

ASSEMBLY BILL NO. 523—COMMITTEE ON
HEALTH AND HUMAN SERVICES

MARCH 29, 2005

Referred to Committee on Health and Human Services

SUMMARY—Revises provisions governing jurisdiction of local boards of health. (BDR 40-1123)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: No.

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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 sanitation; extending jurisdiction over agricultural programs administered by the University and Community College System of Nevada to local boards of health; 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. Chapter 444 of NRS is hereby amended by adding thereto a new section to read as follows:

The Health Division and the local boards of health have joint supervision over the sanitation, healthfulness, cleanliness and safety of any agricultural program administered by the University and Community College System of Nevada.

Sec. 2. NRS 444.330 is hereby amended to read as follows:

444.330 1. ~~The~~ ***Except as otherwise provided in section 1 of this act, the*** Health Division has supervision over the sanitation, healthfulness, cleanliness and safety, as it pertains to the foregoing matters, of the following state institutions:

(a) Institutions and facilities of the Department of Corrections.

(b) Northern Nevada Adult Mental Health Services.

(c) Nevada Youth Training Center, Caliente Youth Center and any other state facility for the detention of children that is operated pursuant to title 5 of NRS.



(d) Northern Nevada Children's Home.

(e) Southern Nevada Children's Home.

(f) University and Community College System of Nevada.

2. The State Board of Health may adopt regulations pertaining thereto as are necessary to promote properly the sanitation, healthfulness, cleanliness and, as it pertains to the foregoing matters, the safety of those institutions.

3. The State Health Officer or his authorized agent shall inspect those institutions at least once each calendar year and whenever he deems an inspection necessary to carry out the provisions of this section.

4. The State Health Officer may publish reports of the inspections.

5. All persons charged with the duty of maintenance and operation of the institutions named in this section shall operate the institutions in conformity with the regulations adopted by the State Board of Health pursuant to subsection 2.

6. The State Health Officer or his authorized agent may, in carrying out the provisions of this section, enter upon any part of the premises of any of the institutions named in this section over which he has jurisdiction, to determine the sanitary conditions of the institutions and to determine whether the provisions of this section and the regulations of the State Board of Health pertaining thereto are being violated.

Sec. 3. NRS 232.320 is hereby amended to read as follows:

232.320 1. Except as otherwise provided in subsection 2, the Director:

(a) Shall appoint, with the consent of the Governor, administrators of the divisions of the Department, who are respectively designated as follows:

(1) The Administrator of the Aging Services Division;

(2) The Administrator of the Health Division;

(3) The State Welfare Administrator;

(4) The Administrator of the Division of Child and Family Services; and

(5) The Administrator of the Division of Health Care Financing and Policy.

(b) Shall administer, through the divisions of the Department and the Office of Disability Services, the provisions of chapters 63, 423, 424, 425, 426A, 427A, 432A to 442, inclusive, 446 to 450, inclusive, of NRS, NRS 127.220 to 127.310, inclusive, 422.001 to 422.410, inclusive, 422.580, 426.205 to 426.295, inclusive, 432.010 to 432.139, inclusive, 444.003 to 444.430, inclusive, **and section 1 of this act**, and 445A.010 to 445A.055, inclusive, and all other provisions of law relating to the functions of the divisions of the



1 Department and the Office of Disability Services, but is not
2 responsible for the clinical activities of the Health Division or the
3 professional line activities of the other divisions or the Office of
4 Disability Services.

5 (c) Shall, after considering advice from agencies of local
6 governments and nonprofit organizations which provide social
7 services, adopt a master plan for the provision of human services in
8 this State. The Director shall revise the plan biennially and deliver a
9 copy of the plan to the Governor and the Legislature at the
10 beginning of each regular session. The plan must:

11 (1) Identify and assess the plans and programs of the
12 Department for the provision of human services, and any
13 duplication of those services by federal, state and local agencies;

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

15 (3) Provide for communication and the coordination of those
16 services among nonprofit organizations, agencies of local
17 government, the State and the Federal Government;

18 (4) Identify the sources of funding for services provided by
19 the Department and the allocation of that funding;

20 (5) Set forth sufficient information to assist the Department
21 in providing those services and in the planning and budgeting for the
22 future provision of those services; and

23 (6) Contain any other information necessary for the
24 Department to communicate effectively with the Federal
25 Government concerning demographic trends, formulas for the
26 distribution of federal money and any need for the modification of
27 programs administered by the Department.

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

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

35 2. The Governor shall appoint the Administrator of the
36 Division of Mental Health and Developmental Services.



