the Division of Museums and History of the Department of Tourism and Cultural Affairs and the Office of Historic Preservation of the State Department of Conservation and Natural Resources, to: (1) designate certain property of the Nevada State Prison as historic structures; (2) assign the historic structures of the Nevada State Prison for administration to the Division of Museums and History; and (3) assign the modern structures of the Nevada State Prison for administration to the Silver State Industries Division of the Department of Corrections.

**Section 3** of this bill creates the Endowment Fund for the Historic Preservation of the Nevada State Prison, which must be administered by the Division of Museums and History. **Section 3** prescribes the uses of the money in the Fund, which include the operation, maintenance and preservation of the historic structures of the Nevada State Prison as a historical, educational and scientific resource.

**Section 4** of this bill creates the Silver State Industries Endowment Fund, which must be administered by the Silver State Industries Division of the Department of Corrections. **Section 4** prescribes the uses of the money in the Fund, which include maintaining the modern structures of the Nevada State Prison. **Section 4** also requires the State Treasurer, at the end of each fiscal year, to transfer to the Endowment Fund for the Historic Preservation of the Nevada State Prison all the money remaining in the Silver State Industries Endowment Fund, other than the money which represents the principal of the Silver State Industries Endowment Fund.

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

**Section 1.** Chapter 321 of NRS is hereby amended by adding thereto the provisions set forth as sections 2, 3 and 4 of this act.

**Sec. 2.** *As soon as practicable after the date on which the Department of Corrections provides notice to the State Land Registrar that the Department has ceased all operational activities at the Nevada State Prison located on East Fifth Street in Carson City, the State Land Registrar shall:*

*1. In consultation with Carson City, the Department of Corrections, the Division of Museums and History of the Department of Tourism and Cultural Affairs and the Office of Historic Preservation of the State Department of Conservation and Natural Resources:*

*(a) Determine which structures, buildings and other property of the Nevada State Prison are of historical significance and designate such structures, buildings and other property as historic structures; and*



\* A B 3 7 7 \*

(b) Designate as modern structures all structures, buildings and other property of the Nevada State Prison not otherwise designated as historic structures pursuant to paragraph (a).

2. Assign the historic structures of the Nevada State Prison for administration to the Division of Museums and History of the Department of Tourism and Cultural Affairs.

3. Assign the modern structures of the Nevada State Prison for administration to the Silver State Industries Division of the Department of Corrections.

**Sec. 3.** 1. The Endowment Fund for the Historic Preservation of the Nevada State Prison is hereby created as a trust fund in the State Treasury.

2. The State Treasurer shall deposit in the Fund:

(a) Any money received from any commercial or tourist enterprises relating to the use as a museum of the historic structures of the Nevada State Prison.

(b) At the end of each fiscal year, an amount of money equal to the amount of money deposited into and remaining in the Silver State Industries Endowment Fund created by section 4 of this act, other than the money which represents the principal of the Silver State Industries Endowment Fund.

(c) Any other gifts, grants or donations of money the State Treasurer receives from any person who wishes to contribute to the Fund.

3. The Fund must be administered by the Division of Museums and History of the Department of Tourism and Cultural Affairs.

4. The money in the Fund must only be used for the purposes of the operation, maintenance and preservation of the historic structures of the Nevada State Prison as a historical, educational and scientific resource. Any interest earned on money in the Fund must be credited to the Fund. The money which represents the principal of the Fund must not be spent, and only the interest earned on the principal may be used to carry out the provisions of this section. The Division of Museums and History may use not more than 10 percent of the interest earned on the principal of the Fund to pay administrative costs.

5. As used in this section, "historic structures of the Nevada State Prison" means the structures, buildings and other property of the Nevada State Prison designated by the State Land Registrar as historic structures and assigned for administration to the Division of Museums pursuant to section 2 of this act.

**Sec. 4.** 1. The Silver State Industries Endowment Fund is hereby created as a trust fund in the State Treasury.

2. The State Treasurer shall deposit in the Fund:



1       (a) Any money received from any commercial or correctional  
2 activities relating to the use of the modern structures of the  
3 Nevada State Prison.

4       (b) Any other gifts, grants or donations of money the State  
5 Treasurer receives from any person who wishes to contribute to  
6 the Fund.

7       3. The Fund must be administered by the Silver State  
8 Industries Division of the Department of Corrections.

9       4. Except as otherwise provided in subsection 5, the money in  
10 the Fund must only be used for the purposes set forth in this  
11 subsection. Any interest earned on money in the Fund must be  
12 credited to the Fund. The money which represents the principal of  
13 the Fund must not be spent, and, except as otherwise provided in  
14 subsection 5, only the interest earned on the principal may be used  
15 to carry out the provisions of this section. The Silver State  
16 Industries Division may use:

17       (a) In addition to any interest earned on the principal of the  
18 Fund, not more than 50 percent of the money received during a  
19 fiscal year from any commercial or correctional activities relating  
20 to the use of the modern structures of the Nevada State Prison for  
21 the maintenance of the modern structures of the Nevada State  
22 Prison; and

23       (b) Not more than 10 percent of the interest earned on the  
24 principal of the Fund to pay administrative costs.

25       5. At the end of each fiscal year, the State Treasurer shall  
26 transfer from the Silver State Industries Endowment Fund to the  
27 Endowment Fund for the Historic Preservation of the Nevada  
28 State Prison created by section 3 of this act all the money  
29 deposited into and remaining in the Silver State Industries  
30 Endowment Fund, other than the money which represents the  
31 principal of the Silver State Industries Endowment Fund.

32       6. As used in this section, "modern structures of the Nevada  
33 State Prison" means the structures, buildings and other property  
34 of the Nevada State Prison which the State Land Registrar assigns  
35 for administration to the Silver State Industries Division of the  
36 Department of Corrections pursuant to section 2 of this act.

37       Sec. 5. This act becomes effective on July 1, 2015.

