
SENATE BILL NO. 514—COMMITTEE ON NATURAL RESOURCES

(ON BEHALF OF THE OFFICE OF FINANCE
IN THE OFFICE OF THE GOVERNOR)

MARCH 27, 2017

Referred to Committee on Natural Resources

SUMMARY—Revises provisions governing the Division of Water Resources of the State Department of Conservation and Natural Resources. (BDR 48-903)

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 water; revising provisions governing money appropriated for the maintenance and operation of the South Fork Dam; revising provisions governing the disposition of certain fees collected by the State Engineer; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 **Section 1** of this bill provides that any money appropriated to the State
2 Engineer or the Division of Water Resources of the State Department of
3 Conservation and Natural Resources for the maintenance and operation of the
4 South Fork Dam must be accounted for separately in the State General Fund, does
5 not revert back to the State General Fund at the end of any fiscal year and carries
6 forward to the next fiscal year.
7 Under existing law, certain fees collected by the State Engineer for services
8 relating to the adjudication and appropriation of water are deposited into the Water
9 Distribution Revolving Account. (NRS 533.135, 533.435) **Sections 2 and 3** of this
10 bill provide that such fees collected by the State Engineer will be deposited into the
11 State General Fund.
12 Existing law also provides that fees received by the State Engineer for blueprint
13 copies of a drawing or map must be kept by the State Engineer and used to pay
14 certain costs related to printing. (NRS 533.435) **Section 3** of this bill provides that
15 fees received by the State Engineer for producing any copies must be kept by the
16 State Engineer to pay such costs.



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

1 **Section 1.** Chapter 532 of NRS is hereby amended by adding
2 thereto a new section to read as follows:

3 *Any money appropriated to the State Engineer or the Division*
4 *of Water Resources of the State Department of Conservation and*
5 *Natural Resources for the maintenance and operation of the*
6 *South Fork Dam must be accounted for separately in the State*
7 *General Fund. Any money remaining in the account at the end of*
8 *a fiscal year:*

9 1. *Does not revert to the State General Fund; and*

10 2. *Must be carried forward to the next fiscal year.*

11 **Sec. 2.** NRS 533.135 is hereby amended to read as follows:

12 533.135 1. At the time of submission of proofs of
13 appropriation, where the necessary maps are prepared by the State
14 Engineer, the fee collected from any claimants must be the actual
15 cost of the survey and the preparation of maps.

16 2. The State Engineer shall collect a fee of \$60 for a proof of
17 water used for watering livestock or wildlife purposes. The State
18 Engineer shall collect a fee of \$120 for any other character of claim
19 to water.

20 3. All fees collected as provided in this section must be
21 accounted for in detail and deposited with the State Treasurer ~~into~~
22 ~~the Water Distribution Revolving Account created pursuant to NRS~~
23 ~~532.210.~~ *for credit to the State General Fund.*

24 **Sec. 3.** NRS 533.435 is hereby amended to read as follows:

25 533.435 1. The State Engineer shall collect the following
26 fees:

27
28 For examining and filing an application for a
29 permit to appropriate water \$360.00

30 This fee includes the cost of
31 publication, which is \$50.

32 For reviewing a corrected application or map,
33 or both, in connection with an application
34 for a water right permit 100.00

35 For examining and acting upon plans and
36 specifications for construction of a dam..... 1,200.00

37 For examining and filing an application for
38 each permit to change the point of
39 diversion, manner of use or place of use
40 of an existing right 240.00

41 This fee includes the cost of
42 publication, which is \$50.



1	For examining and filing an application for a	
2	temporary permit to change the point of	
3	diversion, manner of use or place of use	
4	of an existing right	\$180.00
5	For issuing and recording each permit to	
6	appropriate water for any purpose, except	
7	for generating hydroelectric power which	
8	results in nonconsumptive use of the	
9	water or wildlife purposes	360.00
10	plus \$3 per acre-foot approved or	
11	fraction thereof.	
12	Except for generating hydroelectric power or	
13	wildlife purposes, for issuing and	
14	recording each permit to change an	
15	existing water right whether temporary or	
16	permanent for any purpose	300.00
17	plus \$3 per acre-foot approved or	
18	fraction thereof.	
19	For issuing and recording each permit for	
20	additional rate of diversion where no	
21	additional volume of water is granted	1,000.00
22	For issuing and recording each permit to	
23	change the point of diversion or place of	
24	use only of an existing right whether	
25	temporary or permanent for irrigational	
26	purposes, a maximum fee of	750.00
27	For issuing and recording each permit to	
28	appropriate or change the point of	
29	diversion or place of use of an existing	
30	right whether temporary or permanent for	
31	watering livestock or wildlife purposes	240.00
32	plus \$50 for each foot of water	
33	approved or fraction thereof.	
34	For issuing and recording each permit to	
35	appropriate or change an existing right	
36	whether temporary or permanent for water	
37	for generating hydroelectric power which	
38	results in nonconsumptive use of the	
39	water	480.00
40	plus \$50 for each second-foot of water	
41	approved or fraction thereof.	
42	For issuing a waiver in connection with an	
43	application to drill a well	120.00
44	For filing and examining a notice of intent to	
45	drill a well	25.00



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1	For filing and examining an affidavit to	
2	relinquish water rights in favor of use of	
3	water for domestic wells	\$300.00
4	For filing a secondary application under a	
5	reservoir permit	300.00
6	For approving and recording a secondary	
7	permit under a reservoir permit	540.00
8	For reviewing each tentative subdivision map	180.00
9	plus \$1 per lot.	
10	For reviewing and approving each final	
11	subdivision map	120.00
12	For storage approved under a dam permit for	
13	privately owned nonagricultural dams	
14	which store more than 50 acre-feet	480.00
15	plus \$1.25 per acre-foot storage	
16	capacity. This fee includes the cost	
17	of inspection and must be paid	
18	annually.	
19	For flood control detention basins	480.00
20	plus \$1.25 per acre-foot storage	
21	capacity. This fee includes the cost	
22	of inspection and must be paid	
23	annually.	
24	For filing proof of completion of work	60.00
25	For filing proof of beneficial use	60.00
26	For issuing and recording a certificate upon	
27	approval of the proof of beneficial use	350.00
28	For filing proof of resumption of a water	
29	right	360.00
30	For filing any protest	30.00
31	For filing any application for extension of	
32	time within which to file proofs, of	
33	completion or beneficial use, for each	
34	year for which the extension of time is	
35	sought	120.00
36	For filing any application for extension of	
37	time to prevent a forfeiture, for each year	
38	for which the extension of time is sought	120.00
39	For reviewing a cancellation of a water right	
40	pursuant to a petition for review	360.00
41	For examining and filing a report of	
42	conveyance filed pursuant to paragraph	
43	(a) of subsection 1 of NRS 533.384	120.00
44	plus \$20 per conveyance document.	
45	For filing any other instrument	10.00



1	For making a copy of any document recorded	
2	or filed in the Office of the State	
3	Engineer, for the first page.....	\$1.00
4	For each additional page.....	.20
5	For certifying to copies of documents,	
6	records or maps, for each certificate	6.00
7	For each copy of any full size drawing or	
8	map.....	6.00
9	For each color copy of any full size drawing	
10	or map (2' x 3').....	12.00
11	The minimum charge for a blueprint copy,	
12	per print.....	3.00
13	For colored mylar plots	10.00

14
15 2. When fees are not specified in subsection 1 for work
16 required of the Office of the State Engineer, the State Engineer shall
17 collect the actual cost of the work.

18 3. Except as otherwise provided in this subsection, all fees
19 collected by the State Engineer under the provisions of this section
20 must be deposited in the State Treasury for credit to the ~~Water~~
21 ~~Distribution Revolving Account created pursuant to NRS 532.210.~~
22 *State General Fund.* All fees received for ~~blueprint~~ copies of any
23 drawing or map must be kept by the State Engineer and used only to
24 pay the costs of printing, replacement and maintenance of printing
25 equipment. Any publication fees received which are not used by the
26 State Engineer for publication expenses must be returned to
27 the persons who paid the fees. If, after exercising due diligence, the
28 State Engineer is unable to make the refunds, the State Engineer
29 shall deposit the fees in the State Treasury for credit to the ~~Water~~
30 ~~Distribution Revolving Account created pursuant to NRS 532.210.~~
31 *State General Fund.*

32 **Sec. 4.** This act becomes effective on July 1, 2017.

