

ASSEMBLY BILL NO. 76—COMMITTEE
ON GOVERNMENT AFFAIRS

(ON BEHALF OF THE DEPARTMENT OF VETERANS SERVICES)

PREFILED NOVEMBER 18, 2020

Referred to Committee on Government Affairs

SUMMARY—Revises provisions relating to care for veterans.
(BDR 37-284)

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 establish and operate programs to provide adult day health care to veterans in certain circumstances; eliminating obsolete requirements concerning the location of veterans' homes; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 Existing law requires the Director of the Department of Veterans Services to
2 take such actions as are necessary for the establishment, management, maintenance
3 and operation of veterans' homes. (NRS 417.090, 417.147) Existing federal
4 regulations establish a program to provide funding for certain services for the care
5 of veterans in state homes. (38 C.F.R. Part 51) Such services include adult day
6 health care, which is defined to mean a therapeutic outpatient care program that
7 includes one or more of the following services provided in a congregate setting: (1)
8 medical services; (2) rehabilitation; (3) therapeutic activities; (4) socialization; and
9 (5) nutrition. (38 C.F.R. § 51.2) To the extent that federal funding is available, this
10 bill authorizes the Director to establish and operate programs to provide adult day
11 health care services to veterans. This bill also eliminates certain obsolete
12 requirements governing the location of veterans' homes.



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

1 **Section 1.** NRS 417.147 is hereby amended to read as follows:
2 417.147 1. Subject to the limits provided in paragraph (n) of
3 subsection 1 of NRS 417.090, the Director shall:

4 (a) Appoint an administrator for each veterans' home in this
5 State. Each administrator must be licensed as a nursing facility
6 administrator or health services executive pursuant to NRS 654.170;

7 (b) Take such other actions as are necessary for the
8 establishment, management, maintenance and operation of veterans'
9 homes in this State, including, without limitation, establishing and
10 implementing rules, policies and procedures for such management,
11 maintenance and operation; and

12 (c) Apply for federal grants and other sources of money
13 available for establishing veterans' homes. A federal grant must be
14 used only as permitted by the terms of the grant.

15 2. With the advice of the Nevada Veterans Services
16 Commission, the Director shall, on or before April 1 of each
17 calendar year, recommend to the State Board of Examiners a
18 schedule of rates to be charged for occupancy of rooms at each
19 veterans' home in this State during the following fiscal year. The
20 State Board of Examiners shall establish the schedule of rates. In
21 setting the rates, the State Board of Examiners shall consider the
22 recommendations of the Director, but is not bound to follow the
23 recommendations of the Director.

24 3. ~~[The first veterans' home that is established in this State~~
25 ~~must be established at a location in southern Nevada determined to~~
26 ~~be appropriate by the Interim Finance Committee. The Interim~~
27 ~~Finance Committee shall give preference to a site that is zoned~~
28 ~~appropriately for the establishment of a veterans' home, that affords~~
29 ~~minimum costs of maintenance and that is located in an area where~~
30 ~~the members of the families of the veterans can easily visit the~~
31 ~~veterans' home. The site for the construction of the veterans' home~~
32 ~~in southern Nevada must be:~~

33 — (a) Located in reasonable proximity to:

34 — (1) A public transportation system;

35 — (2) Shopping centers; and

36 — (3) A major hospital that has a center for the treatment of
37 trauma which is designated as a level II center by the Administrator
38 of the Division of Public and Behavioral Health of the Department
39 of Health and Human Services.

40 — (b) Not less than 5 acres in area.

41 — 4. ~~If an additional veterans' home is authorized, it must be~~
42 ~~established in northern Nevada.] To the extent that federal funding~~



1 *is available, the Director may establish and operate programs to*
2 *provide adult day health care, as defined in 38 C.F.R. § 51.2, to*
3 *veterans.*

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

