

SENATE BILL NO. 171—SENATORS HECK, TOWNSEND,
WASHINGTON, NOLAN, HARDY, BEERS, CEGAVSKE,
RAGGIO AND RHOADS

FEBRUARY 28, 2007

JOINT SPONSORS: ASSEMBLYMEN GANSERT, HARDY, MARVEL,
BEERS, HORNE, MABEY, MANENDO, SETTELMAYER AND
STEWART

Referred to Committee on Human Resources and Education

SUMMARY—Creates the Nevada Academy of Health.
(BDR 40-952)

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 health; creating the Nevada Academy of
Health; prescribing its powers and duties; creating the
governing body of the Academy; prescribing its powers
and duties; and providing other matters properly relating
thereto.

Legislative Counsel's Digest:

1 **Section 6** of this bill creates the Nevada Academy of Health. **Section 7** of this
2 bill establishes the duties of the Academy, including studying issues relating to
3 health care in this State and establishing standards and goals concerning the
4 provision of such health care. **Section 8** of this bill creates the governing body of
5 the Academy. **Section 9** of this bill prescribes the powers and duties of the
6 governing body. **Section 10** of this bill establishes the requirements for the use of
7 money received by the Academy. **Section 11** of this bill authorizes the Academy to
8 accept gifts, grants and donations of money from any source. **Section 12** of this bill
9 provides for the appointment of the members of the governing body of the
10 Academy to specific terms of office.



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

Section 1. Title 40 of NRS is hereby amended by adding thereto a new chapter to consist of the provisions set forth as sections 2 to 11, inclusive, of this act.

Sec. 2. *As used in this chapter, unless the context otherwise requires, the words and terms defined in sections 3, 4 and 5 of this act have the meanings ascribed to them in those sections.*

Sec. 3. *"Academy" means the Nevada Academy of Health.*

Sec. 4. *"Department" means the Department of Health and Human Services.*

Sec. 5. *"Governing body" means the governing body of the Academy.*

Sec. 6. *The Nevada Academy of Health is hereby created. Each public or private agency or nonprofit or for-profit organization that provides education or training for providers of health care or conducts medical research or clinical studies in this State may participate as a member of the Academy if the agency or organization agrees with the standards and goals established by the Academy.*

Sec. 7. *The Academy shall:*

1. Study issues relating to health care in this State, including, without limitation, medical and clinical research and the education and training of providers of health care;

2. Establish standards and goals concerning the provision of health care which are measurable and regularly evaluated;

3. Analyze and evaluate data relating to health care that is created, collected or reviewed by the Department;

4. Promote cooperation between the public and private sectors, including the transfer of technology used to provide health care and the establishment of business partnerships that promote economic development in this State;

5. Provide recommendations to the Governor and the Legislature concerning the establishment of a statewide biomedical and health research program;

6. Provide to the Department:

(a) Technical expertise in matters relating to health care; and

(b) Advice and recommendations from consumers of health care; and

7. Before January 1 of each odd-numbered year, prepare and submit a report to the Governor and to the Director of the Legislative Counsel Bureau for transmittal to the Legislature. The report must include, without limitation, recommendations



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1 *concerning the strategic planning required for the improvement of*
2 *health care provided in this State.*

3 **Sec. 8. 1. The governing body of the Academy consists of**
4 **12 members.**

5 **2. The following persons shall serve as nonvoting members of**
6 **the governing body:**

7 **(a) The Director of the Department who serves as an ex officio**
8 **member;**

9 **(b) One member who represents the Nevada System of Higher**
10 **Education and who is appointed by the Board of Regents of the**
11 **University of Nevada; and**

12 **(c) One member appointed by the Legislative Committee on**
13 **Health Care who is not a Legislator.**

14 **3. The following persons shall serve as voting members of the**
15 **governing body:**

16 **(a) Five members appointed by the Governor;**

17 **(b) Two members appointed by the Senate Majority Leader;**
18 **and**

19 **(c) Two members appointed by the Speaker of the Assembly.**

20 **4. The members appointed to the governing body pursuant to**
21 **subsection 3 must, to the extent practicable:**

22 **(a) Represent agencies and organizations that provide**
23 **education or training for providers of health care;**

24 **(b) Be advocates for the rights of patients;**

25 **(c) Be recognized academic scholars; or**

26 **(d) Be members of the general public who have specialized**
27 **knowledge and experience that are beneficial to the Academy.**

28 **5. The Chairman must be elected from among the members**
29 **of the governing body.**

30 **6. After the initial terms, the term of office of each appointed**
31 **member of the governing body is 3 years. A vacancy occurring in**
32 **the membership of the governing body must be filled for the**
33 **remainder of the unexpired term in the same manner as the**
34 **original appointment. A member of the governing body may be**
35 **reappointed.**

36 **7. The Director of the Department may designate a person to**
37 **represent him at any meeting of the governing body. The person**
38 **designated may exercise all the duties, rights and privileges of the**
39 **Director.**

40 **8. A majority of the members of the governing body**
41 **constitutes a quorum, and a majority of the voting members**
42 **present must concur in any decision.**

43 **Sec. 9. 1. The governing body shall meet regularly at least**
44 **three times a year and, within the limits of legislative**



1 *appropriations, may hold additional meetings upon the call of the*
2 *Chairman.*

3 2. *While engaged in the business of the governing body, each*
4 *member of the governing body is entitled to receive the per diem*
5 *allowance and travel expenses provided for state officers and*
6 *employees generally.*

7 3. *Each member of the governing body who is an officer or*
8 *employee of this State or a political subdivision of this State must*
9 *be relieved from his duties without loss of his regular*
10 *compensation so that he may carry out his duties relating to the*
11 *governing body in the most timely manner practicable. A state*
12 *agency or a political subdivision of this State shall not require an*
13 *officer or employee who is a member of the governing body to:*

14 (a) *Make up the time he is absent from work to fulfill his*
15 *obligations as a member of the governing body; or*

16 (b) *Take annual leave or compensatory time for the absence.*

17 4. *The governing body may:*

18 (a) *Appoint advisory committees if necessary or appropriate to*
19 *assist the Academy in carrying out the provisions of this chapter;*
20 *and*

21 (b) *Enter into contracts with such public agencies or private*
22 *organizations as it considers necessary or appropriate to assist the*
23 *Academy in carrying out the provisions of this chapter.*

24 **Sec. 10.** 1. *Any money received by the Academy must be:*

25 (a) *Deposited in the State Treasury and accounted for*
26 *separately in the State General Fund; and*

27 (b) *Used only to carry out the provisions of this chapter.*

28 2. *The Director of the Department shall administer the*
29 *account. The interest and income earned on the money in the*
30 *account, after deducting any applicable charges, must be credited*
31 *to the account.*

32 3. *The money in the account does not lapse to the State*
33 *General Fund at the end of a fiscal year.*

34 4. *Any claims against the account must be paid as other*
35 *claims against the State are paid.*

36 **Sec. 11.** *The Academy may accept gifts, grants and donations*
37 *of money from any source to carry out the provisions of this*
38 *chapter.*

39 **Sec. 12.** *The members of the governing body of the Nevada*
40 *Academy of Health must be appointed as follows:*

41 1. *Three members must be appointed by the Governor to terms*
42 *that end on June 30, 2008.*

43 2. *One member must be appointed by the Governor to a term*
44 *that ends on June 30, 2009.*



3. One member must be appointed by the Senate Majority Leader to a term that ends on June 30, 2009.

4. One member must be appointed by the Speaker of the Assembly to a term that ends on June 30, 2009.

5. One member must be appointed by the Board of Regents of the University of Nevada to a term that ends on June 30, 2009.

6. One member must be appointed by the Governor to a term that ends on June 30, 2010.

7. One member must be appointed by the Senate Majority Leader to a term that ends on June 30, 2010.

8. One member must be appointed by the Speaker of the Assembly to a term that ends on June 30, 2010.

9. One member must be appointed by the Legislative Committee on Health Care to a term that ends on June 30, 2010.

Sec. 13. This act becomes effective upon passage and approval for the purpose of appointing the members of the governing body of the Nevada Academy of Health and on July 1, 2007, for all other purposes.

