
ASSEMBLY BILL NO. 4—COMMITTEE ON HEALTH AND HUMAN SERVICES

PREFILED DECEMBER 18, 1998

Referred to Committee on Health and Human Services

SUMMARY—Prohibits department of human resources from considering assets of child or pregnant woman or their families to determine eligibility for child health assurance program. (BDR 38-489)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State or on Industrial Insurance: Yes.

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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 public welfare; prohibiting the department of human resources from considering the assets of a child or pregnant woman or their families to determine eligibility for the child health assurance program; and providing other matters properly relating thereto.

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

- 1 **Section 1.** Chapter 422 of NRS is hereby amended by adding thereto a
2 new section to read as follows:
3 *The administrator shall not include in the state plan for Medicaid a*
4 *requirement that any resources or assets of a child or pregnant woman or*
5 *the family of the child or pregnant woman be considered to determine*
6 *eligibility for the child health assurance program established pursuant to 42*
7 *U.S.C. § 1396a(a)(10)(A)(i)(IV), (VI) or (VII), unless required to include*
8 *such a consideration pursuant to federal law.*
9 **Sec. 2.** NRS 422.222 is hereby amended to read as follows:
10 422.222 1. The administrator may adopt such regulations as are
11 necessary for the administration of NRS 422.070 to 422.410, inclusive , ***and***
12 ***section 1 of this act*** and any program of the welfare division.
13 2. A regulation adopted by the administrator becomes effective upon
14 adoption or such other date as the administrator specifies in the regulation.
15 **Sec. 3.** NRS 232.320 is hereby amended to read as follows:
16 232.320 1. Except as otherwise provided in subsection 2, the director:
17 (a) Shall appoint, with the consent of the governor, chiefs of the divisions
18 of the department, who are respectively designated as follows:

1 (1) The administrator of the aging services division;

2 (2) The administrator of the health division;

3 (3) The state welfare administrator; and

4 (4) The administrator of the division of child and family services.

5 (b) Shall administer, through the divisions of the department, the
6 provisions of chapters 210, 423, 424, 425, 427A, 432A to 442, inclusive, 446,
7 447, 449 and 450 of NRS, NRS 127.220 to 127.310, inclusive, 422.070 to
8 422.410, inclusive, *and section 1 of this act*, 432.010 to 432.139, inclusive,
9 444.003 to 444.430, inclusive, and 445A.010 to 445A.050, inclusive, and all
10 other provisions of law relating to the functions of the divisions of the
11 department, but is not responsible for the clinical activities of the health
12 division or the professional line activities of the other divisions.

13 (c) Shall, after considering advice from agencies of local governments and
14 nonprofit organizations which provide social services, adopt a master plan for
15 the provision of human services in this state. The director shall revise the plan
16 biennially and deliver a copy of the plan to the governor and the legislature at
17 the beginning of each regular session. The plan must:

18 (1) Identify and assess the plans and programs of the department for the
19 provision of human services, and any duplication of those services by federal,
20 state and local agencies;

21 (2) Set forth priorities for the provision of those services;

22 (3) Provide for communication and the coordination of those services
23 among nonprofit organizations, agencies of local government, the state and
24 the Federal Government;

25 (4) Identify the sources of funding for services provided by the
26 department and the allocation of that funding;

27 (5) Set forth sufficient information to assist the department in providing
28 those services and in the planning and budgeting for the future provision of
29 those services; and

30 (6) Contain any other information necessary for the department to
31 communicate effectively with the Federal Government concerning
32 demographic trends, formulas for the distribution of federal money and any
33 need for the modification of programs administered by the department.

34 (d) May, by regulation, require nonprofit organizations and state and local
35 governmental agencies to provide information to him regarding the programs
36 of those organizations and agencies, excluding detailed information relating
37 to their budgets and payrolls, which he deems necessary for his performance
38 of the duties imposed upon him pursuant to this section.

39 (e) Has such other powers and duties as are provided by law.

40 2. The governor shall appoint the administrator of the mental hygiene and
41 mental retardation division.

42 **Sec. 4.** This act becomes effective on July 1, 1999.