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AN ACT relating to mental health; creating the Nevada Mental Health Plan Implementation Commission to develop an action plan for implementing the recommendations of the President's New Freedom Commission on Mental Health in this state; 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. 1. The Nevada Mental Health Plan Implementation Commission is hereby created.

2. The Commission consists of:

(a) Three members of the Senate who are appointed by the Majority Leader of the Senate;

(b) Three members of the Assembly who are appointed by the Speaker of the Assembly;

(c) The Administrator of the Division of Mental Health and Developmental Services of the Department of Human Resources, or his designee;

(d) The Chief of the Bureau of Alcohol and Drug Abuse within the Health Division of the Department of Human Resources, or his designee;

(e) The Administrator of the Division of Health Care Financing and Policy of the Department of Human Resources, or his designee; and

(f) The Administrator of the Division of Child and Family Services of the Department of Human Resources, or his designee.

3. At its first meeting, the members of the Commission shall elect a chair from among its members.

Sec. 2. 1. The members of the Nevada Mental Health Plan Implementation Commission serve on the Commission for 6 months beginning on the day the President's New Freedom Commission on Mental Health Report is made public.

2. A vacancy occurring in the membership of the Commission must be filled in the same manner as the original appointment.

3. The Commission shall meet at the times and places specified by a call of the Chair of the Commission.

4. A majority of the members of the Commission constitutes a quorum for the transaction of business, and a majority of a quorum present at any meeting is sufficient for any official action taken by the Commission.

Sec. 3. 1. Except during a regular or special session of the Legislature, for each day or portion of a day during which a member of the Commission who is a Legislator attends a meeting of the Commission or is otherwise engaged in the work of the Commission, he is entitled to receive the:

(a) Compensation provided for a majority of the members of the Legislature during the first 60 days of the preceding session;

(b) Per diem allowance provided for state officers and employees generally; and

(c) Travel expenses provided pursuant to NRS 218.2207.

The compensation, per diem allowances and travel expenses of the legislative members of the Commission must be paid from the Legislative Fund.

2. Members of the Nevada Mental Health Plan Implementation Commission who are not Legislators serve without compensation, except that a member of the Commission is entitled, while engaged in the business of the Commission, to receive the per diem allowance and travel expenses provided for state officers and employees generally.

3. Each member of the Commission who is an officer or employee of the State of Nevada or a local government must be relieved from his duties without loss of his regular compensation so that he may prepare for and attend meetings of the Commission and perform any work necessary to carry out the duties of the Commission in the most timely manner practicable. A state agency or local governmental entity shall not require an officer or employee who is a member of the Commission to make up the time that he is absent from work to carry out his duties as a member of the Commission or to use annual vacation or compensatory time for the absence.

Sec. 4. 1. The Nevada Mental Health Plan Implementation Commission shall:

(a) Determine how Nevada will implement the recommendations of the President's New Freedom Commission on Mental Health to enable adults with serious mental illnesses and children with serious emotional disturbances to live, work, learn and participate fully in their communities; and

(b) Develop an action plan for implementing the recommendations in this state.

2. The Commission shall submit a report setting forth the action plan developed pursuant to this section to the Interim Finance Committee, the Subcommittee to Study Mental Health Issues of the Legislative Committee on Health Care and the Governor on or before January 1, 2005.

Sec. 5. This act becomes effective on July 1, 2003, and expires by limitation on January 1, 2005.