

ASSEMBLY BILL NO. 75—ASSEMBLYMEN BERMAN, GIBBONS, CARPENTER,
GIUNCHIGLIANI, HETTRICK, HUMKE AND VON TOBEL

FEBRUARY 9, 2001

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

SUMMARY—Requires adoption of state cancer plan and mandates administrative action
necessary to provide Medicaid coverage to certain patients with breast or
cervical cancer. (BDR 40-277)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: Contains Appropriation not included in Executive
Budget.

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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 cancer; requiring the adoption of a state cancer plan; mandating the
administrative action necessary to provide Medicaid coverage to certain patients
with breast or cervical cancer; 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 457 of NRS is hereby amended by adding thereto a
2 new section to read as follows:
3 ***1. The health division, in consultation with the state board of health,***
4 ***shall:***
5 ***(a) In cooperation with public and private entities involved in the***
6 ***detection, prevention and treatment of cancer and the rehabilitation of***
7 ***victims of cancer:***
8 ***(1) Develop a state cancer plan and revise the plan at least once***
9 ***every 5 years; and***
10 ***(2) Facilitate the formation and activities of a committee to monitor***
11 ***the implementation of the components of the state cancer plan; and***
12 ***(b) Publish and submit to the legislative commission a copy of the***
13 ***state cancer plan and each revision of the plan.***
14 ***2. The state cancer plan must:***
15 ***(a) Include a demographic assessment of the occurrences of cancer in***
16 ***this state;***
17 ***(b) Establish statewide:***



1 (1) *Goals and objectives for the detection, prevention and treatment*
2 *of cancer and the rehabilitation of victims of cancer; and*

3 (2) *Priorities for the allocation of resources for the detection,*
4 *prevention and treatment of cancer and the rehabilitation of victims of*
5 *cancer;*

6 (c) *Identify and assist in the procurement from the Federal*
7 *Government and other sources any available grants and other funding*
8 *for the detection, prevention and treatment of cancer and the*
9 *rehabilitation of victims of cancer;*

10 (d) *Identify and evaluate existing public and private activities,*
11 *programs and resources for the detection, prevention and treatment of*
12 *cancer and the rehabilitation of victims of cancer;*

13 (e) *Promote coalitions and partnerships to achieve the goals and*
14 *objectives set forth in the plan;*

15 (f) *Develop and promote strategies and procedures to reduce any*
16 *duplication of efforts among public and private programs for the*
17 *detection, prevention and treatment of cancer and the rehabilitation of*
18 *victims of cancer;*

19 (g) *Promote the coordination of activities for:*

20 (1) *The dissemination of information related to cancer;*

21 (2) *The provision of educational programs related to cancer; and*

22 (3) *The detection, prevention and treatment of cancer and the*
23 *rehabilitation of victims of cancer; and*

24 (h) *Consist of any other component deemed suitable and appropriate*
25 *by the health division.*

26 **Sec. 2.** Chapter 422 of NRS is hereby amended by adding thereto a
27 new section to read as follows:

28 *The director shall take such action as is necessary to include in the*
29 *state plan for Medicaid the coverage authorized by section 2 of the*
30 *federal Breast and Cervical Cancer Prevention and Treatment Act of*
31 *2000, including the period of presumptive eligibility authorized by that*
32 *section.*

33 **Sec. 3.** NRS 422.240 is hereby amended to read as follows:

34 422.240 1. Money to carry out the provisions of NRS 422.001 to
35 422.410, inclusive, *and section 2 of this act* and 422.580, including,
36 without limitation, any federal money allotted to the State of Nevada
37 pursuant to the program to provide temporary assistance for needy families
38 and the program for child care and development, must be provided by
39 appropriation by the legislature from the state general fund.

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

44 **Sec. 4.** The health division of the department of human resources
45 shall, not later than February 1, 2003, publish the state cancer plan required
46 pursuant to section 1 of this act and submit it to the director of the
47 legislative counsel bureau for transmittal to the 72nd session of the Nevada
48 legislature.



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1 **Sec. 5.** Section 2 of this act must not be construed to authorize or
2 require the state to provide any coverage authorized by section 2 of the
3 federal Breast and Cervical Cancer Prevention and Treatment Act of 2000
4 before:

5 1. July 1, 2001; or

6 2. The date all federal requirements are met for the state to provide that
7 coverage,
8 whichever occurs later.

9 **Sec. 6.** This act becomes effective on July 1, 2001.

