



NEVADA LEGISLATURE

NEVADA SILVER HAired LEGISLATIVE FORUM

(Nevada Revised Statutes 427A.320 through 427A.400)

SUMMARY MINUTES AND ACTION REPORT

The sixth meeting of the Nevada Silver Haired Legislative Forum (NSHLF) was held on Tuesday, June 17, 2014, at 10 a.m. in Room 4401 of the Grant Sawyer State Office Building, 555 East Washington Avenue, Las Vegas, Nevada. The meeting was video conferenced to Room 3138 of the Legislative Building, 401 South Carson Street, Carson City, Nevada, and Room 121, High Tech Center, Great Basin College, 1500 College Parkway, Elko, 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>. In addition, copies of the audio-video record are available through the Legislative Counsel Bureau's Publications Office (e-mail: publications@lcb.state.nv.us; telephone: 775/684-6835).

COMMITTEE MEMBERS PRESENT IN LAS VEGAS:

Herbert E. Randall, Ed.D., President, NSHC Silver Senator
Clo Banks, Senate District No. 3
Joann M. Bongiorno, Senate District No. 7
Evelyn A. Cannestra, MSW, Senate District No. 8
James Downer, RTRP, Senate District No. 20
Verlia Davis Hoggard, Senate District No. 4
Rick Kuhlmeier, Senate District No. 2
Patsy Metler, Senate District No. 18
Mary D. Roberts, Senate District No. 1
Stephanie L. Rose, Senate District No. 11
Betty Rumford, Senate District No. 6
Russ Schoenbeck, NSHC Silver Representative
Lonnie Strait, NSHC Silver Representative
Clare Tobler, Senate District No. 12

COMMITTEE MEMBERS PRESENT IN CARSON CITY:

Reba June Burton, Senate District No. 15
John Paul (Jack) Ginter, Jr, Senate District No. 14
Margaret Spooner, Senate District No. 17
John Yacenda, Ph.D., M.P.H., P.A.H.M., Senate District No. 16

COMMITTEE MEMBER PRESENT IN ELKO:

Ray B. Jones, Senate District No. 19

COMMITTEE MEMBERS ABSENT:

Barbara Altman, Senate District No. 9
Colleen Brown, Senate District No. 5
Lucy Peres, NSHC Silver Senator
Harriet Trudell, Senate District No. 10

LEGISLATIVE COUNSEL BUREAU STAFF (LCB) PRESENT:

Mary Shope, Coordinator, NSHLF, Administrative Division, Las Vegas Office
Bryan Fernley-Gonzalez, Principal Deputy Legislative Counsel, Legal Division

CALL TO ORDER AND OPENING REMARKS

- Herbert E. Randall, Ed.D., Forum President, called the Nevada Silver Haired Legislative Forum's (NSHLF) meeting to order. President Randall welcomed guests and members of the public.
- Ms. Shope conducted the roll call and a quorum was determined to be present.

PUBLIC COMMENT

- Daniel O. Jacobsen, Office of the Attorney General, Bureau of Consumer Protection, shared his concerns about the proposed rate increase for the basic monthly electric service charge, as requested by NV Energy, and explained the effect this increase would have on elderly customers. He provided information on how customers could express their concern to the Public Utilities Commission Consumer Session ([Exhibit B](#))
- Rick Kuhlmeier, Forum Member Senate District No. 2, shared information about the American Council of the Blind, National Conference and Convention, which is being held in Las Vegas, mid July. He invited all interested parties to attend ([Exhibit C](#)).
- President Randall mentioned that the Nevada Commission on Aging, Legislative Subcommittee is planning a Senior Day at the Legislature, in February 2015. He will share event details when available.

APPROVAL OF MINUTES OF THE APRIL 15, 2014 MEETING

- President Randall presented the minutes for the April 15, 2014, meeting and requested the members review the meeting minutes. He requested the sentence referencing the duration of future meetings with a two-hour time limitation be reworded for clarity.

The NSHLF APPROVED THE FOLLOWING ACTIONS:

VERLIA DAVIS HOGGARD MOVED TO APPROVE THE APRIL 15, 2014, MEETING MINUTES AS SUBMITTED WITH THE REVISION ADDRESSING THE MEETING TIME LIMITATION. RICK KUHLMAYER SECONDED THE MOTION, WHICH PASSED UNANIMOUSLY.

DISCUSSION AND APPROVAL OF THE TREASURER'S REPORT WITH THE LATEST AVAILABLE BUDGET REPORTS, APPROVAL OF RECENT EXPENDITURES, AND DISCUSSION AND APPROVAL OF ANY PROPOSED EXPENDITURES

- Lonnie Strait, Forum's Treasurer, reviewed the budget and expenditures of the Nevada Silver Haired Legislative Forum, as of May 31, 2014 ([Exhibit D](#)).
- President Randall reiterated the importance to request remaining funds from fiscal year 2013-2014 be forwarded to the next fiscal year. Ms. Shope stated the request was made to the Legislative Commission.

The NSHLF APPROVED THE FOLLOWING ACTION:

STEPHANIE L. ROSE MOVED TO APPROVE THE TREASURER'S REPORT AND EXPENDITURES ENDING MAY 31, 2014. THE MOTION WAS SECONDED BY RUSS SCHOENBECK AND PASSED UNANIMOUSLY.

“WORK SESSION DOCUMENT”

The following “Work Session Document” ([Exhibit E](#)) has been prepared by the Coordinator of the Nevada Silver Haired Legislative Forum (*Nevada Revised Statutes* [NRS] 427A.320). It is designed to assist the Forum members in developing statements and determining recommendations to be forwarded to the Legislative Commission and the Governor.

The document contains recommendations within the scope of the Forum's duties that were presented in hearings and submitted in writing for the Forum's consideration. The possible actions listed in the document do not necessarily have the support or opposition of the Forum. Rather, these possible actions are compiled and organized so the Forum members may review them to decide if they should be adopted, changed, rejected, or given further consideration. For purposes of this Work Session Document, the recommendations are not preferentially listed. Additionally, although possible actions may be identified within each recommendation, the Forum may choose to recommend any of the following actions: (1) request the drafting of legislation; (2) request the drafting of a resolution; (3) draft a letter; or (4) include a statement in the final report. Supporting or related articles, documents, presentations and testimony are shown in the boxes following each recommendation, and copies of these items are available from the Coordinator.

If action is taken to adopt a recommendation, it will become part of the Forum's final report and will be presented to the Legislative Commission and the Governor.

DISCUSSION AND POSSIBLE ACTION ON RECOMMENDATIONS RELATING TO SENIOR ISSUES:

A. Elder Abuse

- 1. Financial exploitation of older persons and vulnerable persons***
- 2. Investigation and prosecution of elder abuse***
- 3. Other recommendations relating to elder abuse***

B. Oversight and Inspection of Skilled Nursing Facilities

C. Discrimination against Employees Who Care for Family Members

D. Long-Term Care Ombudsman

E. Food Security

F. Public Utility Concerns, including Reinstatement of the Senior Property Tax Assistance Program

G. Endangered Persons Statewide Alert System (Nevada Silver Alert)

H. National Silver Haired Congress' (NSHC) Top Resolutions for 2014 to be determined at the NSHC Annual Meeting in August 2014

I. Legislative Committee on Senior Citizens, Veterans and Adults with Special Needs

President Randall opened the discussion and encouraged Forum members to prioritize its Summary Recommendations to the Legislative Commission and Governor Bryan Sandoval, including selection of the Forum's bill draft request.

Mr. Kuhlmeier supported strengthening the long-term care ombudsman program (LTCO). He stated the LTCO should have resources and authority to review and investigate complaints. Mr. Kuhlmeier supported culture change whereas the person-centered care planning improves the quality of life and care.

Bryan Fernley-Gonzalez, Principal Deputy Legislative Counsel, Legal Division, LCB, provided the statutory language for the LTCO creation and authority; NRS 427A.125 through 427A.165.

Ms. Cannestra, Ms. Spooner, Ms. Bongiorno, Ms. Rose, Ms. Roberts, Ms. Banks, Ms. Rumford, Mr. Tobler, Mr. Downer, Mr. Schoenbeck, Ms. Metler, Ms. Burton, Ms. Davis Hoggard, and Dr. Yacenda supported the proposed LTCO legislation.

Additionally, Ms. Roberts and Ms. Metler supported health care personnel/staff training to improve skills. Ms. Banks urged the Nevada Silver Alert program be assessed and

requested revisions be made, if needed. Ms. Burton supported surveillance monitoring at skilled nursing facilities. Ms. Cannestra shared her support of the Legislative Committee on Senior Citizens, Veterans and Adults with Special Needs. Dr. Yacenda supported the extension of statutory provisions covering financial exploitation of older persons or vulnerable persons, including training for identification and reporting of financial exploitation.

The NSHLF APPROVED THE FOLLOWING ACTION:

MS. DAVIS HOGGARD MOVED TO NOMINATE LONG-TERM CARE OMBUDSMAN PROGRAM AS THE FORUM'S BILL DRAFT REQUEST. MS. CANNESTRA SECONDED THE NOMINATION. THE MOTION, SECOND AND VOTE WAS APPROVED UNANIMOUSLY.

The NSHLF APPROVED THE FOLLOWING ACTION:

DR. YACENDA MOVED TO NOMINATE AS THE SECOND RECOMMENDATION THE EXTENSION OF STATUTORY PROVISIONS ADDRESSING FINANCIAL EXPLOITATION OF OLDER PERSONS OR VULNERABLE PERSONS, INCLUDING TRAINING FOR IDENTIFICATION AND REPORTING OF FINANCIAL EXPLOITATION TO ALL FINANCIAL LICENSEES.

MS. DAVIS HOGGARD SECONDED THE NOMINATION.

THE MOTION, SECOND AND VOTE WAS APPROVED UNANIMOUSLY.

The NSHLF APPROVED THE FOLLOWING ACTION:

MR. TOBLER MOVED TO NOMINATE AS THE THIRD RECOMMENDATION THE HEALTH CARE FOR SENIORS WITH THE INSPECTIONS AND OVERSIGHT, INCLUDING MONITORING OF SKILLED NURSING FACILITIES AND HEALTHCARE TRAINING.

MS. BURTON SECONDED THE NOMINATION.

THE MOTION, SECOND AND VOTE WAS APPROVED UNANIMOUSLY.

The NSHLF APPROVED THE FOLLOWING ACTION:

MS. DAVIS HOGGARD MOVED TO NOMINATE AS THE FOURTH AND FIFTH, RECOMMENDATIONS TO IMPROVE AFFORDABILITY

OF SENIOR HOUSING AND TRANSPORTATION SERVICES, BOTH IMPROVING THE ABILITY OF SENIORS TO REMAIN INDEPENDENT.

MR. KUHLMAY SECONDED THE NOMINATION.

THE MOTION, SECOND AND VOTE WAS APPROVED UNANIMOUSLY.

The NSHLF **APPROVED THE FOLLOWING ACTION:**

PRESIDENT RANDALL MOVED TO NOMINATE AS THE SIXTH RECOMMENDATION, PROPOSED LEGISLATION TO ADDRESS FOOD HUNGER INSECURITY, INCLUDING INCREASED APPROPRIATIONS FOR CONGREGATE OR HOME-DELIVERED MEALS.

MR. DOWNER SECONDED THE NOMINATION.

THE MOTION, SECOND AND VOTE WAS APPROVED UNANIMOUSLY.

The NSHLF **APPROVED THE FOLLOWING ACTION:**

PRESIDENT RANDALL MOVED TO NOMINATE AS THE SEVENTH RECOMMENDATION THE SUPPORT OF PROPOSED PUBLIC UTILITY LEGISLATION, INCLUDING THE REINSTATEMENT OF THE SENIOR PROPERTY TAX ASSISTANCE PROGRAM.

MR. DOWNER SECONDED THE NOMINATION.

THE MOTION, SECOND AND VOTE WAS APPROVED UNANIMOUSLY.

The NSHLF **APPROVED THE FOLLOWING ACTION:**

PRESIDENT RANDALL MOVED TO NOMINATE AS THE EIGHTH RECOMMENDATION THE SUPPORT OF THE ENDANGERED PERSONS STATEWIDE ALERT SYSTEM, INCLUDING ANY ENHANCEMENTS.

MR. DOWNER SECONDED THE NOMINATION.

THE MOTION, SECOND AND VOTE WAS APPROVED UNANIMOUSLY.

The NSHLF **APPROVED THE FOLLOWING ACTION:**

PRESIDENT RANDALL MOVED TO NOMINATE AS THE NINTH RECOMMENDATION, THE SUPPORT OF PROPOSED LEGISLATION

AS SUBMITTED BY THE LEGISLATIVE COMMITTEE ON SENIOR CITIZENS, VETERANS AND ADULTS WITH SPECIAL NEEDS.

MR. DOWNER SECONDED THE NOMINATION.

THE MOTION, SECOND AND VOTE WAS APPROVED UNANIMOUSLY.

The NSHLF **APPROVED THE FOLLOWING ACTION:**

PRESIDENT HERBERT RANDALL MOVED TO NOMINATE AS THE TENTH RECOMMENDATION, THE SUPPORT OF THE NATIONAL SILVER HAIRED CONGRESS' (NSHC) TOP RESOLUTIONS FOR 2014.

MR. DOWNER SECONDED THE NOMINATION.

Discussion centered on determining the importance of this recommendation given these concerns: (1) NSHC resolutions are not available until August 2014; and (2) the minimal benefits derived from proposed federal legislation.

THE FORUM APPROVED THE SUPPORT OF THE NSHC'S TOP RESOLUTIONS FOR 2014.

DISCUSSION OF ISSUES RELATING TO SENIORS FOR POSSIBLE INCLUSION IN LEGISLATION FOR THE 78th (2015) SESSION OF THE NEVADA LEGISLATURE

- President Randall expressed the Forum's gratitude to Dr. Yacenda for his efforts compiling the Work Session Issues Relating to Seniors document, dated June 4, 2014 ([Exhibit F](#)). Forum members reviewed his document prior to the Work Session discussion.

ELECTION OF FORUM OFFICERS FOR 2014-2015 TERM

- President Randall opened the floor for nominations for the Office of President.

PRESIDENT

The NSHLF **APPROVED THE FOLLOWING ACTION:**

MS. DAVIS HOGGARD MOVED TO NOMINATE JOHN C. YACENDA.
MS. BONGIORNO SECONDED THE NOMINATION.

MS. STRAIT MOVED TO NOMINATE HERBERT E. RANDALL FOR ANOTHER TERM AS PRESIDENT. MR. TOBLER SECONDED THE NOMINATION.

MS. BANKS MOVED TO CLOSE THE NOMINATIONS FOR PRESIDENT. MR. SCHOENBECK SECONDED THE MOTION.

HERBERT E. RANDALL WAS ELECTED PRESIDENT BY UNANIMOUS VOTE.

VICE PRESIDENT

- President Randall opened the floor for nominations for the Office of Vice President.

The NSHLF **APPROVED THE FOLLOWING ACTION:**

MS. BANKS MOVED TO NOMINATE CLARE TOBLER FOR VICE PRESIDENT. MS. METLER SECONDED THE NOMINATION.

MS. BANKS MOVED TO CLOSE THE NOMINATIONS FOR VICE PRESIDENT. MS. CANNISTRA SECONDED THE MOTION.

WITH NOMINATIONS CLOSED, THE FORUM VOTED UNANIMOUSLY TO ELECT CLARE TOBLER AS VICE PRESIDENT FOR ANOTHER TERM.

SECRETARY

- President Randall opened the floor for nominations for the Office of Secretary.

The NSHLF **APPROVED THE FOLLOWING ACTION:**

PRESIDENT RANDALL MOVED TO NOMINATE CLO BANKS FOR ANOTHER TERM AS SECRETARY. MS. ROBERTS SECONDED THE NOMINATION.

MS. METLER MOVED TO CLOSE THE NOMINATIONS FOR SECRETARY. HERBERT E. RANDALL SECONDED THE MOTION.

WITH NOMINATIONS CLOSED, THE FORUM VOTED UNANIMOUSLY TO ELECT CLO BANKS AS SECRETARY FOR ANOTHER TERM.

TREASURER

- President Randall opened the floor for nominations for the Office of Treasurer.

The NSHLF APPROVED THE FOLLOWING ACTION:

PRESIDENT RANDALL MOVED TO NOMINATE LONNIE STRAIT FOR ANOTHER TERM AS TREASURER. MS. ROBERTS SECONDED THE NOMINATION.

MR. DOWNER MOVED TO CLOSE THE NOMINATIONS FOR TREASURER. MR. SCHOENBECK SECONDED THE MOTION.

WITH NOMINATIONS CLOSED, THE FORUM VOTED UNANIMOUSLY TO ELECT LONNIE STRAIT AS TREASURER FOR ANOTHER TERM.

STATUS REPORT ON THE NATIONAL SILVER HAIRED CONGRESS (NSHC) AND NATIONAL COUNCIL OF SILVER HAIRED LEGISLATORS

- President Randall stated the NSHC's 16th Annual Conference would be held in Alexandria, Virginia on August 7-10, 2014.
- Ms. Davis Hoggard reported on the National Council of Silver Haired Legislators. She stated the Council scheduled its annual meeting the day after the NSHC's Annual Conference (August 11, 2014).

REPORTS FROM NSHLF MEMBERS AND DISCUSSION OF SENIOR CONCERNS

- President Randall mentioned the retirement of Brian L. Davie, Legislative Services Officer, Las Vegas Office, LCB. He expressed the Forum's gratitude for Mr. Davie's support throughout the years and wished him success with his future endeavors. President Randall requested a letter of appreciation be sent.
- Ms. Burton shared her appreciation for the Nevada 150th Year Sesquicentennial Anniversary – Nevada Statehood Forever Stamp First Day Cover.

DISCUSSION OF FUTURE AGENDA ITEMS, MEETING DATES, AND EXPENDITURES

- President Randall opened the discussion on future agenda items, meeting dates, and expenditures. To avoid potential conflicts, Mr. Downer requested future meeting dates take into consideration the Internal Revenue Service's tax deadlines.
- Ms. Shope shared the Proclamation by the Governor, proclaiming May 2014 as Older Americans Month in Nevada ([Exhibit G](#))

PUBLIC COMMENT

- President Randall called for public comment; however, no testimony was presented.

ADJOURNMENT

There being no further business to come before the Forum, President Randall adjourned the meeting at 12:01 p.m.

Respectfully submitted,

Mary Shope, Coordinator
Nevada Silver Haired Legislative Forum

APPROVED BY:

Herbert E. Randall, Ed.D., President
Nevada Silver Haired Legislative Forum

Date: _____

APPROVED BY:

Clo Banks, Secretary
Nevada Silver Haired Legislative Forum

Date: _____

LIST OF EXHIBITS

[Exhibit A](#) is the “Meeting Notice and Agenda” for June 17, 2014, provided by Mary Shope, Coordinator, NSHLF, Administrative Division, Legislative Counsel Bureau (LCB).

[Exhibit B](#) is a document titled “Proposed Change in Electric Service Rates will harm lower income and elderly customers,” provided by Daniel Jacobsen, Bureau of Consumer Protection, Office of the Attorney General.

[Exhibit C](#) is a document titled “American Council of the Blind, National Conference and Convention, Useful Information,” provided by Rick Kuhlmeier, NSHLF member, Senatorial District No. 2.

[Exhibit D](#) is a memorandum titled “Treasurer’s Report” ending fiscal year 2013-2014, Periods Ending 05/31/2014, provided by Mary Shope, Coordinator, NSHLF, Administrative Division, LCB.

[Exhibit E](#) is the “Work Session Document,” provided by Mary Shope, Coordinator, NSHLF, Administrative Division, LCB.

[Exhibit F](#) is a document titled “Work Session Issues Relating to Seniors Presented to the NSHLF During the 2014 Interim, for possible inclusion in Legislation for the 78th (2015) Session of the Nevada Legislature, dated June 4, 2014, prepared by Dr. John Yacenda, NSHLF member, Senatorial District No. 16.

[Exhibit G](#) is a document titled “State of Nevada—Executive Department, A Proclamation by the Governor”, provided by Mary Shope, Coordinator, NSHLF, Administrative 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, other materials distributed at the meeting, and the audio record 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 or telephone: 775/684-6827.