

**Carson City  
Agenda Report**

**Date Submitted:** 12/10/13

**Agenda Date Requested:** 12/19/13

**Time Requested:** Consent

**To:** Mayor and Supervisors

**From:** Nick Providenti, Finance Director

**Subject Title:** For Possible Action: Action to adopt a resolution electing to receive a share of the State of Nevada's Secure Rural Schools (SRS) revenues pursuant to Sections 102(a)(1)(B) and 103 of the Secure Rural Schools and Community Self-Determination Act of 2000, which has been amended and re-authorized for FFY2013, referred to as the "full county payment amount".

**Staff Summary:** Title I of SRS2008 gives each eligible county the right to elect to receive either its traditional share of revenues from the National Forest lands pursuant to the Act of May 23, 1908 and Section 13 of the Act of March 1, 1911 (the "25-percent payments"), or instead to receive a guaranteed minimum share of the State payment pursuant to Sections 102 (a)(1)(B) and 103 (the "full county payment amount"). Carson City expects to net approximately \$9,292 for Federal Fiscal Year 2013.

**Type of Action Requested:** (check one)

Resolution  Ordinance  
 Formal Action/Motion  Other (Specify)

**Does this action require a Business Impact Statement:** ( ) Yes (xx ) No

**Recommended Board Action:** I move to adopt Resolution # \_\_\_\_\_, a resolution electing to receive a share of the State of Nevada's Secure Rural Schools (SRS) revenues pursuant to Sections 102(a)(1)(B) and 103 of the Secure Rural Schools and Community Self-Determination Act of 2000, which has been amended and re-authorized for FFY2013, referred to as the "full county payment amount".

**Explanation for Recommended Board Action:** This action extends the way Carson City receives revenues derived from National Forest lands and continues the "full county payment" method for another fiscal year. This election must be made by December 20, 2013 and each county must notify the State Treasurer of their election.

**Applicable Statute, Code, Policy, Rule or Regulation:** Have been listed throughout the resolution.

**Fiscal Impact:** Estimated revenues of \$9,292.

**Explanation of Impact:** n/a

**Funding Source:** n/a

**Alternatives:** Elect to use the "25-percent payments" method to receive SRS revenues, which will net us less revenue, the amount is unknown at this time.

**Supporting Material:** Resolution and letter from USDA

Prepared By: Nick Providenti

Reviewed By: Urbah Aluhita  
(Department Head)

Date: 12/10/13

: [Signature]  
(City Manager)

Date: 12/10/13

: [Signature]  
(District Attorney)

Date: 12/10/13

: Urbah Aluhita  
(Finance Director)

Date: 12/10/13

**Board Action Taken:**

Motion: \_\_\_\_\_

- 1) \_\_\_\_\_
- 2) \_\_\_\_\_

Aye/Nay

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

(Vote Recorded By)

\_\_\_\_\_



File Code: 6540

Date: November 25, 2013

State of Nevada  
Treasurer

101 N. Carson St. Ste. 5  
Carson City, NV 89701-4786

**CERTIFIED MAIL – RETURN  
RECEIPT REQUESTED  
NUMBER:**

Dear Treasurer,

On October 2, 2013, the Secure Rural Schools and Community Self-Determination Act of 2000 was reauthorized for federal fiscal year 2013 as part of Public Law 113-40. The one-year reauthorization provides for payments to States that are distributed to counties in which national forests are situated. Details of the reauthorization are on the Forest Service Secure Rural Schools Act web site [www.fs.usda.gov/pts/](http://www.fs.usda.gov/pts/). Please note that any payment amounts may be subject to sequestration.

The State must transmit, for each county in which a national forest is situated, the county's election to receive a share of the Secure Rural Schools Act (SRS) State Payment or a share of the State's 25-percent payment. Counties electing the SRS State Payment must provide the allocation of that payment into either Title I, Title II, or Title III.

If the State fails to transmit an eligible county's election by the deadline, the county shall be considered to have elected to expend 80-percent of its share of the SRS State payment for public schools and roads (commonly called Title I). The remaining 20-percent will be available to the Forest Service to carry out projects in the eligible county to further the purposes of Title II of the 2008 reauthorization of the Secure Rural Schools and Community Self-Determination Act of 2000.

The Election Form and additional instructions have been provided for your convenience.

Please contact LaRay Olson at (505) 563-7348 if you have any questions.

Sincerely,

*/s/ Jennifer McGuire*  
JENNIFER MCGUIRE  
ASC Director B&F

cc: Reynardo E Brown, L LaRay Olson, Cindy McArthur



1 Resolution No. \_\_\_\_\_

2 A RESOLUTION ELECTING TO RECEIVE A SHARE OF THE STATE OF NEVADA'S  
3 SECURE RURAL SCHOOLS (SRS) REVENUES PURSUANT TO SECTIONS 102(A)(1)(B)  
4 AND 103 OF THE SECURE RURAL SCHOOLS AND COMMUNITY  
5 SELF-DETERMINATION ACT OF 2000, WHICH HAS BEEN AMENDED AND  
6 RE-AUTHORIZED FOR FFY 2013, REFERRED TO AS THE  
7 "FULL COUNTY PAYMENT AMOUNT"

8  
9 WHEREAS, Congress enacted in 1908 and subsequently amended a law that requires  
10 that 25 percent of the revenues derived from National Forest lands be paid to states  
11 for use by the counties in which the lands are situated for the benefit of public  
12 schools and roads; and

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14 WHEREAS, the principal source of revenues from National Forest lands is from  
15 the sale and removal of timber, which has been curtailed in recent years with a  
16 corresponding decline in revenues shared with counties; and

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18 WHEREAS, the United States Congress recognized a need to stabilize education  
19 and road maintenance funding through predictable payments to the affected counties,  
20 and to achieve that goal enacted the Secure Rural Schools and Community Self-  
21 Determination Act of 2000, which has been amended and re-authorized for FFY 2013; and

22  
23 WHEREAS, Subtitle A of Title I of Public Law 112-141 gives each eligible county  
24 the right to elect to receive either its traditional share of revenues from the  
25 National Forest lands pursuant to the Act of May 23, 1908 and Section 13 of the Act of  
26 March 1, 1911 (the "25-percent payments"), or instead to receive a guaranteed minimum  
27 share of the State payment pursuant to Sections 102(a)(1)(B) and 103 (the "full  
28 county payment amount"); and

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WHEREAS, any county electing to receive a full county payment amount that is \$100,000 or more must further elect to expend an amount not less than 15 percent nor more than 20 percent of its full county payment amount as project funds; and

WHEREAS, Subtitle A of Title I of Public Law 112-141 requires that counties electing to receive a full county payment amount of \$100,000 or more must allocate its project funds between projects in accordance with Title II and Title III, and return the balance of project funds unspent under Titles II and III to the Treasury of the United States, and communicate such allocation to the Secretary of the United States Department of Agriculture; and

WHEREAS, Title II provides for special projects on federal lands or that benefit resources on federal lands, which projects are recommended by local resource advisory committees ("RACs"); and

WHEREAS, RACs recommend projects for consideration by the Secretary of Agriculture, with project funding supplied in whole or in part out of monies allocated for such purposes by participating counties; and

WHEREAS, counties that allocate funding to projects under Title II, and are participants in more than one RAC, may further direct that their Title II project funds be divided between different RACs according to an allocation decided by each participating county, with such funds held in the Treasury of the United States under the name of the county with a designation of the amount allocated to each RAC; and

WHEREAS, Title III provides for county projects, some of which are associated with federal lands, with Title III authorizing expenditures for search, rescue and

1 emergency services, fire prevention and planning under the Firewise Communities  
2 program, and development of community wildfire protection plans; and

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4 WHEREAS, a county with a full county payment amount of \$350,000 or more may not  
5 allocate more than 7 percent of its full county payment amount for Title III projects.

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7 NOW, THEREFORE, be it resolved as follows:

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9 1. Carson City hereby elects to receive the guaranteed minimum full county payment  
10 amount pursuant to Subtitle A of Title I of Public Law 112-141.

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12 2. Carson City has elected to receive a full county payment amount that is less  
13 than \$100,000, and is not required to allocate any amount for projects under Titles II  
14 or III, but may choose to do so. Carson City elects to allocate 0 (zero) percent  
15 of its full county payment amount for projects under Titles II and III.

16 ADOPTED this \_\_\_\_ day of \_\_\_\_\_, 2013.

17 AYES: Supervisors \_\_\_\_\_  
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19 \_\_\_\_\_  
20 \_\_\_\_\_  
21 \_\_\_\_\_

22 NAYES: Supervisors \_\_\_\_\_  
23 \_\_\_\_\_

24 ABSENT: Supervisors \_\_\_\_\_  
25 \_\_\_\_\_

26 \_\_\_\_\_  
ROBERT L. CROWELL, Mayor

27  
28 ATTEST: \_\_\_\_\_

ALAN GLOVER, Clerk-Recorder