

ASSEMBLY BILL NO. 403—ASSEMBLYMAN DALY

MARCH 18, 2013

Referred to Committee on Ways and Means

SUMMARY—Authorizes the board of trustees of a county school district to impose certain fees. (BDR 34-275)

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 county school districts; authorizing the board of trustees of a county school district to impose a fee on each acre of real property located in the county for the purposes of constructing, maintaining or operating a vocational school in the county; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Existing law establishes certain sources of revenue for county school districts
2 and prescribes the manner in which that revenue must be used by the county school
3 district. (NRS 387.170-387.225) This bill authorizes the board of trustees of a
4 county school district to impose an annual fee of \$2 per acre of real property in the
5 county for the purposes of constructing, maintaining or operating a vocational
6 school in the county and further sets forth certain restrictions on the imposition of
7 the fee. This bill also requires a board of trustees that imposes such a fee to
8 establish a committee to oversee the collection of the fee and the use of the
9 proceeds of the fee.

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

1 **Section 1.** Chapter 387 of NRS is hereby amended by adding
2 thereto a new section to read as follows:

3 *1. Except as otherwise provided in subsection 2, the board of*
4 *trustees of a county school district may impose annually a fee on*
5 *all real property located within the boundaries of the county at the*
6 *rate of \$2 per acre or an equivalent fraction thereof.*



1 2. *A board of trustees may not impose a fee pursuant to*
2 *subsection 1:*

3 (a) *On more than 500 acres of any parcel of real property.*

4 (b) *On any parcel of real property for more than 10 years.*

5 3. *A board of trustees shall use the proceeds from any fees*
6 *collected pursuant to subsection 1 only to fund the construction,*
7 *maintenance or operation of a vocational school in the county.*

8 4. *The fees collected pursuant to subsection 1 must be*
9 *deposited with the county treasurer for credit to the county school*
10 *district fund and must be accounted for separately for use in*
11 *accordance with the provisions of subsection 3.*

12 5. *If a board of trustees imposes a fee pursuant to subsection*
13 *1, the board of trustees shall establish a committee to oversee the*
14 *collection of the fee and the use of the proceeds of the fee in*
15 *accordance with the provisions of subsection 3. A committee*
16 *established pursuant to this subsection must consist of the*
17 *superintendent of schools of the county school district, the*
18 *president of the board of trustees and three members appointed by*
19 *the board of trustees as follows:*

20 (a) *One State Senator who represents the county school district*
21 *or any portion thereof.*

22 (b) *One Assemblyman or Assemblywoman who represents the*
23 *county school district or any portion thereof.*

24 (c) *One member of the public who resides in the county school*
25 *district.*

26 **Sec. 2.** NRS 387.175 is hereby amended to read as follows:

27 387.175 The county school district fund is composed of:

28 1. All local taxes for the maintenance and operation of public
29 schools.

30 2. All money received from the Federal Government for the
31 maintenance and operation of public schools.

32 3. Apportionments by this State as provided in NRS 387.124.

33 4. *Any fees imposed by the board of trustees of a school*
34 *district pursuant to section 1 of this act for the purposes of*
35 *funding the construction, maintenance or operation of a*
36 *vocational school.*

37 5. Any other receipts, including gifts, for the operation and
38 maintenance of the public schools in the county school district.

39 **Sec. 3.** NRS 387.205 is hereby amended to read as follows:

40 387.205 1. ~~Subject~~ *Except as otherwise provided in section*
41 *1 of this act and subject* to the limitations set forth in NRS 387.206
42 and 387.207, money on deposit in the county school district fund or
43 in a separate account, if the board of trustees of a school district has
44 elected to establish such an account pursuant to the provisions of
45 NRS 354.603, must be used for:



- 1 (a) Maintenance and operation of the public schools controlled
2 by the county school district.
- 3 (b) Payment of premiums for Nevada industrial insurance.
- 4 (c) Rent of schoolhouses.
- 5 (d) Construction, furnishing or rental of teacherages, when
6 approved by the Superintendent of Public Instruction.
- 7 (e) Transportation of pupils, including the purchase of new
8 buses.
- 9 (f) Programs of nutrition, if such expenditures do not curtail the
10 established school program or make it necessary to shorten the
11 school term, and each pupil furnished lunch whose parent or
12 guardian is financially able so to do pays at least the actual cost of
13 the lunch.
- 14 (g) Membership fees, dues and contributions to an
15 interscholastic activities association.
- 16 (h) Repayment of a loan made from the State Permanent School
17 Fund pursuant to NRS 387.526.
- 18 (i) Programs of education and projects relating to air quality
19 pursuant to NRS 445B.500.
- 20 2. Subject to the limitations set forth in NRS 387.206 and
21 387.207, money on deposit in the county school district fund, or in a
22 separate account, if the board of trustees of a school district has
23 elected to establish such an account pursuant to the provisions of
24 NRS 354.603, when available, may be used for:
- 25 (a) Purchase of sites for school facilities.
- 26 (b) Purchase of buildings for school use.
- 27 (c) Repair and construction of buildings for school use.
- 28 **Sec. 4.** This act becomes effective on July 1, 2013.

