

Amendment No. 63

Senate Amendment to Senate Bill No. 24	(BDR 38-534)
Proposed by: Senate Committee on Legislative Operations and Elections	
Amends: Summary: No Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes	

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.

IK/EGO



Date: 4/14/2019

S.B. No. 24—Revises provisions governing the Nevada Silver Haired Legislative Forum. (BDR 38-534)



SENATE BILL NO. 24—COMMITTEE ON
HEALTH AND HUMAN SERVICES

(ON BEHALF OF THE NEVADA SILVER
HAired LEGISLATIVE FORUM)

PREFILED NOVEMBER 15, 2018

Referred to Committee on Health and Human Services

SUMMARY—Revises provisions governing the Nevada Silver Haired Legislative Forum. (BDR 38-534)

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

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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 senior citizens; authorizing the Nevada Silver Haired Legislative Forum to appoint advisory nonvoting members; revising provisions governing the rights and responsibilities of ex officio members of the ~~[Nevada Silver Haired Legislative]~~ Forum; revising provisions relating to the qualifications, terms of office and responsibilities of officers of the Forum; ~~[increasing the number of requests for drafting legislative measures allocated to the Forum];~~ and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law establishes the Nevada Silver Haired Legislative Forum, consisting of members appointed by the Legislative Commission from persons nominated by each member of the Senate and the members of the Nevada delegation of the National Silver Haired Congress, who are ex officio members of the Forum. (NRS 427A.320, 427A.330, 427A.350) To qualify for appointment by the Legislative Commission to be a member of the Forum, a person must have been a resident of this State for 5 years immediately preceding his or her appointment, have been a registered voter in the senatorial district of the Senator who nominated the member for 3 years immediately preceding his or her appointment and be at least 60 years of age on the day that he or she is appointed. (NRS 427A.340) Section 1.5 of this bill authorizes the Forum to appoint advisory nonvoting members. Section 1.5 prescribes the qualifications and terms of office for such advisory members and section 3.7 of this bill prescribes their compensation. Section ~~1.9~~ 1.9 of this bill revises the rights and responsibilities of ex officio members of the Nevada Silver Haired Legislative Forum to provide that an ex officio member of the Forum may vote on matters before the Forum only if the ex officio member: (1) has been a resident of this State for the 5 years immediately preceding the date of the vote; and (2) is at least 60 years of age on the day of the vote. Section 3.3 of this bill makes a conforming change.

Existing law provides that, under certain circumstances, if a position in the Nevada Silver Haired Legislative Forum becomes vacant, ~~[and]~~ the Legislative Commission is required to appoint a person to serve the remainder of the term of the position in the Forum which has

become vacant. (NRS 427A.360) **Section 2** of this bill clarifies that provisions governing vacancies in a position in the Forum apply only to the ~~appointed~~ members of the Forum. ~~It is~~ **appointed by the Legislative Commission.**

Existing law provides that members of the Nevada Silver Haired Legislative Forum are required to elect a President, a Vice President, a Secretary and a Treasurer. Existing law further provides the duties of these officers and that these officers serve a term of 1 year beginning on July 1 of each year. (NRS 427A.370) **Section 3** of this bill: (1) removes the Secretary and Treasurer as officers of the Forum and instead requires the Forum to elect two facilitators, whose duties are to gather information on issues of importance to senior citizens and report on those issues at each meeting of the Forum; (2) ~~requires the President, instead of the Treasurer, to administer any account in which money received by the Forum is deposited;~~ ~~(3)~~ requires the President and Vice President of the Forum to coordinate and facilitate the activities and meetings of the Forum; ~~(4)~~ ~~(3)~~ changes the term of the President of the Forum from 1 year to 2 years and enacts a limit on serving more than two terms as President of the Forum; ~~(5)~~ ~~(4)~~ provides that the terms of the officers of the Forum begin on September 1, instead of on July 1; and ~~(6) prohibits members of the Nevada delegation of the National Silver Haired Congress who are ex officio members of the Forum from serving;~~ **(5) clarifies that only members appointed by the Legislative Commission are eligible to serve as officers of the Forum. Section 3.5 of this bill requires the President, instead of the Treasurer, to administer any account in which money received by the Forum is deposited. Section 5** of this bill: (1) provides that persons serving as President and Vice President of the Forum for the term ending on June 30, 2019, continue to serve in those positions until the election of a successor; and (2) requires the Forum to hold a meeting as soon as practicable after July 1, 2019, to elect a President, a Vice President and two facilitators to terms beginning ~~and ending in accordance with section 5;~~ **on September 1, 2019. Section 6** of this bill provides that any term of the President of the Forum commencing on or before July 1, 2019, must not be counted in determining the limitation set forth in **section 5** ~~3~~ on the number of terms a member of the Forum may serve as President. ~~Existing law provides that the Nevada Silver Haired Legislative Forum may request the drafting of not more than one legislative measure for a regular session of the Legislature. (NRS 218D.220) Section 4 of this bill increases the amount of legislative measures which the Forum is authorized to request for each regular session of the Legislature from one to three.~~

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

Section 1. Chapter 427A of NRS is hereby amended by adding thereto the provisions set forth as sections 1.1 to 1.5, inclusive, of this act.

Sec. 1.1. As used in NRS 427A.320 to 427A.400, inclusive, and sections 1.1 to 1.5, inclusive, of this act, unless the context otherwise requires, the words and terms defined in sections 1.2 and 1.3 of this act have the meanings ascribed to them in those sections.

Sec. 1.2. "Forum" means the Nevada Silver Haired Legislative Forum created by NRS 427A.320.

Sec. 1.3. "President" means the person elected to serve as President of the Forum pursuant to NRS 427A.370.

Sec. 1.5. 1. The Forum may, by the affirmative vote of a majority of its membership who are qualified to vote, appoint one or more persons to serve as advisory members of the Forum. An advisory member appointed pursuant to this subsection may not vote on any matter before the Forum.

2. Before voting upon the appointment of an advisory member pursuant to subsection 1, the Forum shall prescribe:

(a) The title and duties of the advisory member; and

(b) The term of office of the advisory member, which must not exceed 12 months.

1 3. To be eligible for appointment as an advisory member pursuant to
2 subsection 1, a person must:

3 (a) Have been a resident of this State for at least 3 years immediately
4 preceding his or her appointment; and

5 (b) Be at least 50 years of age on the day that he or she is appointed.

6 4. A person appointed to serve as an advisory member of the Forum
7 pursuant to subsection 1 may be reappointed for additional terms as an advisory
8 member in the same manner as the original appointment.

9 5. The membership of an advisory member appointed pursuant to
10 subsection 1 in the Forum terminates upon:

11 (a) The death or resignation of the advisory member;

12 (b) The expiration of the term for which the advisory member has been
13 appointed;

14 (c) The affirmative vote of a majority of the membership of the Forum that is
15 qualified to vote to terminate the membership of the advisory member; or

16 (d) The absence of the advisory member for any reason from three
17 consecutive meetings of the Forum, unless excused by the President.

18 Sec. 1.7. NRS 427A.340 is hereby amended to read as follows:

19 427A.340 ~~1. A~~ To be eligible for appointment as a member of the Nevada
20 Silver Haired Legislative Forum pursuant to NRS 427A.330, a person must:

21 1. Have been a resident of this state for 5 years immediately preceding his or
22 her appointment;

23 2. Have been a registered voter in the senatorial district of the Senator who
24 nominated the member for 3 years immediately preceding his or her appointment;
25 and

26 3. Be at least 60 years of age on the day that he or she is appointed.

27 Sec. 1.9. NRS 427A.350 is hereby amended to read as follows:

28 427A.350 1. Members of the National Silver Haired Congress from this
29 State shall serve as ex officio members of the Nevada Silver Haired Legislative
30 Forum. If a member of the National Silver Haired Congress ceases to be a member
31 of the National Silver Haired Congress, the ex officio membership of that person in
32 the Nevada Silver Haired Legislative Forum terminates. Except as otherwise
33 provided in this section and NRS 427A.370, an ex officio member of the Nevada
34 Silver Haired Legislative Forum has the same rights and responsibilities as the
35 members who are appointed pursuant to NRS 427A.330.

36 2. Except as otherwise provided in subsection 3, ex officio members of the
37 Nevada Silver Haired Legislative Forum are nonvoting members.

38 3. A member of the National Silver Haired Congress from this State who is
39 an ex officio member of the Nevada Silver Haired Legislative Forum may vote
40 on a matter considered by the Forum if he or she:

41 (a) Has been a resident of this State for 5 years immediately preceding the
42 date of a meeting at which the Forum will vote on a matter considered by the
43 Forum; and

44 (b) Is at least 60 years of age on the date of a meeting at which the Forum
45 will vote on a matter considered by the Forum.

46 Sec. 2. NRS 427A.360 is hereby amended to read as follows:

47 427A.360 1. ~~A~~ An appointed position in the Nevada Silver Haired
48 Legislative Forum to which a member is appointed pursuant to NRS 427A.330
49 becomes vacant upon:

50 (a) The death or resignation of such a member.

51 (b) The illness of such a member that prevents the member from attending
52 three consecutive meetings of the Nevada Silver Haired Legislative Forum, unless
53 excused by the President.

(c) The absence of such a member for any reason from three consecutive meetings of the ~~[Nevada Silver Haired Legislative]~~ Forum, unless excused by the President.

2. If a vacancy occurs ~~[] in [an appointed] a position in the [Nevada Silver Haired Legislative] Forum []~~ to which a member is appointed pursuant to NRS 427A.330, the Legislative Commission shall ~~[appoint a person to serve]~~ fill the vacancy in the same manner as the original selection for the remainder of the unexpired term. The Legislative Commission may appoint a person whose membership in the National Silver Haired Congress has ended to fill such a vacancy in the ~~[Nevada Silver Haired Legislative]~~ Forum.

~~[3. As used in this section, "President" means the person elected to serve as President of the Nevada Silver Haired Legislative Forum pursuant to NRS 427A.370.]~~

Sec. 3. NRS 427A.370 is hereby amended to read as follows:

427A.370 1. The ~~[Nevada Silver Haired Legislative]~~ Forum shall elect from among its ~~[appointed]~~ members ~~[, to serve a term of 1 year beginning on July 1 of each year.]~~ appointed pursuant to NRS 427A.330:

(a) A President ~~[]~~ who shall conduct meetings and oversee the formation of committees as necessary to accomplish the purposes of the ~~[Nevada Silver Haired Legislative]~~ Forum ~~[]~~ and who shall serve a term of 2 years beginning on September 1. [The President, with the assistance of the Director of the Legislative Counsel Bureau, shall administer any account established pursuant to NRS 427A.395.]

(b) A Vice President ~~[]~~ who shall assist the President and conduct meetings of the ~~[Nevada Silver Haired Legislative]~~ Forum if the President is absent or otherwise unable to perform his or her duties ~~[]~~ and who shall serve a term of 1 year beginning on September 1 of each year.

(c) ~~[A Secretary.]~~ Two facilitators, one of whom resides in northern Nevada and one of whom resides in southern Nevada, who shall ~~[]~~

~~— (1) Prepare and keep a record of meetings, including, without limitation, the date, time, place and purpose of every meeting; and~~

~~— (2) At the first meeting of the Nevada Silver Haired Legislative Forum on or after July 1 of each year, prepare a list of the dates of the meetings that are scheduled for the year.~~

~~— (d) A Treasurer, who shall, with the assistance of the Director of the Legislative Counsel Bureau, administer any account established pursuant to NRS 427A.395.] gather information on issues of importance to senior citizens and provide a report at each meeting of the [Nevada Silver Haired Legislative] Forum on the information gathered by the facilitators and who shall serve a term of 2 years beginning on September 1.~~

2. The President and Vice President shall coordinate and facilitate the activities and meetings of the [Nevada Silver Haired Legislative] Forum.

3. ~~[A member of the National Silver Haired Congress from this State who, pursuant to NRS 427A.350, serves as an ex officio member of the Nevada Silver Haired Legislative Forum, may not be elected to serve as an officer of the Forum pursuant to subsection 1.]~~

~~— 4. An appointed] A member of the [Nevada Silver Haired Legislative] Forum appointed pursuant to NRS 427A.330 shall not serve more than two terms as President. [of the Forum.]~~

~~[5.]~~ 4. The Director of the Legislative Counsel Bureau shall provide such persons as are necessary to assist the ~~[Nevada Silver Haired Legislative]~~ Forum in carrying out its duties.

Sec. 3.3. NRS 427A.390 is hereby amended to read as follows:

427A.390 The ~~{Nevada Silver Haired Legislative}~~ Forum may:

1. Submit a report containing recommendations for legislative action to the Legislative Commission and the Governor before September 1 of each even-numbered year.

2. Accept gifts, grants and donations that must be deposited in an account established pursuant to NRS 427A.395.

3. Adopt procedures to conduct meetings of the ~~{Nevada Silver Haired Legislative}~~ Forum and committees thereof. Those procedures may be changed upon approval of a majority vote of all members of the ~~{Nevada Silver Haired Legislative}~~ Forum who are *qualified to vote and are* present and voting.

Sec. 3.5. NRS 427A.395 is hereby amended to read as follows:

427A.395 1. All money received by the ~~{Nevada Silver Haired Legislative}~~ Forum must be deposited in a bank, credit union or other financial institution in this state and paid out on its order for its expenses.

2. **The President, with the assistance of the Director of the Legislative Counsel Bureau, shall administer any account established pursuant to subsection 1.**

3. All expenses incurred by the ~~{Nevada Silver Haired Legislative}~~ Forum in carrying out the provisions of NRS 427A.320 to 427A.400, inclusive, **and sections 1.1 to 1.5, inclusive, of this act** must be paid from an account established pursuant to subsection 1.

Sec. 3.7. NRS 427A.400 is hereby amended to read as follows:

427A.400 Within the limits of legislative appropriations, and any gifts, grants and donations, each member ~~{of the Nevada Silver Haired Legislative Forum}~~ **appointed pursuant to NRS 427A.330, each ex officio member and each advisory member appointed pursuant to section 1.5 of this act** is entitled to receive for attendance at a meeting of the ~~{Nevada Silver Haired Legislative}~~ Forum or a committee thereof the per diem allowance and travel expenses provided for state officers and employees generally.

Sec. 4. {NRS 218D.220 is hereby amended to read as follows:

~~218D.220 1. For a regular session, the Nevada Silver Haired Legislative Forum created by NRS 427A.320 may request the drafting of not more than [1] three legislative [measure] measures which [relates] relate to matters within the scope of the Forum. The request must be submitted to the Legislative Counsel on or before September 1 preceding the regular session.~~

~~2. A request made pursuant to this section must be on a form prescribed by the Legislative Counsel. A legislative measure requested pursuant to this section must be profiled on or before the third Wednesday in November preceding the regular session. A legislative measure that is not profiled on or before that day shall be deemed withdrawn.~~ **(Deleted by amendment.)**

Sec. 5. 1. Notwithstanding the provisions of NRS 427A.370, as amended by section 3 of this act, the persons who were elected to serve the term as President and Vice President of the Nevada Silver Haired Legislative Forum ending on June 30, 2019, continue to serve as President and Vice President of the Forum until a successor is chosen.

2. As soon as practicable after July 1, 2019, the Nevada Silver Haired Legislative Forum shall meet to elect a President, a Vice President and two facilitators pursuant to NRS 427A.370, as amended by section 3 of this act, for a term beginning on September 1, 2019.

Sec. 6. For the purposes of subsection ~~[4]~~ **3** of NRS 427A.370, as amended by section 3 of this act, any term of a President of the Nevada Silver Haired Legislative Forum commencing on or before July 1, 2019, must not be counted for the purposes of determining the limitation set forth in that subsection.

1 **Sec. 7.** This act becomes effective on July 1, 2019.