

Assembly Bill No. 30—Committee on Judiciary

CHAPTER.....

AN ACT relating to crimes; revising provisions governing eligibility for a grant from the Account for Aid for Victims of Domestic Violence; renaming the Account; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law creates the Account for Aid for Victims of Domestic Violence in the State General Fund, which is administered by the Administrator of the Division of Child and Family Services of the Department of Health and Human Services. (NRS 217.440) Under existing law, an eligible nonprofit organization is authorized to apply for a grant from the Account. (NRS 217.420, 217.440) **Section 1** of this bill changes one of the eligibility requirements for such a grant to require: (1) that the nonprofit organization provide its services exclusively for victims of domestic violence if located in a county whose population is 100,000 or more (currently Clark and Washoe Counties); or (2) that it provide its services primarily for such victims if located in a county whose population is less than 100,000 (currently all counties other than Clark and Washoe Counties). (NRS 217.420) **Section 1** also: (1) changes one of the eligibility requirements from the requirement that the nonprofit organization be able to provide or make referrals for counseling for victims or spouses of victims and their children to the requirement that it be able to provide or make referrals for counseling for victims and partners and family members of victims; and (2) adds the eligibility requirement that the nonprofit organization be able to provide prevention programs for members of the community. **Section 2.5** of this bill requires the Administrator to award grants to not more than one applicant in each county whose population is less than 100,000.

Existing law requires the allocation of 15 percent of all money granted from the Account to organizations in a county whose population is 700,000 or more (currently Clark County) to an organization in the county which has been specifically created to assist victims of sexual assault. (NRS 217.410) **Section 2** of this bill renames the Account as the Account for Aid for Victims of Domestic or Sexual Violence to reflect this additional authorized use of money in the Account.

EXPLANATION – Matter in ***bolded italics*** is new; matter between brackets ~~omitted material~~ is material to be omitted.

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

Section 1. NRS 217.420 is hereby amended to read as follows:
217.420 ~~[(1)]~~ ***Except as otherwise provided in NRS 217.410,***
to be eligible for a grant from the Account for Aid for Victims of
Domestic ***or Sexual*** Violence, an applicant must:

1. Be a nonprofit corporation, incorporated or qualified in this state.
2. Be governed by a board of trustees which reflects the racial, ethnic, economic and social composition of the county to be served



and includes at least one trustee who has been a victim of domestic violence.

3. Receive at least 15 percent of its money from sources other than the Federal Government, the State, any local government or other public body or their instrumentalities. Any goods or services which are contributed to the organization may be assigned their reasonable monetary value for the purpose of complying with the requirement of this subsection.

4. Provide its services ~~[exclusively]~~ :

(a) *Exclusively* for victims of domestic violence and only within this state ~~[]~~ *if located in a county whose population is 100,000 or more; or*

(b) *Primarily for victims of domestic violence and only within this state if located in a county whose population is less than 100,000.*

5. Require its employees and volunteer assistants to maintain the confidentiality of any information which would identify persons receiving the services.

6. Provide its services without any discrimination on the basis of race, religion, color, age, sex, sexual orientation, gender identity or expression, marital status, national origin or ancestry.

7. Be able to provide:

(a) Except in counties whose population is less than 100,000, shelter to victims on any day, at any hour.

(b) A telephone service capable of receiving emergency calls on any day, at any hour.

(c) Except in counties whose population is less than 100,000, facilities where food can be stored and prepared.

(d) Counseling, or make referrals for counseling, for victims ~~[or spouses]~~, *partners* of victims and ~~[their children.]~~ *family members of victims.*

(e) Assistance to victims in obtaining legal, medical, psychological or vocational help.

(f) Education and training , *including prevention programs*, for members of the community on matters which relate to domestic violence.

Sec. 2. NRS 217.440 is hereby amended to read as follows:

217.440 1. An Account for Aid for Victims of Domestic *or Sexual* Violence is hereby created in the State General Fund. The Account must be administered by the Administrator of the Division.

2. Any nonprofit organization in the State which is able to meet the requirements specified in ~~[subsection 7 of]~~ NRS 217.420 may



apply for a grant from the Account for Aid for Victims of Domestic *or Sexual* Violence.

3. An application for a grant must be received by the Division before April 1 preceding the fiscal year for which the grant is sought.

Sec. 2.5. NRS 217.450 is hereby amended to read as follows:

217.450 1. The Commission on Behavioral Health shall advise the Administrator of the Division concerning the award of grants from the Account for Aid for Victims of Domestic *or Sexual* Violence.

2. The Administrator of the Division shall give priority to those applications for grants from the Account for Aid for Victims of Domestic *or Sexual* Violence submitted by organizations which offer the broadest range of services for the least cost within one or more counties. The Administrator shall not approve the use of money from a grant to acquire any buildings.

3. *The Administrator of the Division shall award grants to not more than one applicant in each county whose population is less than 100,000.*

4. The Administrator of the Division has the final authority to approve or deny an application for a grant. The Administrator shall notify each applicant in writing of the action taken on its application within 45 days after the deadline for filing the application.

~~[4.]~~ 5. In determining the amount of money to be allocated for grants, the Administrator of the Division shall use the following formula:

(a) A basic allocation of \$7,000 must be made for each county whose population is less than 100,000. For counties whose population is 100,000 or more, the basic allocation is \$35,000. These allocations must be increased or decreased for each fiscal year ending after June 30, 1990, by the same percentage that the amount deposited in the account during the preceding fiscal year, pursuant to NRS 122.060, is greater or less than the sum of \$791,000.

(b) Any additional revenue available in the Account must be allocated to grants, on a per capita basis, for all counties whose population is 20,000 or more.

(c) Money remaining in the Account after disbursement of grants does not revert and may be awarded in a subsequent year.

Sec. 3. 1. Any administrative regulations adopted by an officer or an agency whose name has been changed or whose responsibilities have been transferred pursuant to the provisions of this act to another officer or agency remain in force until amended



by the officer or agency to which the responsibility for the adoption of the regulations has been transferred.

2. Any contracts or other agreements entered into by an officer or agency whose name has been changed or whose responsibilities have been transferred pursuant to the provisions of this act to another officer or agency are binding upon the officer or agency to which the responsibility for the administration of the provisions of the contract or other agreement has been transferred. Such contracts and other agreements may be enforced by the officer or agency to which the responsibility for the enforcement of the provisions of the contract or other agreement has been transferred.

3. Any action taken by an officer or agency whose name has been changed or whose responsibilities have been transferred pursuant to the provisions of this act to another officer or agency remains in effect as if taken by the officer or agency to which the responsibility for the enforcement of such actions has been transferred.

Sec. 4. The Legislative Counsel shall:

1. In preparing the reprint and supplements to the Nevada Revised Statutes, appropriately change any references to an officer, agency or other entity whose name is changed or whose responsibilities are transferred pursuant to the provisions of this act to refer to the appropriate officer, agency or other entity.

2. In preparing supplements to the Nevada Administrative Code, appropriately change any references to an officer, agency or other entity whose name is changed or whose responsibilities are transferred pursuant to the provisions of this act to refer to the appropriate officer, agency or other entity.

Sec. 5. This act becomes effective on July 1, 2021.

