

SENATE BILL NO. 27—COMMITTEE ON GOVERNMENT AFFAIRS

(ON BEHALF OF THE OFFICE OF HISTORIC PRESERVATION)

PREFILED DECEMBER 20, 2014

Referred to Committee on Government Affairs

SUMMARY—Revises the amount of money that the Commission for Cultural Affairs may use each fiscal year from the proceeds of certain bonds to pay for administrative services. (BDR 18-321)

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 Commission for Cultural Affairs; revising the amount of money that the Commission may use from the proceeds of bonds issued on behalf of the Commission to pay for the administrative services of the Commission; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Existing law creates the Fund for the Preservation and Promotion of Cultural
2 Resources in the State Treasury and requires the Commission for Cultural Affairs
3 to administer the Fund. Money in the Fund is derived from the issuance of general
4 obligation bonds on behalf of the Commission. The Commission is authorized to
5 expend the money in the Fund only for projects identified in the Commission’s plan
6 to promote and preserve the State’s cultural resources. Additionally, the
7 Commission is authorized to use the money derived from interest earned on
8 the money in the Fund to pay for: (1) any administrative services required by the
9 Commission; and (2) the per diem allowances and travel expenses of the members
10 of the Commission. (NRS 233C.200, 233C.225, 233C.230) This bill authorizes the
11 Commission to use not more than 5 percent of the proceeds from any particular
12 issuance of bonds to pay for the administrative services of the Commission.



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

1 **Section 1.** NRS 233C.200 is hereby amended to read as
2 follows:

3 233C.200 1. The Commission for Cultural Affairs is hereby
4 created. The Commission is advisory to the Department and consists
5 of:

6 (a) The Chair of the Nevada Humanities Committee or a
7 member of the Committee designated by the Chair;

8 (b) The Chair of the Board or a member of the Board designated
9 by the Chair;

10 (c) The Chair of the Board of Museums and History or a
11 member of the Board of Museums and History designated by the
12 Chair;

13 (d) A member of the Board of Museums and History, to be
14 appointed by the Governor;

15 (e) One representative of the general public who has a working
16 knowledge of the promotion of tourism in Nevada, to be appointed
17 by the Governor; and

18 (f) The Chair of the State Council on Libraries and Literacy or a
19 member of the Council designated by the Chair.

20 2. The Commission shall:

21 (a) Elect from its membership a Chair who shall serve for a term
22 of 2 years. A vacancy occurring in this position must be filled by
23 election of the members of the Commission for the remainder of the
24 unexpired term.

25 (b) Prescribe rules for its own management and government.

26 (c) Meet biannually, or at more frequent times if it deems
27 necessary, and may, within the limitations of its budget, hold special
28 meetings at the call of its Chair.

29 3. Three members of the Commission constitute a quorum, but
30 a majority of the members of the Commission is necessary to
31 consider the particular business before it and to exercise the power
32 conferred on the Commission.

33 4. The members of the Commission are not entitled to be paid
34 a salary, but are entitled, while engaged in the business of the
35 Commission, to receive the per diem allowance and travel expenses
36 provided for state officers and employees generally.

37 ~~5. The Commission may use the money derived from interest~~
38 ~~earned on the money in the Fund for the Preservation and Promotion~~
39 ~~of Cultural Resources created pursuant to NRS 233C.230 to pay for:~~

40 ~~(a) Any administrative services required by the Commission;~~
41 ~~and~~



1 ~~—(b) The per diem allowances and travel expenses of members of~~
2 ~~the Commission authorized pursuant to subsection 4.]~~

3 **Sec. 2.** NRS 233C.225 is hereby amended to read as follows:

4 233C.225 1. The Commission shall determine annually the
5 total amount of financial assistance it will grant from the proceeds
6 of bonds issued pursuant to this section in that calendar year
7 pursuant to NRS 233C.200 to 233C.230, inclusive. The Commission
8 shall notify the State Board of Examiners and the State Board of
9 Finance of that amount.

10 2. After receiving the notice given pursuant to subsection 1, the
11 State Board of Finance shall issue general obligation bonds of the
12 State of Nevada in the amount necessary to generate the amount to
13 be granted by the Commission from the proceeds of bonds issued
14 pursuant to this section, ~~and~~ to pay the expenses related to the
15 issuance of the bonds ~~and~~ *and to pay for the administrative services*
16 *of the Commission.* The expenses related to the issuance of bonds
17 pursuant to this section must be paid from the proceeds of the bonds,
18 and must not exceed 2 percent of the face amount of the bonds sold.
19 In no case may the total face amount of the bonds issued pursuant to
20 this section exceed \$3,000,000 per year. No public debt is created,
21 within the meaning of Section 3 of Article 9 of the Constitution of
22 the State of Nevada, until the issuance of the bonds.

23 3. The proceeds from the sale of the bonds authorized by this
24 section, after deducting the expenses relating to the issuance of the
25 bonds, must be deposited with the State Treasurer and credited to
26 the Fund for the Preservation and Promotion of Cultural Resources.

27 4. The provisions of the State Securities Law, contained in
28 chapter 349 of NRS, apply to the issuance of bonds pursuant to this
29 section.

30 **Sec. 3.** NRS 233C.230 is hereby amended to read as follows:

31 233C.230 1. There is hereby created in the State Treasury the
32 Fund for the Preservation and Promotion of Cultural Resources. The
33 Commission is responsible for the administration of the Fund. All
34 money received and held by the State Treasurer for that purpose
35 must be deposited in the Fund. The Commission shall account
36 separately for money received from the proceeds of bonds issued
37 pursuant to NRS 233C.225.

38 2. ~~Except as otherwise provided in subsection 5 of NRS~~
39 ~~233C.200, the~~ *The* Commission may expend money in the Fund
40 only ~~for~~ :

41 *(a) For* projects identified in the Commission's plan to promote
42 and preserve the State's cultural resources pursuant to NRS
43 233C.200 to 233C.230, inclusive. In addition to the amount of
44 financial assistance granted from the proceeds of bonds issued
45 pursuant to NRS 233C.225, the Commission may grant as financial



1 assistance not more than \$750,000 each calendar year of the interest
2 earned on the deposit or investment of the money in the Fund **H** ;
3 *and*

4 *(b) For any administrative services provided by the*
5 *Commission. The Commission may not use more than 5 percent of*
6 *the proceeds from any particular issuance of bonds to pay for the*
7 *administrative services.*

8 3. The money in the Fund must be invested as the money in
9 other state funds is invested. All interest on the deposit or
10 investment of the money in the Fund must be credited to the Fund.

11 4. Claims against the Fund must be paid as other claims against
12 the State are paid.

13 **Sec. 4.** This act becomes effective on July 1, 2015.

