

Amendment No. 103

Assembly Amendment to Assembly Bill No. 229	(BDR 33-299)
<b>Proposed by:</b> Assembly Committee on Natural Resources, Agriculture, and Mining	
<b>Amends:</b> Summary: No Title: No Preamble: No Joint Sponsorship: No Digest: Yes	

ASSEMBLY ACTION				Initial and Date	SENATE ACTION				Initial and Date
Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/>	_____	Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/>	_____
Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____	Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____
Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____	Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) variations of green bold underlining is language proposed to be added in this amendment; (3) ~~red-strikethrough~~ is deleted language in the original bill; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) orange double underlining is deleted language in the original bill proposed to be retained in this amendment.

ALA/RRY



Date: 4/14/2019

A.B. No. 229—Requires the establishment of a technical advisory program for the protection and preservation of certain buildings and structures.  
(BDR 33-299)





ASSEMBLY BILL NO. 229—ASSEMBLYMEN SWANK; CARLTON, COHEN, ELLISON,  
FUMO, PETERS AND TITUS

FEBRUARY 27, 2019

Referred to Committee on Natural Resources,  
Agriculture, and Mining

SUMMARY—Requires the establishment of a technical advisory program for the protection and preservation of certain buildings and structures. (BDR 33-299)

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 historic preservation; requiring the Administrator of the Office of Historic Preservation of the State Department of Conservation and Natural Resources to establish and administer a technical advisory program for the protection and preservation of certain buildings and structures; making an appropriation; and providing other matters properly relating thereto.

**Legislative Counsel's Digest:**

**Section 1** of this bill requires the Administrator of the Office of Historic Preservation of the State Department of Conservation and Natural Resources to establish and administer a technical advisory program to provide technical assistance and grants for the protection and preservation of buildings and other structures in Nevada that are at least 50 years old. **Section 1** requires the Administrator, in carrying out the program, to: (1) qualify persons as technical advisers for the program; (2) compile and maintain a list of persons qualified as technical advisers for the program; (3) ~~disseminate the names and contact information of technical advisers for the program to requesters who own a building or structure in Nevada that is at least 50 years old;~~ **publish the list on the Internet website of the Office, for which the Office is not liable;** and (4) provide, within the limits of money available, grants of money **to certain public and private persons and entities and to nonprofit corporations** to pay for the professional advice and travel expenses of a technical adviser for the program. **Section 2** of this bill appropriates money to the Office to carry out the technical advisory program.

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

**Section 1.** Chapter 383 of NRS is hereby amended by adding thereto a new section to read as follows:

1. The Administrator shall establish and administer a technical advisory program to provide technical assistance for the protection and preservation of buildings or other structures in this State that are at least 50 years old.

2. In carrying out the technical advisory program, the Administrator shall, without limitation:

(a) Qualify persons as technical advisers to provide technical assistance through the program. To be eligible for qualification as a technical adviser for the program, a person:

(1) Must ~~have~~:

(I) Have experience in the field of architecture, ~~construction or engineering~~ historical architecture or architectural history or any other field determined to be relevant by the Administrator ~~or~~

(II) Work in a profession described in the Secretary of the Interior's Historic Preservation Professional Qualification Standards, as issued by the United States Department of the Interior in 62 Federal Register 33,708 on June 20, 1997.

(2) Is not required to be a resident of this State.

(b) Compile and maintain a list of persons qualified as technical advisers for the program.

(c) ~~Provide the name and contact information of an appropriate technical adviser for the program upon request by a public or private person or entity who owns a building or other structure in this State that is at least 50 years old.~~ Publish on the Internet website of the Office the list of persons compiled and maintained pursuant to paragraph (b). The Office is not liable for the use of the list by any person to receive technical assistance from persons qualified as technical advisers for the program.

(d) Provide, within the limits of available money, grants of money to public and private persons and entities and to nonprofit corporations who own buildings or other structures in this State that are at least 50 years old to obtain technical assistance from a technical adviser for the program. The recipient of such a grant:

(1) May use the grant only to pay for the technical assistance and travel expenses of the technical adviser for the program relating to the protection and preservation of the building or structure for which the grant was awarded.

(2) May not use the grant to pay for expenses incurred by the technical adviser for lodging and meals related to the provision of the technical assistance or any other purpose other than the purpose authorized in subparagraph (1).

3. The Office shall provide administrative services to assist in carrying out the program.

4. The Administrator may accept gifts, grants, donations or contributions from any source to assist the Administrator in carrying out the program.

5. The Administrator shall adopt such regulations as are necessary to carry out the program, including, without limitation, regulations regarding:

(a) The awarding of grants under the program; and

(b) Qualifying to become a technical adviser for the program ~~or~~ pursuant to paragraph (a) of subsection 2.

6. As used in this section, "technical assistance":

1       (a) Means the provision of advice within the professional capacity of the  
2 technical adviser.

3       (b) Includes site visits and research and communication activities.

4       (c) Does not include the provision of any other professional or other services  
5 of the technical adviser except as described in paragraphs (a) and (b).

6       **Sec. 2.** ~~HH~~ There is hereby appropriated from the State General Fund to the  
7 Office of Historic Preservation of the State Department of Conservation and  
8 Natural Resources ~~{the sum of \$20,000}~~ for carrying out the technical advisory  
9 program established pursuant to section 1 of this act ~~;~~

10 ~~2. Any remaining balance of the appropriation made by subsection 1 must not~~  
11 ~~be committed for expenditure after June 30, 2021, by the entity to which the~~  
12 ~~appropriation is made or any entity to which money from the appropriation is~~  
13 ~~granted or otherwise transferred in any manner, and any portion of the appropriated~~  
14 ~~money remaining must not be spent for any purpose after September 17, 2021, by~~  
15 ~~either the entity to which the money was appropriated or the entity to which the~~  
16 ~~money was subsequently granted or transferred, and must be reverted to the State~~  
17 ~~General Fund on or before September 17, 2021.~~ the following sums:

18 For the Fiscal Year 2019-2020.....\$10,000

19 For the Fiscal Year 2020-2021.....\$20,000

20       **Sec. 3.** ~~{This}~~

21       1. This section and section 2 of this act become effective on July 1, 2019.

22       2. Section 1 of this act becomes effective on :

23       (a) July 1, 2019 ~~HH~~, for the purpose of compiling a list of persons qualified  
24 as technical advisers for the technical advisory program, adopting regulations  
25 and performing any other administrative tasks that are necessary to carry out  
26 the provisions of this act; and

27       (b) January 1, 2021, for all other purposes.