

MEETING NOTICE AND AGENDA

Name of Organization: Sunset Subcommittee of the Legislative Commission
(*Nevada Revised Statutes* [NRS] 232B.210)

Date and Time of Meeting: Tuesday, March 15, 2016
9 a.m.

Place of Meeting: Legislative Building, Room 3137
401 South Carson Street
Carson City, Nevada

Note: Some members of the Subcommittee may be attending the meeting and other persons may observe the meeting and provide testimony through a simultaneous videoconference conducted at the following location:

Grant Sawyer State Office Building, Room 4401
555 East Washington Avenue
Las Vegas, Nevada

If you cannot attend the meeting, you can listen or view it live over the Internet. The address for the Nevada Legislature website is <http://www.leg.state.nv.us>. Click on the link "[Calendar of Meetings/View](#)."

Note: Minutes of this meeting will be produced in summary format. Please provide the secretary with electronic or written copies of testimony and visual presentations if you wish to have complete versions included as exhibits with the minutes.

Note: Items on this agenda may be taken in a different order than listed. Two or more agenda items may be combined for consideration. An item may be removed from this agenda or discussion relating to an item on this agenda may be delayed at any time.

I. Opening Remarks
Senator James A. Settelmeyer, Chair

II. Public Comment
(Because of time considerations, each speaker offering comments during the period for public comment will be limited to not more than 3 minutes. A person may also have comments added to the minutes of the meeting by submitting them in writing either in addition to testifying or in lieu of testifying. Written comments may be submitted in person or by e-mail, facsimile, or mail before, during, or after the meeting.)

*For
Possible
Action*

III. Approval of Minutes of the Meetings Held on February 9, 2016, and February 23, 2016, in Carson City, Nevada

*For
Possible
Action*

IV. Public Hearing Concerning the Termination, Modification, Consolidation, or Continued Operation of Certain Entities Pursuant to NRS 232B.240

A. Personnel Commission (NRS 284.030), Division of Human Resource Management (DHRM), Department of Administration (DOA)

B. Employee-Management Committee (NRS 284.068), DHRM, DOA

C. Committee on Catastrophic Leave (NRS 284.3627), DHRM, DOA

D. Merit Award Board (NRS 285.030), DHRM, DOA

E. Local Government Employee-Management Relations Board (NRS 288.080), Department of Business and Industry (DBI)

F. Board for the Administration of the Subsequent Injury Account for Self-Insured Employers (NRS 616B.548), Division of Industrial Relations (DIR), DBI

G. Board for the Administration of the Subsequent Injury Account for Associations of Self-Insured Public or Private Employers (NRS 616B.569), DIR, DBI

H. Appeals Panel for Industrial Insurance (NRS 616B.760), Division of Insurance, DBI

I. Occupational Safety and Health Review Board (NRS 618.565), DIR, DBI

*For
Possible
Action*

V. Work Session—Discussion and Possible Actions on Recommendations Relating to:

A. Advisory Committee on Housing (NRS 319.173), Housing Division, DBI

B. Interagency Panel (NRS 395.070), Department of Health and Human Services (DHHS)

C. Nevada Commission on Services for Persons with Disabilities (NCSPD) (NRS 427A.1211), Aging and Disability Services Division (ADSD), DHHS

D. Subcommittee on Personal Assistance for Persons with Severe Functional Disabilities of the NCSPD (NRS 426.731), ADSD, DHHS

The “Work Session Document” is attached below and contains recommendations proposed at this and other meetings of the Sunset Subcommittee of the Legislative Commission during the 2015–2016 Legislative Interim. The document is also available on the Subcommittee’s webpage ([Sunset Subcommittee of the Legislative Commission \[NRS 232B.210\]](#)) or a written copy may be obtained by contacting Carol M. Stonefield, Chief Principal Research Analyst, Research Division, Legislative Counsel Bureau, at (775) 684-6825.

VI. Public Comment

(Because of time considerations, each speaker offering comments during the period for public comment will be limited to not more than 3 minutes. A person may also have comments added to the minutes of the meeting by submitting them in writing either in addition to testifying or in lieu of testifying. Written comments may be submitted in person or by e-mail, facsimile, or mail before, during, or after the meeting.)

VII. Adjournment

Note: We are pleased to make reasonable accommodations for members of the public who are disabled and wish to attend the meeting. If special arrangements for the meeting are necessary, please notify the Research Division of the Legislative Counsel Bureau, in writing, at the Legislative Building, 401 South Carson Street, Carson City, Nevada 89701-4747, or call the Research Division at (775) 684-6825 as soon as possible.

Notice of this meeting was posted in the following Carson City and Las Vegas, Nevada, locations: Blasdel Building, 209 East Musser Street; City Hall, 201 North Carson Street; Legislative Building, 401 South Carson Street; and Legislative Counsel Bureau, Las Vegas Office, Grant Sawyer State Office Building, 555 East Washington Avenue. Notice of this meeting was faxed, e-mailed, or hand delivered for posting to the following Carson City and Las Vegas, Nevada, locations: Capitol Press Corps, Basement, Capitol Building, 101 North Carson Street; Clark County Government Center, Administrative Services, 500 South Grand Central Parkway; and Capitol Police, Grant Sawyer State Office Building, 555 East Washington Avenue. Notice of this meeting was posted on the Internet through the Nevada Legislature’s website at www.leg.state.nv.us.

Supporting public material provided to Committee members for this meeting may be requested from Janet Coons, Committee Secretary, Research Division of the Legislative Counsel Bureau at (775) 684-6825 and is/will be available at the following locations: Meeting locations and the Nevada Legislature’s website at www.leg.state.nv.us.

Sunset Subcommittee of the Legislative Commission
(Nevada Revised Statutes 232B.210)

**WORK SESSION
DOCUMENT**



March 15, 2016

Prepared by the Research Division
Legislative Counsel Bureau



WORK SESSION DOCUMENT

Sunset Subcommittee of the Legislative Commission
(*Nevada Revised Statutes* [NRS] 232B.210)

March 15, 2016

The following “Work Session Document” has been prepared by the Chair and staff of the Sunset Subcommittee of the Legislative Commission. It is designed to assist the Subcommittee members in determining whether to recommend a board or commission for continuation, modification, consolidation, or termination. The recommendations contained herein do not necessarily have the support or opposition of the Subcommittee. Rather, these possible actions are compiled and organized so the members may review them to decide whether they should be adopted, changed, rejected, or further considered. They are not preferentially ordered.

Each item in this document may be the subject of further discussion, refinement, or action. Any recommendations to terminate, modify, consolidate with another agency, or continue a board or commission will be forwarded to the Legislative Commission for its consideration. It should also be noted that some of the recommendations may contain an unknown fiscal impact. Subcommittee members should be advised that Legislative Counsel Bureau (LCB) staff will coordinate with the interested parties to obtain detailed fiscal estimates, if appropriate, for inclusion in the final report.

Finally, please note that specific details of recommendations approved by the Subcommittee may need to be clarified by Subcommittee staff prior to providing the recommendations to the Legislative Commission. Supporting documents for some recommendations may be obtained by contacting Carol M. Stonefield, Chief Principal Research Analyst, Research Division, LCB, at (775) 684-6825 or by e-mail at cstonefield@lcb.state.nv.us.

**RECOMMENDATIONS RELATING TO TERMINATING, CONTINUING,
MODIFYING, OR CONSOLIDATING BOARDS AND COMMISSIONS**

**1. Advisory Committee on Housing (NRS 319.173), Housing Division,
Department of Business and Industry**

The Advisory Committee on Housing was added to NRS in 1987. Its membership consists of the Director of the Department of Business and Industry (DBI) and eight representatives of various sectors of the housing industry, including mortgage lending, sales and marketing, construction, development, government housing, and affordable housing.

The Advisory Committee is to review and make recommendations concerning investments and issuance of obligations, development or improvement of programs, improvement of policies and procedures of the Housing Division, administration of the Account for Low-Income Housing, and any other matters referred by the Director of the DBI or the Administrator of the Housing Division.

Nevada Administrative Code 319.971 requires the Administrator to hold public meetings before adopting its annual qualified allocation plan. Previously, at least one of those public meetings was to coincide with a meeting of the Advisory Committee. This requirement was eliminated effective October 2015 (Regulation 115-14).

The Subcommittee reviewed the Advisory Committee at its meeting on February 23, 2016. At that meeting, the Director of the DBI recommended termination of the Advisory Committee. He stated the housing market is stabilizing and other venues for community participation exist. He made no recommendations for the transfer of the duties of the Advisory Committee to another entity.

Should the Advisory Committee on Housing be terminated or continued?

If the Subcommittee recommends terminating the Advisory Committee, should it be consolidated with another entity or have its duties transferred to another entity?

If the Subcommittee recommends that the Advisory Committee should continue:

- *Does the Subcommittee want to recommend any changes concerning the Advisory Committee?*

- *Does the Subcommittee want to recommend any changes to the duties of the Advisory Committee?*

2. Interagency Panel (NRS 395.070), Department of Health and Human Services

The Interagency Panel was created by the Legislature in 1995. The Panel consists of four ex officio members, including the Superintendent of Public Instruction, Nevada's Department of Education (NDE), and designated office holders from the Department of Health and Human Services (DHHS).

The Panel was formed to review the placement of certain children in residential facilities, most of which were outside Nevada. The Panel was to review proposed transfers of children eligible for services pursuant to Chapter 395 of NRS ("Education of Persons With Disabilities"). Some placements were managed jointly by NDE and the DHHS.

In 2015, the Legislature repealed the provisions requiring the review and determination of placement for eligible children. Existing law provides the Panel shall perform such duties as prescribed by the State Board of Education (Senate Bill 508 [Chapter 536, *Statutes of Nevada*]).

The Subcommittee reviewed the Panel at its meeting on February 23, 2016. The Administrator of the Division of Child and Family Services, DHHS, confirmed that the Panel does not meet and recommended its elimination. She stated new processes have made the functions of the Panel obsolete. More appropriate methods have been developed for determining placements of eligible children.

Should the Interagency Panel be terminated or continued?

If the Subcommittee recommends terminating the Panel, should it be consolidated with another entity or have its duties transferred to another entity?

If the Subcommittee recommends that the Panel should continue:

- ***Does the Subcommittee want to recommend any changes concerning the Panel?***
- ***Does the Subcommittee want to recommend any changes to the duties of the Panel?***

3. Nevada Commission on Services for Persons with Disabilities (NRS 427A.1211), Aging and Disability Services Division, Department of Health and Human Services

The Nevada Commission on Services for Persons with Disabilities (NCSPD) was created by the Legislature in 2009 at the request of the DHHS to combine certain boards for the purpose of efficiency. The NCSPD consists of 11 voting members and 2 or more nonvoting members, appointed by the Director of the DHHS. The voting members must be persons who have experience with or an interest in and knowledge of the problems of and services for persons with disabilities.

The NCSPD's duties include evaluating the needs of persons with disabilities and seeking ways to avoid duplication of services between public and private organizations. It may make recommendations for legislation concerning persons with disabilities.

On its review form, the NCSPD indicated that it is the main disability advisory body for Nevada. It oversees the Subcommittee on Communication Services for Persons Who Are Deaf or Hard of Hearing and Persons With Speech Disabilities. It also oversees the Subcommittee on Personal Assistance for Persons with Severe Functional Disabilities.

The NCSPD was reviewed by the Sunset Subcommittee at its February 23, 2016, meeting. Representatives indicated that the Governor recommended the NCSPD take responsibility for the implementation of the Task Force on Integrated Employment's strategic plan. The NCSPD has no recommendations for statutory changes.

Should the Nevada Commission on Services for Persons with Disabilities be terminated or continued?

If the Subcommittee recommends terminating the Commission, should it be consolidated with another entity or have its duties transferred to another entity?

If the Subcommittee recommends that the Commission should continue:

- *Does the Subcommittee want to recommend any changes concerning the Commission?*
- *Does the Subcommittee want to recommend any changes to the duties of the Commission?*

4. Subcommittee on Personal Assistance for Persons with Severe Functional Disabilities of the Nevada Commission on Services for Persons with Disabilities (NRS 426.731), Aging and Disability Services Division, Department of Health and Human Services

The Subcommittee on Personal Assistance for Persons with Severe Functional Disabilities of the NCSPD was established in 2001 as an advisory committee. It was revised in 2009 to become a subcommittee of the NCSPD. Its members are appointed by the NCSPD to represent a broad range of persons with disabilities from diverse backgrounds.

The Subcommittee on Personal Assistance shall carry out the provisions of NRS 426.728, relating to Nevada's personal assistance programs. These are programs to assist individuals to live independently outside of institutional settings.

At the Sunset Subcommittee's meeting on February 23, 2016, the staff of the Aging and Disability Services Division (ADSD), DHHS, informed the Sunset Subcommittee that the Subcommittee on Personal Assistance is considered to be inactive. The staff reported there has been minimal interest from potential members in serving on the Subcommittee on Personal Assistance. The ADSD staff recommended termination, noting that workshops can be used to receive public comments and recommendations on relevant issues.

Should the Subcommittee on Personal Assistance for Persons with Severe Functional Disabilities of the NCSPD be terminated or continued?

If the Sunset Subcommittee recommends terminating the Subcommittee on Personal Assistance, should it be consolidated with another entity or have its duties transferred to another entity?

If the Sunset Subcommittee recommends that the Subcommittee on Personal Assistance should continue:

- *Does the Sunset Subcommittee want to recommend any changes concerning the Subcommittee on Personal Assistance?*
- *Does the Sunset Subcommittee want to recommend any changes to the duties of the Subcommittee on Personal Assistance?*