

Amendment No. 1069

Senate Amendment to Assembly Bill No. 489 Second Reprint (BDR 18-1109)

Proposed by: Senate Committee on Government Affairs

Amends: Summary: No Title: No Preamble: No Joint Sponsorship: No Digest: No

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.

KRO/EGO



Date: 5/31/2019

A.B. No. 489—Revises provisions relating to grants. (BDR 18-1109)





ASSEMBLY BILL NO. 489—COMMITTEE  
ON GOVERNMENT AFFAIRS

MARCH 25, 2019

Referred to Committee on Government Affairs

SUMMARY—Revises provisions relating to grants. (BDR 18-1109)

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 relating to grants; revising the powers of the Administrator of the Office of Grant Procurement, Coordination and Management of the Department of Administration; establishing a fund to provide money for matching federal and nongovernmental organization grants; authorizing this State to seek and obtain federal and nongovernmental organization money for certain community projects; making an appropriation; and providing other matters properly relating thereto.

**Legislative Counsel's Digest:**

Existing law creates the Office of Grant Procurement, Coordination and Management of the Department of Administration to assist state agencies with identifying and obtaining federal grants. (NRS 232.213, 232.224) **Section 1** of this bill authorizes the Administrator of the Office to provide: (1) grant training to state agencies; (2) grant training and technical assistance to local governments, tribal governments and nonprofit organizations; and (3) administrative support to the Nevada Advisory Council on Federal Assistance. **Section 1.5** of this bill creates the Grant Matching Fund as part of a pilot program to provide funds to state agencies, local governments, tribal governments and nonprofit organizations as matching funds for federal and nongovernmental organization grants. **Section 2** of this bill requires the Administrator of the Office to create and administer a pilot program that allows state agencies, local governments, tribal governments and nonprofit organizations to request grants from the Grant Matching Fund for the purpose of satisfying the matching requirement for a federal or nongovernmental organization grant, to the extent money is available. **Section 3** of this bill establishes certain criteria for prioritizing grants. **Section 4** of this bill establishes standards of eligibility for receiving a grant. **Section 5** of this bill requires that on or before January 31, 2021, the Administrator must provide a summary report on the pilot program to the Legislature. **Section 7.5** of this bill makes an appropriation to the Office to provide training and assistance relating to grant procurement, coordination and management to state agencies, local governments, tribal governments and nonprofit organizations.

WHEREAS, Nevada has long received a disproportionately low rate of federal and nongovernmental organization grant funding per capita and as a result, has less

1 money to pay for programs, projects and services that increase the quality of life  
2 and opportunities for Nevadans and facilitate growth; and

3 WHEREAS, Federal and nongovernmental organization grant funds are critical  
4 to helping pay for community assets, such as infrastructure, affordable housing,  
5 health care centers and workforce development programs; and

6 WHEREAS, Many federal and nongovernmental organization grants require the  
7 recipient to share in the cost of delivering a program or project by matching a share  
8 of federal or nongovernmental organization grant dollars with cash or in-kind  
9 services; and

10 WHEREAS, The inability to meet such matching requirements is often cited by  
11 State staff as a key reason for not pursuing or securing federal and  
12 nongovernmental organization grant opportunities; now, therefore,  
13

14 THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN  
15 SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:  
16

17 **Section 1.** NRS 232.224 is hereby amended to read as follows:

18 232.224 1. The Administrator of the Office of Grant Procurement,  
19 Coordination and Management shall:

20 (a) Research and identify federal grants which may be available to state  
21 agencies.

22 (b) Write grants for federal funds for state agencies.

23 (c) Coordinate with the members of Congress representing this State to  
24 combine efforts relating to identifying and managing available federal grants and  
25 related programs.

26 (d) If requested by a state agency, research the availability of grants and write  
27 grant proposals and applications for the state agency.

28 (e) To the greatest extent practicable, ensure that state agencies are aware of  
29 any grant opportunities for which they are or may be eligible.

30 (f) If requested by the director of a state agency, advise the director and the  
31 state agency concerning the requirements for receiving and managing grants.

32 (g) To the greatest extent practicable, coordinate with state and local agencies  
33 that have received grants for similar projects to ensure that the efforts and services  
34 of those state and local agencies are not duplicated.

35 (h) Serve as a clearinghouse for disseminating information relating to  
36 unexpended grant money of state agencies by compiling and updating periodically  
37 a list of the grants and unexpended amounts thereof for which the Office received  
38 notification from state agencies pursuant to subsection 3 of NRS 232.225 and  
39 making the list available on the Internet website maintained by the Department.

40 (i) On or before January 1 of each odd-numbered year, submit to the Director  
41 of the Legislative Counsel Bureau for transmittal to the Legislature a report  
42 regarding all activity relating to the application for, receipt of and use of grants in  
43 this State.

44 2. The Administrator may ~~adopt~~ :

45 (a) *Adopt* regulations to carry out the provisions of this section and NRS  
46 232.225 and 232.226.

47 (b) *Provide training on grant procurement, coordination and management to*  
48 *state agencies.*

49 (c) *Provide training and technical assistance regarding grant procurement,*  
50 *coordination and management to local governments, tribal governments and*  
51 *nonprofit organizations.*

52 (d) *Provide administrative support to the Nevada Advisory Council on*  
53 *Federal Assistance created by NRS 358.020.*

1       **Sec. 1.5.** There is hereby created in the State Treasury a special fund which  
2 shall be designated as the Grant Matching Fund.

3       1. The Grant Matching Fund shall hold appropriated money in trust for the  
4 exclusive purpose of providing grants to state agencies, local governments, tribal  
5 governments and nonprofit organizations to satisfy federal and nongovernmental  
6 organization grant matching requirements.

7       2. The Interim Finance Committee must authorize the transfer of money from  
8 the Grant Matching Fund before the acceptance of a federal grant award greater  
9 than \$150,000 or a nongovernmental organization grant award greater than  
10 \$20,000.

11       **Sec. 2.** To the extent money is available, the Administrator of the Office of  
12 Grant Procurement, Coordination and Management of the Department of  
13 Administration shall:

14       1. Consult with grant professionals employed by the State and other grant  
15 experts to create and administer a pilot program that allows state agencies, local  
16 governments, tribal governments and nonprofit organizations to request grants from  
17 the Grant Matching Fund for the purpose of satisfying the matching funds  
18 requirement for a federal or nongovernmental organization grant.

19       2. Develop a process:

20       (a) For state agencies, local governments, tribal governments and nonprofit  
21 organizations to make a request for a grant for matching funds;

22       (b) And criteria for the review, award and notification of grant requests;

23       (c) For the payment or transfer of grant money; and

24       (d) For reporting on the use and implementation of grant awards.

25       3. Administer all applicable aspects of the process set forth in subsection 2.

26       **Sec. 3.** Any pilot program created pursuant to section 2 of this act must:

27       1. Provide a clear, streamlined and timely process for state agencies, local  
28 governments, tribal governments and nonprofit organizations to apply for matching  
29 funds for a specific federal or nongovernmental organization grant and receive a  
30 prompt decision from the Administrator of the Office of Grant Procurement,  
31 Coordination and Management of the Department of Administration.

32       2. Prioritize grants that:

33       (a) Add services to constituents;

34       (b) Align with the documented priorities of the state agency, local government,  
35 tribal government or nonprofit organization;

36       (c) Address the needs of underserved or frontier communities;

37       (d) Help state agencies, local governments, tribal governments and nonprofit  
38 organizations build capacity for future grant opportunities; and

39       (e) Enable a state agency, local government, tribal government or nonprofit  
40 organization to sustain the grant in its next budget.

41       **Sec. 4.** To be eligible for a grant from the Grant Matching Fund created by  
42 section 1.5 of this act, a state agency, local government, tribal government or  
43 nonprofit organization must:

44       1. Demonstrate that:

45       (a) It is pursuing a bona fide federal or nongovernmental organization grant for  
46 which it is eligible;

47       (b) It attempted but was unable to secure match funding through its own  
48 budget or in-kind resources;

49       (c) The grant is within its scope;

50       (d) The grant is a competitive grant; and

51       (e) The grant will provide not less than \$2 for each \$1 received from the Grant  
52 Matching Fund.

2. Apply for a grant in the form and process prescribed by the Administrator of the Office of Grant Procurement, Coordination and Management of the Department of Administration.

3. Adhere to other requirements deemed appropriate for the pilot program created pursuant to section 2 of this act by the Administrator.

**Sec. 5.** On or before January 31, 2021, the Administrator of the Office of Grant Procurement, Coordination and Management of the Department of Administration shall submit to the Director of the Legislative Counsel Bureau for transmittal to the Legislature a summary report for the preceding 18 months detailing:

1. The number and purpose of grant requests received from state agencies, local governments, tribal governments and nonprofit organizations;

2. The number and purpose of grant requests approved and the amount of money awarded from the Grant Matching Fund created by section 1.5 of this act to each approved grant request applicant; and

3. The amount of federal and nongovernmental organization grant funding received by each grant applicant as a result of receiving money from the Grant Matching Fund.

**Sec. 6.** (Deleted by amendment.)

**Sec. 7.** (Deleted by amendment.)

**Sec. 7.5.** 1. There is hereby appropriated from the State General Fund to the Office of Grant Procurement, Coordination and Management of the Department of Administration for the use prescribed in subsection 2 the following sums:

For the Fiscal Year 2019-2020..... \$92,067

For the Fiscal Year 2020-2021..... \$87,797

2. The Office of Grant Procurement, Coordination and Management of the Department of Administration shall use the money appropriated by subsection 1 to provide training and technical assistance relating to grant procurement, coordination and management to state agencies, local governments, tribal governments and nonprofit organizations.

3. Any balance of the sums appropriated by 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 by the entity to which the appropriation is made or any entity to which money from the appropriation is granted or otherwise transferred in any manner, and any portion of the appropriated money remaining must not be spent for any purpose after September 18, 2020, and September 17, 2021, respectively, by either the entity to which the money was appropriated or the entity to which the money was subsequently granted or transferred, and must be reverted to the State General Fund on or before September 18, 2020, and September 17, 2021, respectively.

**Sec. 8.** 1. This ~~[section and sections 1 and 7.5 of this]~~ act ~~[become]~~ **becomes** effective on July 1, 2019.

2. Sections 1.5 to 5, inclusive, of this act expire by limitation on June 30, 2021.