

(Reprinted with amendments adopted on June 3, 2019)

SECOND REPRINT

S.B. 16

SENATE BILL NO. 16—COMMITTEE ON GOVERNMENT AFFAIRS

(ON BEHALF OF THE DEPARTMENT OF VETERANS SERVICES)

PREFILED NOVEMBER 15, 2018

Referred to Committee on Government Affairs

SUMMARY—Revises provisions relating to certain gift accounts for veterans services. (BDR 37-196)

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 veterans; authorizing the Director of the Department of Veterans Services to apply for grants and other sources of money; authorizing the Director to accept certain money received from various sources; requiring the Director to deposit any money received from certain grants or other sources of money with the State Treasurer for credit to certain accounts; requiring the Director to use money received from grants and other sources only for specified purposes; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Under existing law, special fees collected from the issuance and renewal of certain license plates are deposited into the Gift Account for Veterans and may be used only for the support of outreach programs or services for veterans and their families, or both. (NRS 417.115, 482.3764) **Section 1** of this bill authorizes the Director of the Department of Veterans Services to apply for grants and other sources of money available for the support of outreach programs or services for veterans and their families, or both. **Section 1** further authorizes the Director to accept gifts, grants, donations and other sources of money for such support. **Section 1** additionally requires the Director to deposit any money received from gifts, grants, donations or other sources of money, except money received from a federal or state grant, with the State Treasurer for credit to the Gift Account for Veterans and to use such money only for specified purposes.

Existing law creates the Account to Assist Veterans Who Have Suffered Sexual Trauma within the State General Fund and requires the Director to administer the Account. (NRS 417.119) **Section 1.2** of this bill authorizes the Director to apply for grants and other sources of money available for the assistance of veterans who have



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suffered sexual trauma while on active duty or during military training. **Section 1.2** also requires the Director to deposit any money received from gifts, grants, donations or other sources for such assistance, except money received from a federal or state grant, with the State Treasurer for credit to the Account and to use such money only to assist veterans who have suffered sexual trauma while on active duty or during military training.

Existing law creates the Gift Account for the Veterans Home in Southern Nevada and the Gift Account for the Veterans Home in Northern Nevada, both within the State General Fund. (NRS 417.145) **Section 1.4** of this bill requires the Director to administer both accounts. **Section 1.4** also authorizes the Director to apply for and accept gifts, grants, donations and any other source of money for the support of the veterans' home in southern Nevada and the veterans' home in northern Nevada. **Section 1.4** also provides that money deposited into either account must be used only for the support of the veterans' home in southern Nevada or the veterans' home in northern Nevada, as applicable.

Existing law creates the Gift Account for Veterans Cemeteries within the State General Fund. (NRS 417.220) **Section 1.6** of this bill requires the Director to administer the Account and authorizes the Director to apply for and accept gifts, grants, donations and any other sources of money for the support of veterans' cemeteries in Nevada. **Section 1.6** also provides any money deposited in the Account must be used only for the support of veterans' cemeteries in Nevada.

Existing law creates the Nevada Will Always Remember Veterans Gift Account in the State General Fund. (NRS 417.410) **Section 1.8** of this bill requires the Director to administer the Account and authorizes the Director to apply for grants and other sources of money available for the design, procurement and installation of markers, plaques, statues or signs bearing the names of deceased members of the Armed Forces of the United States. **Section 1.8** also requires the Director to deposit any money received from grants and other sources of money for such projects, except money received from a federal or state grant, with the State Treasurer for credit to the Nevada Will Always Remember Veterans Gift Account.

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

Section 1. NRS 417.115 is hereby amended to read as follows:
417.115 1. The Gift Account for Veterans is hereby created
in the State General Fund. The Director shall administer the Gift
Account for Veterans.

2. The money deposited in the Gift Account for Veterans
pursuant to *subsection 5 or* NRS 482.3764 may only be used for the
support of outreach programs or services for veterans and their
families, or both, as determined by the Director.

3. *The Director may apply for grants and other sources of
money available for the support of outreach programs or services
for veterans and their families, or both, as determined by the
Director. The Director shall use a grant only as permitted by the
terms of the grant.*

4. *The Director may accept gifts, grants, donations and any
other sources of money for the support of outreach programs or*



services for veterans and their families, or both, as determined by the Director.

5. The Director shall deposit any money received pursuant to subsection 3 or 4, except money received from a federal or state grant, with the State Treasurer for credit to the Gift Account for Veterans.

6. The interest and income earned on the money in the Gift Account for Veterans, after deducting any applicable charges, must be credited to the Gift Account for Veterans.

~~[4.]~~ *7. All money in the Gift Account for Veterans must be paid out on claims approved by the Director as other claims against the State are paid.*

~~[5.]~~ *8. Any money remaining in the Gift Account for Veterans at the end of each fiscal year does not lapse to the State General Fund, but must be carried forward into the next fiscal year.*

~~[6.]~~ *9. The Director shall, on or before August 1 of each year, prepare and submit to the Interim Finance Committee a report detailing the expenditures made from the Gift Account for Veterans.*

Sec. 1.2. NRS 417.119 is hereby amended to read as follows:

417.119 1. The Account to Assist Veterans Who Have Suffered Sexual Trauma is hereby created in the State General Fund. The Director shall administer the Account.

2. The Director may apply for grants and other sources of money available for the assistance of veterans who have suffered sexual trauma while on active duty or during military training. The Director shall use a grant only as permitted by the terms of the grant.

3. The Director may ~~[apply for any available grants and]~~ accept gifts, grants, donations and any other source of money ~~[for deposit in the Account.]~~ for the assistance of veterans who have suffered sexual trauma while on active duty or during military training.

~~[3.]~~ *4. The Director shall deposit any money received pursuant to subsection 2 or 3, except money received from a federal or state grant, with the State Treasurer for credit to the Account.*

5. Money deposited in the Account and any interest and income earned on such money must be used only to assist veterans who have suffered sexual trauma while on active duty or during military training. The interest and income earned on money in the Account, after deducting any applicable charges, must be credited to the Account. All money in the Account must be paid out on claims approved by the Director as other claims against the State are paid. Any money remaining in the Account at the end of a fiscal year does not revert to the State General Fund, but must be carried forward to the next fiscal year.



1 **Sec. 1.4.** NRS 417.145 is hereby amended to read as follows:
2 417.145 1. The Veterans Home Account is hereby
3 established in the State General Fund.
4 2. Money received from:
5 (a) Payments made by the United States Department of Veterans
6 Affairs for veterans who receive care in a veterans' home;
7 (b) Other payments for medical care and services;
8 (c) Appropriations made by the Legislature for veterans' homes;
9 (d) Federal grants and other money received pursuant to
10 paragraph (c) of subsection 1 of NRS 417.147;
11 (e) Money collected pursuant to the schedule of rates established
12 pursuant to subsection 2 of NRS 417.147 for occupancy of rooms at
13 veterans' homes; and
14 (f) Except as otherwise provided in subsections 7 and 8, gifts of
15 money and proceeds derived from the sale of gifts of personal
16 property for the use of veterans' homes, if the use of those gifts has
17 not been restricted by the donor,
18 ➤ must be deposited with the State Treasurer for credit to the
19 Veterans Home Account.
20 3. Interest and income must not be computed on the money in
21 the Veterans Home Account.
22 4. The Veterans Home Account must be administered by the
23 Director, with the advice of the administrators, and except as
24 otherwise provided in paragraph (c) of subsection 1 of NRS
25 417.147, the money deposited in the Veterans Home Account may
26 only be expended for:
27 (a) The establishment, management, maintenance and operation
28 of veterans' homes;
29 (b) A program or service related to a veterans' home;
30 (c) The solicitation of other sources of money to fund a
31 veterans' home; and
32 (d) The purpose of informing the public about issues concerning
33 the establishment and uses of a veterans' home.
34 5. Except as otherwise provided in subsections 7 and 8, gifts of
35 personal property for the use of veterans' homes:
36 (a) May be sold or exchanged if the sale or exchange is
37 approved by the State Board of Examiners; or
38 (b) May be used in kind if the gifts are not appropriate for
39 conversion to money.
40 6. All money in the Veterans Home Account must be paid out
41 on claims approved by the Director as other claims against the State
42 are paid.
43 7. The Gift Account for the Veterans Home in Southern
44 Nevada is hereby established in the State General Fund. *The*
45 *Director shall administer the Gift Account for the Veterans Home*



1 *in Southern Nevada and may apply for and accept gifts, grants,*
2 *donations and any other sources of money for the support of the*
3 *veterans' home in southern Nevada. The Director shall deposit*
4 *such money, except for money received from a federal or state*
5 *grant, with the State Treasurer for credit to the Account. The*
6 *money deposited in the Account and any interest and income*
7 *earned on such money must be used only for the support of the*
8 *veterans' home in southern Nevada.* Gifts of money or personal
9 property which the donor has restricted to one or more uses at the
10 veterans' home in southern Nevada must be used only in the manner
11 designated by the donor. Gifts of money which the donor has
12 restricted to one or more uses at this veterans' home must be
13 deposited with the State Treasurer for credit to the Gift Account for
14 the Veterans Home in Southern Nevada. The interest and income
15 earned on the money in the Gift Account for the Veterans Home in
16 Southern Nevada, after deducting any applicable charges, must be
17 credited to the Gift Account for the Veterans Home in Southern
18 Nevada. Any money remaining in the Gift Account for the Veterans
19 Home in Southern Nevada at the end of each fiscal year does not
20 lapse to the State General Fund, but must be carried forward into the
21 next fiscal year.

22 8. The Gift Account for the Veterans Home in Northern
23 Nevada is hereby established in the State General Fund. *The*
24 *Director shall administer the Gift Account for the Veterans Home*
25 *in Northern Nevada and may apply for and accept gifts, grants,*
26 *donations and any other sources of money for the support of the*
27 *veterans' home in northern Nevada. The Director shall deposit*
28 *such money, except for money received from a federal or state*
29 *grant, with the State Treasurer for credit to the Account. The*
30 *money deposited in the Account and any interest and income*
31 *earned on such money must be used only for the support of the*
32 *veterans' home in northern Nevada.* Gifts of money or personal
33 property which the donor has restricted to one or more uses at the
34 veterans' home in northern Nevada must be used only in the manner
35 designated by the donor. Gifts of money which the donor has
36 restricted to one or more uses at this veterans' home must be
37 deposited with the State Treasurer for credit to the Gift Account for
38 the Veterans Home in Northern Nevada. The interest and income
39 earned on the money in the Gift Account for the Veterans Home in
40 Northern Nevada, after deducting any applicable charges, must be
41 credited to the Gift Account for the Veterans Home in Northern
42 Nevada. Any money remaining in the Gift Account for the Veterans
43 Home in Northern Nevada at the end of each fiscal year does not
44 lapse to the State General Fund, but must be carried forward into the
45 next fiscal year.



9. The Director shall, on or before August 1 of each year, prepare and submit to the Interim Finance Committee a report detailing the expenditures made from the Gift Account for the Veterans Home in Southern Nevada and the Gift Account for the Veterans Home in Northern Nevada.

Sec. 1.6. NRS 417.220 is hereby amended to read as follows:

417.220 1. The Account for Veterans Affairs is hereby created in the State General Fund.

2. Money received by the Director from:

(a) Fees charged pursuant to NRS 417.210;

(b) Allowances for burial from the United States Department of Veterans Affairs or other money provided by the Federal Government for the support of veterans' cemeteries;

(c) Receipts from the sale of gifts and general merchandise;

(d) Grants obtained by the Director for the support of veterans' cemeteries; and

(e) Except as otherwise provided in subsection 6 and NRS 417.115, 417.145, 417.147 and 417.410, gifts of money and proceeds derived from the sale of gifts of personal property that he or she is authorized to accept, if the use of such gifts has not been restricted by the donor,

➤ must be deposited with the State Treasurer for credit to the Account for Veterans Affairs and must be accounted for separately for a veterans' cemetery in northern Nevada or a veterans' cemetery in southern Nevada, whichever is appropriate.

3. The interest and income earned on the money deposited pursuant to subsection 2, after deducting any applicable charges, must be accounted for separately. Interest and income must not be computed on money appropriated from the State General Fund to the Account for Veterans Affairs.

4. The money deposited pursuant to subsection 2 may only be used for the operation and maintenance of the cemetery for which the money was collected. In addition to personnel he or she is authorized to employ pursuant to NRS 417.200, the Director may use money deposited pursuant to subsection 2 to employ such additional employees as are necessary for the operation and maintenance of the cemeteries, except that the number of such additional full-time employees that the Director may employ at each cemetery must not exceed 60 percent of the number of full-time employees for national veterans' cemeteries that is established by the National Cemetery Administration of the United States Department of Veterans Affairs.

5. Except as otherwise provided in subsection 7, gifts of personal property which the Director is authorized to receive but



1 which are not appropriate for conversion to money may be used in
2 kind.

3 6. The Gift Account for Veterans Cemeteries is hereby created
4 in the State General Fund. *The Director shall administer the Gift*
5 *Account for Veterans Cemeteries and may apply for and accept*
6 *gifts, grants, donations and any other sources of money for the*
7 *support of the veterans' cemeteries in Nevada. The Director shall*
8 *deposit such money, except for money received from a federal or*
9 *state grant, with the State Treasurer for credit to the Account. The*
10 *money deposited in the Account and any interest and income*
11 *earned on such money must be used only for the support of*
12 *veterans' cemeteries in Nevada.* Gifts ~~to~~, grants, donations and
13 other money that the Director is authorized to accept and which the
14 donor has restricted to one or more uses at a veterans' cemetery
15 must be accounted for separately in the Gift Account for Veterans
16 Cemeteries. The interest and income earned on the money deposited
17 pursuant to this subsection must, after deducting any applicable
18 charges, be accounted for separately for a veterans' cemetery in
19 northern Nevada or a veterans' cemetery in southern Nevada, as
20 applicable. Any money remaining in the Gift Account for Veterans
21 Cemeteries at the end of each fiscal year does not revert to the State
22 General Fund, but must be carried over into the next fiscal year.

23 7. The Director shall use gifts of money or personal property
24 that he or she is authorized to accept and for which the donor has
25 restricted to one or more uses at a veterans' cemetery in the manner
26 designated by the donor, except that if the original purpose of the
27 gift has been fulfilled or the original purpose cannot be fulfilled for
28 good cause, any money or personal property remaining in the gift
29 may be used for other purposes at the veterans' cemetery in northern
30 Nevada or the veterans' cemetery in southern Nevada, as
31 appropriate.

32 **Sec. 1.8.** NRS 417.410 is hereby amended to read as follows:

33 417.410 1. The Nevada Will Always Remember Veterans
34 Gift Account is hereby created in the State General Fund.

35 2. ~~The Director may accept donations, gifts and grants of~~
36 ~~money from any source for deposit in the Account.~~

37 ~~—3.]~~ The money deposited in the Account pursuant to subsection
38 ~~[2]~~ 4 must only be used to pay for the design, procurement and
39 installation of markers, plaques, statues or signs bearing the names
40 of deceased members of the Armed Forces of the United States
41 pursuant to the provisions of NRS 331.125, 407.066 and 408.119.

42 3. *The Director shall administer the Account and may apply*
43 *for grants and other sources of money available for the purposes*
44 *set forth in subsection 2. The Director shall use a grant only as*
45 *permitted by the terms of the grant.*



1 4. *The Director may accept gifts, grants, donations and any*
2 *other sources of money received pursuant to this subsection or*
3 *subsection 3 and, except for money received from a federal or state*
4 *grant, shall deposit the money with the State Treasurer for credit*
5 *to the Account.*

6 5. The interest and income earned on the money in the
7 Account, after deducting any applicable charges, must be credited to
8 the Account.

9 ~~5.1~~ 6. Any money remaining in the Account at the end of each
10 fiscal year does not revert to the State General Fund, but must be
11 carried forward to the next fiscal year.

12 **Sec. 2.** This act becomes effective upon passage and approval.

