

(Reprinted with amendments adopted on June 1, 2019)

THIRD REPRINT

A.B. 489

ASSEMBLY BILL NO. 489—COMMITTEE
ON GOVERNMENT AFFAIRS

MARCH 25, 2019

Referred to Committee on Government Affairs

SUMMARY—Revises provisions relating to grants.
(BDR 18-1109)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: Contains Appropriation not included
in Executive Budget.

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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 grants; revising the powers of the Administrator of the Office of Grant Procurement, Coordination and Management of the Department of Administration; establishing a fund to provide money for matching federal and nongovernmental organization grants; authorizing this State to seek and obtain federal and nongovernmental organization money for certain community projects; making an appropriation; 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 and obtaining federal grants. (NRS 232.213, 232.224) **Section 1** of this
4 bill authorizes the Administrator of the Office to provide: (1) grant training to state
5 agencies; (2) grant training and technical assistance to local governments, tribal
6 governments and nonprofit organizations; and (3) administrative support to the
7 Nevada Advisory Council on Federal Assistance. **Section 1.5** of this bill creates the
8 Grant Matching Fund as part of a pilot program to provide funds to state agencies,
9 local governments, tribal governments and nonprofit organizations as matching
10 funds for federal and nongovernmental organization grants. **Section 2** of this bill
11 requires the Administrator of the Office to create and administer a pilot program that
12 allows state agencies, local governments, tribal governments and nonprofit
13 organizations to request grants from the Grant Matching Fund for the purpose of
14 satisfying the matching requirement for a federal or nongovernmental organization
15 grant, to the extent money is available. **Section 3** of this bill establishes certain
16 criteria for prioritizing grants. **Section 4** of this bill establishes standards of eligibility
17 for receiving a grant. **Section 5** of this bill requires that on or before January 31,



18 2021, the Administrator must provide a summary report on the pilot program to the
19 Legislature. **Section 7.5** of this bill makes an appropriation to the Office to provide
20 training and assistance relating to grant procurement, coordination and management
21 to state agencies, local governments, tribal governments and nonprofit organizations.

1 WHEREAS, Nevada has long received a disproportionately low
2 rate of federal and nongovernmental organization grant funding per
3 capita and as a result, has less money to pay for programs, projects
4 and services that increase the quality of life and opportunities for
5 Nevadans and facilitate growth; and

6 WHEREAS, Federal and nongovernmental organization grant
7 funds are critical to helping pay for community assets, such as
8 infrastructure, affordable housing, health care centers and workforce
9 development programs; and

10 WHEREAS, Many federal and nongovernmental organization
11 grants require the recipient to share in the cost of delivering a program
12 or project by matching a share of federal or nongovernmental
13 organization grant dollars with cash or in-kind services; and

14 WHEREAS, The inability to meet such matching requirements is
15 often cited by State staff as a key reason for not pursuing or securing
16 federal and nongovernmental organization grant opportunities; now,
17 therefore,

18
19 THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
20 SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:
21

22 **Section 1.** NRS 232.224 is hereby amended to read as follows:
23 232.224 1. The Administrator of the Office of Grant

24 Procurement, Coordination and Management shall:

25 (a) Research and identify federal grants which may be available
26 to state agencies.

27 (b) Write grants for federal funds for state agencies.

28 (c) Coordinate with the members of Congress representing this
29 State to combine efforts relating to identifying and managing
30 available federal grants and related programs.

31 (d) If requested by a state agency, research the availability of
32 grants and write grant proposals and applications for the state agency.

33 (e) To the greatest extent practicable, ensure that state agencies
34 are aware of any grant opportunities for which they are or may be
35 eligible.

36 (f) If requested by the director of a state agency, advise the
37 director and the state agency concerning the requirements for
38 receiving and managing grants.

39 (g) To the greatest extent practicable, coordinate with state and
40 local Agencies that have received grants for similar projects to ensure



1 that the efforts and services of those state and local agencies are not
2 duplicated.

3 (h) Serve as a clearinghouse for disseminating information
4 relating to unexpended grant money of state agencies by compiling
5 and updating periodically a list of the grants and unexpended amounts
6 thereof for which the Office received notification from state agencies
7 pursuant to subsection 3 of NRS 232.225 and making the list
8 available on the Internet website maintained by the Department.

9 (i) On or before January 1 of each odd-numbered year, submit to
10 the Director of the Legislative Counsel Bureau for transmittal to the
11 Legislature a report regarding all activity relating to the application
12 for, receipt of and use of grants in this State.

13 2. The Administrator may ~~adopt~~:

14 (a) *Adopt* regulations to carry out the provisions of this section
15 and NRS 232.225 and 232.226.

16 (b) *Provide training on grant procurement, coordination and*
17 *management to state agencies.*

18 (c) *Provide training and technical assistance regarding grant*
19 *procurement, coordination and management to local governments,*
20 *tribal governments and nonprofit organizations.*

21 (d) *Provide administrative support to the Nevada Advisory*
22 *Council on Federal Assistance created by NRS 358.020.*

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

25 1. The Grant Matching Fund shall hold appropriated money in
26 trust for the exclusive purpose of providing grants to state agencies,
27 local governments, tribal governments and nonprofit organizations to
28 satisfy federal and nongovernmental organization grant matching
29 requirements.

30 2. The Interim Finance Committee must authorize the transfer
31 of money from the Grant Matching Fund before the acceptance of a
32 federal grant award greater than \$150,000 or a nongovernmental
33 organization grant award greater than \$20,000.

34 **Sec. 2.** To the extent money is available, the Administrator of
35 the Office of Grant Procurement, Coordination and Management of
36 the Department of Administration shall:

37 1. Consult with grant professionals employed by the State and
38 other grant experts to create and administer a pilot program that
39 allows state agencies, local governments, tribal governments and
40 nonprofit organizations to request grants from the Grant Matching
41 Fund for the purpose of satisfying the matching funds requirement for
42 a federal or nongovernmental organization grant.

43 2. Develop a process:



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

4 (b) And criteria for the review, award and notification of grant
5 requests;

6 (c) For the payment or transfer of grant money; and

7 (d) For reporting on the use and implementation of grant awards.

8 3. Administer all applicable aspects of the process set forth in
9 subsection 2.

10 **Sec. 3.** Any pilot program created pursuant to section 2 of this
11 act must:

12 1. Provide a clear, streamlined and timely process for state
13 agencies, local governments, tribal governments and nonprofit
14 organizations to apply for matching funds for a specific federal or
15 nongovernmental organization grant and receive a prompt decision
16 from the Administrator of the Office of Grant Procurement,
17 Coordination and Management of the Department of Administration.

18 2. Prioritize grants that:

19 (a) Add services to constituents;

20 (b) Align with the documented priorities of the state agency, local
21 government, tribal government or nonprofit organization;

22 (c) Address the needs of underserved or frontier communities;

23 (d) Help state agencies, local governments, tribal governments
24 and nonprofit organizations build capacity for future grant
25 opportunities; and

26 (e) Enable a state agency, local government, tribal government or
27 nonprofit organization to sustain the grant in its next budget.

28 **Sec. 4.** To be eligible for a grant from the Grant Matching Fund
29 created by section 1.5 of this act, a state agency, local government,
30 tribal government or nonprofit organization must:

31 1. Demonstrate that:

32 (a) It is pursuing a bona fide federal or nongovernmental
33 organization grant for which it is eligible;

34 (b) It attempted but was unable to secure match funding through
35 its own budget or in-kind resources;

36 (c) The grant is within its scope;

37 (d) The grant is a competitive grant; and

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

40 2. Apply for a grant in the form and process prescribed by the
41 Administrator of the Office of Grant Procurement, Coordination and
42 Management of the Department of Administration.

43 3. Adhere to other requirements deemed appropriate for the pilot
44 program created pursuant to section 2 of this act by the Administrator.



1 **Sec. 5.** On or before January 31, 2021, the Administrator of the
2 Office of Grant Procurement, Coordination and Management of
3 the Department of Administration shall submit to the Director of the
4 Legislative Counsel Bureau for transmittal to the Legislature a
5 summary report for the preceding 18 months detailing:

6 1. The number and purpose of grant requests received from state
7 agencies, local governments, tribal governments and nonprofit
8 organizations;

9 2. The number and purpose of grant requests approved and the
10 amount of money awarded from the Grant Matching Fund created by
11 section 1.5 of this act to each approved grant request applicant; and

12 3. The amount of federal and nongovernmental organization
13 grant funding received by each grant applicant as a result of receiving
14 money from the Grant Matching Fund.

15 **Sec. 6.** (Deleted by amendment.)

16 **Sec. 7.** (Deleted by amendment.)

17 **Sec. 7.5.** 1. There is hereby appropriated from the State
18 General Fund to the Office of Grant Procurement, Coordination and
19 Management of the Department of Administration for the use
20 prescribed in subsection 2 the following sums:

21 For the Fiscal Year 2019-2020 \$92,067

22 For the Fiscal Year 2020-2021 \$87,797

23 2. The Office of Grant Procurement, Coordination and
24 Management of the Department of Administration shall use the
25 money appropriated by subsection 1 to provide training and technical
26 assistance relating to grant procurement, coordination and
27 management to state agencies, local governments, tribal governments
28 and nonprofit organizations.

29 3. Any balance of the sums appropriated by subsection 1
30 remaining at the end of the respective fiscal years must not be
31 committed for expenditure after June 30 of the respective fiscal years
32 by the entity to which the appropriation is made or any entity to which
33 money from the appropriation is granted or otherwise transferred in
34 any manner, and any portion of the appropriated money remaining
35 must not be spent for any purpose after September 18, 2020, and
36 September 17, 2021, respectively, by either the entity to which the
37 money was appropriated or the entity to which the money was
38 subsequently granted or transferred, and must be reverted to the State
39 General Fund on or before September 18, 2020, and September 17,
40 2021, respectively.

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

42 2. Sections 1.5 to 5, inclusive, of this act expire by limitation on
43 June 30, 2021.



