

Senate Bill No. 96—Committee on Human
Resources and Facilities

CHAPTER.....

AN ACT relating to medical facilities; removing certain mobile units from the requirement of being regulated as a medical facility; and providing other matters properly relating thereto.

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

Section 1. NRS 449.01515 is hereby amended to read as follows:

449.01515 ~~["Mobile"]~~

1. Except as otherwise provided in subsection 2, "mobile unit" means a motor vehicle ~~["other than a vehicle operated under the authority of a permit issued pursuant to chapter 450B of NRS,"]~~ that is specially designed, constructed and equipped to provide any of the medical services provided by a medical facility described in subsections 1 to 13, inclusive, of NRS 449.0151.

2. "Mobile unit" does not include:

(a) A motor vehicle that is operated by a medical facility described in subsections 1 to 13, inclusive, of NRS 449.0151 which is accredited by the Joint Commission on Accreditation of Healthcare Organizations or the American Osteopathic Association;

(b) A motor vehicle that is operated by a health center that is funded under section 330 of the Public Health Service Act, 42 U.S.C. § 254b, as amended; or

(c) A vehicle operated under the authority of a permit issued pursuant to chapter 450B of NRS.

Sec. 2. NRS 449.230 is hereby amended to read as follows:

449.230 1. Any authorized member or employee of the Health Division may enter and inspect any building or premises at any time to secure compliance with or prevent a violation of any provision of NRS 449.001 to 449.245, inclusive. ~~["For the purposes of this subsection, "building or premises" does not include a mobile unit that is operated by a medical facility which is accredited by the Joint Commission on Accreditation of Healthcare Organizations or the American Osteopathic Association."]~~

2. The State Fire Marshal or his designee shall, upon receiving a request from the Health Division or a written complaint concerning compliance with the plans and requirements to respond to an emergency adopted pursuant to subsection 7 of NRS 449.037:

(a) Enter and inspect a residential facility for groups; and

(b) Make recommendations regarding the adoption of plans and requirements pursuant to subsection 7 of NRS 449.037, to ensure the safety of the residents of the facility in an emergency.

3. The State Health Officer or his designee shall enter and inspect at least annually each building or the premises of a residential facility for groups to ensure compliance with standards for health and sanitation.

4. An authorized member or employee of the Health Division shall enter and inspect any building or premises operated by a residential facility for groups within 72 hours after the Health Division is notified that a residential facility for groups is operating without a license.

Sec. 3. NRS 449.235 is hereby amended to read as follows:

449.235 ~~{1. Except as otherwise provided in subsection 2, every}~~ **Every** medical facility or facility for the dependent may be inspected at any time, with or without notice, as often as is necessary by:

~~{(a)}~~ **1.** The Health Division to ensure compliance with all applicable regulations and standards; and

~~{(b)}~~ **2.** Any person designated by the Aging Services Division of the Department of Human Resources to investigate complaints made against the facility.

~~{2. The provisions of subsection 1 do not authorize the Health Division to inspect a mobile unit that is operated by a medical facility which is accredited by the Joint Commission on Accreditation of Healthcare Organizations or the American Osteopathic Association, unless the Health Division has reasonable cause to believe that the mobile unit has violated any provision of NRS 449.001 to 449.240, inclusive, or any regulation or standard adopted pursuant thereto.}~~

Sec. 4. This act becomes effective on July 1, 2003.