

SENATE BILL NO. 120—SENATORS CANCELA; AND SEGERBLOM

PREFILED FEBRUARY 13, 2017

Referred to Committee on Health and Human Services

SUMMARY—Revises provisions relating to problem gambling. (BDR 40-810)

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 problem gambling; revising the membership and duties of the Advisory Committee on Problem Gambling; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Existing law establishes the Advisory Committee on Problem Gambling. (NRS
2 458A.060) The Advisory Committee reviews requests for a grant of money or a
3 contract for services to provide programs and services related to problem gambling
4 and performs certain other tasks relating to funding such programs and services.
5 (NRS 458A.070) The Chair of the Advisory Committee is authorized to appoint
6 groups for certain purposes relating to the duties of the Advisory Committee. (NRS
7 458A.080) This bill revises the membership and duties of the Advisory Committee
8 and the purposes for which the Chair may appoint groups.

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

1 **Section 1.** NRS 458A.060 is hereby amended to read as
2 follows:

3 458A.060 1. The Advisory Committee on Problem
4 Gambling, consisting of nine regular members, is hereby created
5 within the Department.

6 2. The Governor shall appoint the following regular members
7 to the Advisory Committee:

8 (a) One regular member who holds *or is a representative of an*
9 *association of persons who hold* a restricted gaming license;



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1 (b) Two regular members who ~~hold nonrestricted gaming~~
2 ~~licenses;~~ *are representatives of the association of gaming*
3 *establishments whose membership collectively paid the most gross*
4 *revenue fees to the State pursuant to NRS 463.370 in the last*
5 *preceding year, from a list of nominees submitted by the*
6 *association;*

7 (c) Two regular members who ~~work in the area of mental~~
8 ~~health;~~ *are qualified mental health professionals, at least one of*
9 *whom is certified as a problem gambling counselor pursuant to*
10 *chapter 641C of NRS and is currently practicing; ~~at least one of~~*
11 *whom has experience in the treatment of persons who are problem*
12 *gamblers;*

13 (d) One regular member who represents ~~the Nevada System of~~
14 ~~Higher Education and has experience in the prevention or treatment~~
15 ~~of~~ *an organization that promotes awareness of problem gambling*
16 *and provides assistance to persons affected by* problem gambling;
17 *and*

18 (e) ~~One regular member who represents an organization for~~
19 ~~veterans; and~~

20 ~~—(f) Two~~ *Three* regular members who ~~represent organizations~~
21 ~~that provide assistance to persons who are problem gamblers;~~ *are*
22 *residents of this State and who have personal or professional*
23 *knowledge and experience concerning problem gambling and*
24 *related issues, including, without limitation, personal recovery,*
25 *populations at risk of problem gambling, the assessment of needs,*
26 *research and providing supportive services to problem gamblers.*

27 3. Each regular member appointed pursuant to paragraph (a) or
28 (b) of subsection 2 may appoint an alternate member to serve in his
29 or her place if he or she is unable to attend a meeting or perform his
30 or her duties.

31 4. After the initial terms, each regular member of the Advisory
32 Committee serves for a term of 2 years. Each regular member of the
33 Advisory Committee continues in office until his or her successor is
34 appointed. Each alternate member appointed pursuant to subsection
35 3 serves during the term of the regular member who appointed him
36 or her and may be reappointed.

37 5. The regular members and alternate members of the Advisory
38 Committee serve without compensation, except that the regular
39 members and alternate members are entitled to receive the per diem
40 allowance and travel expenses provided for state officers and
41 employees generally while engaged in the business of the Advisory
42 Committee.

43 6. A majority of the total membership of the Advisory
44 Committee constitutes a quorum for the transaction of business, and



1 a majority of a quorum present at any meeting is sufficient for any
2 action taken by the Advisory Committee.

3 7. A regular member of the Advisory Committee who is an
4 officer or employee of the State or a political subdivision of the
5 State must be relieved from his or her duties without loss of his or
6 her regular compensation so that he or she may prepare for and
7 attend meetings of the Advisory Committee and perform any work
8 necessary to carry out the duties of the Advisory Committee in the
9 most timely manner practicable. A state agency or political
10 subdivision of the State shall not require an officer or employee who
11 is a regular member of the Advisory Committee to:

12 (a) Make up the time he or she is absent from work to carry out
13 his or her duties as a regular member of the Advisory Committee; or

14 (b) Take annual leave or compensatory time for the absence.

15 8. The Advisory Committee shall:

16 (a) At its first meeting and annually thereafter, elect a Chair
17 from among its regular members;

18 (b) Meet at the call of the Director, the Chair or a majority of its
19 regular members as necessary, within the budget of the Advisory
20 Committee, but not to exceed six meetings per year; and

21 (c) Adopt rules for its management and government.

22 **Sec. 2.** NRS 458A.070 is hereby amended to read as follows:

23 458A.070 The Advisory Committee shall:

24 1. ~~Review each request received by the Department from a~~
25 ~~state agency or other political subdivision of the State or from an~~
26 ~~organization or educational institution for a grant of money or a~~
27 ~~contract for services to provide programs for the prevention and~~
28 ~~treatment of problem gambling or to provide services related to the~~
29 ~~development of data, the assessment of needs, the performance of~~
30 ~~evaluations or technical assistance.;~~ *Provide advice and*
31 *information to the Governor, the Legislature, the Department and*
32 *other state agencies on issues and trends in the area of problem*
33 *gambling for the purposes of:*

34 (a) *Assisting in the establishment of priorities and criteria for*
35 *funding programs and services for the prevention and treatment of*
36 *problem gambling;*

37 (b) *Providing services relating to the development of data, the*
38 *assessment of needs, the performance of evaluations and technical*
39 *assistance concerning problem gambling; and*

40 (c) *Recommending legislation, regulations or the adoption of*
41 *public policy concerning problem gambling.*

42 2. ~~Recommend to the Director each request received pursuant~~
43 ~~to subsection 1 that the Advisory Committee believes should be~~
44 ~~awarded.;~~ *Review recommendations made by the Department for*
45 *granting money or contracting for services for the prevention and*



1 *treatment of problem gambling and make recommendations to the*
2 *Director concerning the award of such grants and contracts.*

3 3. ~~{Establish criteria for determining which state agencies and~~
4 ~~other political subdivisions of the State and organizations and~~
5 ~~educational institutions to recommend for grants of money or~~
6 ~~contracts for services pursuant to subsection 2;~~

7 ~~— 4. Monitor each grant of money awarded by the Department to~~
8 ~~provide programs for the prevention and treatment of problem~~
9 ~~gambling or to provide services related to the development of data,~~
10 ~~the assessment of needs, the performance of evaluations or technical~~
11 ~~assistance; and~~

12 ~~— 5. Assist the Department in determining the needs of local~~
13 ~~communities and in establishing priorities for funding}~~ *Review*
14 *reports compiled by the Department concerning the outcome and*
15 *evaluation of programs and services funded by the Department* for
16 the prevention and treatment of problem gambling and ~~{funding}~~
17 services *funded by the Department* related to the development of
18 data, the assessment of needs, the performance of evaluations or
19 technical assistance.

20 **Sec. 3.** NRS 458A.080 is hereby amended to read as follows:

21 458A.080 The Chair of the Advisory Committee may appoint
22 groups consisting of members of the Advisory Committee, former
23 members of the Advisory Committee and members of the public
24 who have appropriate experience or knowledge to:

25 1. Consider specific ~~{problems or other}~~ *issues and policy*
26 matters that are related to ~~{and within the scope of activities of the~~
27 ~~Advisory Committee;}~~ *the prevalence, impact, prevention and*
28 *treatment of problem gambling;* and

29 2. ~~{Review requests for grants of money or contracts for~~
30 ~~services related to specific programs for the prevention and~~
31 ~~treatment of problem gambling or services related to the~~
32 ~~development of data, the assessment of needs, the performance of~~
33 ~~evaluations or technical assistance.}~~ *Assist in researching and*
34 *developing strategic plans to fund and deliver comprehensive*
35 *programs and services to prevent and treat problem gambling and*
36 *make recommendations concerning such strategic plans.*

37 **Sec. 4.** (Deleted by amendment.)

38 **Sec. 5.** 1. Notwithstanding any other provision of law, the
39 terms of the members appointed to the Advisory Committee on
40 Problem Gambling pursuant to NRS 458A.060, as that section exists
41 on June 30, 2017, expire on that date.

42 2. As soon as practicable on or after July 1, 2017, the Governor
43 shall appoint to the Advisory Committee on Problem Gambling
44 created by NRS 458A.060, as amended by section 1 of this act:

45 (a) Four members to terms expiring on June 30, 2018; and



- 1 (b) Five members to terms expiring on June 30, 2019.
2 **Sec. 6.** 1. This section and section 5 of this act become
3 effective upon passage and approval.
4 2. Sections 1 to 4, inclusive, of this act become effective on
5 July 1, 2017.

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