



**NEVADA LEGISLATURE  
SUNSET SUBCOMMITTEE OF THE  
LEGISLATIVE COMMISSION**  
*(Nevada Revised Statutes [NRS] 232B.210)*

**SUMMARY MINUTES AND ACTION REPORT**

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The third meeting of the Nevada Legislature's Sunset Subcommittee of the Legislative Commission was held on Tuesday, March 4, 2014, at 8:30 a.m. in Room 4412 of the Grant Sawyer State Office Building, 555 East Washington Avenue, Las Vegas, Nevada. The meeting was videoconferenced to Room 3138 of the Legislative Building, 401 South Carson Street, Carson City, Nevada. A copy of this set of "Summary Minutes and Action Report," including the "Meeting Notice and Agenda" ([Exhibit A](#)) and other substantive exhibits, is available on the Nevada Legislature's website at <http://www.leg.state.nv.us/interim/77th2013/committee/>. In addition, copies of the audio or video record are available through the Legislative Counsel Bureau's Publications Office (e-mail: [publications@lcb.state.nv.us](mailto:publications@lcb.state.nv.us); telephone: 775/684-6835).

**COMMITTEE MEMBERS PRESENT IN LAS VEGAS:**

Assemblywoman Irene Bustamante Adams, Chair  
Senator Patricia (Pat) Spearman, Vice Chair  
Senator David R. Parks  
Senator James A. Settelmeyer  
Assemblywoman Michele Fiore  
David Goldwater

**COMMITTEE MEMBERS PRESENT IN CARSON CITY:**

Assemblyman Richard (Skip) Daly  
William (Buzz) Harris  
Teresa Rankin

**LEGISLATIVE COUNSEL BUREAU STAFF PRESENT:**

Carol M. Stonefield, Managing Principal Policy Analyst, Research Division  
James W. Penrose, Senior Principal Deputy Legislative Counsel, Legal Division  
Natalie J. Pieretti, Senior Research Secretary, Research Division

## **OPENING REMARKS**

- Chair Bustamante Adams requested the secretary to take roll and the new members to introduce themselves.

## **PUBLIC COMMENT**

- Chair Bustamante Adams called for public comment; however, none was presented.

## **APPROVAL OF MINUTES OF THE MEETING HELD ON FEBRUARY 3, 2014, IN LAS VEGAS, NEVADA**

- The Subcommittee **APPROVED THE FOLLOWING ACTION:**

VICE CHAIR SPEARMAN MOVED TO APPROVE THE “SUMMARY MINUTES AND ACTION REPORT” OF THE FEBRUARY 3, 2014, MEETING HELD IN LAS VEGAS, NEVADA. THE MOTION WAS SECONDED BY SENATOR PARKS AND PASSED UNANIMOUSLY.

## **PUBLIC HEARING CONCERNING TERMINATION, MODIFICATION, CONSOLIDATION, OR CONTINUED OPERATION OF CERTAIN ENTITIES, PURSUANT TO NRS 232B.240**

### *Advisory Committee on Participatory Democracy (NRS 225.240)*

- Nicole Lamboley, Chief Deputy, Office of the Secretary of State, discussed the limited activities of the Advisory Committee on Participatory Democracy (ACPD) for the past two years and stated the ACPD should be continued as part of the duties of the Office of the Secretary of State. She pointed out challenges volunteer members face due to lack of funding include travel difficulties for meeting attendance; however, she acknowledged meetings have been held by teleconference and videoconference. Ms. Lamboley remarked on the Legislature’s participation in Democracy Day, held in May 2013, with the awarding of the Jean Ford Democracy Award. She brought to the attention of the Subcommittee a 2009 report which discussed the goals of achieving 70 percent voter registration and 70 percent voter participation rates, and declared that Nevada continues to exceed that goal with a registration rate of 80 percent among eligible voters. (Please see [Exhibit B](#).)

Ms. Lamboley reported members were appointed in 2013 to select the recipient of the Jean Ford Democracy Award. She noted the only year where there was no representation or active participation was following the 2010 General Election through 2011. Ms. Lamboley reported member nominations for the ACPD are currently being sought.

Chair Bustamante Adams questioned why the members were broken up into different committees, including youth focused and business focused committees. Ms. Lamboley responded based on goals that were established, the ACPD was allowed to focus on particular areas.

Responding to Chair Bustamante Adams' inquiry regarding availability of federal grants during Fiscal Year 2010-2011, Ms. Lamboley said grant funding by the Help America Vote Act of 2002 was allocated to the ACPD to assist in the development of subgrants. She stated because no additional funding has been authorized by Congress, the Secretary of State has had to restrict the allocation of grants in order to maintain the budget to purchase voting machines in accordance with State and federal laws. Ms. Lamboley referenced funding authorized by the Legislature for online voter registration improvement.

Ms. Lamboley reported on the powers and duties of the ACPD, which has no direct assigned staff. She is hopeful ACPD members will be assigned by May 2014.

In response to Vice Chair Spearman's question regarding equipment upgrades and electronic poll books, Ms. Lamboley remarked, while the Secretary of State supports the need for electronic poll books, no authorized funds exist.

Vice Chair Spearman and Ms. Lamboley discussed the Uniform Military and Overseas Voters Act of 2010 and simplifying the process.

*Advisory Committee Concerning the Children's Health Insurance Program (NRS 233A.104)*

- Sherry L. Rupert, Executive Director, Nevada Indian Commission, presented the powers and duties of the Advisory Committee Concerning the Children's Health Insurance Program (ACCCHIP). She reported the ACCCHIP has not been active since 2003 as the relationship between the Department of Health and Human Services (DHHS) and tribal sovereign nations has improved. Ms. Rupert recommended removing the language providing for the ACCCHIP as the committee has served its purpose and an improved consultation is in place. (Please see [Exhibit C.](#))
- Commenting, Assemblyman Daly noted, since the relationship has improved between the parties, the ACCCHIP has served its purpose and is no longer needed.

*Land Use Planning Advisory Council (NRS 321.740) and Executive Council of the Land Use Planning Advisory Council (NRS 321.755)*

- James R. Lawrence, Administrator and State Land Registrar, Division of State Lands, Department of Conservation and Natural Resources, testified the State Land Use Planning Advisory Council (SLUPAC) consists of 17 Governor-appointed members representing each of Nevada's counties. He reported during the 2013 Legislative Session, the Nevada Association of Counties (NACO) sponsored Assembly Bill 2 (Chapter 100, *Statutes of Nevada* 2013), which revised the provisions governing

SLUPAC. Mr. Lawrence stated no vacancies exist on SLUPAC except Esmeralda County, and that SLUPAC members do not receive compensation or per diem. He stated the Division of State Lands provides a land use planner on staff, which is a non-General Fund position. Mr. Lawrence acknowledged SLUPAC meets four times yearly with the next meeting scheduled in May 2014. (Please see [Exhibit D](#) and [Exhibit D-1.](#))

Mr. Lawrence testified that Executive Council membership consists of four members selected from SLUPAC, as well as the State Lands Administrator. He remarked the seats are currently vacant; however, selection of the Executive Council is on the May SLUPAC agenda. Mr. Lawrence provided information on the two primary duties of the Executive Council, which include: (1) conflict between adjacent counties, or local jurisdictions, in land use plans; and (2) land use planning matters in areas of critical environmental concern.

Assemblyman Daly asked whether the Executive Council settles disputes, and Mr. Lawrence affirmed the Executive Council helps facilitate counties to vet issues and provide solutions without being directive.

Continuing with his questioning, Assemblyman Daly pointed out that the Executive Council has more power and authority than SLUPAC and requested information on what, and why, regulations have been brought, or would be brought. In reply, Mr. Lawrence said the ability to adopt regulations by the Executive Council is provided by statute, but has not occurred during his tenure, nor is he aware of any regulations. Concluding, Assemblyman Daly commented he will be looking at the need to continue the regulatory authority provided to the Executive Council.

Mr. Harris observed that SLUPAC serves as a hearing board, as well as an opportunity for collaborations to take place outside of NACO. Mr. Lawrence agreed, stating there is interaction and synergy between the parties to allow for focus on State land use planning.

In response to Vice Chair Spearman's question on reimbursement to members for costs associated with attending meetings, Mr. Lawrence reported there is no State reimbursement for travel or per diem for SLUPAC members. He said the statute does provide for the members compensation by the counties, but he has no knowledge of whether that occurs between the counties and the members. Vice Chair Spearman voiced her concerns on the costs to members.

Senator Settelmeyer opined it would be wise to retain the regulatory powers for the Executive Council of SLUPAC.

Chair Bustamante Adams inquired about how SLUPAC ensures there is representation on the Executive Council of both urban and rural members. Mr. Lawrence replied both SLUPAC and the Executive Council operate under bylaws that ensure fair regional representation on the Council.

Responding to Chair Bustamante Adams' question, Mr. Lawrence stated he would provide the Subcommittee with the names of the current chair and vice chair of SLUPAC, and further testified SLUPAC members serve a three-year appointment with reappointment eligibility at the conclusion of the term.

Chair Bustamante Adams asked whether any publication dealing with laws related to planning is distributed. Mr. Lawrence replied a publication is distributed to counties at the end of each Legislative session.

Concluding her questioning, Chair Bustamante Adams referenced required biennial reports by State Lands to the Legislature. Mr. Lawrence acknowledged the requirement was repealed during the 2013 Legislative Session.

*Committee to Approve Schedules for the Retention and Disposition of Official State Records (NRS 239.073)*

- Scott Anderson, Deputy for Commercial Recordings, Office of the Secretary of State, and Chairman, Committee to Approve Schedules for the Retention and Disposition of Official State Records (SRC), discussed the following topics: (1) membership; (2) meeting schedule; (3) no operating budget or costs; (4) regulatory authority; and (5) duties. (Please see [Exhibit E](#).)

Assemblyman Daly inquired what the role of the State Board of Examiners (BOE) was prior to the creation of the SRC.

- Jeffrey M. Kintop, Assistant Administrator, Division of State Library and Archives (SLA), Department of Administration, and Coordinator and Chair, State Historical Records Advisory Board (SHRAB), reported the BOE received power from the Legislature to approve the disposition and destruction of records in 1937 before subsequently shifting the responsibilities to the SRC.

Further questioning by Assemblyman Daly included how minutes from meetings, other various workshops, or regulatory hearings are retained. Mr. Anderson replied minutes are included in the general records retention schedule.

Ms. Rankin contributed that in the 1980s, a report by the Director of the State Department of Commerce (now the Department of Business and Industry [DBI]) to the Governor resulted in an amendment to Chapter 239 specifically addressing minutes, transcribed or not, and the retention of the recordings. She noted each agency must include on its record retention list the different documents to be retained and the length of time for which the documents are to be retained.

Assemblyman Daly asked what the policy of the State is for minutes retention. Mr. Kintop answered meeting minutes are kept by the agency, board, or commission for five years,

after which the minutes are transferred to the SLA for permanent preservation. He shared written legislative committee minutes are retained by the SLA as permanent historical records, while the digital copies are maintained by the Legislative Counsel Bureau (LCB). Mr. Kintop further noted tape recordings are kept for one year, unless there are no written minutes, then the recordings are permanently retained.

Responding to Assemblyman Daly's inquiry regarding the commencing of the time frame for retaining records, Mr. Anderson restated the retention and disposal of records would be specific to the agency's retention schedule. He acknowledged the record is retained for a number of years after completion of a project.

Senator Settlemeyer asked if the SRC prioritizes business documents versus residential-type documents. Mr. Anderson responded SLA staff provides recommendations and prepares the retention schedules based upon agency needs prior to submission to the SRC for approval or disapproval.

Senator Settlemeyer commended both the Secretary of State and the SLA.

*State Historical Records Advisory Board (NRS 378A.030)*

- Jeffrey M. Kintop, previously identified, testified that SHRAB was created by an Executive Order in 1975, following a decision by the National Historical Publications and Records Commission (NHPRC), United States National Archives Records Administration, to fund historical records programs. He divulged in order for the State to be eligible to receive grant funding, a SHRAB had to be created. Mr. Kintop reported SHRAB met for the first time in 1976, and in 1989, SHRAB became the first historical records advisory board created by statute in the United States. He testified the responsibilities of SHRAB include reviewing and creating grant proposals, providing plans for historical records programs, performing studies, and making recommendations. Mr. Kintop remarked the first major planning effort occurred in 1985. He indicated the current plan and study was completed in 2013 and contained a grant from the Institute of Museum and Library Services in order for Nevada to become eligible for federal grant funds for museums and cultural collections beyond historical records. (Please see [Exhibit F.](#))

Mr. Kintop commented since SHRAB's creation, \$767,000 received from NHPRC has been used for studies, training, and the creation of records management for city and county clerks and the Reno-Sparks Indian Colony. Additionally, he stated SHRAB assisted Nevada's Administrative Office of the Courts in obtaining a grant to create a schedule for State records. Mr. Kintop identified SHRAB members as representatives from the Clark County and City of Henderson clerks' offices, the Native American tribes, the Nevada Museum of Art, the Nevada State Museum, the Nevada System of Higher Education, and the Sparks Museum and Cultural Center.

In response to Assemblyman Daly's questions on who SHRAB advises and whether SHRAB is federally funded, Mr. Kintop replied SHRAB sends reports to the Governor and LCB, and that SHRAB is funded through the State and National Archives Partnership program, which allows SHRAB to meet on a regular basis. Mr. Kintop reported funding received will be used to archive the sesquicentennial website. He testified SHRAB received a one-time State appropriation in 1989 to improve city and county records management.

Assemblyman Daly inquired whether SHRAB has jurisdiction over the courts. Mr. Kintop answered SHRAB is a member of the Commission on Preservation, Access, and Sealing of Court Records, and acts only in an advisory capacity to the courts and the LCB.

Responding to further questioning by Assemblyman Daly relating to the review of the record retention schedule and whether authority for punishment or penalty exists for improper destruction of records, Mr. Kintop said pursuant to NRS 239.080, no record can be disposed of unless it is scheduled by the SRC, and no policing exists for improper destruction of records.

Vice Chair Spearman inquired whether SHRAB looks at historical records from a legislative or legal standpoint, or whether SHRAB is looking at records from a cultural historical standpoint. Mr. Kintop responded SHRAB documents the whole cultural experience of Nevada.

Continuing, Vice Chair Spearman asked whether SHRAB has researched digital retention and what the State's investment would entail. Mr. Kintop confirmed that SHRAB is looking into alternatives for digital recordkeeping and acknowledged SHRAB is currently looking at other models for an in-State program.

In reply to Chair Bustamante Adams, Mr. Kintop confirmed meetings are face-to-face; however, some have attended by conference call.

*State and Local Government Panel on Renewable and Efficient Energy (NRS 701.450)*

- Brita Tryggvi, Deputy Director, Office of Energy (OE), Office of the Governor, testified the State and Local Government Panel on Renewable and Efficient Energy (SLGPREE) requests the SLGPREE not be sunsetted. She related, in conjunction with the Office of Energy's direction, the SLGPREE will be focused on the viability of energy efficiency, renewable energy, and transmission. (Please see [Exhibit G.](#))

Responding to Chair Bustamante Adams' question regarding activation of the SLGPREE, Ms. Tryggvi said there is no specific timeline for activating the SLGPREE, but that it should be considered for sunseting if not activated within the next two years.



Assemblyman Daly was curious why the SLGPREE has not been activated since being signed into law in 2009. Ms. Tryggvi testified OE staff was unable to provide any information.

Discussion was held between Assemblyman Daly and Ms. Tryggvi regarding the necessity of the SLGPREE when projects for energy efficiency and renewable energy retrofits are taking place in public buildings and schools without input from the SLGPREE.

Assemblyman Daly suggested a representative from the OE appear before the Subcommittee to defend the continuation of the SLGPREE.

Senator Settlemeyer commented he was present during the 2009 Legislative Session when the SLGPREE was enacted and found it troubling that the SLGPREE has not been activated after all the various drafts and meetings that occurred on the bill.

Chair Bustamante Adams recommended giving the OE time to present the rationale for the retention of the SLGPREE during an upcoming work session.

Vice Chair Spearman suggested looking at sustainable development standards for buildings, as well as improving energy efficiency that may not necessarily connected to construction beyond 2015. She acknowledged Assemblyman Daly's point that SLGPREE has outlived its usefulness if the State is performing the projects without SLGPREE's input. In response, Ms. Tryggvi said the OE is in the process of adopting the *2012 International Energy Conservation Code*, and energy efficiency is a main focus of the OE.

#### **WORK SESSION—DISCUSSION AND POSSIBLE ACTION ON RECOMMENDATIONS RELATING TO:**

- *Advisory Committee for the Prevention and Treatment of Stroke and Heart Disease (NRS 439.492)*
- *Advisory Committee on the Arthritis Prevention and Control Program (NRS 439.503)*
- *Nevada Academy of Health (NRS 439B.250)*
- *Advisory Committee Concerning Sickle Cell Anemia (NRS 442.118)*
- *Collection Agency Advisory Board (NRS 649.047)*

The following "Work Session Document" ([Exhibit H](#)) has been prepared by the Chair and staff of the Sunset Subcommittee of the Legislative Commission (NRS 232B.210). It is designed to assist the Subcommittee members in determining whether to recommend a board or commission be terminated, modified, consolidated with another agency, or continued.



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 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, Managing Principal Research Analyst, Research Division, LCB, at (775) 684-6825 or by e-mail at [cstonefield@lcb.state.nv.us](mailto:cstonefield@lcb.state.nv.us).

<p style="text-align: center;"><b>RECOMMENDATIONS RELATING TO TERMINATING, CONTINUING, MODIFYING, OR CONSOLIDATING BOARDS AND COMMISSIONS</b></p>
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1. **Advisory Committee for the Prevention and Treatment of Stroke and Heart Disease (NRS 439.492)** — The Advisory Committee for the Prevention and Treatment of Stroke and Heart Disease (ACPTSHD) was created in 2009. The purpose is to establish a collaborative plan to address cardiovascular diseases. The plan is to demonstrate the State's commitment when applying for federal funding.

*Should the Advisory Committee for the Prevention and Treatment of Stroke and Heart Disease be terminated?*

*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:*

- a. *Does the Subcommittee want to recommend any changes concerning the Advisory Committee for the Prevention and Treatment of Stroke and Heart Disease?*
- b. *Does the Subcommittee want to recommend any changes to the duties of the Advisory Committee for the Prevention and Treatment of Stroke and Heart Disease?*

At the February 3, 2014, meeting, the Chief of the Bureau of Child, Family and Community Wellness, Nevada's Division of Public and Behavioral Health Services (DPBHS), DHHS, confirmed that the Advisory Committee does not meet and recommended that these issues be transferred to the Advisory Council on the State Program for Wellness and the Prevention of Chronic Disease (CWCD) (NRS 439.518), which has similar goals to prevent chronic disease.

To transfer the duties of the ACPTSHD, the Subcommittee may wish to consider the following:

- A. Recommend amending NRS to provide that the CWCD study issues relating to cardiovascular diseases and make recommendations to the DPBHS for a comprehensive plan for the prevention of stroke, heart disease, and other vascular diseases, as currently charged to the ACPTSHD, pursuant to NRS 439.493.
  - B. Send a letter to the Director of the DHHS, requesting that he or she report to the Sunset Subcommittee by January 1 of each even-numbered year on activities of the CWCD with regard to stroke and heart disease treatment and prevention.
- Carol M. Stonefield, previously identified, provided a brief overview of the ACPTSHD, and explained the Subcommittee can make a recommendation to terminate, modify, consolidate with another agency, or continue the ACPTSHD. She added that any recommendations made will be forwarded to the Legislative Commission for its consideration.
  - Vice Chair Spearman emphasized that the duties of the ACPTSHD and the outreach to poor and minority communities not be minimized or overlooked.
  - Assemblyman Daly had no objection sunsetting the ACPTSHD, and suggested the ACPTSHD be allowed to make recommendations to the Legislature without requiring a report. Upon the request of Chair Bustamante Adams, Ms. Stonefield commented on the reporting issue, and Assemblyman Daly agreed that the Director of the DHHS be required to submit a letter or status report to the Subcommittee by January 1, 2016, and if the members of the Subcommittee were of a mind to request an additional report, a recommendation may be made at that time.
  - Chair Bustamante Adams called for a motion. Ms. Stonefield clarified that Recommendation B in the Work Session Document is amended to reflect a date of January 1, 2016, by which the Director of the DHHS is required to submit a letter or status report to the Sunset Subcommittee of the Legislative Session.

- The Subcommittee **APPROVED THE FOLLOWING ACTION:**

SENATOR PARKS MOVED TO RECOMMEND THAT THE ADVISORY COMMITTEE FOR THE PREVENTION AND TREATMENT OF STROKE AND HEART DISEASE BE TERMINATED AND TO AMEND THE NRS TO PROVIDE THAT THE STATE PROGRAM FOR WELLNESS AND THE PREVENTION OF CHRONIC DISEASE STUDY ISSUES RELATING TO STROKE AND HEART DISEASE, INCLUDING RECOMMENDATIONS A AND B, AS AMENDED, IN THE WORK SESSION DOCUMENT. THE MOTION WAS SECONDED BY VICE CHAIR SPEARMAN AND PASSED UNANIMOUSLY.

- James W. Penrose, Senior Principal Deputy Legislative Counsel, Legal Counsel, LCB, brought to the Subcommittee's attention an account created by NRS 439.494, in connection with the ACPTSHD, and asked for direction on placement of any funds from that account. He addressed an account that the DHHS administers relating to the CWCD, and suggested moving the funds created by NRS 439.494 to NRS 439.525. Chair Bustamante Adams asked whether a motion was needed for approval, and Mr. Penrose confirmed either by a motion or a bill draft request.
- Vice Chair Spearman recommended funds be transferred to a restricted account to be used specifically and solely for the purpose of carrying on the duties of the ACPTSHD to ensure that the Subcommittee's intent in Recommendations A and B of the Work Session Document occur. Chair Bustamante Adams and Assemblyman Daly agreed.
- The Subcommittee **APPROVED THE FOLLOWING ACTION:**

VICE CHAIR SPEARMAN MOVED TO RECOMMEND THAT FUNDS FROM THE NRS 439.494 ACCOUNT BE TRANSFERRED TO THE NRS 239.525 ACCOUNT ON BEHALF OF THE ACPTSHD WITH THE RESTRICTION THAT THE FUNDS BE UTILIZED FOR STROKE AND HEART DISEASE TREATMENT. THE MOTION WAS SECONDED BY ASSEMBLYMAN DALY AND PASSED UNANIMOUSLY.

2. **Advisory Committee on the Arthritis Prevention and Control Program (NRS 439.503)**
  - The Arthritis Prevention and Control Program was established in 2003 within the DPBHS to increase public knowledge and raise public awareness relating to arthritis. The Advisory Committee on the Arthritis Prevention and Control Program (ACAPC) was also created in 2003 to make recommendations about the Program. The Program and the ACAPC were to provide a statutory structure to demonstrate the State's commitment to funding sources, such as the Centers for Disease Control and Prevention and the Arthritis Foundation.

***Should the Advisory Committee on the Arthritis Prevention and Control Program be terminated?***

***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:***

- a. Does the Subcommittee want to recommend any changes concerning the Advisory Committee on the Arthritis Prevention and Control Program?***
- b. Does the Subcommittee want to recommend any changes to the duties of the Advisory Committee on the Arthritis Prevention and Control Program?***

At its meeting on February 3, 2014, the Subcommittee was informed that no records of the Advisory Committee are available. The Chief of the Bureau of Child, Family and Community Wellness, DPBHS, DHHS, stated that the Advisory Council on the CWCD has similar goals and could advise on these issues. She also noted that, due to a lack of funding and staff capacity, the DHHS would recommend sunsetting this Committee.

To transfer the duties of the ACAPC, the Subcommittee may wish to consider the following:

- A. Recommend amending NRS to provide that the CWCD study issues relating to arthritis and make recommendations to the DPBHS concerning the Arthritis Prevention and Control Program.
- B. Send a letter to the Director of the DHHS, requesting that he or she report to the Sunset Subcommittee by January 1 of each even-numbered year on activities of the CWCD with regard to the Arthritis Prevention and Control Program.
- Carol M. Stonefield, previously identified, provided a brief overview of the ACAPC and explained the Subcommittee can make a recommendation to terminate, modify, consolidate with another agency, or continue the ACAPC. She added that any recommendations made will be forwarded to the Legislative Commission for its consideration.
- Vice Chair Spearman reiterated her concerns that the duties and responsibilities for the ACAPC, should it be sunsetted, be carried out in a specific manner.
- Assemblyman Daly cautioned the transfer of the duties of the ACAPC. He referenced an account associated with the ACAPC.
- James W. Penrose, previously identified, was not aware of the amount of funds involved and pointed out the provisions for the ACAPC account differ from those for

the ACPTSHD. Chair Bustamante Adams directed staff to ascertain the amount of funds in the ACAPC account.

- Mr. Penrose confirmed Assemblyman's Daly question that the ACAPC account is established for the program, and not the ACAPC, and would be unaffected by any decision made by the Subcommittee regarding the ACAPC.
  - Christine N. Mackie, Chief, Bureau of Child, Family and Community Wellness, DPBHS, DHHS, testified it was her understanding, the account no longer exists due to lack of federal funding since 2006.
  - Chair Bustamante Adams postponed a decision on this work session item and directed Mr. Penrose to verify the account information.
3. **Nevada Academy of Health (NRS 439B.250)** — The Nevada Academy of Health (NAH) was created in 2007. It originated in a recommendation developed by Governor Guinn's Commission on Medical Education, Research, and Training. According to minutes of legislative committees, the Academy would be a clearinghouse and a medical think tank that might eventually become a nonprofit corporation. It was established to provide assistance to the Legislative Committee on Health Care and the DHHS.

*Should the Nevada Academy of Health be terminated?*

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

*If the Subcommittee recommends that the Academy should continue:*

- a. *Does the Subcommittee want to recommend any changes concerning the Nevada Academy of Health?*
- b. *Does the Subcommittee want to recommend any changes to the duties of the Nevada Academy of Health?*

At the February 3, 2014, meeting, the Subcommittee was informed that the Academy has not held meetings and posted minutes since 2009. The Deputy Director, DHHS, also suggested that the duties and responsibilities of the Academy are likely to duplicate the efforts of the Governor's Workforce Investment Board and the Health Care and Medical Services Sector Council. (A Brookings Institution study, adopted by the Governor's Office of Economic Development, identified seven industry sectors important for economic growth in Nevada, including health and medical services.)

- Carol M. Stonefield, previously identified, provided a brief overview of the duties of the NAH and explained the Subcommittee can make a recommendation to terminate, modify, consolidate with another agency, or continue the NAH. She added that any

recommendations made will be forwarded to the Legislative Commission for its consideration.

- The Subcommittee **APPROVED THE FOLLOWING ACTION:**

ASSEMBLYMAN DALY MOVED TO RECOMMEND TERMINATION OF THE NEVADA ACADEMY OF HEALTH. THE MOTION WAS SECONDED BY SENATOR PARKS AND PASSED UNANIMOUSLY.

4. **Advisory Committee Concerning Sickle Cell Anemia (NRS 442.118)** — The Advisory Committee Concerning Sickle Cell Anemia (ACCSCA) was established in 1989. Its purpose is to gather information and make recommendations regarding screening and awareness programs relating to sickle cell anemia.

*Should the Advisory Committee Concerning Sickle Cell Anemia be terminated?*

*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:*

- a. *Does the Subcommittee want to recommend any changes concerning the Advisory Committee Concerning Sickle Cell Anemia?*
- b. *Does the Subcommittee want to recommend any changes to the duties of the Advisory Committee Concerning Sickle Cell Anemia?*

At its February 3, 2014, meeting, the Subcommittee was informed that no records of the ACCSCA are available. The Chief of the Bureau of Child, Family and Community Wellness, DPBHS, DHHS, stated that the Newborn Screening Advisory Committee has historically included sickle cell anemia on its agendas. She testified that the DHHS would recommend sunseting this Committee.

If the Subcommittee wishes to recommend termination of the Advisory Committee Concerning Sickle Cell Anemia, the Subcommittee may wish to consider the following:

- A. Recommend amending the NRS to provide that the State Board of Health and DHHS ensure that sickle cell anemia is addressed through a program of targeted screening and awareness programs.
- B. Send a letter to the Director of the DHHS, requesting that he or she report to the Sunset Subcommittee by January 1, 2016, on the implementation of a program of sickle cell anemia screening and awareness and its effectiveness.

- Carol M. Stonefield, previously identified, provided a brief overview of the duties of the ACCSCA, and explained the Subcommittee can make a recommendation to terminate, modify, consolidate with another agency, or continue the ACCSCA. She added that any recommendations made will be forwarded to the Legislative Commission for its consideration.
- Responding to Chair Bustamante Adams question, James W. Penrose, previously identified, confirmed no account exists associated with the ACCSCA.
- Vice Chair Spearman noted children with sickle cell disease are more likely to have vascular and heart disease, and the Subcommittee should ensure the ACCSCA is connected to ongoing efforts in chronic and health disease.
- The Subcommittee **APPROVED THE FOLLOWING ACTION:**

VICE CHAIR SPEARMAN MOVED TO RECOMMEND TERMINATION OF THE ADVISORY COMMITTEE CONCERNING SICKLE CELL ANEMIA AND IMPLEMENT RECOMMENDATIONS A AND B. THE MOTION WAS SECONDED BY SENATOR PARKS AND PASSED UNANIMOUSLY.

5. **Collection Agency Advisory Board (NRS 649.047)** — The Collection Agency Advisory Board was established in 1989. Its purpose was to advise the Legislature concerning the enactment of any legislation it deems necessary or appropriate relating to collection agencies.

*Should the Collection Agency Advisory Board be terminated?*

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

*If the Subcommittee recommends that the Advisory Board should continue:*

- a. *Does the Subcommittee want to recommend any changes concerning the Collection Agency Advisory Board?*
- b. *Does the Subcommittee want to recommend any changes to the duties of the Collection Agency Advisory Board?*

At its meeting on February 3, 2014, the Subcommittee was informed that the most recent records date to the 1990s. Through correspondence, the Commissioner of the Division of Financial Institutions, DBI, indicated he would not object to discontinuing the Board. The Office of the Governor, who is the appointing authority, confirms that it considers the Board to be inactive.



- Carol M. Stonefield, previously identified, provided a brief overview of the duties of the Collection Agency Advisory Board and explained the Subcommittee can make a recommendation to terminate, modify, consolidate with another agency, or continue the Collection Agency Advisory Board. She added that any recommendations made will be forwarded to the Legislative Commission for its consideration.
- The Subcommittee **APPROVED THE FOLLOWING ACTION:**

SENATOR SETTELMAYER MOVED TO RECOMMEND TERMINATION OF THE COLLECTION AGENCY ADVISORY BOARD. THE MOTION WAS SECONDED BY ASSEMBLYMAN DALY AND PASSED UNANIMOUSLY.

#### **PUBLIC COMMENT**

- Chair Bustamante Adams called for public comment; however, none was presented.
- Mr. Goldwater requested the Chair withdraw hearing the Commission of Common-Interest Communities and Condominium Hotels for the 2013-2014 Interim. Chair Bustamante Adams directed it be delayed until the 2016-2017 Interim.

## **ADJOURNMENT**

There being no further business to come before the Committee, the meeting was adjourned at 11:01 a.m.

Respectfully submitted,

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Natalie J. Pieretti  
Senior Research Secretary

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Carol M. Stonefield  
Managing Principal Policy Analyst

APPROVED BY:

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Assemblywoman Irene Bustamante Adams, Chair

Date: \_\_\_\_\_

## LIST OF EXHIBITS

[Exhibit A](#) is the “Meeting Notice and Agenda” provided by Carol M. Stonefield, Managing Principal Policy Analyst, Research Division, Legislative Counsel Bureau (LCB), Carson City.

[Exhibit B](#) is a packet of information for the “Advisory committee on Participatory Democracy” provided by Carol M. Stonefield, Managing Principal Policy Analyst, Research Division, LCB.

[Exhibit C](#) relates to material received on behalf of the “Advisory Committee Concerning the Children’s Health Insurance Program” presented by Carol M. Stonefield, Managing Principal Policy Analyst, Research Division, LCB.

[Exhibit D](#) contains documents submitted on behalf of the “Land Use Planning Advisory Council and Executive Council of the Land Use Planning Advisory Council” introduced by Carol M. Stonefield, Managing Principal Policy Analyst, Research Division, LCB.

[Exhibit D-1](#) is a document titled “Executive Council to the Land Use Planning Advisory Council,” submitted by Carol M. Stonefield, Managing Principal Policy Analyst, Research Division, LCB.

[Exhibit E](#) is a packet of information titled “Committee to Approve Schedules for the Retention and Disposition of Official State Records” given by Carol M. Stonefield, Managing Principal Policy Analyst, Research Division, LCB.

[Exhibit F](#) are documents for the “State Historical Records Advisory Board” provided by Carol M. Stonefield, Managing Principal Policy Analyst, Research Division, LCB.

[Exhibit G](#) contains information on behalf of the “State and Local Government Panel on Renewable and Efficient Energy” and was submitted by Carol M. Stonefield, Managing Principal Policy Analyst, Research Division, LCB.

[Exhibit H](#) is the “Work Session Document With Exhibits Included” provided by Carol M. Stonefield, Managing Principal Policy Analyst, Research Division, LCB.

This set of “Summary Minutes and Action Report” is supplied as an informational service. Exhibits in electronic format may not be complete. Copies of the complete exhibits and other materials distributed at the meeting are on file in the Research Library of the Legislative Counsel Bureau, Carson City, Nevada. You may contact the Library online at [www.leg.state.nv.us/lcb/research/library/feedbackmail.cfm](http://www.leg.state.nv.us/lcb/research/library/feedbackmail.cfm) or telephone: 775/684-6827.