

SENATE BILL NO. 92—SENATOR HARDY

PREFILED JANUARY 25, 2011

Referred to Committee on Government Affairs

SUMMARY—Authorizes redevelopment agencies to expend money to improve schools. (BDR 22-579)

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 community redevelopment; authorizing redevelopment agencies to expend money, subject to certain limitations, to improve schools located within certain cities or counties; requiring redevelopment agencies to file reports with their respective governing bodies and the Director of the Legislative Counsel Bureau; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Existing law authorizes the legislative body of a community, having recognized
2 the need for a redevelopment agency to function in the community, to establish a
3 redevelopment revolving fund. (NRS 279.386, 279.392, 279.396, 279.410,
4 279.620) Existing law also specifies the manner in which, and the permissible
5 purposes for which, money may be expended from the redevelopment revolving
6 fund. (NRS 279.628) This bill expands the permissible purposes for which money
7 may be expended from a redevelopment revolving fund to include use by a
8 redevelopment agency for the improvement, with certain limitations, of schools in a
9 city or county with a redevelopment area within its boundaries.

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

1 **Section 1.** Chapter 279 of NRS is hereby amended by adding
2 thereto a new section to read as follows:

3 *1. In addition to the report required pursuant to the*
4 *provisions of subsection 2, and subject to the provisions of*
5 *subsection 3, for each redevelopment area for which a*



1 *redevelopment plan is adopted pursuant to the provisions of NRS*
2 *279.586 after the effective date of this act, on or before the*
3 *January 1 next after the adoption of the plan, the agency shall*
4 *submit to the Director of the Legislative Counsel Bureau, for*
5 *transmittal to the Legislature, and to the legislative body a report*
6 *on a form prescribed by the Committee on Local Government*
7 *Finance that includes, without limitation, the following*
8 *information for the redevelopment area:*

9 (a) *A legal description of the boundaries of the redevelopment*
10 *area;*

11 (b) *The date on which the redevelopment plan for the*
12 *redevelopment area was adopted;*

13 (c) *The scheduled termination date of the redevelopment plan;*

14 (d) *The total sum of the assessed value of the taxable property*
15 *in the redevelopment area for:*

16 (1) *The fiscal year immediately preceding the adoption of*
17 *the redevelopment plan; and*

18 (2) *The fiscal year during which the redevelopment plan*
19 *was adopted, if such fiscal year ends before the reporting*
20 *deadline;*

21 (e) *The combined overlapping tax rate of the redevelopment*
22 *area;*

23 (f) *The property tax rate of the redevelopment area;*

24 (g) *The property tax revenue expected to be received from any*
25 *tax increment area, as defined in NRS 278C.130, within the*
26 *redevelopment area during the first fiscal year that the agency will*
27 *receive an allocation pursuant to the provisions of NRS 279.676;*

28 (h) *Copies of any memoranda of understanding into which the*
29 *agency enters during the fiscal year in which the redevelopment*
30 *plan was adopted; and*

31 (i) *The amortization schedule for any debt incurred for the*
32 *redevelopment area and the reasons for incurring the debt.*

33 2. *On or before January 1 of each year, for each*
34 *redevelopment area for which a redevelopment plan has been*
35 *adopted pursuant to the provisions of NRS 279.586, the agency*
36 *shall submit to the Director of the Legislative Counsel Bureau, for*
37 *transmittal to the Legislature, and to the legislative body a report*
38 *on a form prescribed by the Committee on Local Government*
39 *Finance that includes, without limitation, the following*
40 *information for the redevelopment area for the previous fiscal*
41 *year:*

42 (a) *The property tax revenue received from any tax increment*
43 *area, as defined in NRS 278C.130, within the redevelopment area;*

44 (b) *The combined overlapping tax rate of the redevelopment*
45 *area;*



- 1 (c) *The property tax rate of the redevelopment area;*
- 2 (d) *The total sum of the assessed value of the taxable property*
- 3 *in the redevelopment area;*
- 4 (e) *If the amount reported pursuant to the provisions of*
- 5 *paragraph (d) is less than the total sum of the assessed value of*
- 6 *the taxable property in the redevelopment area for any other*
- 7 *previous fiscal year, an explanation of the reason for the*
- 8 *difference;*
- 9 (f) *Copies of any memoranda of understanding into which the*
- 10 *agency enters;*
- 11 (g) *The amortization schedule for any debt incurred for the*
- 12 *redevelopment area and the reasons for incurring the debt; and*
- 13 (h) *Any change to the boundary of the redevelopment area and*
- 14 *an explanation of the reason for the change.*
- 15 3. *Any report for a redevelopment area submitted pursuant to*
- 16 *the provisions of subsection 1 must be submitted with the report*
- 17 *for the redevelopment area submitted pursuant to the provisions of*
- 18 *subsection 2.*

19 **Sec. 2.** NRS 279.382 is hereby amended to read as follows:
20 279.382 The provisions contained in NRS 279.382 to 279.685,
21 inclusive, *and section 1 of this act* may be cited as the Community
22 Redevelopment Law.

23 **Sec. 3.** NRS 279.384 is hereby amended to read as follows:
24 279.384 As used in NRS 279.382 to 279.685, inclusive, *and*
25 *section 1 of this act*, unless the context otherwise requires, the
26 words and terms defined in NRS 279.386 to 279.414, inclusive,
27 have the meanings ascribed to them in those sections.

28 **Sec. 4.** NRS 279.628 is hereby amended to read as follows:
29 279.628 1. By resolution of the legislative body adopted by a
30 majority vote any money in the redevelopment revolving fund may
31 be expended from time to time for:

- 32 (a) The acquisition of real property in any redevelopment area.
- 33 (b) The clearance, aiding in relocation of occupants of the site
34 and preparation of any redevelopment area for redevelopment.

35 2. By resolution of the legislative body adopted by a two-thirds
36 vote, any money in the redevelopment revolving fund may be paid
37 to the agency, upon such terms and conditions as the legislative
38 body may prescribe for any of the following purposes:

- 39 (a) Deposit in a trust fund to be expended for the acquisition of
40 real property in any redevelopment area.
- 41 (b) The clearance of any redevelopment area for redevelopment.
- 42 (c) Any expenses necessary or incidental to the carrying out of a
43 redevelopment plan which has been adopted by the legislative body.

44 (d) *Subject to the provisions of subsection 3, to be used by the*
45 *agency for the improvement of schools in the community.*



1 **3. Money paid to the agency pursuant to paragraph (d) of**
2 **subsection 2 may only be in the form of grants and may not be**
3 **used for any regular expenses of a school.**

4 **Sec. 5.** 1. On or before January 1, 2012, for each
5 redevelopment area for which a redevelopment plan has been
6 adopted pursuant to the provisions of NRS 279.586, the agency shall
7 submit to the Director of the Legislative Counsel Bureau, for
8 transmittal to the Legislature and to the legislative body a report on
9 a form prescribed by the Committee on Local Government Finance
10 that includes, without limitation, the following information for the
11 redevelopment area:

12 (a) A legal description of the boundaries of the redevelopment
13 area;

14 (b) The date on which the redevelopment plan for the
15 redevelopment area was adopted;

16 (c) The scheduled termination date of the redevelopment plan;

17 (d) The total sum of the assessed value of the taxable property in
18 the redevelopment area for:

19 (1) The fiscal year immediately preceding the adoption of the
20 redevelopment plan;

21 (2) The fiscal year during which the redevelopment plan was
22 adopted;

23 (3) The combined overlapping tax rate of the redevelopment
24 area;

25 (4) The property tax rate of the redevelopment area;

26 (5) The property tax revenue received from any tax
27 increment area, as defined in NRS 278C.130, within the
28 redevelopment area for the fiscal year ending June 30, 2011;

29 (6) Copies of any memoranda of understanding into which
30 the agency enters during the fiscal year ending June 30, 2011; and

31 (7) The amortization schedule for any debt incurred for the
32 redevelopment area and the reasons for incurring the debt.

33 2. As used in this section:

34 (a) "Agency" has the meaning ascribed to it in NRS 279.386.

35 (b) "Legislative body" has the meaning ascribed to it in NRS
36 279.396.

37 (c) "Redevelopment area" has the meaning ascribed to it in NRS
38 279.410.

39 **Sec. 6.** This act becomes effective upon passage and approval.

