

Amendment No. 528

Senate Amendment to Senate Bill No. 68	(BDR 25-303)
<b>Proposed by:</b> Senate Committee on Revenue and Economic Development	
<b>Amendment Box:</b> Replaces Amendment No. 227.	
<b>Amends:</b> Summary: No Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes	

Adoption of this amendment will REMOVE the 2/3s majority vote requirement from S.B. 68.
---

ASSEMBLY ACTION			Initial and Date	SENATE ACTION	Initial and Date		
Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/> _____	Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/> _____
Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/> _____	Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/> _____
Receded	<input type="checkbox"/>	Not	<input type="checkbox"/> _____	Receded	<input type="checkbox"/>	Not	<input type="checkbox"/> _____

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) variations of green bold underlining is language proposed to be added in this amendment; (3) ~~red strikethrough~~ is deleted language in the original bill; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) orange double underlining is deleted language in the original bill proposed to be retained in this amendment.

BJF



Date: 4/24/2023

S.B. No. 68—Establishes programs to provide certain assistance relating to housing. (BDR 25-303)





SENATE BILL NO. 68—COMMITTEE ON  
REVENUE AND ECONOMIC DEVELOPMENT

(ON BEHALF OF THE CLARK REGIONAL  
BEHAVIORAL HEALTH POLICY BOARD)

PREFILED NOVEMBER 16, 2022

Referred to Committee on Revenue and  
Economic Development

SUMMARY—Establishes programs to provide certain assistance relating to housing. (BDR 25-303)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.  
Effect on the State: Yes.

~

EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to housing; creating the Critical Needs Fund; authorizing money in the Fund to be used for certain purposes relating to very low income housing, supportive housing and supportive services; ~~increasing~~ requiring the distribution of a certain portion of the real property transfer tax ~~to require the money from the increased tax to be deposited in~~ to the Fund; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

Existing law imposes a tax on certain transfers of real property. The tax ~~is based on the value of the transferred property in increments of \$500 or a fraction thereof. (NRS 375.020)~~ Existing law requires the State Controller to deposit a portion of that transfer tax into the Account for Affordable Housing, which is administered by the Housing Division of the Department of Business and Industry in order to assist certain persons in obtaining or keeping affordable housing. (NRS 319.500, 319.510, 375.070) includes, without limitation, a tax, at the rate of \$1.30 on each \$500 of value or fraction thereof of the transferred property. After a portion of this tax is withheld by the county recorder of each county as reimbursement for the cost of collecting the tax, the proceeds of the tax are transmitted to the State Controller for deposit in the State General Fund. (NRS 375.023) Section 21.5 of this bill requires a portion of this tax equal to 15 cents on each \$500 of value of the transfer property to be transmitted to the Critical Needs Fund created by section 14 of this bill. Section 14 : ~~of this bill:~~ (1) ~~creates the Critical Needs Fund;~~ (2) requires the Housing Division of the Department of Business and Industry to administer the Fund; and ~~(3) (2) requires the money in the Fund to be used to provide certain assistance for very low income housing, supportive housing and supportive services. [Section 21 of this bill increases the tax on certain transfers of real property by 20 cents for each \$500 of value or fraction thereof, and section 22 of this bill requires the State Controller to deposit the amount attributable to the increase into the Fund.]~~ Section 14 also authorizes the Division to apply for

20 and accept gifts, bequests, grants, donations and other sources of money for credit to the Fund.  
 21 **Sections 3-13** of this bill define certain terms related to the use of money in the Fund.

22 Existing law divides this State into five behavioral health regions and creates a regional  
 23 behavioral health policy board for each region. (NRS 433.428, 433.429) Existing law requires  
 24 each policy board to advise certain agencies, including the Department of Health and Human  
 25 Services, concerning priorities for allocating money to support and develop behavioral health  
 26 services in each region. (NRS 433.4295) **Section 15** of this bill requires the Division to  
 27 annually allocate money in the Fund to be used in each behavioral health region and  
 28 prescribes the manner in which the Division is required to calculate such allocations. From the  
 29 money allocated for use in a behavioral health region, **sections 15 and 23** of this bill require  
 30 the policy board created for the region , or the Division if the policy board fails to act,  
 31 to determine an amount to be used for: (1) rental or other assistance or home repair assistance  
 32 ~~[for]~~ to assist eligible individuals to obtain or retain very low income housing; and (2)  
 33 supportive housing and supportive services.

34 **Section 16** of this bill requires the Division to distribute the money allocated by each  
 35 policy board to rental and other assistance and home repair assistance for very low income  
 36 housing to the housing authorities whose area of operation includes any part of the behavioral  
 37 health region. **Section 16** requires each housing authority to distribute that money to provide  
 38 rental and other assistance and home repair assistance for very low income housing in the  
 39 applicable behavioral health region, prioritizing households with the lowest income. ~~[ ]~~ and  
 40 households which are in supportive housing.

41 **Section** ~~[17]~~ **18** of this bill requires the Division to distribute the money allocated by each  
 42 policy board to supportive housing projects and supportive services ~~[in the following order of~~  
 43 ~~priority: (1) first,]~~ to itself for the purpose of awarding grants to provide **:(1)** rental assistance  
 44 to supportive housing projects within the applicable behavioral health region; and (2) ~~[second,~~  
 45 ~~to the Department of Health and Human Services for the purpose of awarding grants to~~  
 46 ~~provide supportive services.]~~ funding for the acquisition and rehabilitation of properties  
 47 suitable for conversion to supportive housing within the applicable behavioral health  
 48 region. ~~[Sections]~~ **Section 18** ~~[and 19 of this bill require]~~ **requires** the Division ~~[and the~~  
 49 ~~Department, respectively,]~~ to ~~[(1) award such grants; and (2)]~~ adopt regulations prescribing  
 50 the process for awarding those grants. **Section 20** of this bill prescribes certain conditions  
 51 applicable to the grants.

---

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

1 **Section 1.** Chapter 319 of NRS is hereby amended by adding thereto the  
 2 provisions set forth as sections 2 to 20, inclusive, of this act.

3 **Sec. 2.** *As used in sections 2 to 20, inclusive, of this act, unless the context*  
 4 *otherwise requires, the words and terms defined in sections 3 to 13, inclusive, of*  
 5 *this act have the meanings ascribed to them in those sections.*

6 **Sec. 3.** *“Behavioral health region” has the meaning ascribed to it in NRS*  
 7 *433.426.*

8 **Sec. 4.** *“Department” means the Department of Health and Human*  
 9 *Services.*

10 **Sec. 5.** *“Developmental disability” has the meaning ascribed to it in NRS*  
 11 *435.007.*

12 **Sec. 6.** *“Disabling condition” means a substance use disorder, serious*  
 13 *mental illness, post-traumatic stress disorder or other debilitating trauma, serious*  
 14 *emotional disturbance, developmental disability, intellectual disability or chronic*  
 15 *physical illness or disability, including, without limitation, a combination of two*  
 16 *or more such conditions.*

17 **Sec. 7.** *“Fund” means the Critical Needs Fund created by section 14 of this*  
 18 *act.*

1           Sec. 8. *“Housing authority” means a housing authority created pursuant to*  
2 *chapter 315 of NRS. The term includes, without limitation, the Nevada Rural*  
3 *Housing Authority created by NRS 315.977.*

4           Sec. 9. *“Intellectual disability” has the meaning ascribed to it in NRS*  
5 *435.007.*

6           Sec. 10. *“Policy board” has the meaning ascribed to it in NRS 433.427.*

7           Sec. 11. *“Supportive housing” means housing that:*

8           1. ~~*[Including the cost of utilities, costs not more than 30 percent of the total*~~  
9 ~~*monthly gross income of the household to which the housing is provided; and*~~

10 ~~*2. Offers supportive services to achieve housing stability to:*~~

11 ~~*(a) At least one person who is a member of the household, whether adult or*~~  
12 ~~*minor, with a disabling condition; or*~~

13 ~~*(b) A person who is an immediate family member of a person described in*~~  
14 ~~*paragraph (a).]*~~ *Is subsidized and prioritizes providing housing for persons with a*  
15 *disabling condition who:*

16 *(a) Have experienced or are at imminent risk of homelessness or whose*  
17 *disabling condition prevents independent living; and*

18 *(b) Can benefit from comprehensive support services to retain tenancy.*

19           2. *Uses admissions practices designed to result in lower barriers to entry*  
20 *than would be typical for other subsidized or unsubsidized rental housing,*  
21 *including, without limitation, requirements with respect to rental history,*  
22 *criminal history or source of income.*

23           3. *Is paired with on-site or off-site, voluntary and tenant-centered tenancy*  
24 *supportive services designed to serve the resident population and assist with*  
25 *achieving successful tenancy, improving health status and providing a*  
26 *connection to community-based services, health care, treatment or employment*  
27 *services.*

28           4. *Is subject to the provisions of chapter 118A of NRS.*

29           Sec. 12. *“Supportive services” means services available to a person with a*  
30 *disabling condition or to his or her immediate family, including, without*  
31 *limitation:*

32           1. *Case management and intensive services delivered in the household or*  
33 *through care coordination related to physical and behavioral health, treatment*  
34 *for and recovery from addictive disorders, recovery from trauma, management of*  
35 *a chronic disease or management of an intellectual, developmental or physical*  
36 *disability; and*

37           2. *Other tenancy supports.*

38           Sec. 13. 1. *“Very low income housing” means housing:*

39           (a) *For a household that has a total monthly gross income that is equal to*  
40 *not more than 50 percent of the median monthly gross household income for the*  
41 *county in which the housing is located; and*

42           (b) *Which, including the cost of utilities, costs not more than 30 percent of*  
43 *the total monthly gross household income of the household to which the housing*  
44 *is provided.*

45           2. *For the purposes of this section, median monthly gross household*  
46 *income must be determined based upon the estimates of the United States*  
47 *Department of Housing and Urban Development of the most current median*  
48 *monthly gross family income for the county in which the housing is located.*

49           Sec. 14. 1. *The Critical Needs Fund is hereby created in the State*  
50 *Treasury. The Division shall administer the Critical Needs Fund.*

51           2. *Money in the Fund must be expended in the manner prescribed by*  
52 *sections 2 to 20, inclusive, of this act, and any regulations adopted thereto.*

1           3. The interest and income earned on the money in the Fund, after  
2 deducting any applicable charges, must be credited to the Fund. Any money  
3 remaining in the Fund at the end of the fiscal year does not revert to the State  
4 General Fund, and the balance in the Fund must be carried forward to the next  
5 fiscal year.

6           4. All money that is collected for the use of the Fund from any source,  
7 including, without limitation, pursuant to ~~subsection 7 or NRS 375.020~~ NRS  
8 375.023 or from legislative appropriation, must be deposited in the State Treasury  
9 for credit to the Fund.

10          5. All claims against the Fund must be paid as other claims against the  
11 State are paid.

12          6. The Division may ~~not~~ use not more than 10 percent of the money in the  
13 Fund to ~~administer~~ :

14           (a) Administer the Fund ~~+~~; and

15           (b) Provide funding for administrative purposes to housing authorities.

16          7. The Division may apply for and accept any gift, donation, bequest, grant  
17 or other source of money for the purposes of providing rental and other  
18 assistance and home repair assistance for very low income housing, supportive  
19 housing and supportive services in accordance with sections 2 to 20, inclusive, of  
20 this act. Any money so received must be deposited in the State Treasury for credit  
21 to the Fund.

22          **Sec. 15. 1. The Division shall, on or before July 1 of each year:**

23           (a) Determine the total amount of money in the Fund which is available for  
24 use within all behavioral health regions in this State combined;

25           (b) Determine the amount of money in the Fund which is available for use  
26 within each behavioral health region in this State; and

27           (c) Report to each policy board the amounts determined in paragraphs (a)  
28 and (b).

29          2. In making a determination pursuant to paragraph (b) of subsection 1, the  
30 Division shall allocate:

31           (a) At least ~~[\$500,000]~~ \$400,000 or one-fifth of the total money determined to  
32 be available pursuant to paragraph (a) of subsection 1, whichever is less, for use  
33 in each behavioral health region; and

34           (b) Any additional money determined to be available pursuant to paragraph  
35 (a) of subsection 1 among the behavioral health regions in proportion to the  
36 current populations of the behavioral health regions.

37          3. Each policy board shall, within ~~30~~ 60 days after receipt of the report  
38 submitted by the Division pursuant to paragraph (c) of subsection 1 ~~+~~ and, in  
39 consultation with the social services department of each county within the  
40 behavioral health region:

41           (a) Determine an amount of money ~~+~~ + ~~which must be equal to or greater than~~  
42 ~~25 percent of the money allocated pursuant to subsection 2 for use in the~~  
43 ~~behavioral health region for which the policy board was created~~ + to assist  
44 toward rental and other assistance or home repair assistance ~~+~~ to assist  
45 eligible persons to obtain or retain very low income housing;

46           (b) Determine an amount of money ~~+~~ + ~~which must be equal to or greater than~~  
47 ~~25 percent of the money allocated pursuant to subsection 2 for use in the~~  
48 ~~behavioral health region for which the policy board was created~~ + to allocate  
49 toward supportive housing and supportive services; and

50           (c) Report to the Division the amounts determined pursuant to paragraphs  
51 (a) and (b).

52          4. The Division shall, upon receipt of the report submitted by a policy board  
53 pursuant to paragraph (c) of subsection 3:

1 (a) Distribute the money allocated by the policy board toward rental *and*  
 2 *other assistance or home repair assistance* ~~for~~ *to assist eligible persons to obtain*  
 3 *or retain very low income housing in accordance with section 16 of this act; and*

4 (b) ~~Prioritize and distribute~~ Distribute the money allocated by the policy  
 5 board toward supportive housing and supportive services in accordance with  
 6 section ~~17~~ 18 of this act.

7 5. If a policy board does not make a determination within the time  
 8 prescribed pursuant to subsection 3, the Division shall, after consultation with  
 9 the social services agency of each county within the behavioral health region,  
 10 determine an amount of money to allocate towards the purposes described in  
 11 paragraphs (a) and (b) of subsection 3. Upon making such a determination, the  
 12 Division shall distribute the money allocated by the Division pursuant to this  
 13 subsection in accordance with sections 16 and 18 of this act as though the  
 14 allocation had been made by the policy board.

15 6. As used in this section, "population" means the current population  
 16 estimate for the counties within a behavioral health region as determined and  
 17 published by the Department of Taxation and the demographer employed  
 18 pursuant to NRS 360.283.

19 Sec. 16. 1. The Division shall distribute the money allocated by each  
 20 policy board pursuant to paragraph (a) of subsection 3 of section 15 of this act to  
 21 the housing authorities whose area of operation includes any part of the  
 22 behavioral health region for which the policy board was established.

23 2. Upon receiving money from the Division pursuant to subsection 1, a  
 24 housing authority shall distribute the money to households in the applicable  
 25 behavioral health region for the purpose of providing rental *and other* assistance  
 26 and home repair assistance ~~for~~ *to assist eligible persons to obtain or retain* very  
 27 low income housing. When making such a distribution, a housing authority shall  
 28 prioritize households with the lowest income ~~and~~ *and households that are currently*  
 29 *in supportive housing.*

30 3. In order to receive assistance pursuant to subsection 2, a household must  
 31 provide evidence to the housing authority awarding the assistance that the  
 32 household:

33 (a) *Has made at least one application for another source of assistance for*  
 34 *which the household or person is eligible including, without limitation, from the*  
 35 *Housing Choice Voucher Program or the Veterans Affairs Supportive Housing*  
 36 *Program pursuant to 42 U.S.C. § 1437f and any regulations adopted pursuant*  
 37 *thereto or any successor program, or from the Aging and Disability Services*  
 38 *Division of the Department; or*

39 (b) *Is not eligible to receive any assistance described in paragraph (a).*

40 Sec. 17. ~~The Division shall distribute the money allocated by each policy~~  
 41 ~~board pursuant to paragraph (b) of subsection 3 of section 15 of this act in the~~  
 42 ~~following order of priority:~~

43 ~~1. First, to itself for the purpose of awarding grants pursuant to section 18~~  
 44 ~~of this act to provide assistance to supportive housing projects within the~~  
 45 ~~applicable behavioral health region; and~~

46 ~~2. Second, to the Department for the purpose of awarding grants pursuant~~  
 47 ~~to section 19 of this act to provide supportive services within the applicable~~  
 48 ~~behavioral health region.] (Deleted by amendment.)~~

49 Sec. 18. 1. The Division shall use the money ~~described in subsection 1 of~~  
 50 ~~section 17 of this act to award~~ allocated by each policy board pursuant to  
 51 paragraph (b) of subsection 3 of section 15 of this act to the Division for the  
 52 purpose of awarding competitive grants subject to the provisions of section 20 of  
 53 this act to provide ~~rental~~ :

1 (a) Rental assistance and funding for supportive services to supportive  
 2 housing projects within the applicable behavioral health region in order to  
 3 ensure the financial sustainability of such projects ~~and~~; and

4 (b) Funding, not to exceed \$15,000 per unit, for the acquisition and  
 5 rehabilitation of properties suitable for conversion to supportive housing within  
 6 the applicable behavioral health region.

7 2. The Division shall adopt regulations prescribing the process for  
 8 awarding competitive grants pursuant to this section, including, without  
 9 limitation, the process to apply for such a grant. The regulations must: ~~require~~

10 ~~(a) Provide for the participation in the grant review process of a~~  
 11 ~~member of the applicable policy board, or a designee of the policy board, and a~~  
 12 ~~representative of a social services agency of a county;~~

13 (b) Require an applicant to demonstrate the ability to leverage federal and  
 14 other sources of money and give priority to applications from applicants who  
 15 show the most ability to or experience in securing leveraged funding;

16 (c) Require an applicant to make the supportive housing available to  
 17 qualified tenants for not less than 24 months and provide that additional  
 18 consideration in the competitive process will be given to projects that create  
 19 permanent supportive housing accompanied by robust supportive services;

20 (d) Require an annual performance review of each person or entity to whom  
 21 a grant is awarded; ~~and~~

22 ~~(b) The~~

23 (e) Require the renewal of a grant at least every 3 years ~~and~~ and authorize up  
 24 to four renewals, contingent upon successful annual performance reviews; and

25 (f) Authorize the use of unallocated money to supplement grants from prior  
 26 years or the retention of unallocated money in a carryover account to fund future  
 27 projects within the behavioral health region.

28 Sec. 19. ~~[1. The Department shall use the money described in subsection~~  
 29 ~~2 of section 17 of this act to award competitive grants subject to the provisions of~~  
 30 ~~section 20 of this act, in approximately equal amounts, to provide supportive~~  
 31 ~~services;~~

32 ~~(a) In conjunction with supportive housing projects within the applicable~~  
 33 ~~behavioral health region; and~~

34 ~~(b) For persons who do not reside in supportive housing projects within the~~  
 35 ~~applicable behavioral health region.~~

36 2. The Department shall adopt regulations prescribing the process for  
 37 awarding competitive grants pursuant to this section, including, without  
 38 limitation, the process to apply for such a grant. The regulations must require:

39 ~~(a) An annual performance review of each person or entity to whom a grant~~  
 40 ~~is awarded; and~~

41 ~~(b) The renewal of a grant at least every 3 years.] (Deleted by amendment.)~~

42 Sec. 20. 1. A person or entity to which a grant is awarded pursuant to  
 43 section 18 ~~for 19~~ of this act may make commitments of not more than ~~10~~ 15  
 44 years with regard to the use of the money. Such a commitment is contingent on  
 45 the availability of funds, the outcome of the annual performance reviews  
 46 conducted pursuant to section 18 ~~for 19, as applicable,~~ of this act, and the  
 47 successful renewal of the grant. A person or entity to which a grant is awarded  
 48 pursuant to section 18 of this act may apply for another competitive grant  
 49 pursuant to that section after any previous grant has ended and can no longer be  
 50 renewed.

51 2. A grant awarded pursuant to section 18 ~~for 19~~ of this act must require a  
 52 person or entity that wishes to receive such assistance to provide evidence to the  
 53 grantee that the person or entity:



1 *(a) Has made at least one application for another source of assistance for*  
 2 *which the person or entity is eligible including, without limitation, from the*  
 3 *Housing Choice Voucher Program or the Veterans Affairs Supportive Housing*  
 4 *Program pursuant to 42 U.S.C. § 1437f and any regulations adopted pursuant*  
 5 *thereto or any successor program, or from the Aging and Disability Services*  
 6 *Division of the Department; or*

7 *(b) Is not eligible to receive any assistance described in paragraph (a).*

8 **Sec. 21.** ~~NRS 375.020 is hereby amended to read as follows:~~

9 ~~375.020 1. A tax, at the rate of:~~

10 ~~— (a) In a county whose population is 700,000 or more, [\$1.25.] \$1.45; and~~

11 ~~— (b) In a county whose population is less than 700,000, [65.85 cents,~~

12 ~~— for each \$500 of value or fraction thereof, is hereby imposed on each deed by~~  
 13 ~~which any lands, tenements or other realty is granted, assigned, transferred or~~  
 14 ~~otherwise conveyed to, or vested in, another person, or land sale installment~~  
 15 ~~contract, if the consideration or value of the interest or property conveyed exceeds~~  
 16 ~~\$100.~~

17 ~~— 2. The amount of tax must be computed on the basis of the value of the~~  
 18 ~~transferred real property as declared pursuant to NRS 375.060.] **(Deleted by**~~  
 19 ~~**amendment.)**~~

20 **Sec. 21.5. NRS 375.023 is hereby amended to read as follows:**

21 375.023 1. In addition to all other taxes imposed on transfers of real  
 22 property, a tax, at the rate of \$1.30 on each \$500 of value or fraction thereof, is  
 23 hereby imposed on each deed by which any lands, tenements or other realty is  
 24 granted, assigned, transferred or otherwise conveyed to, or vested in, another  
 25 person, or land sale installment contract, if the consideration or value of the interest  
 26 or property conveyed exceeds \$100.

27 2. The amount of the tax must be computed on the basis of the value of the  
 28 transferred property as declared pursuant to NRS 375.060.

29 3. The county recorder of each county shall collect the tax in the manner  
 30 provided in NRS 375.030, except that the amount collected must be transmitted to  
 31 the State Controller ~~for~~ within 30 days after the end of the calendar quarter  
 32 during which the tax was collected. The State Controller shall deposit :

33 (a) An amount equal to that portion of the proceeds which is equivalent to 15  
 34 cents for each \$500 of value or fraction thereof in the Critical Needs Fund  
 35 created by section 14 of this act; and

36 (b) The remaining amount in the State General Fund. ~~[within 30 days after~~  
 37 ~~the end of the calendar quarter during which the tax was collected.]~~

38 4. The county recorder of each county may deduct and withhold from the  
 39 taxes collected 1 percent of those taxes to reimburse the county for the cost of  
 40 collecting the tax.

41 **Sec. 22.** ~~NRS 375.070 is hereby amended to read as follows:~~

42 ~~375.070 1. The county recorder shall transmit the proceeds of the tax~~  
 43 ~~imposed by NRS 375.020 at the end of each quarter in the following manner:~~

44 ~~— (a) An amount equal to that portion of the proceeds which is equivalent to 10~~  
 45 ~~cents for each \$500 of value or fraction thereof must be transmitted to the State~~  
 46 ~~Controller who shall deposit that amount in the Account for Affordable Housing~~  
 47 ~~created pursuant to NRS 319.500.~~

48 ~~— (b) An amount equal to that portion of the proceeds which is equivalent to 20~~  
 49 ~~cents for each \$500 of value or fraction thereof must be transmitted to the State~~  
 50 ~~Controller who shall deposit that amount in the Critical Needs Fund created by~~  
 51 ~~section 14 of this act.~~

52 ~~— (c) In a county whose population is 700,000 or more, an amount equal to that~~  
 53 ~~portion of the proceeds which is equivalent to 60 cents for each \$500 of value or~~

~~fraction thereof must be transmitted to the county treasurer for deposit in the county school district's fund for capital projects established pursuant to NRS 387.328, to be held and expended in the same manner as other money deposited in that fund.~~

~~[(c)] (d) The remaining proceeds must be transmitted to the State Controller for deposit in the Local Government Tax Distribution Account created by NRS 360.660 for credit to the respective accounts of Carson City and each county.~~

~~2. In addition to any other authorized use of the proceeds it receives pursuant to subsection 1, a county or city may use the proceeds to pay expenses related to or incurred for the development of tier one affordable housing and tier two affordable housing. A county or city that uses the proceeds in that manner must give priority to the development of tier one affordable housing and tier two affordable housing for persons who are elderly or persons with disabilities.~~

~~3. The expenses authorized by subsection 2 include, but are not limited to:~~

~~(a) The costs to acquire land and developmental rights;~~

~~(b) Related predevelopment expenses;~~

~~(c) The costs to develop the land, including the payment of related rebates;~~

~~(d) Contributions toward down payments made for the purchase of affordable housing; and~~

~~(e) The creation of related trust funds.~~

~~4. As used in this section:~~

~~(a) "Tier one affordable housing" has the meaning ascribed to it in NRS 278.01902.~~

~~(b) "Tier two affordable housing" has the meaning ascribed to it in NRS 278.01906. **(Deleted by amendment.)**~~

**Sec. 23.** NRS 433.4295 is hereby amended to read as follows:

433.4295 1. Each policy board shall:

(a) Advise the Department, Division and Commission regarding:

(1) The behavioral health needs of adults and children in the behavioral health region;

(2) Any progress, problems or proposed plans relating to the provision of behavioral health services and methods to improve the provision of behavioral health services in the behavioral health region;

(3) Identified gaps in the behavioral health services which are available in the behavioral health region and any recommendations or service enhancements to address those gaps;

(4) Any federal, state or local law or regulation that relates to behavioral health which it determines is redundant, conflicts with other laws or is obsolete and any recommendation to address any such redundant, conflicting or obsolete law or regulation; and

(5) Priorities for allocating money to support and develop behavioral health services in the behavioral health region.

(b) Promote improvements in the delivery of behavioral health services in the behavioral health region.

(c) Coordinate and exchange information with the other policy boards to provide unified and coordinated recommendations to the Department, Division and Commission regarding behavioral health services in the behavioral health region.

(d) Review the collection and reporting standards of behavioral health data to determine standards for such data collection and reporting processes.

(e) To the extent feasible, establish an organized, sustainable and accurate electronic repository of data and information concerning behavioral health and behavioral health services in the behavioral health region that is accessible to members of the public on an Internet website maintained by the policy board. A

1 policy board may collaborate with an existing community-based organization to  
2 establish the repository.

3 (f) To the extent feasible, track and compile data concerning persons placed on  
4 a mental health crisis hold pursuant to NRS 433A.160, persons admitted to mental  
5 health facilities and hospitals under an emergency admission pursuant to NRS  
6 433A.162, persons admitted to mental health facilities under an involuntary court-  
7 ordered admission pursuant to NRS 433A.200 to 433A.330, inclusive, and persons  
8 ordered to receive assisted outpatient treatment pursuant to NRS 433A.335 to  
9 433A.345, inclusive, in the behavioral health region, including, without limitation:

10 (1) The outcomes of treatment provided to such persons; and

11 (2) Measures taken upon and after the release of such persons to address  
12 behavioral health issues and prevent future mental health crisis holds and  
13 admissions.

14 (g) If a data dashboard is established pursuant to NRS 439.245, use the data  
15 dashboard to review access by different groups and populations in this State to  
16 behavioral health services provided through telehealth, as defined in NRS 629.515,  
17 and evaluate policies to make such access more equitable.

18 (h) Identify and coordinate with other entities in the behavioral health region  
19 and this State that address issues relating to behavioral health to increase awareness  
20 of such issues and avoid duplication of efforts.

21 (i) In coordination with existing entities in this State that address issues relating  
22 to behavioral health services, submit an annual report to the Commission which  
23 includes, without limitation:

24 (1) The specific behavioral health needs of the behavioral health region;

25 (2) A description of the methods used by the policy board to collect and  
26 analyze data concerning the behavioral health needs and problems of the behavioral  
27 health region and gaps in behavioral health services which are available in the  
28 behavioral health region, including, without limitation, a list of all sources of such  
29 data used by the policy board;

30 (3) A description of the manner in which the policy board has carried out  
31 the requirements of paragraphs (c) and (h) and the results of those activities; and

32 (4) The data compiled pursuant to paragraph (f) and any conclusions that  
33 the policy board has derived from such data.

34 *(j) Allocate money from the Critical Needs Fund to support very low income  
35 housing and supportive housing and supportive services for use in the behavioral  
36 health region for which the policy board was created, as provided in section 15 of  
37 this act.*

38 2. A report described in paragraph (i) of subsection 1 may be submitted more  
39 often than annually if the policy board determines that a specific behavioral health  
40 issue requires an additional report to the Commission.

41 **Sec. 24.** 1. Notwithstanding the provisions of section 15 of this act, the  
42 Housing Division of the Department of Business and Industry shall provide the  
43 initial report described in paragraph (c) of subsection 1 of section 15 of this act to  
44 each policy board in this State on or before July 1, 2024.

45 2. As used in this section, "policy board" has the meaning ascribed to it in  
46 section 10 of this act.

47 **Sec. 25.** 1. This section becomes effective upon passage and approval.

48 2. Sections 1 to 24, inclusive, of this act become effective:

49 (a) Upon passage and approval for the purpose of adopting any regulations and  
50 performing any other preparatory administrative tasks that are necessary to carry  
51 out the provisions of this act; and

52 (b) On October 1, 2023, for all other purposes.