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FIRST REPRINT

S.B. 24

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 Forum;
revising provisions relating to the qualifications, terms of
office and responsibilities of officers of 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 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



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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, 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 members of the Forum 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 and Vice President of the Forum to coordinate and facilitate the activities and meetings of the Forum; (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; (4) provides that the terms of the officers of the Forum begin on September 1, instead of on July 1; and (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 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 3** on the number of terms a member of the Forum may serve as President.

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*



1 *or more persons to serve as advisory members of the Forum. An*
2 *advisory member appointed pursuant to this subsection may not*
3 *vote on any matter before the Forum.*

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

6 (a) *The title and duties of the advisory member; and*
7 (b) *The term of office of the advisory member, which must not*
8 *exceed 12 months.*

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

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

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

15 4. *A person appointed to serve as an advisory member of the*
16 *Forum pursuant to subsection 1 may be reappointed for additional*
17 *terms as an advisory member in the same manner as the original*
18 *appointment.*

19 5. *The membership of an advisory member appointed*
20 *pursuant to subsection 1 in the Forum terminates upon:*

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

22 (b) *The expiration of the term for which the advisory member*
23 *has been appointed;*

24 (c) *The affirmative vote of a majority of the membership of the*
25 *Forum that is qualified to vote to terminate the membership of the*
26 *advisory member; or*

27 (d) *The absence of the advisory member for any reason from*
28 *three consecutive meetings of the Forum, unless excused by the*
29 *President.*

30 **Sec. 1.7.** NRS 427A.340 is hereby amended to read as
31 follows:

32 427A.340 ~~[A]~~ *To be eligible for appointment as a member of*
33 *the ~~[Nevada Silver Haired Legislative]~~ Forum pursuant to NRS*
34 *427A.330, a person must:*

35 1. *Have been a resident of this state for 5 years immediately*
36 *preceding his or her appointment;*

37 2. *Have been a registered voter in the senatorial district of the*
38 *Senator who nominated the member for 3 years immediately*
39 *preceding his or her appointment; and*

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

42 **Sec. 1.9.** NRS 427A.350 is hereby amended to read as
43 follows:

44 427A.350 1. *Members of the National Silver Haired*
45 *Congress from this State shall serve as ex officio members of*



1 the ~~[Nevada Silver Haired Legislative]~~ Forum. If a member of the
2 National Silver Haired Congress ceases to be a member of the
3 National Silver Haired Congress, the ex officio membership of that
4 person in the ~~[Nevada Silver Haired Legislative]~~ Forum terminates.
5 ~~[An]~~ *Except as otherwise provided in this section and NRS*
6 *427A.370, an* ex officio member of the ~~[Nevada Silver Haired~~
7 ~~Legislative]~~ Forum has the same rights and responsibilities as the
8 members who are appointed ~~[]~~ *pursuant to NRS 427A.330.*

9 *2. Except as otherwise provided in subsection 3, ex officio*
10 *members of the Forum are nonvoting members.*

11 *3. A member of the National Silver Haired Congress from*
12 *this State who is an ex officio member of the Forum may vote on a*
13 *matter considered by the Forum if he or she:*

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

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

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

20 427A.360 1. A position in the ~~[Nevada Silver Haired~~
21 ~~Legislative]~~ Forum *to which a member is appointed pursuant to*
22 *NRS 427A.330* becomes vacant upon:

23 (a) The death or resignation of *such* a member.

24 (b) The illness of *such* a member that prevents the member from
25 attending three consecutive meetings of the ~~[Nevada Silver Haired~~
26 ~~Legislative]~~ Forum, unless excused by the President.

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

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

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

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

42 427A.370 1. The ~~[Nevada Silver Haired Legislative]~~ Forum
43 shall elect from among its members ~~[, to serve a term of 1 year~~
44 ~~beginning on July 1 of each year:]~~ *appointed pursuant to*
45 *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.*

(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 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 Forum.

3. A member of the Forum appointed pursuant to NRS 427A.330 shall not serve more than two terms as President.

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.



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

3 427A.395 1. All money received by the ~~{Nevada Silver~~
4 ~~Haired Legislative}~~ Forum must be deposited in a bank, credit union
5 or other financial institution in this state and paid out on its order for
6 its expenses.

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

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

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

16 427A.400 Within the limits of legislative appropriations, and
17 any gifts, grants and donations, each member ~~{of the Nevada Silver~~
18 ~~Haired Legislative Forum}~~ *appointed pursuant to NRS 427A.330,*
19 *each ex officio member and each advisory member appointed*
20 *pursuant to section 1.5 of this act* is entitled to receive for
21 attendance at a meeting of the ~~{Nevada Silver Haired Legislative}~~
22 Forum or a committee thereof the per diem allowance and travel
23 expenses provided for state officers and employees generally.

24 **Sec. 4.** (Deleted by amendment.)

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

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

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

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

