

Amendment No. 74

Assembly Amendment to Assembly Bill No. 30	(BDR 16-260)
Proposed by: Assembly Committee on Judiciary	
Amends: Summary: No Title: No 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.



ASSEMBLY BILL NO. 30—COMMITTEE ON JUDICIARY

(ON BEHALF OF THE DIVISION OF CHILD AND
FAMILY SERVICES OF THE DEPARTMENT
OF HEALTH AND HUMAN SERVICES)

PREFILED NOVEMBER 18, 2020

Referred to Committee on Judiciary

SUMMARY—Revises provisions relating to the Account for Aid for Victims of Domestic Violence. (BDR 16-260)

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 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:

1 Existing law creates the Account for Aid for Victims of Domestic Violence in the State
2 General Fund, which is administered by the Administrator of the Division of Child and
3 Family Services of the Department of Health and Human Services. (NRS 217.440) Under
4 existing law, an eligible nonprofit organization is authorized to apply for a grant from the
5 Account. (NRS 217.420, 217.440) **Section 1** of this bill changes one of the eligibility
6 requirements for such a grant ~~from the requirement~~ **to require: (1)** that the nonprofit
7 organization provide its services exclusively for victims of domestic violence ~~to the~~
8 ~~requirement~~ **if located in a county whose population is 100,000 or more (currently Clark**
9 **and Washoe Counties); or (2)** that it provide its services primarily for such victims ~~if~~ **if**
10 **located in a county whose population is less than 100,000 (currently all counties other**
11 **than Clark and Washoe Counties).** (NRS 217.420) **Section 1 also: (1) changes one of the**
12 **eligibility requirements from the requirement that the nonprofit organization be able to**
13 **provide or make referrals for counseling for victims or spouses of victims and their**
14 **children to the requirement that it be able to provide or make referrals for counseling**
15 **for victims and partners and family members of victims; and (2) adds the eligibility**
16 **requirement that the nonprofit organization be able to provide prevention programs for**
17 **members of the community. Section 2.5 of this bill requires the Administrator to award**
18 **grants to not more than one applicant in each county whose population is less than**
19 **100,000.**

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

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 ~~{Fo}~~ *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 ~~for Sexual Assault,~~ 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 primarily}~~ :

(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 ~~{for 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 ~~for Sexual Assault~~ 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 ~~for Sexual Assault.~~

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:

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

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

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

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

15 ~~4.4~~ 5. In determining the amount of money to be allocated for grants, the
16 Administrator of the Division shall use the following formula:

17 (a) A basic allocation of \$7,000 must be made for each county whose
18 population is less than 100,000. For counties whose population is 100,000 or more,
19 the basic allocation is \$35,000. These allocations must be increased or decreased
20 for each fiscal year ending after June 30, 1990, by the same percentage that the
21 amount deposited in the account during the preceding fiscal year, pursuant to NRS
22 122.060, is greater or less than the sum of \$791,000.

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

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

27 **Sec. 3.** 1. Any administrative regulations adopted by an officer or an
28 agency whose name has been changed or whose responsibilities have been
29 transferred pursuant to the provisions of this act to another officer or agency remain
30 in force until amended by the officer or agency to which the responsibility for the
31 adoption of the regulations has been transferred.

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

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

44 **Sec. 4.** The Legislative Counsel shall:

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

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

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