

Senate Bill No. 540—Committee on Government Affairs

CHAPTER.....

AN ACT relating to mental health; changing the name of the Nevada mental health institute to northern Nevada adult mental health services; and providing other matters properly relating thereto.

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

**Section 1.** NRS 433.233 is hereby amended to read as follows:

433.233 1. The division facilities providing mental health services are designated as:

- (a) *Northern Nevada adult* mental health ~~{institute;}~~ *services;*
- (b) Southern Nevada adult mental health services;
- (c) Rural clinics; and
- (d) Lakes Crossing center.

2. The division facilities providing services for mentally retarded persons and persons with related conditions are designated as:

- (a) Desert regional center;
- (b) Sierra regional center; and
- (c) Rural regional center.

3. Division facilities established after July 1, 1981, must be named by the administrator, subject to the approval of the director of the department.

**Sec. 2.** NRS 433A.090 is hereby amended to read as follows:

433A.090 There is hereby created a revolving account for ~~{the}~~ *northern Nevada adult* mental health ~~{institute}~~ *services* in the sum of \$7,500, which may be used for the payment of bills ~~{of the institute}~~ requiring immediate payment and for no other purpose. The administrative officer ~~{for the institute}~~ shall deposit the revolving account in one or more banks or credit unions of reputable standing. Payments made from the revolving account must be promptly reimbursed from *money* appropriated ~~{money of the institute}~~ *for northern Nevada adult mental health services* as other claims against the state are paid.

**Sec. 3.** NRS 433B.110 is hereby amended to read as follows:

433B.110 1. The division facilities providing services for the mental health of children are designated as:

- (a) The Nevada youth hospital;
- (b) The adolescent treatment center ; ~~{of the Nevada mental health institute;}~~
- (c) Northern Nevada children's behavioral services; and
- (d) Southern Nevada children's behavioral services.

2. Division facilities established after July 1, 1993, must be named by the administrator, subject to the approval of the director of the department.

**Sec. 4.** NRS 41.325 is hereby amended to read as follows:

41.325 After any proceeding in which a person, previously adjudicated to be insane, is adjudicated to be sane, the clerk *of the district court* shall immediately notify the administrative officer and the medical director of ~~{the}~~ *northern Nevada adult* mental health ~~{institute}~~ *services* of the adjudication.

**Sec. 5.** NRS 160.161 is hereby amended to read as follows:

160.161 1. Upon commitment, a person is subject to the rules and regulations of the Department of Veterans Affairs or other agency when admitted to any facility operated by any such agency within or without this state.

2. The chief officer of any facility of the Department of Veterans Affairs or institution operated by any other agency of the United States to which the person is so committed is, with respect to ~~{such}~~ *that* person, vested with the same powers as the ~~{institute}~~ director and the medical director of ~~{the}~~ *northern* Nevada *adult* mental health ~~{institute}~~ *services* with respect to retention of custody, transfer, parole or discharge.

3. The committing court shall retain jurisdiction:

(a) To inquire, at any time, into the mental condition of persons so committed.

(b) To determine the necessity for the continuance of his restraint.

**Sec. 6.** NRS 160.162 is hereby amended to read as follows:

160.162 1. Upon receipt of a certificate of the Department of Veterans Affairs or another agency of the United States that facilities are available for the care or treatment of any person previously committed to the *custody of northern* Nevada *adult* mental health ~~{institute}~~ *services* and that ~~{such}~~ *the* person is eligible for care or treatment, the ~~{institute}~~ director of ~~{the}~~ *northern* Nevada *adult* mental health ~~{institute}~~ *services* may cause the transfer of ~~{such}~~ *the* person to the Department of Veterans Affairs or other agency of the United States for care or treatment.

2. The committing court must be notified by the ~~{institute}~~ director of ~~{the}~~ *northern* Nevada *adult* mental health ~~{institute}~~ *services* upon effecting such *a* transfer.

3. No person may be transferred to the Department of Veterans Affairs or such other agency of the United States if he is confined pursuant to a conviction of a felony or misdemeanor or if he has been acquitted of the charge solely on the ground of insanity, unless before the transfer the court originally committing ~~{such}~~ *the* person enters an order for the transfer after appropriate motion and hearing.

4. Any person transferred as provided in this section shall be deemed to be committed to the Department of Veterans Affairs or other agency of the United States pursuant to the original commitment.

**Sec. 7.** NRS 444.330 is hereby amended to read as follows:

444.330 1. The health division has supervision over the sanitation, healthfulness, cleanliness and safety, as it pertains to the foregoing matters, of the following state institutions:

- (a) Institutions and facilities of the department of prisons.
- (b) *Northern* Nevada *adult* mental health ~~{institute}~~ *services*.
- (c) Nevada youth training center.
- (d) Caliente youth center.
- (e) Northern Nevada children's home.
- (f) Southern Nevada children's home.
- (g) University and Community College System of Nevada.

2. The state board of health may adopt regulations pertaining thereto as are necessary to promote properly the sanitation, healthfulness, cleanliness and, as it pertains to the foregoing matters, the safety of those institutions.

3. The state health officer or his authorized agent shall inspect those institutions at least once each calendar year and whenever he deems an inspection necessary to carry out the provisions of this section.

4. The state health officer may publish reports of the inspections.

5. All persons charged with the duty of maintenance and operation of the institutions named in this section shall operate the institutions in conformity with the regulations adopted by the state board of health pursuant to subsection 2.

6. The state health officer or his authorized agent may, in carrying out the provisions of this section, enter upon any part of the premises of any of the institutions named in this section over which he has jurisdiction, to determine the sanitary conditions of the institutions and to determine whether the provisions of this section and the regulations of the state board of health pertaining thereto are being violated.

**Sec. 8.** NRS 502.077 is hereby amended to read as follows:

502.077 1. The division shall issue special fishing permits to the administrative head of:

- (a) ~~The~~ Northern Nevada adult mental health ~~institute;~~ services;
- (b) Southern Nevada adult mental health services;
- (c) The northern Nevada children's home;
- (d) The southern Nevada children's home;
- (e) The Nevada youth training center;
- (f) The Caliente youth center;
- (g) The Spring Mountain Youth Camp;
- (h) The China Spring Youth Camp;
- (i) Any facility which provides temporary foster care for children who are not delinquent; and
- (j) Such other public or charitable institutions or organizations as are designated by regulations adopted by the commission, for use only by the members, patients or children of such institutions or organizations.

2. The permits:

- (a) Must be in the possession of the officer or employee who is supervising a member, patient or child while he is fishing.
- (b) Authorize a member, patient or child to fish in a legal manner if in the company of an officer or employee of one of the institutions listed in this section, or of an organization provided for by regulation, if the officer or employee has a valid Nevada fishing license.
- (c) Must be issued pursuant and subject to regulations prescribed by the commission.
- (d) Must contain the words "Nevada Special Fishing Permit" and the number of the permit printed on the face of the permit.
- (e) May authorize no more than 15 members, patients or children, respectively, to fish.

3. Each institution or organization shall pay to the division an annual fee of \$15 for each permit issued to the institution or organization pursuant to this section. The division shall not issue more than two permits per year to each institution or organization.

4. It is unlawful for any person other than a member, patient or child in one of these organizations or institutions to fish with a permit issued by the division pursuant to this section.

**Sec. 9.** NRS 433.114 is hereby repealed.

**Sec. 10.** This act becomes effective upon passage and approval.