

ASSEMBLY BILL NO. 35—ASSEMBLYWOMAN BERMAN

PREFILED JANUARY 24, 2001

Referred to Concurrent Committees on Health and  
Human Services and Ways and Means

SUMMARY—Requires department of human resources to include presumptive eligibility for children who are less than 19 years of age in children's health insurance program and to establish program of training to assist and encourage persons to enroll children in children's health insurance program. (BDR 38-214)

FISCAL NOTE: Effect on Local Government: No.  
Effect on the State: 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; requiring the department of human resources to include presumptive eligibility for children who are less than 19 years of age in the children's health insurance program to the extent authorized by federal law; requiring the department to establish a program of training for employees of certain health care facilities to assist and encourage persons to enroll children in the children's health insurance 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
- 2 the provisions set forth as sections 2 and 3 of this act.
- 3 **Sec. 2.** *"Federally-qualified health center" has the meaning*
- 4 *ascribed to it in 42 U.S.C. § 1396d(l)(2)(B).*
- 5 **Sec. 3.** *1. The director shall include in the children's health*
- 6 *insurance program, to the extent authorized by federal law, presumptive*
- 7 *eligibility for children who are less than 19 years of age.*
- 8 *2. The department shall establish and carry out a continuing*
- 9 *program of training for employees of each hospital that receives a*
- 10 *payment pursuant to NRS 422.380 to 422.390, inclusive, and each*
- 11 *federally-qualified health center in this state to assist and encourage a*
- 12 *person responsible for the care of a child who may be eligible for the*
- 13 *children's health insurance program to enroll the child in the children's*
- 14 *health insurance program. The program of training must include,*



1 *without limitation, training in assisting a person in filling out an*  
2 *application for the children's health insurance program.*

3 **Sec. 4.** NRS 422.001 is hereby amended to read as follows:

4 422.001 As used in this chapter, unless the context otherwise requires,  
5 the words and terms defined in NRS 422.010 to 422.055, inclusive, *and*  
6 *section 2 of this act* have the meanings ascribed to them in those sections.

7 **Sec. 5.** NRS 422.240 is hereby amended to read as follows:

8 422.240 1. Money to carry out the provisions of NRS 422.001 to  
9 422.410, inclusive, *and section 3 of this act*, and 422.580, including,  
10 without limitation, any federal money allotted to the State of Nevada  
11 pursuant to the program to provide temporary assistance for needy families  
12 and the program for child care and development, must be provided by  
13 appropriation by the legislature from the state general fund.

14 2. Disbursements for the purposes of NRS 422.001 to 422.410,  
15 inclusive, *and section 3 of this act*, and 422.580 must be made upon claims  
16 duly filed, audited and allowed in the same manner as other money in the  
17 state treasury is disbursed.

18 **Sec. 6.** NRS 422.273 is hereby amended to read as follows:

19 422.273 1. For any Medicaid managed care program established in  
20 the State of Nevada, the department shall contract only with a health  
21 maintenance organization that has:

22 (a) Negotiated in good faith with a federally-qualified health center to  
23 provide health care services for the health maintenance organization;

24 (b) Negotiated in good faith with the University Medical Center of  
25 Southern Nevada to provide inpatient and ambulatory services to recipients  
26 of Medicaid; and

27 (c) Negotiated in good faith with the University of Nevada School of  
28 Medicine to provide health care services to recipients of Medicaid.

29 **2.** Nothing in this section shall be construed as exempting a federally-  
30 qualified health center, the University Medical Center of Southern Nevada  
31 or the University of Nevada School of Medicine from the requirements for  
32 contracting with the health maintenance organization.

33 ~~12-1~~ **3.** During the development and implementation of any Medicaid  
34 managed care program, the department shall cooperate with the University  
35 of Nevada School of Medicine by assisting in the provision of an adequate  
36 and diverse group of patients upon which the school may base its  
37 educational programs.

38 ~~13-1~~ **4.** The University of Nevada School of Medicine may establish a  
39 nonprofit organization to assist in any research necessary for the  
40 development of a Medicaid managed care program, receive and accept  
41 gifts, grants and donations to support such a program and assist in  
42 establishing educational services about the program for recipients of  
43 Medicaid.

44 ~~14-1~~ **5.** For the purposes of this section ~~1-~~

45 ~~—(a) “Federally-qualified health center” has the meaning ascribed to it in~~  
46 ~~42 U.S.C. § 1396d(1)(2)(B).~~

47 ~~—(b) “Health”~~, *“health* maintenance organization” has the meaning  
48 ascribed to it in NRS 695C.030.



- 1     **Sec. 7.** NRS 232.320 is hereby amended to read as follows:  
2     232.320 1. Except as otherwise provided in subsection 2, the  
3     director:  
4     (a) Shall appoint, with the consent of the governor, administrators of the  
5     divisions of the department, who are respectively designated as follows:  
6         (1) The administrator of the aging services division;  
7         (2) The administrator of the health division;  
8         (3) The state welfare administrator;  
9         (4) The administrator of the division of child and family services; and  
10        (5) The administrator of the division of health care financing and  
11     policy.  
12     (b) Shall administer, through the divisions of the department, the  
13     provisions of chapters 210, 423, 424, 425, 427A, 432A to 442, inclusive,  
14     446 to 450, inclusive, of NRS, NRS 127.220 to 127.310, inclusive, 422.001  
15     to 422.410, inclusive, *and section 3 of this act*, 422.580, 432.010 to  
16     432.139, inclusive, 444.003 to 444.430, inclusive, and 445A.010 to  
17     445A.055, inclusive, and all other provisions of law relating to the  
18     functions of the divisions of the department, but is not responsible for the  
19     clinical activities of the health division or the professional line activities of  
20     the other divisions.  
21     (c) Shall, after considering advice from agencies of local governments  
22     and nonprofit organizations which provide social services, adopt a master  
23     plan for the provision of human services in this state. The director shall  
24     revise the plan biennially and deliver a copy of the plan to the governor and  
25     the legislature at the beginning of each regular session. The plan must:  
26         (1) Identify and assess the plans and programs of the department for  
27     the provision of human services, and any duplication of those services by  
28     federal, state and local agencies;  
29         (2) Set forth priorities for the provision of those services;  
30         (3) Provide for communication and the coordination of those services  
31     among nonprofit organizations, agencies of local government, the state and  
32     the Federal Government;  
33         (4) Identify the sources of funding for services provided by the  
34     department and the allocation of that funding;  
35         (5) Set forth sufficient information to assist the department in  
36     providing those services and in the planning and budgeting for the future  
37     provision of those services; and  
38         (6) Contain any other information necessary for the department to  
39     communicate effectively with the Federal Government concerning  
40     demographic trends, formulas for the distribution of federal money and any  
41     need for the modification of programs administered by the department.  
42     (d) May, by regulation, require nonprofit organizations and state and  
43     local governmental agencies to provide information to him regarding the  
44     programs of those organizations and agencies, excluding detailed  
45     information relating to their budgets and payrolls, which he deems  
46     necessary for his performance of the duties imposed upon him pursuant to  
47     this section.  
48     (e) Has such other powers and duties as are provided by law.



- 1     2. The governor shall appoint the administrator of the division of
- 2     mental health and developmental services.
- 3     **Sec. 8.** This act becomes effective on July 1, 2001.

