

Amendment No. 962

Senate Amendment to Senate Bill No. 355	(BDR 40-114)
Proposed by: Senate Committee on Finance	
Amends: Summary: No Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes	
Adoption of this amendment will REMOVE the 2/3s majority vote requirement from S.B. 355.	

ASSEMBLY ACTION			Initial and Date	SENATE ACTION			Initial and Date		
Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/>	_____	Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/>	_____
Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____	Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____
Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____	Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) variations of *green bold underlining* is language proposed to be added in this amendment; (3) ~~red strikethrough~~ is deleted language in the original bill; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) orange double underlining is deleted language in the original bill proposed to be retained in this amendment.

MKM/BJF



Date: 5/28/2017

S.B. No. 355—Increases the fee for a certificate of death to fund grief support services. (BDR 40-114)



SENATE BILL NO. 355—SENATORS SEGERBLOM, CANNIZZARO, HARRIS,
MANENDO; FARLEY, GOICOECHEA, HAMMOND AND HARDY

MARCH 20, 2017

Referred to Committee on Health and Human Services

SUMMARY—Increases the fee for a certificate of death to fund grief support services. (BDR 40-114)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: Yes.

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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 grief support; creating the Grief Support Trust Account in the State General Fund; requiring the Director of the Department of Health and Human Services to administer the Grief Support Trust Account; requiring the fee for the furnishing of a copy of a certificate of death to include ~~§21~~ 50 cents for credit to the Grief Support Trust Account; requiring the Grants Management Advisory Committee to establish ~~standards of eligibility for~~ a list of nonprofit community organizations eligible to receive awards of money from the Grief Support Trust Account to provide certain grief support services; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Section 2 of this bill creates the Grief Support Trust Account in the State General Fund. **Section 2** requires the money in the Account to be used to support nonprofit community organizations that provide grief support services to certain children, parents and adult caregivers. **Section 3** of this bill requires the Director of the Department of Health and Human Services to administer the Account.

Existing law requires the State Registrar to charge and collect a fee for a certified copy of a record of death. (NRS 440.700) **Section 5** of this bill requires such fee for a copy of a certificate of death to include ~~§21~~ 50 cents for credit to the Grief Support Trust Account.

Existing law also requires the Grants Management Advisory Committee to adopt policies that set forth criteria to determine which nonprofit organizations to recommend for an award of money by the Director from programs administered by the Department. (NRS 232.385) **Section 6** of this bill : (1) requires the Committee to establish a list of nonprofit community organizations eligible to receive awards of money from the Grief Support Trust Account; and (2) establishes certain ~~standards~~ criteria that the Committee must ~~incorporate into its policies for~~ use to determine whether a nonprofit community organization ~~to recommend~~ is eligible for an award of money from the Grief Support Trust Account. Under section 3, the Director is required to make awards of money from the Grief Support Trust Account to eligible nonprofit community organizations immediately as money in the Account becomes available.

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

1 **Section 1.** Chapter 439 of NRS is hereby amended by adding thereto the
2 provisions set forth as sections 2 and 3 of this act.

3 **Sec. 2. 1. The Grief Support Trust Account is hereby created in the State**
4 **General Fund. ~~(Except as otherwise provided in subsection 2, the~~ The money in**
5 **the Account must be used to support nonprofit community organizations that**
6 **provide grief support services to children ~~for~~ who have experienced a loss of a**
7 **relative or other person who had a significant emotional relationship with the**
8 **child. Such grief support services may also be provided to parents and adult**
9 **caregivers ~~for~~ who have experienced the loss of a child.**

10 **2. ~~(Not more than 5 percent of the money credited to the Account each year~~**
11 **~~may be used for the expenses:~~**

12 **~~(a) Of administering the Account; and~~**

13 **~~(b) For travel of members of the Grants Management Advisory Committee~~**
14 **~~created by NRS 232.383 or members of a working group of the Grants~~**
15 **~~Management Advisory Committee that is appointed pursuant to NRS 232.387.~~**

16 **~~3. The interest and income earned on the money in the Account ~~for~~ after~~**
17 **~~deducting any applicable charges, must be credited to the Account.~~**

18 **~~4. Any money remaining in the Account at the end of each fiscal year~~**
19 **~~does not revert to the State General Fund but must be carried over into the next~~**
20 **~~fiscal year.~~**

21 **Sec. 3. 1. The Director is responsible for administering the Grief Support**
22 **Trust Account created by section 2 of this act.**

23 **2. The Director shall make awards of money, by contract or grant, from the**
24 **Grief Support Trust Account to nonprofit community organizations which**
25 **provide or will provide grief support services ~~to children, parents or adult~~**
26 **~~caregivers,~~ as described in subsection 1 of section 2 of this act and which have**
27 **been included in the list of organizations eligible to receive such awards by the**
28 **Grants Management Advisory Committee pursuant to paragraph (d) of**
29 **subsection 1 of NRS 232.385. The Director shall make such awards of money to**
30 **eligible nonprofit community organizations immediately as money becomes**
31 **available in the Account. The duration of an award made pursuant to this**
32 **subsection must not exceed 3 years.**

33 **3. The Director shall report to each regular session of the Legislature**
34 **regarding the nonprofit community organizations that have been awarded money**
35 **from the Grief Support Trust Account, the amount and sources of money credited**
36 **to the Account, the interest and income on the money in the Account, any**
37 **unexpended money in the Account and the general expenses of administering the**
38 **Account.**

39 **4. Requests for awards of money from the Grief Support Trust Account**
40 **must be reviewed at least annually by the Grants Management Advisory**
41 **Committee created by NRS 232.383.**

42 **Sec. 4.** NRS 440.690 is hereby amended to read as follows:

43 **440.690 1. The State Registrar shall keep a true and correct account of all**
44 **fees received under this chapter.**

45 **2. The money collected pursuant to subsection 2 of NRS 440.700 must be**
46 **remitted by the State Registrar to the State Treasurer for credit to the Children's**
47 **Trust Account created by NRS 432.131. The money collected pursuant to**
48 **subsection 3 of NRS 440.700 must be remitted by the State Registrar to the State**
49 **Treasurer for credit to the Review of Death of Children Account created by NRS**

432B.409. *The money collected pursuant to subsection 4 of NRS 440.700 must be remitted by the State Registrar to the State Treasurer for credit to the Grief Support Trust Account created by section 2 of this act.* Any money collected pursuant to subsection ~~4~~ 6 of NRS 440.700 must be remitted by the State Registrar to the county treasurers of the various participating counties for credit to their accounts for the support of the offices of the county coroners created pursuant to NRS 259.025. Any other proceeds accruing to the State of Nevada under the provisions of this chapter may be used by the Division of Public and Behavioral Health of the Department of Health and Human Services to administer and carry out the provisions of this chapter and any regulations adopted pursuant thereto.

Sec. 5. NRS 440.700 is hereby amended to read as follows:

440.700 1. Except as otherwise provided in this section, the State Registrar shall charge and collect a fee in an amount established by the State Registrar by regulation:

- (a) For searching the files for one name, if no copy is made.
- (b) For verifying a vital record.
- (c) For establishing and filing a record of paternity, other than a hospital-based paternity, and providing a certified copy of the new record.
- (d) For a certified copy of a record of birth.
- (e) For a certified copy of a record of death originating in a county in which the board of county commissioners has not created an account for the support of the office of the county coroner pursuant to NRS 259.025.
- (f) For a certified copy of a record of death originating in a county in which the board of county commissioners has created an account for the support of the office of the county coroner pursuant to NRS 259.025.
- (g) For correcting a record on file with the State Registrar and providing a certified copy of the corrected record.
- (h) For replacing a record on file with the State Registrar and providing a certified copy of the new record.
- (i) For filing a delayed certificate of birth and providing a certified copy of the certificate.
- (j) For the services of a notary public, provided by the State Registrar.
- (k) For an index of records of marriage provided on microfiche to a person other than a county clerk or a county recorder of a county of this State.
- (l) For an index of records of divorce provided on microfiche to a person other than a county clerk or a county recorder of a county in this State.
- (m) For compiling data files which require specific changes in computer programming.

2. The fee collected for furnishing a copy of a certificate of birth or death must include the sum of \$3 for credit to the Children's Trust Account created by NRS 432.131.

3. The fee collected for furnishing a copy of a certificate of death must include the sum of \$1 for credit to the Review of Death of Children Account created by NRS 432B.409.

4. *The fee collected for furnishing a copy of a certificate of death must include the sum of ~~\$24~~ 50 cents for credit to the Grief Support Trust Account created by section 2 of this act.*

5. The State Registrar shall not charge a fee for furnishing a certified copy of a record of birth to:

- (a) A homeless person who submits a signed affidavit on a form prescribed by the State Registrar stating that the person is homeless.

(b) A person who submits documentation from the Department of Corrections verifying that the person was released from prison within the immediately preceding 90 days.

~~5-1~~ 6. The fee collected for furnishing a copy of a certificate of death originating in a county in which the board of county commissioners has created an account for the support of the office of the county coroner pursuant to NRS 259.025 must include the sum of \$1 for credit to the account for the support of the office of the county coroner of the county in which the certificate originates.

~~6-1~~ 7. Upon the request of any parent or guardian, the State Registrar shall supply, without the payment of a fee, a certificate limited to a statement as to the date of birth of any child as disclosed by the record of such birth when the certificate is necessary for admission to school or for securing employment.

~~7-1~~ 8. The United States Bureau of the Census may obtain, without expense to the State, transcripts or certified copies of births and deaths without payment of a fee.

Sec. 6. NRS 232.385 is hereby amended to read as follows:

232.385 1. The Grants Management Advisory Committee created by NRS 232.383 shall:

~~1-1~~ (a) Review all requests received by the Department for awards of money from agencies of the State or its political subdivisions and nonprofit community organizations or educational institutions which provide or will provide services to persons served by the programs administered by the Department;

~~2-1~~ (b) Submit recommendations to the Director concerning each request for an award of money that the Advisory Committee believes should be granted, including, without limitation, the name of the agency, nonprofit community organization or educational institution that submitted the request;

~~3-1~~ (c) Adopt policies setting forth criteria to determine which agencies, organizations and institutions to recommend for an award of money;

(d) In accordance with subsection 2, establish a list of nonprofit community organizations eligible to receive awards of money from the Grief Support Trust Account created by section 2 of this act;

~~4-1~~ (e) Monitor awards of money granted by the Department to agencies of the State or its political subdivisions, and nonprofit community organizations or educational institutions which provide or will provide services to persons served by the programs administered by the Department, including, without limitation, awards of money granted pursuant to NRS 439.630;

~~5-1~~ (f) Assist the staff of the Department in determining the needs of local communities and in setting priorities for funding programs administered by the Department; and

~~6-1~~ (g) Consider funding strategies for the Department, including, without limitation, seeking ways to avoid unnecessary duplication of the services for which awards of money to agencies of the State or its political subdivisions and nonprofit community organizations or educational institutions are granted, and make recommendations concerning funding strategies to the Director.

~~7-1. Any policies adopted pursuant to subsection 3 setting forth criteria to determine which:~~

2. The Grants Management Advisory Committee may include a nonprofit community organization on the list of nonprofit community organizations ~~to~~ recommend for eligible to receive an award of money from the Grief Support Trust Account created by section 2 of this act ~~must include, without limitation,~~ only if the nonprofit community organization satisfies the following ~~requirements;~~ criteria:

1 (a) ~~That the~~ The Secretary of the Treasury has recognized the nonprofit
2 community organization as tax exempt pursuant to the provisions of section
3 501(c)(3) of the Internal Revenue Code, 26 U.S.C. § 501(c)(3), for at least 3
4 years, and the organization is organized as a nonprofit corporation pursuant to
5 chapter 82 of NRS.

6 (b) ~~That the~~ The nonprofit community organization has provided age-
7 appropriate peer support groups for children between the ages of 3 years and 18
8 years for at least 2 years, and provides such peer support groups from September
9 to May of each calendar year on a biweekly basis.

10 (c) ~~That the~~ The nonprofit community organization is a member of the
11 National Alliance for Grieving Children or its successor organization.

12 (d) ~~That the~~ The nonprofit community organization must provide its grief
13 support services free of charge.

14 (e) ~~That the~~ The nonprofit community organization keep and aggregate
15 information relating to the number of children served by the organization and the
16 demographic information of such children, including, without limitation, a
17 child's age, gender, race, ethnicity, school attendance and family income.

18 (f) Any other criteria set forth in the policies adopted by the Committee
19 pursuant to paragraph (c) of subsection 1.

20 Sec. 7. The provisions of subsection 1 of NRS 218D.380 do not apply to any
21 provision of this act which adds or revises a requirement to submit a report to the
22 Legislature.

23 Sec. 8. This act becomes effective:

24 1. Upon passage and approval for the purpose of adopting any regulations and
25 performing any other preparatory administrative tasks that are necessary to carry
26 out the provisions of this act; and

27 2. On July 1, 2017, for all other purposes.