

(Reprinted with amendments adopted on May 20, 2019)

SECOND REPRINT

A.B. 174

ASSEMBLY BILL NO. 174—ASSEMBLYMEN THOMPSON, DURAN, CARRILLO, FUMO, SPIEGEL; ASSEFA, BACKUS, BENITEZ-THOMPSON, BILBRAY-AXELROD, CARLTON, COHEN, DALY, EDWARDS, ELLISON, FLORES, FRIERSON, GORELOW, HAFEN, HAMBRICK, HANSEN, HARDY, JAUREGUI, KRAMER, KRASNER, LEAVITT, MARTINEZ, MCCURDY, MILLER, MONROE-MORENO, MUNK, NEAL, NGUYEN, PETERS, ROBERTS, SMITH, SWANK, TITUS, TOLLES, TORRES, WATTS, WHEELER AND YEAGER

FEBRUARY 18, 2019

JOINT SPONSORS: SENATORS PARKS, RATTI, CANCELA, D. HARRIS; BROOKS, CANNIZZARO, DENIS, DONDERO LOOP, GOICOECHEA, HAMMOND, HANSEN, HARDY, KIECKHEFER, OHRENSCHALL, PICKARD, SCHEIBLE, SEEVERS GANSERT, SETTELMEYER, SPEARMAN, WASHINGTON AND WOODHOUSE

Referred to Committee on Government Affairs

SUMMARY—Establishes the Nevada Interagency Advisory Council on Homelessness to Housing. (BDR 18-94)

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 homelessness; establishing the Nevada Interagency Advisory Council on Homelessness to Housing; prescribing the membership and duties of the Council; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

- 1 Existing law requires the Director of the State Department of Agriculture to
- 2 establish a Supplemental Food Program to supplement the supply of food and the
- 3 services provided by programs which provide food to indigent persons. (NRS
- 4 561.495) In 2013, the Governor issued an executive order establishing the Nevada
- 5 Interagency Council on Homelessness. (Executive Order 2013-20 (11-4-2013))



* A B 1 7 4 R 2 *

Section 3 of this bill establishes the Nevada Interagency Advisory Council on Homelessness to Housing in statute and prescribes the membership of the Council. **Section 4** of this bill establishes requirements governing the meetings of the Council and compensation of the members of the Council. **Section 4** also requires the Department of Health and Human Services to provide administrative support to the Council. **Section 5** of this bill requires the Council to: (1) collaborate with state and local agencies on their responses to homelessness and promote cooperation among federal, state and local agencies to address homelessness; (2) develop a strategic plan for addressing homelessness in this State; (3) establish a technical assistance committee to provide advice and information to assist the Council in developing the strategic plan; and (4) increase awareness of issues related to homelessness in this State. **Section 5** also authorizes the Council to collaborate with and request the assistance of providers of services or any person or entity with expertise in issues related to homelessness. **Section 5** additionally requires state and local agencies to collaborate with and provide information to the Council.

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

Section 1. Chapter 232 of NRS is hereby amended by adding thereto the provisions set forth as sections 2 to 5, inclusive, of this act.

Sec. 2. *As used in sections 2 to 5, inclusive, of this act, unless the context otherwise requires, "Council" means the Nevada Interagency Advisory Council on Homelessness to Housing created by section 3 of this act.*

Sec. 3. 1. *The Nevada Interagency Advisory Council on Homelessness to Housing is hereby created. The Council consists of:*

(a) The following ex officio members:

(1) The Chief of Staff to the Governor or his or her designee;

(2) The Director of the Department of Health and Human Services or his or her designee;

(3) The Director of the Department of Corrections or his or her designee;

(4) The Administrator of the Housing Division of the Department of Business and Industry or his or her designee;

(5) The Director of the Department of Veterans Services or his or her designee;

(6) The Sheriff of Clark County or his or her designee; and

(7) The Sheriff of Washoe County or his or her designee;

(b) One member who is a member of the Assembly, appointed by the Speaker of the Assembly;

(c) One member who is a Senator, appointed by the Senate Majority Leader;



(d) One member who is a district judge from the Second or Eighth Judicial District, appointed by the Nevada District Judges Association or its successor organization;

(e) One member who is a district judge or master from a judicial district other than the Second or Eighth Judicial District, appointed by the Nevada District Judges Association or its successor organization;

(f) One member who is the sheriff of a county other than Clark or Washoe, appointed by the Nevada Sheriffs' and Chiefs' Association or its successor organization; and

(g) One member who is not currently homeless but has experienced homelessness in the past, appointed by the Governor.

2. The Governor shall appoint the Chair of the Commission from among its members.

3. After the initial terms, each appointed member shall serve a term of 4 years. If a vacancy occurs during the term of an appointed member, the person or entity who is responsible for making the appointment pursuant to subsection 1 shall appoint a replacement qualified pursuant to that subsection to serve for the remainder of the unexpired term.

Sec. 4. 1. The Council shall meet at the call of the Chair at least four times each year. A majority of the members of the Council constitutes a quorum and is required to transact any business of the Council.

2. The members of the Council serve without compensation but are entitled to receive the per diem allowance and travel expenses provided for state officers and employees generally.

3. A member of the Council who is an officer or employee of this State or a political subdivision of this State must be relieved from his or her duties without loss of regular compensation to prepare for and attend meetings of the Council and perform any work necessary to carry out the duties of the Council in the most timely manner practicable. A state agency or political subdivision of this State shall not require an officer or employee who is a member of the Council to:

(a) Make up the time he or she is absent from work to carry out his or her duties as a member of the Council; or

(b) Take annual leave or compensatory time for the absence.

4. The Department of Health and Human Services shall provide such administrative support to the Council as is necessary to carry out the duties of the Council.

Sec. 5. 1. The Council shall:

(a) Collaborate with state and local agencies on their responses to homelessness and promote cooperation among federal, state and local agencies to address homelessness.



(b) *Develop a strategic plan for addressing homelessness in this State that includes, without limitation, recommendations for actions by state and local agencies and for legislation, and update that strategic plan at least once every 5 years.*

(c) *Establish a technical assistance committee to provide advice and information to assist the Council in developing the strategic plan described in paragraph (b). The technical assistance committee may include, without limitation, representatives of federal, state and local agencies, providers of services, religious organizations, persons involved in the sale or lease of housing and members of the public.*

(d) *Increase awareness of issues relating to homelessness among state and local agencies, organizations that provide services to persons who are homeless and the general public.*

(e) *On or before January 1 of each year, submit to the Governor a report concerning the activities of the Council during the immediately preceding year.*

(f) *On or before January 1 of each odd-numbered year, submit to the Director of the Legislative Counsel Bureau for transmittal to the next regular session of the Legislature a report concerning the activities of the Council during the immediately preceding 2 years.*

2. The Council may:

(a) *Collaborate with and request the assistance of providers of services or any person or entity with expertise in issues related to homelessness, including, without limitation, employees of federal, state and local agencies and advocacy groups for the homeless, to assist the Council in carrying out its duties; and*

(b) *Apply for any available grants and accept any gifts, grants or donations, to assist the Council in carrying out its duties.*

3. All state and local agencies shall collaborate with the Council in carrying out the duties prescribed in this section and provide the Council with any information requested by the Council to such extent as is consistent with their other lawful duties.

Sec. 6. 1. As soon as practicable after July 1, 2019:

(a) *The Speaker of the Assembly shall appoint to the Council the member described in paragraph (b) of subsection 1 of section 3 of this act to a term of office which expires on June 30, 2020;*

(b) *The Senate Majority Leader shall appoint to the Council the member described in paragraph (c) of subsection 1 of section 3 of this act to a term of office which expires on June 30, 2021;*

(c) *The Nevada District Judges Association or its successor organization shall appoint to the Council the members described in*



1 paragraphs (d) and (e) of subsection 1 of section 3 of this act to
2 terms of office which expire on June 30, 2023;

3 (d) The Nevada Sheriffs' and Chiefs' Association or its
4 successor organization shall appoint to the Council the member
5 described in paragraph (f) of subsection 1 of section 3 of this act to a
6 term of office which expires on June 30, 2021; and

7 (e) The Governor shall appoint to the Council the member
8 described in paragraph (g) of subsection 1 of section 3 of this act to
9 a term of office which expires on June 30, 2022.

10 2. As used in this section, "Council" means the Nevada
11 Interagency Advisory Council on Homelessness to Housing created
12 by section 3 of this act.

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

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

