

(Reprinted with amendments adopted on April 19, 2021)

FIRST REPRINT

A.B. 445

ASSEMBLY BILL NO. 445–COMMITTEE  
ON GROWTH AND INFRASTRUCTURE

MARCH 29, 2021

Referred to Committee on Government Affairs

SUMMARY—Revises provisions relating to financial administration. (BDR 18-862)

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 financial administration; transferring the Office of Grant Procurement, Coordination and Management in the Department of Administration to the Office of the Governor; renaming the Office as the Office of Federal Assistance; requiring the Governor to appoint a Director of the Office; requiring the Director to develop a State Plan for Maximizing Federal Assistance; revising the duties of the Office relating to the procurement, coordination and management of federal assistance; creating the Nevada Grant Matching Program to provide funds to certain public agencies, tribal governments and nonprofit organizations as matching funds for federal grants; requiring that certain money from the Abandoned Property Trust Account be transferred to a trust fund established as part of the Program; revising the membership and duties of the Nevada Advisory Council on Federal Assistance; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

- 1 Existing law creates the Office of Grant Procurement, Coordination and
- 2 Management of the Department of Administration to assist state agencies with
- 3 identifying, obtaining and managing federal grants. (NRS 232.213, 232.222-
- 4 232.227) **Sections 2-25, 27.5, 29 and 34** of this bill transfer the Office of Grant
- 5 Procurement, Coordination and Management into the Office of the Governor on
- 6 July 1, 2022, and rename the Office as the Office of Federal Assistance. **Section 8**
- 7 of this bill requires: (1) the Governor to propose a budget for the Office; and (2) the



8 Office to maintain an office in northern Nevada and southern Nevada. **Section 20**  
9 of this bill requires the Governor to appoint a Director of the Office, who serves in  
10 the nonclassified service of the State. Subject to the limits of available funding,  
11 **section 21** of this bill: (1) authorizes the Director to employ such persons as are  
12 necessary to carry out the duties of the Office; and (2) provides that such persons  
13 serve in the nonclassified service of the State. **Section 16** of this bill makes a  
14 conforming change relating to the employment by the Director of certain persons in  
15 the nonclassified service of the State.

16 **Section 9** of this bill requires the Director to develop a State Plan for  
17 Maximizing Federal Assistance and post the plan on the Internet website  
18 maintained by the Office. **Section 22** of this bill requires the Director to: (1) carry  
19 out the State Plan developed pursuant to **section 9**; (2) administer a grant  
20 management system; (3) develop a manual of policies and procedures relating to  
21 federal assistance and post the manual on the Internet website maintained by the  
22 Office; (4) serve as the designated entity to perform certain duties for purposes of  
23 an Executive Order; and (5) perform certain duties previously performed by the  
24 Administrator of the Office of Grant Procurement, Coordination and Management.

25 Existing law: (1) directs the Administrator of the Office of Grant Procurement,  
26 Coordination and Management to create a pilot program to provide funds as grants  
27 to state agencies, local governments, tribal governments and nonprofit  
28 organizations for the purpose of satisfying the matching requirement for a federal  
29 or nongovernmental organization grant; and (2) creates the Grant Matching Fund to  
30 hold money for the pilot program to provide such grants to satisfy grant matching  
31 requirements. (Sections 1.5-5 of chapter 575, Statutes of Nevada 2019, at page  
32 3709) The pilot program expires on June 30, 2021. (Section 8 of chapter 575,  
33 Statutes of Nevada 2019, at page 3710) **Sections 29.3, 29.5 and 34** of this bill  
34 extend the pilot program until June 30, 2022, and revise it to: (1) prohibit money  
35 deposited in the Grant Matching Fund from being used for the purpose of providing  
36 grants to satisfy matching requirements for nongovernmental organization grants;  
37 (2) authorize the Office to use not more than 10 percent of the amount deposited in  
38 the Grant Matching Fund to pay administrative and personnel costs; and (3) provide  
39 that the balance remaining at the end of the fiscal year, except any money received  
40 from a gift, grant or donation, reverts to the State General Fund. **Sections 11 and**  
41 **34** of this bill create the Nevada Grant Matching Program within the Office of  
42 Federal Assistance effective July 1, 2022, and require the Program to serve the  
43 same purpose the pilot program served. **Section 12** of this bill creates the Grant  
44 Matching Fund as part of the Program, and requires the Fund to be administered by  
45 the Office of Federal Assistance in the same manner as the Grant Matching Fund  
46 created for the pilot program.

47 Existing law provides for the creation of the Abandoned Property Trust  
48 Account into which proceeds from the sale of abandoned property are deposited.  
49 Under existing law, the first \$7,600,000 of the balance in the Account is required to  
50 be transferred to the Millennium Scholarship Trust Fund at the end of each fiscal  
51 year. (NRS 120A.620) **Sections 26 and 29.7** of this bill provide for the transfer of  
52 the next \$1,000,000 of the balance in the Account to the Grant Matching Fund at  
53 the end of each fiscal year, commencing with a transfer from the balance in the  
54 Account at the end of the Fiscal Year 2020-2021.

55 **Section 13** of this bill requires the Director to: (1) consult with the Nevada  
56 Advisory Council on Federal Assistance and certain other persons to develop  
57 certain processes relating to the Program; and (2) administer all applicable aspects  
58 of those processes. **Section 14** of this bill adopts the same criteria for eligibility for  
59 a grant from the Grant Matching Fund as were adopted for eligibility for a grant  
60 under the pilot program. **Section 15** of this bill requires the Director to prepare and  
61 submit a biennial report to the Legislature that includes certain information relating  
62 to grant requests received and approved by the Director.



63 Existing law creates the Nevada Advisory Council on Federal Assistance for  
64 the purposes of advising and assisting state and local agencies with respect to  
65 obtaining and maximizing federal assistance that may be available from any agency  
66 or authority of the Federal Government. (NRS 358.020, 358.040) **Section 27** of this  
67 bill expands the membership of the Nevada Advisory Council on Federal  
68 Assistance effective July 1, 2021, to include: (1) two voting members who  
69 represent a nonprofit organization, a local agency or a tribal government and are  
70 appointed by the Majority Leader of the Senate and the Speaker of the Assembly,  
71 respectively; (2) the State Treasurer, who serves as a voting member; and (3) the  
72 State Controller, who serves as a voting member. **Sections 28 and 34** of this bill  
73 revise the duties of the Council to require the Council, beginning on July 1, 2022,  
74 to: (1) advise and assist the Director with developing and carrying out the State  
75 Plan for Maximizing Federal Assistance and carrying out certain other  
76 responsibilities; and (2) develop legislative and executive recommendations  
77 relating to obtaining and maximizing federal assistance in this State. **Sections 3-7**  
78 **and 10** of this bill define certain terms relating to the Office and Program.

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

1 **Section 1.** Chapter 223 of NRS is hereby amended by adding  
2 thereto the provisions set forth as sections 2 to 15, inclusive, of this  
3 act.

4 **Sec. 2.** *As used in sections 2 to 15, inclusive, of this act, and*  
5 *NRS 232.222 to 232.227, inclusive, unless the context otherwise*  
6 *requires, the words and terms defined in sections 3 to 7, inclusive,*  
7 *of this act have the meanings ascribed to them in those sections.*

8 **Sec. 3.** *“Director” means the Director of the Office.*

9 **Sec. 4.** *“Federal assistance” means money, equipment,*  
10 *material or services that may be available to a state agency, local*  
11 *agency, tribal government or nonprofit organization from any*  
12 *agency or authority of the Federal Government pursuant to a*  
13 *federal program.*

14 **Sec. 5.** *“Local agency” means any local legislative body,*  
15 *agency, bureau, board, commission, department, division, office or*  
16 *other unit of any county, city or other political subdivision.*

17 **Sec. 6.** *“Office” means the Office of Federal Assistance*  
18 *created by section 8 of this act.*

19 **Sec. 7.** *“State agency” means an agency, bureau, board,*  
20 *commission, department, division or any other unit of government*  
21 *of the State Government.*

22 **Sec. 8. 1.** *There is hereby created within the Office of the*  
23 *Governor the Office of Federal Assistance for the purpose of*  
24 *obtaining and maximizing federal assistance.*

25 **2.** *The Governor shall propose a budget for the Office.*



1       3. *The Office shall maintain an office located in an urban*  
2 *area in northern Nevada and an office located in an urban area in*  
3 *southern Nevada.*

4       **Sec. 9. 1.** *The Director shall, in consultation with the*  
5 *Nevada Advisory Council on Federal Assistance created by NRS*  
6 *358.020, develop and may periodically revise a State Plan for*  
7 *Maximizing Federal Assistance, which must identify:*

8       (a) *Methods for expanding opportunities for obtaining federal*  
9 *assistance, including, without limitation, expanding opportunities*  
10 *for obtaining matching funds for federal assistance through the*  
11 *Nevada Grant Matching Program created by section 11 of this act;*

12       (b) *Methods for streamlining process, regulatory, structural*  
13 *and other barriers to the acquisition of federal assistance that exist*  
14 *at each level of federal, state or local government;*

15       (c) *Methods for the effective administration of grants,*  
16 *including, without limitation, best practices relating to indirect*  
17 *cost allocation;*

18       (d) *Opportunities for:*

19       (1) *Reducing administrative costs associated with obtaining*  
20 *federal assistance; and*

21       (2) *Coordination between state agencies, local agencies,*  
22 *tribal governments and nonprofit organizations to avoid*  
23 *duplication and achieve common goals;*

24       (e) *Specific tasks which must be performed to improve the*  
25 *administration of grants and maximize the amount of federal*  
26 *assistance received by this State and a schedule for implementing*  
27 *any such tasks;*

28       (f) *Performance metrics and targets relating to obtaining and*  
29 *maximizing federal assistance and improving the administration*  
30 *of grants; and*

31       (g) *Best practices for considering whether to respond to a*  
32 *grant opportunity, including, without limitation, the monetary and*  
33 *programmatic cost of implementing a grant.*

34       2. *The Director shall post the State Plan for Maximizing*  
35 *Federal Assistance on the Internet website maintained by the*  
36 *Office.*

37       **Sec. 10.** *As used in sections 10 to 15, inclusive, of this act,*  
38 *unless the context otherwise requires, "Program" means the*  
39 *Nevada Grant Matching Program created by section 11 of this act.*

40       **Sec. 11. 1.** *The Nevada Grant Matching Program is hereby*  
41 *created within the Office. The Program must:*

42       (a) *Allow state agencies, local agencies, tribal governments*  
43 *and nonprofit organizations to request grants from the Grant*  
44 *Matching Fund created by section 12 of this act for the purpose of*  
45 *satisfying the matching funds requirement for a federal grant;*



1 (b) Provide a clear, streamlined and timely process for state  
2 agencies, local agencies, tribal governments and nonprofit  
3 organizations to apply for matching funds for a specific federal  
4 grant and receive a prompt decision from the Director; and

5 (c) Prioritize grants that:

6 (1) Add services to constituents;

7 (2) Align with the documented priorities of the state agency,  
8 local agency, tribal government or nonprofit organization;

9 (3) Address the needs of underserved or frontier  
10 communities;

11 (4) Help state agencies, local agencies, tribal governments  
12 and nonprofit organizations build capacity for future grant  
13 opportunities; and

14 (5) Enable a state agency, local agency, tribal government  
15 or nonprofit organization to sustain the grant in its next budget.

16 **Sec. 12.** 1. The Grant Matching Fund is hereby created as  
17 a trust fund in the State Treasury. The Office shall administer the  
18 Grant Matching Fund.

19 2. Money received from:

20 (a) A direct legislative appropriation to the Grant Matching  
21 Fund;

22 (b) A transfer from the Abandoned Property Trust Account  
23 pursuant to NRS 120A.620; and

24 (c) A grant, gift or donation to the Grant Matching Fund,  
25 ↪ must be deposited in the Grant Matching Fund. The interest  
26 and income earned on the money in the Grant Matching Fund  
27 must be credited to the Grant Matching Fund.

28 3. The Office may use not more than 10 percent of the  
29 amount deposited in the Grant Matching Fund to pay  
30 administrative and personnel costs.

31 4. Except as otherwise provided in subsection 5, the balance  
32 remaining in the Grant Matching Fund that has not been  
33 committed for expenditure on or before June 30 of an odd-  
34 numbered fiscal year reverts to the State General Fund.

35 5. All money received from a grant, gift or donation to the  
36 Grant Matching Fund:

37 (a) Must be accounted for separately in the Fund;

38 (b) Must be expended in accordance with the terms of the gift,  
39 grant or donation; and

40 (c) Does not revert to the State General Fund and must be  
41 carried over into the next fiscal year.

42 **Sec. 13.** 1. The Director shall consult with the Nevada  
43 Advisory Council on Federal Assistance created by NRS 358.020,  
44 grant professionals employed by the State and other grant experts  
45 to develop:



1 (a) *A process for:*

2 (1) *State agencies, local agencies, tribal governments and*  
3 *nonprofit organizations to make a request for a grant for*  
4 *matching funds;*

5 (2) *The payment or transfer of grant money; and*

6 (3) *Reporting on the use and implementation of grant*  
7 *awards; and*

8 (b) *Criteria for the review, award and notification of grant*  
9 *requests.*

10 2. *The Director shall administer all applicable aspects of the*  
11 *process set forth in subsection 1.*

12 **Sec. 14.** *To be eligible for a grant from the Grant Matching*  
13 *Fund created by section 12 of this act, a state agency, local*  
14 *agency, tribal government or nonprofit organization must:*

15 1. *Demonstrate that:*

16 (a) *It is pursuing a bona fide federal grant for which it is*  
17 *eligible;*

18 (b) *It attempted but was unable to secure adequate matching*  
19 *funding through its own budget or in-kind resources;*

20 (c) *The grant is within its scope;*

21 (d) *The grant is a competitive grant; and*

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

24 2. *Apply for a grant in the form and process prescribed by the*  
25 *Director.*

26 3. *Adhere to other requirements deemed appropriate for the*  
27 *Program.*

28 **Sec. 15.** *On or before January 1 of each odd-numbered year,*  
29 *the Director of the Office shall prepare and submit to the Director*  
30 *of the Legislative Counsel Bureau for transmittal to the*  
31 *Legislature a summary report for the Program detailing:*

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

35 2. *The number and purpose of grant requests approved and*  
36 *the amount of money awarded from the Grant Matching Fund*  
37 *created by section 12 of this act to each approved grant request*  
38 *applicant; and*

39 3. *The amount of federal grant funding received by each*  
40 *grant applicant as a result of receiving money from the Grant*  
41 *Matching Fund.*

42 **Sec. 16.** NRS 223.085 is hereby amended to read as follows:

43 223.085 1. The Governor may, within the limits of available  
44 money, employ such persons as he or she deems necessary to  
45 provide an appropriate staff for the Office of the Governor,



1 including, without limitation, the Office of Economic Development,  
2 *the Office of Federal Assistance*, the Office of Science, Innovation  
3 and Technology, the Office of the Western Regional Education  
4 Compact, the Office of Workforce Innovation and the Governor's  
5 mansion. Except as otherwise provided by specific statute, such  
6 employees are not in the classified or unclassified service of the  
7 State and, except as otherwise provided in NRS 231.043 and  
8 231.047, serve at the pleasure of the Governor.

9 2. Except as otherwise provided by specific statute, the  
10 Governor shall:

11 (a) Determine the salaries and benefits of the persons employed  
12 pursuant to subsection 1, within limits of money available for that  
13 purpose; and

14 (b) Adopt such rules and policies as he or she deems appropriate  
15 to establish the duties and employment rights of the persons  
16 employed pursuant to subsection 1.

17 3. The Governor may:

18 (a) Appoint a Chief Information Officer of the State; or

19 (b) Designate the Administrator as the Chief Information Officer  
20 of the State.

21 ➔ If the Administrator is so appointed, the Administrator shall serve  
22 as the Chief Information Officer of the State without additional  
23 compensation.

24 4. As used in this section, "Administrator" means the  
25 Administrator of the Division of Enterprise Information Technology  
26 Services of the Department of Administration.

27 **Sec. 17.** NRS 232.213 is hereby amended to read as follows:

28 232.213 1. The Department of Administration is hereby  
29 created.

30 2. The Department consists of a Director and the following:

31 (a) Risk Management Division.

32 (b) Hearings Division, which consists of hearing officers,  
33 compensation officers and appeals officers.

34 (c) State Public Works Division.

35 (d) Purchasing Division.

36 (e) Administrative Services Division.

37 (f) Division of Human Resource Management.

38 (g) Division of Enterprise Information Technology Services.

39 (h) Division of State Library, Archives and Public Records.

40 (i) ~~Office of Grant Procurement, Coordination and~~  
41 ~~Management.~~

42 ~~(j)~~ Fleet Services Division.

43 ~~(k)~~ (j) Public Employees' Deferred Compensation Program.

44 **Sec. 18.** NRS 232.215 is hereby amended to read as follows:

45 232.215 The Director:



1 1. Shall appoint an Administrator of the:

- 2 (a) Risk Management Division;
- 3 (b) State Public Works Division;
- 4 (c) Purchasing Division;
- 5 (d) Administrative Services Division;
- 6 (e) Division of Human Resource Management;
- 7 (f) Division of Enterprise Information Technology Services;
- 8 (g) Division of State Library, Archives and Public Records;

9 ~~[(h) Office of Grant Procurement, Coordination and~~  
10 ~~Management;]~~ and

11 ~~[(+)] (h)~~ Fleet Services Division.

12 2. Shall, with the concurrence of the Governor and the  
13 Committee to Administer the Public Employees' Deferred  
14 Compensation Program, appoint the Executive Officer of the Public  
15 Employees' Deferred Compensation Program.

16 3. Shall serve as Chief of the Hearings Division and shall  
17 appoint the hearing officers and compensation officers. The Director  
18 may designate one of the appeals officers in the Division to  
19 supervise the administrative, technical and procedural activities of  
20 the Division.

21 4. Is responsible for the administration, through the divisions  
22 of the Department, of the provisions of chapters 233F, 242 and 284  
23 of NRS, NRS 287.250 to 287.370, inclusive, and chapters 331, 333,  
24 336, 338, 341 and 378 of NRS and all other provisions of law  
25 relating to the functions of the divisions of the Department.

26 5. Is responsible for the administration of the laws of this State  
27 relating to the negotiation and procurement of medical services and  
28 other benefits for state agencies.

29 6. Has such other powers and duties as are provided by law.

30 **Sec. 19.** NRS 232.2165 is hereby amended to read as follows:

31 232.2165 1. The Administrator of:

- 32 (a) The State Public Works Division;
- 33 (b) The Purchasing Division;
- 34 (c) The Administrative Services Division;
- 35 (d) The Division of Human Resource Management;
- 36 (e) The Division of Enterprise Information Technology  
37 Services;

38 (f) The Division of State Library, Archives and Public Records;

39 ~~[(g) The Office of Grant Procurement, Coordination and~~  
40 ~~Management;]~~ and

41 ~~[(h)] (g)~~ The Fleet Services Division,

42 ➔ of the Department serves at the pleasure of the Director and is in  
43 the unclassified service of the State.

44 2. The Executive Officer of the Public Employees' Deferred  
45 Compensation Program appointed pursuant to NRS 232.215 is in the





1 unclassified service of the State and serves at the pleasure of the  
2 Director, except that he or she may be removed by a majority vote  
3 of the Committee to Administer the Public Employees' Deferred  
4 Compensation Program.

5 **Sec. 20.** NRS 232.222 is hereby amended to read as follows:

6 232.222 1. The ~~person appointed to serve as the~~  
7 ~~Administrator] Governor shall appoint a Director~~ of the Office ~~of~~  
8 ~~Grant Procurement, Coordination and Management] who~~ must  
9 ~~have:] possess:~~

10 (a) Extensive expertise and experience in applying for and  
11 receiving ~~grants:] federal assistance;~~

12 (b) Specialized knowledge of the process of grant writing and  
13 approval in the public and private ~~sector:] sectors;~~ and

14 (c) Proven experience in designing and managing programs  
15 which rely solely or partially upon ~~money received from grants.]~~  
16 ~~federal assistance.~~

17 2. The ~~Administrator] Director~~ shall devote his or her entire  
18 time and attention to the business of his or her office and shall not  
19 engage in any other gainful employment or occupation.

20 **3. The Director is not in the classified or unclassified service**  
21 **of the State and serves at the pleasure of the Governor.**

22 **Sec. 21.** NRS 232.223 is hereby amended to read as follows:

23 232.223 1. The ~~Administrator of the Office of Grant~~  
24 ~~Procurement, Coordination and Management] Director~~ shall, within  
25 the limits of money appropriated or authorized to be expended for  
26 this purpose, employ such persons as he or she deems necessary to  
27 ~~serve] carry out the provisions of sections 2 to 15, inclusive, of~~  
28 ~~this act.~~

29 2. **A person employed pursuant to subsection 1 is not** in the  
30 classified or unclassified service of the State ~~for the purposes set~~  
31 ~~forth in this section.~~

32 ~~2. A person employed pursuant to this section shall, under the~~  
33 ~~direction of the Administrator of the Office of Grant Procurement,~~  
34 ~~Coordination and Management, assist the Administrator in carrying~~  
35 ~~out the provisions of NRS 232.222 to 232.227, inclusive.] and~~  
36 ~~serves at the pleasure of the Director.~~

37 **Sec. 22.** NRS 232.224 is hereby amended to read as follows:

38 232.224 1. The ~~Administrator] Director~~ of the Office of  
39 ~~Grant Procurement, Coordination and Management] Federal~~  
40 ~~Assistance~~ shall:

41 (a) ~~Research and identify federal grants which may be available~~  
42 ~~to state agencies.] Coordinate and collaborate with state agencies,~~  
43 ~~local agencies, tribal governments and nonprofit organizations to~~  
44 ~~implement the State Plan for Maximizing Federal Assistance~~  
45 ~~developed pursuant to section 9 of this act;~~



1 (b) ~~Write grants for federal funds for state agencies.~~  
2 ~~—(c) Coordinate~~ *To the extent money is available, administer a*  
3 *grant management system;*

4 (c) *Develop a manual of policies and procedures relating to*  
5 *federal assistance and post the manual on the Internet website*  
6 *maintained by the Office;*

7 (d) *Serve as the entity designated by the State to review and*  
8 *coordinate proposed federal financial assistance and direct federal*  
9 *development for purposes of 47 Fed. Reg. 30,959 (July 14, 1982);*

10 (e) *To the greatest extent practicable, coordinate* with the  
11 members of Congress representing this State to combine efforts  
12 relating to identifying and managing available federal ~~grants and~~  
13 ~~related programs.~~

14 ~~—(d)~~ *assistance;*

15 (f) If requested by a state agency, research the availability of  
16 ~~grants and write grant proposals and applications~~ *federal*  
17 *assistance* for the state agency.

18 ~~(e)~~ (g) To the greatest extent practicable, ensure that state  
19 agencies are aware of any ~~grant~~ opportunities *to obtain federal*  
20 *assistance* for which they are or may be eligible.

21 ~~(f)~~ (h) If requested by the ~~director~~ *executive head* of a state  
22 agency, advise the ~~director and the~~ state agency concerning the  
23 requirements for receiving and managing ~~grants.~~

24 ~~—(g)~~ *federal assistance;*

25 (i) To the greatest extent practicable, coordinate with state  
26 *agencies* and local agencies that have received ~~grants~~ *federal*  
27 *assistance* for similar projects to ensure that the efforts and services  
28 of those ~~state and local~~ agencies are not duplicated.

29 ~~(h)~~ (j) Serve as a clearinghouse for disseminating information  
30 relating to unexpended grant money of state agencies by  
31 ~~compiling~~ :

32 (1) *Compiling* and updating periodically a list of the grants  
33 and unexpended amounts thereof for which the Office received  
34 notification from state agencies pursuant to subsection 3 of NRS  
35 232.225 ; and ~~making~~

36 (2) *Making* the list available on the Internet website  
37 maintained by the ~~Department.~~

38 ~~—(i)~~ *Office;*

39 (k) *To the greatest extent practicable, develop and provide to*  
40 *state agencies, local agencies, tribal governments and nonprofit*  
41 *organizations, training opportunities relating to the acquisition*  
42 *and administration of grants, including, without limitation,*  
43 *compliance with requirements during the term of the grant; and*

44 (l) On or before January 1 of each odd-numbered year, submit to  
45 the Director of the Legislative Counsel Bureau for transmittal to the



1 Legislature a report regarding all activity relating to the application  
2 for, receipt of and use of grants in this State.

3 2. The ~~{Administrator}~~ *Director* may:

4 (a) Adopt regulations to carry out the provisions of this section  
5 and NRS 232.225 and 232.226.

6 (b) ~~{Provide training on grant procurement, coordination and  
7 management to state agencies.}~~ *If requested by a state agency, local  
8 agency, tribal government or nonprofit organization, write grant  
9 proposals and applications and otherwise assist such an entity in  
10 obtaining federal resources.*

11 (c) ~~{Provide training and technical assistance regarding grant  
12 procurement, coordination and management to local governments,  
13 tribal governments and nonprofit organizations.}~~

14 ~~—(d)}~~ Provide administrative support to the Nevada Advisory  
15 Council on Federal Assistance created by NRS 358.020.

16 **Sec. 23.** NRS 232.225 is hereby amended to read as follows:

17 232.225 In addition to any other requirement concerning  
18 applying for or receiving a grant, a state agency shall notify the  
19 Office , ~~{of Grant Procurement, Coordination and Management,}~~ on  
20 a form prescribed by the Office, of:

21 1. Any grant for which the state agency applies.

22 2. Any grant which the state agency receives.

23 3. The amount of any portion of a grant received by the state  
24 agency that the state agency determines will be unexpended by the  
25 end of the period for which the grant was made.

26 **Sec. 24.** NRS 232.226 is hereby amended to read as follows:

27 232.226 The Office ~~{of Grant Procurement, Coordination and  
28 Management}~~ may apply for and receive any gift, grant, contribution  
29 or other money from any source to carry out the provisions of NRS  
30 232.222 to 232.227, inclusive.

31 **Sec. 25.** NRS 232.227 is hereby amended to read as follows:

32 232.227 1. The Account for the Office of ~~{Grant  
33 Procurement, Coordination and Management}~~ *Federal Assistance* is  
34 hereby created in the State General Fund. The Account must be  
35 administered by the ~~{Administrator of the Office.}~~ *Director*.

36 2. Any money accepted pursuant to NRS 232.226 must be  
37 deposited in the Account.

38 3. The interest and income earned on the money in the  
39 Account, after deducting any applicable charges, must be credited to  
40 the Account.

41 4. The money in the Account which is donated for a purpose  
42 specified by the donor, within the scope of the duties of the  
43 ~~{Administrator of the Office of Grant Procurement, Coordination  
44 and Management,}~~ *Director*, must only be used for that purpose. If



1 no purpose is specified, the money in the Account must only be used  
2 to carry out the duties of the ~~Administrator.~~ **Director.**

3 5. Claims against the Account must be paid as other claims  
4 against the State are paid.

5 **Sec. 26.** NRS 120A.620 is hereby amended to read as follows:

6 120A.620 1. There is hereby created in the State General  
7 Fund the Abandoned Property Trust Account.

8 2. All money received by the Administrator under this chapter,  
9 including the proceeds from the sale of abandoned property, must be  
10 deposited by the Administrator in the State General Fund for credit  
11 to the Account.

12 3. Before making a deposit, the Administrator shall record the  
13 name and last known address of each person appearing from the  
14 holders' reports to be entitled to the abandoned property and  
15 the name and last known address of each insured person or  
16 annuitant, and with respect to each policy or contract listed in the  
17 report of an insurance company, its number, the name of the  
18 company and the amount due. The record must be available for  
19 public inspection at all reasonable business hours.

20 4. The Administrator may pay from money available in the  
21 Account:

22 (a) Any costs in connection with the sale of abandoned property.

23 (b) Any costs of mailing and publication in connection with any  
24 abandoned property.

25 (c) Reasonable service charges.

26 (d) Any costs incurred in examining the records of a holder and  
27 in collecting the abandoned property.

28 (e) Any valid claims filed pursuant to this chapter.

29 5. Except as otherwise provided in NRS 120A.610, by the end  
30 of each fiscal year, the balance in the Account must be transferred as  
31 follows:

32 (a) The first \$7,600,000 each year must be transferred to the  
33 Millennium Scholarship Trust Fund created by NRS 396.926.

34 (b) *The next \$1,000,000 each year must be transferred to the*  
35 *Grant Matching Fund created by section 12 of this act.*

36 (c) The remainder must be transferred to the State General Fund,  
37 but remains subject to the valid claims of holders pursuant to NRS  
38 120A.590 and owners pursuant to NRS 120A.640 and any claims  
39 approved for payment by the Administrator pursuant to NRS  
40 120A.525. No such claim may be satisfied from money in the  
41 Millennium Scholarship Trust Fund ~~or~~ *or the Grant Matching*  
42 *Fund.*

43 6. If there is an insufficient amount of money in the Account to  
44 pay any cost or charge pursuant to subsection 4 or NRS 120A.525,  
45 the State Board of Examiners may, upon the application of the



1 Administrator, authorize a temporary transfer from the State General  
2 Fund to the Account of an amount necessary to pay those costs or  
3 charges. The Administrator shall repay the amount of the transfer as  
4 soon as sufficient money is available in the Account.

5 **Sec. 27.** NRS 358.020 is hereby amended to read as follows:

6 358.020 1. The Nevada Advisory Council on Federal  
7 Assistance is hereby created. The Council consists of the following  
8 ~~seven~~ **11** members:

9 (a) One member of the Senate appointed by the Majority Leader  
10 of the Senate.

11 (b) One member of the Assembly appointed by the Speaker of  
12 the Assembly.

13 (c) *One member appointed by the Majority Leader of the*  
14 *Senate who represents a nonprofit organization, a local agency or*  
15 *a tribal government.*

16 (d) *One member appointed by the Speaker of the Assembly*  
17 *who represents a nonprofit organization, a local agency or a tribal*  
18 *government.*

19 (e) One member appointed by the Governor who represents a  
20 nonprofit organization that provides grants in this State.

21 ~~(d)~~ (f) One member appointed by the Governor who represents  
22 a local government.

23 ~~(e)~~ (g) One member appointed by the Governor who represents  
24 private businesses.

25 ~~(f)~~ (h) *The State Treasurer, who may name a designee to*  
26 *serve on the Council on his or her behalf.*

27 (i) *The State Controller, who may name a designee to serve on*  
28 *the Council on his or her behalf.*

29 (j) The Chief of the Budget Division of the Office of Finance.

30 ~~(g)~~ (k) The Administrator of the Office of Grant Procurement,  
31 Coordination and Management of the Department of  
32 Administration.

33 2. The members described in:

34 (a) Paragraphs (a) to ~~(e)~~ (i), inclusive, of subsection 1 are  
35 voting members.

36 (b) Paragraphs ~~(f)~~ (j) and ~~(g)~~ (k) of subsection 1 are  
37 nonvoting members.

38 3. The Governor shall, to the extent practicable, collaborate to  
39 ensure that the persons appointed pursuant to paragraphs ~~(e), (d)~~  
40 ~~and~~ (e), (f) and (g) of subsection 1 are representative of the urban  
41 and rural areas of this State.

42 4. Each appointed member of the Council serves a term of 2  
43 years.

44 5. An appointed member of the Council:

45 (a) May be reappointed.



1 (b) Shall not serve more than three terms.

2 6. Any vacancy occurring in the appointed membership of the  
3 Council must be filled in the same manner as the original  
4 appointment not later than 30 days after the vacancy occurs. A  
5 member appointed to fill a vacancy shall serve as a member of the  
6 Council for the remainder of the original term of appointment.

7 7. Each member of the Council:

8 (a) Serves without compensation; and

9 (b) While engaged in the business of the Council, is entitled to  
10 receive the per diem allowance and travel expenses provided for  
11 state officers and employees generally.

12 8. The ~~[Department of Administration]~~ *Office of Grant*  
13 *Procurement, Coordination and Management of the Department*  
14 *of Administration* shall provide the Council with administrative  
15 support.

16 **Sec. 27.5.** NRS 358.020 is hereby amended to read as follows:

17 358.020 1. The Nevada Advisory Council on Federal  
18 Assistance is hereby created. The Council consists of the following  
19 11 members:

20 (a) One member of the Senate appointed by the Majority Leader  
21 of the Senate.

22 (b) One member of the Assembly appointed by the Speaker of  
23 the Assembly.

24 (c) One member appointed by the Majority Leader of the Senate  
25 who represents a nonprofit organization, a local agency or a tribal  
26 government.

27 (d) One member appointed by the Speaker of the Assembly who  
28 represents a nonprofit organization, a local agency or a tribal  
29 government.

30 (e) One member appointed by the Governor who represents a  
31 nonprofit organization that provides grants in this State.

32 (f) One member appointed by the Governor who represents a  
33 local government.

34 (g) One member appointed by the Governor who represents  
35 private businesses.

36 (h) The State Treasurer, who may name a designee to serve on  
37 the Council on his or her behalf.

38 (i) The State Controller, who may name a designee to serve on  
39 the Council on his or her behalf.

40 (j) The Chief of the Budget Division of the Office of Finance.

41 (k) The ~~[Administrator]~~ *Director* of the Office of ~~[Grant~~  
42 *Procurement, Coordination and Management of the Department of*  
43 *Administration.] Federal Assistance.*

44 2. The members described in:



1 (a) Paragraphs (a) to (i), inclusive, of subsection 1 are voting  
2 members.

3 (b) Paragraphs (j) and (k) of subsection 1 are nonvoting  
4 members.

5 3. The Governor shall, to the extent practicable, collaborate to  
6 ensure that the persons appointed pursuant to paragraphs (e), (f) and  
7 (g) of subsection 1 are representative of the urban and rural areas of  
8 this State.

9 4. Each appointed member of the Council serves a term of 2  
10 years.

11 5. An appointed member of the Council:

12 (a) May be reappointed.

13 (b) Shall not serve more than three terms.

14 6. Any vacancy occurring in the appointed membership of the  
15 Council must be filled in the same manner as the original  
16 appointment not later than 30 days after the vacancy occurs. A  
17 member appointed to fill a vacancy shall serve as a member of the  
18 Council for the remainder of the original term of appointment.

19 7. Each member of the Council:

20 (a) Serves without compensation; and

21 (b) While engaged in the business of the Council, is entitled to  
22 receive the per diem allowance and travel expenses provided for  
23 state officers and employees generally.

24 8. The Office of ~~Grant Procurement, Coordination and~~  
25 ~~Management in the Department of Administration~~ *Federal*  
26 *Assistance* shall provide the Council with administrative support.

27 **Sec. 28.** NRS 358.040 is hereby amended to read as follows:

28 358.040 1. The Council shall ~~[within the scope of its~~  
29 ~~authority, advise]~~ :

30 (a) *Advise* and assist ~~[state and local agencies with respect]~~ *the*  
31 *Director with:*

32 (1) *Developing and carrying out the State Plan For*  
33 *Maximizing Federal Assistance required by section 9 of this act;*  
34 *and*

35 (2) *Carrying out the provisions of sections 2 to 15,*  
36 *inclusive, of this act, including, without limitation, any training*  
37 *provided by the Director pursuant to subsection 2 of section NRS*  
38 *223.224; and*

39 (b) *Develop legislative and executive recommendations*  
40 *relating to obtaining and maximizing federal assistance [ ] in this*  
41 *State.*

42 2. The Council may request information from state and local  
43 agencies , *tribal governments and nonprofit organizations* for the  
44 purposes of *advising and assisting the Director with* evaluating and  
45 monitoring the success of such agencies , *governments or*





1 *organizations* in accordance with the stated purpose of the ~~[Council]~~  
2 *Office* pursuant to ~~[subsection 1.]~~ *section 8 of this act*. A state ~~for]~~  
3 *agency, local agency, tribal government or nonprofit organization*  
4 may provide any information, collaborate with the Council or utilize  
5 any assistance offered by the Council for the purpose of obtaining  
6 and maximizing any federal assistance that may be available to the  
7 ~~[state or local]~~ agency ~~[,]~~, *government or organization*.

8 3. ~~[The Council shall:~~

9 ~~—(a) Address methods and models for identifying, procuring,~~  
10 ~~utilizing and maintaining federal assistance, including, without~~  
11 ~~limitation:~~

12 ~~——(1) Streamlining process, regulatory, structural and other~~  
13 ~~barriers to the acquisition of federal assistance that may exist at each~~  
14 ~~level of federal, state or local government.~~

15 ~~——(2) Developing and expanding opportunities for obtaining~~  
16 ~~matching funds for federal assistance.~~

17 ~~——(3) Ensuring sufficient personnel and technical expertise in~~  
18 ~~state and local governments and nonprofit organizations.~~

19 ~~——(4) Developing and expanding opportunities to work with~~  
20 ~~nonprofit organizations to achieve common goals.~~

21 ~~——(5) Standards for balancing the costs to a state or local~~  
22 ~~agency of maximizing eligibility for federal assistance relative to the~~  
23 ~~ability of the agency to utilize effectively such federal assistance.~~

24 ~~—(b) Develop legislative and executive recommendations on~~  
25 ~~matters described in paragraph (a).~~

26 ~~—4.]~~ As used in this section ~~[, “federal”]~~ :

27 (a) *“Director” means the Director of the Office.*

28 (b) *“Federal assistance”* ~~[means money, equipment, material or~~  
29 ~~services that may be available to a state or local agency from any~~  
30 ~~agency or authority of the Federal Government pursuant to a federal~~  
31 ~~program.]~~ *has the meaning ascribed to it in section 4 of this act.*

32 (c) *“Office” means the Office of Federal Assistance created by*  
33 *section 8 of this act.*

34 **Sec. 29.** NRS 439.263 is hereby amended to read as follows:

35 439.263 1. It is the policy of this State to:

36 (a) Improve the completeness and quality of data concerning  
37 diverse demographic groups that is collected, reported and analyzed  
38 for the purposes of clinical trials of drugs and medical devices;

39 (b) Identify barriers to participation in clinical trials by persons  
40 who are members of demographic groups that are underrepresented  
41 in such trials and employ strategies recognized by the United States  
42 Food and Drug Administration to encourage greater participation in  
43 clinical trials by such persons; and





1 (c) Make data concerning demographic groups that is collected,  
2 reported and analyzed for the purposes of clinical trials more  
3 available and transparent.

4 2. To assist in carrying out this policy:

5 (a) The Division shall review the most recent version of  
6 “Collection of Race and Ethnicity Data in Clinical Trials—  
7 Guidance for Industry and Food and Drug Administration Staff,”  
8 published by the United States Food and Drug Administration, and  
9 establish, using existing infrastructure and tools, a program to  
10 encourage participation in clinical trials of drugs and medical  
11 devices by persons who are members of demographic groups that  
12 are underrepresented in such clinical trials. The program must  
13 include, without limitation:

14 (1) Collaboration with medical facilities, health authorities  
15 and other local governmental entities, nonprofit organizations and  
16 scientific investigators and institutions that are performing research  
17 relating to drugs or medical devices to assist such investigators and  
18 institutions in identifying and recruiting persons who are members  
19 of underrepresented demographic groups to participate in clinical  
20 trials; and

21 (2) The establishment and maintenance of an Internet  
22 website that:

23 (I) Provides information concerning methods recognized  
24 by the United States Food and Drug Administration for identifying  
25 and recruiting persons who are members of underrepresented  
26 demographic groups to participate in clinical trials; and

27 (II) Contains links to Internet websites maintained by  
28 medical facilities, health authorities and other local governmental  
29 entities, nonprofit organizations and scientific investigators and  
30 institutions that are performing research relating to drugs or medical  
31 devices in this State.

32 (b) With the assistance of the Office of ~~Grant Procurement,~~  
33 ~~Coordination and Management of the Department of~~  
34 ~~Administration,] Federal Assistance,~~ the Division shall apply for  
35 grants from any source, including, without limitation, the Federal  
36 Government, to fund the program established pursuant to  
37 paragraph (a).

38 (c) Not later than May 1 of each even-numbered year, the  
39 Division shall submit to the Director of the Legislative Counsel  
40 Bureau for transmittal to the Legislature a report concerning the  
41 status and results of the program established pursuant to  
42 paragraph (a).

43 (d) Each state or local governmental entity that conducts clinical  
44 trials of drugs or medical devices, including, without limitation, the  
45 Board of Regents of the University of Nevada, shall adopt a policy



1 concerning the identification and recruitment of persons who are  
2 members of underrepresented demographic groups to participate in  
3 those clinical trials. Such a policy must include, without limitation,  
4 requirements that investigators who are conducting clinical trials  
5 collaborate with community-based organizations and use methods  
6 recognized by the United States Food and Drug Administration to  
7 identify and recruit such persons to participate in those clinical  
8 trials.

9 3. For the purposes of this section, demographic groups that are  
10 underrepresented in clinical trials may include, without limitation,  
11 persons who are underrepresented by race, sex, sexual orientation,  
12 socioeconomic status and age.

13 4. The Division may accept gifts, grants and donations from  
14 any source for the purpose of carrying out the provisions of this  
15 section.

16 5. As used in this section, "medical facility" has the meaning  
17 ascribed to it in NRS 449.0151.

18 **Sec. 29.3.** Section 1.5 of chapter 575, Statutes of Nevada  
19 2019, as amended by chapter 5, Statutes of Nevada 2020, 31st  
20 Special Session, at page 38, is hereby amended to read as follows:

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

24 ~~1. The~~

25 *2. Money received from:*

26 *(a) A direct legislative appropriation to the Grant*  
27 *Matching Fund;*

28 *(b) A transfer from the Abandoned Property Trust*  
29 *Account created by NRS 120A.620; and*

30 *(c) A gift, grant or donation to the Grant Matching*  
31 *Fund,*

32 *↪ must be deposited in the Grant Matching Fund.*

33 *3. Except as otherwise provided in subsection 4, money*  
34 *in the Grant Matching Fund ~~shall hold appropriated money~~*  
35 *~~in trust for the exclusive purpose of providing~~ may be used*  
36 *only to provide grants to state agencies, local governments,*  
37 *tribal governments and nonprofit organizations to satisfy*  
38 *federal ~~and nongovernmental organization~~ grant matching*  
39 *requirements and for any other purpose authorized by the*  
40 *Legislature.*

41 ~~2.~~ *4. The Office of Grant Procurement, Coordination*  
42 *and Management of the Department of Administration may*  
43 *use not more than 10 percent of the amount deposited in the*  
44 *Grant Matching Fund to pay administrative and personnel*  
45 *costs.*



1           **5.** The Interim Finance Committee must authorize the  
2 transfer of money from the Grant Matching Fund before the  
3 acceptance of a federal grant award greater than \$150,000 .  
4 ~~[or a nongovernmental organization grant award greater than~~  
5 ~~\$20,000.]~~

6           **6.** *Except as otherwise provided in subsection 7, the*  
7 *balance remaining in the Grant Matching Fund that has*  
8 *not been committed for expenditure on or before the end of*  
9 *the fiscal year reverts to the State General Fund.*

10          **7.** *All money received from a grant, gift or donation to*  
11 *the Grant Matching Fund:*

12          **(a)** *Must be accounted for separately in the Grant*  
13 *Matching Fund;*

14          **(b)** *Must be expended in accordance with the terms of*  
15 *the gift, grant or donation; and*

16          **(c)** *Does not revert to the State General Fund.*

17          **Sec. 29.5.** Section 8 of chapter 575, Statutes of Nevada 2019,  
18 at page 3710, is hereby amended to read as follows:

19               Sec. 8. 1. This act becomes effective on July 1, 2019.

20               2. Sections 1.5 to 5, inclusive, of this act expire by  
21 limitation on June 30, ~~[2021.]~~ **2022.**

22          **Sec. 29.7.** 1. As soon as practicable after the close of the  
23 Fiscal Year 2020-2021, the State Controller shall transfer  
24 \$1,000,000 from the balance of the Abandoned Property Trust  
25 Account created by NRS 120A.620 at the end of Fiscal Year 2020-  
26 2021 to the Grant Matching Fund created by section 1.5 of chapter  
27 575, Statutes of Nevada 2019, at page 3708, as amended by section  
28 29.3 of this act.

29               2. As soon as practicable on or after July 1, 2022, the State  
30 Controller shall transfer the balance of the Grant Matching Fund  
31 created by section 1.5 of chapter 575, Statutes of Nevada 2019, at  
32 page 3708, as amended by section 29.3 of this act, to the Grant  
33 Matching Fund created by section 12 of this act.

34          **Sec. 30.** The State Controller shall change the designation of  
35 the name of the Account for the Office of Grant Procurement,  
36 Coordination and Management created pursuant to NRS 223.227, as  
37 amended by section 25 of this act, to the Account for the Office of  
38 Federal Assistance without making any transfer of the money in the  
39 Account. The assets and liabilities of the Account are unaffected by  
40 the change of the name.

41          **Sec. 31.** (Deleted by amendment.)

42          **Sec. 32.** The provisions of subsection 1 of NRS 218D.380 do  
43 not apply to any provision of this act which adds or revises a  
44 requirement to submit a report to the Legislature.



1     **Sec. 33.** Notwithstanding the provisions of NRS 218D.430 and  
2 218D.435, a committee, other than the Assembly Standing  
3 Committee on Ways and Means and the Senate Standing Committee  
4 on Finance, may vote on this act before the expiration of the period  
5 prescribed for the return of a fiscal note in NRS 218D.475. This  
6 section applies retroactively from and after March 22, 2021.

7     **Sec. 34.** 1. This section and sections 29.5, 31, 32 and 33 of  
8 this act become effective upon passage and approval.

9     2. Sections 27, 29.3 and 29.7 of this act become effective:

10     (a) Upon passage and approval for the purpose of adopting any  
11 regulations and performing any other preparatory administrative  
12 tasks that are necessary to carry out the provisions of this act; and

13     (b) On July 1, 2021, for all other purposes.

14     3. Sections 1 to 26, inclusive, 27.5, 28, 29 and 30 of this act  
15 become effective:

16     (a) Upon passage and approval for the purpose of adopting any  
17 regulations and performing any other preparatory administrative  
18 tasks that are necessary to carry out the provisions of this act; and

19     (b) On July 1, 2022, for all other purposes.

20     4. Section 29.3 of this act expires by limitation on June 30,  
21 2022.

