

ASSEMBLY BILL NO. 430—COMMITTEE ON
HEALTH AND HUMAN SERVICES

MARCH 26, 2021

Referred to Committee on Health and Human Services

SUMMARY—Revises provisions relating to disabilities.
(BDR 39-1048)

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 disabilities; revising certain terms used to describe the provision of certain services to persons with intellectual disabilities and persons with developmental disabilities; removing related obsolete terms; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

- 1 Existing law governs, in general, the care and services provided to persons with
- 2 intellectual disabilities and persons with developmental disabilities. (Chapter 435 of
- 3 NRS) Existing law authorizes the Aging and Disability Services Division of the
- 4 Department of Health and Human Services to operate a residential facility for
- 5 groups to care for and maintain persons with intellectual disabilities or persons with
- 6 developmental disabilities until they can live in a more normal situation. (NRS
- 7 435.060) **Section 1** of this bill revises the terms used to describe the transition of
- 8 persons residing in such a facility by replacing obsolete language with “reside in an
- 9 appropriate community-based setting that is not a facility.”
- 10 Existing law requires the Administrator of the Division to establish a fee
- 11 schedule, in consultation with the State Association of Retarded Citizens and the
- 12 board, subject to the approval of the Director of the Department of Health and
- 13 Human Services, for services rendered to persons with intellectual disabilities and
- 14 persons with developmental disabilities. (NRS 435.115) **Section 2** of this bill
- 15 removes the obsolete references to the State Association of Retarded Citizens and
- 16 the board so that the fee scheduled is established by the Administrator of the
- 17 Division, subject to the approval of the Director of the Department.
- 18 Existing law authorizes certain persons and entities to provide jobs and day
- 19 training services to persons with intellectual disabilities and persons with
- 20 developmental disabilities. (NRS 435.130-435.310) The declaration of the intent of
- 21 the Legislature in enacting such provisions is to aid persons with intellectual
- 22 disabilities and persons with developmental disabilities who are not served by
- 23 existing programs in receiving high quality care and training in an effort to help



24 them become useful citizens. (NRS 435.130) **Section 3** of this bill revises the
25 declaration of the intent of the Legislature by replacing obsolete language with
26 "increase independence."

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

1 **Section 1.** NRS 435.060 is hereby amended to read as follows:

2 435.060 The Division may operate a residential facility for
3 groups to care for and maintain persons with intellectual disabilities
4 or persons with developmental disabilities until ~~[they can live in a~~
5 ~~more normal situation.]~~ *such a person is able to reside in an*
6 *appropriate community-based setting that is not a facility.*

7 **Sec. 2.** NRS 435.115 is hereby amended to read as follows:

8 435.115 The Administrator shall establish a fee schedule, ~~[in~~
9 ~~consultation with the State Association for Retarded Citizens and]~~
10 subject to the approval of the ~~[Board and the]~~ Director of the
11 Department, for services rendered to persons with intellectual
12 disabilities and persons with developmental disabilities by the
13 Division.

14 **Sec. 3.** NRS 435.130 is hereby amended to read as follows:

15 435.130 The intent of the Legislature in the enactment of NRS
16 435.130 to 435.310, inclusive, is to aid persons with intellectual
17 disabilities and persons with developmental disabilities who are not
18 served by existing programs in receiving high quality care and
19 training in an effort to ~~[help them become useful citizens.]~~ *increase*
20 *independence.*

21 **Sec. 4.** This act becomes effective on July 1, 2021.

