

Amendment No. 477

Assembly Amendment to Assembly Bill No. 525 (BDR 40-1374)

Proposed by: Assembly Committee on Health and Human Services**Amends:** Summary: No Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes

ASSEMBLY ACTION				Initial and Date	SENATE ACTION				Initial and Date
Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/>	_____	Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/>	_____
Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____	Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____
Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____	Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) *green bold italic underlining* is new language proposed in this amendment; (3) ~~red strikethrough~~ is deleted language in the original bill; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) orange double underlining is deleted language in the original bill that is proposed to be retained in this amendment; and (6) *green bold* is newly added transitory language.

TL/TMC



Date: 4/20/2007

A.B. No. 525—Revises provisions relating to autism. (BDR 40-1374)



ASSEMBLY BILL NO. 525—COMMITTEE ON
HEALTH AND HUMAN SERVICES

MARCH 23, 2007

Referred to Committee on Health and Human Services

SUMMARY—Revises provisions relating to autism. (BDR 40-1374)

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 health care; requiring the Health Division of the Department of Health and Human Services to develop a program of public education relating to autism; ~~prescribing a designation for inclusion on a driver's license or identification card for tissue donations for research relating to autism;~~ making appropriations; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Sections 2-4 of this bill encourage screening for the detection of autism in children and require the Health Division of the Department of Health and Human Services to develop and carry out a public awareness campaign relating to autism.

~~Existing law requires the Department of Motor Vehicles to allow the holder of a driver's license or identification card the opportunity to indicate on his license or card that he wishes to be an organ donor. (NRS 482.240, 482.840) Sections 5 and 6 of this bill require the Department to give the holder of the license or card the opportunity to be a tissue donor for research relating to autism.~~

Section 7 of this bill makes an appropriation for use by ~~the Lili Claire Foundation, Inc.,~~ **an organization chosen by the Department of Health and Human Services** which provides services **without charge** to families of children with autism.

Section 8 of this bill makes an appropriation to the Department of Health and Human Services to provide a monthly allocation for certain families of children with autism to pay costs associated with certain programs that provide treatment for children with autism.

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

Section 1. Chapter 442 of NRS is hereby amended by adding thereto the provisions set forth as sections 2, 3 and 4 of this act.

Sec. 2. *As used in sections 2, 3 and 4 of this act, "autism" means a spectrum disorder which significantly affects the verbal and nonverbal communication and social skills of a person and which is often characterized by*

1 repetitive activities and stereotyped movements, resistance to changes in
2 environment or daily routine and response to sensory experiences in an unusual
3 manner. The term includes, without limitation, a group of ~~developmental~~
4 neurodevelopmental disorders such as autistic disorder, ~~Asperger's~~ Asperger's
5 syndrome, atypical autism, pervasive developmental disorder and other
6 neurodevelopmental disorders that share the characteristics described in this
7 section.

8 **Sec. 3.** The Health Division shall encourage providers of health care or
9 other services who are providing services to a child to:

10 1. Recommend that the parent or legal guardian of the child, on or before
11 the child reaches 18 months of age, if practicable, complete the checklist for the
12 detection of autism in toddlers; and

13 2. Perform a screening of the child, on or before the child reaches 18
14 months of age, if practicable, for the detection of autism.

15 **Sec. 4.** 1. The Health Division shall develop and carry out a program of
16 public education and awareness relating to autism. The program must:

17 (a) Include a description of autism and the spectrums of autism;

18 (b) Include information for parents and legal guardians of children
19 concerning the importance of screening children for the detection of autism on or
20 before the age of 18 months;

21 (c) Encourage providers of health care or other services who are providing
22 services to children to carry out section 3 of this act;

23 (d) Include the checklist for the detection of autism in toddlers and any other
24 information which may assist parents and legal guardians in the detection of
25 autism in children;

26 (e) Provide access to and information concerning continuing education
27 credits relating to autism for providers of health care and other services who wish
28 to obtain such credit ~~from~~ from the appropriate licensing boards;

29 (f) Identify available resources, services and programs for persons with
30 autism and parents of children with autism, including, without limitation, contact
31 information for those resources, services and programs; and

32 (g) Other information relating to autism as determined necessary by the
33 Health Division.

34 2. The Health Division shall ensure that the information required by
35 subsection 1:

36 (a) Is presented in written materials prepared by the Health Division,
37 including, without limitation, brochures that use terms which are easily
38 understandable;

39 (b) Is presented on an Internet website maintained by the Health Division,
40 including, without limitation, direct access via the website to the checklist for the
41 detection of autism in toddlers; and

42 (c) Is made available to child care facilities, public schools, licensed hospitals
43 in this State that provide services for maternity care and the care of newborn
44 children, licensed obstetric centers, providers of health care or other services who
45 are providing services to children and is otherwise made available to the general
46 public.

47 **Sec. 5.** ~~NRS 483.340 is hereby amended to read as follows:~~

48 ~~483.340 1. The Department shall, upon payment of the required fee, issue to~~
49 ~~every qualified applicant a driver's license indicating the type or class of vehicles~~
50 ~~the licensee may drive. The license must bear a unique number assigned to the~~
51 ~~licensee pursuant to NRS 483.345, the licensee's social security number, if he has~~
52 ~~one, unless he requests that it not appear on the license, the name, date of birth,~~
53 ~~mailing address and a brief description of the licensee, and a space upon which the~~

licensee shall write his usual signature in ink immediately upon receipt of the license. A license is not valid until it has been so signed by the licensee.

~~2. The Department may issue a driver's license for purposes of identification only for use by officers of local police and sheriffs' departments, agents of the Investigation Division of the Department of Public Safety while engaged in special undercover investigations relating to narcotics or prostitution or for other undercover investigations requiring the establishment of a fictitious identity, federal agents while engaged in undercover investigations, investigators employed by the Attorney General while engaged in undercover investigations and agents of the State Gaming Control Board while engaged in investigations pursuant to NRS 462.140. An application for such a license must be made through the head of the police or sheriff's department, the Chief of the Investigation Division of the Department of Public Safety, the director of the appropriate federal agency, the Attorney General or the Chairman of the State Gaming Control Board. Such a license is exempt from the fees required by NRS 482.410. The Department, by regulation, shall provide for the cancellation of any such driver's license upon the completion of the special investigation for which it was issued.~~

~~3. Information pertaining to the issuance of a driver's license pursuant to subsection 2 is confidential.~~

~~4. It is unlawful for any person to use a driver's license issued pursuant to subsection 2 for any purpose other than the special investigation for which it was issued.~~

~~5. At the time of the issuance or renewal of the driver's license, the Department shall:~~

~~(a) Give the holder the opportunity to have indicated on his driver's license that he wishes to be a donor of all or part of his body pursuant to NRS 451.500 to 451.590, inclusive, to be a donor of tissue for research relating to autism or to refuse to make an anatomical gift of his body or part of his body;~~

~~(b) Give the holder the opportunity to have indicated whether he wishes to donate \$1 or more to the Anatomical Gift Account created by NRS 460.150;~~

~~(c) Provide to each holder who is interested in becoming a donor information relating to anatomical gifts [.] and donations of tissue, including the procedure for registering as a donor with the organ donor registry or tissue donor registry with which the Department has entered into a contract pursuant to this paragraph. To carry out this paragraph, the Department shall, on such terms as it deems appropriate, enter into a contract with an organization which registers as donors persons who desire to make anatomical gifts [.] and an organization which registers as donors persons who desire to make donations of tissue for research relating to autism;~~

~~(d) If the Department has established a program for imprinting a symbol or other indicator of a medical condition on a driver's license pursuant to NRS 483.3485, give the holder the opportunity to have a symbol or other indicator of a medical condition imprinted on his driver's license;~~

~~6. If the holder wishes to make a donation to the Anatomical Gift Account, the Department shall collect the donation and deposit the money collected in the State Treasury for credit to the Anatomical Gift Account;~~

~~7. The Department shall submit to the organ donor registry or tissue donor registry with which the Department has entered into a contract pursuant to paragraph (c) of subsection 5 information from the records of the Department relating to persons who have drivers' licenses that indicate the intention of those persons to make an anatomical gift [.] or a donation of tissue for research relating to autism. The Department shall adopt regulations to carry out the provisions of this subsection.] (Deleted by amendment.)~~

1 **Sec. 6.** ~~[NRS 483.840 is hereby amended to read as follows:~~
2 ~~483.840 1. The form of the identification cards must be similar to that of~~
3 ~~drivers' licenses but distinguishable in color or otherwise.~~
4 ~~2. Identification cards do not authorize the operation of any motor vehicles.~~
5 ~~3. Identification cards must include the following information concerning the~~
6 ~~holder:~~
7 ~~(a) The name and sample signature of the holder.~~
8 ~~(b) A unique identification number assigned to the holder that is not based on~~
9 ~~the holder's social security number.~~
10 ~~(c) A personal description of the holder.~~
11 ~~(d) The date of birth of the holder.~~
12 ~~(e) The current address of the holder in this State.~~
13 ~~(f) A colored photograph of the holder.~~
14 ~~4. The information required to be included on the identification card pursuant~~
15 ~~to subsection 3 must be placed on the card in the manner specified in subsection 1~~
16 ~~of NRS 483.347.~~
17 ~~5. At the time of the issuance or renewal of the identification card, the~~
18 ~~Department shall:~~
19 ~~(a) Give the holder the opportunity to have indicated on his identification card~~
20 ~~that he wishes to be a donor of all or part of his body pursuant to NRS 451.500 to~~
21 ~~451.590, inclusive, to be a donor of tissue for research relating to autism or to~~
22 ~~refuse to make an anatomical gift of his body or part of his body.~~
23 ~~(b) Give the holder the opportunity to indicate whether he wishes to donate \$1~~
24 ~~or more to the Anatomical Gift Account created by NRS 460.150.~~
25 ~~(c) Provide to each holder who is interested in becoming a donor information~~
26 ~~relating to anatomical gifts [.] and donations of tissue, including the procedure for~~
27 ~~registering as a donor with the organ donor registry or tissue donor registry with~~
28 ~~which the Department has entered into a contract pursuant to this paragraph. To~~
29 ~~carry out this paragraph, the Department shall, on such terms as it deems~~
30 ~~appropriate, enter into a contract with an organization which registers as donors~~
31 ~~persons who desire to make anatomical gifts [.] and an organization which~~
32 ~~registers as donors persons who desire to make donations of tissue for research~~
33 ~~relating to autism.~~
34 ~~(d) If the Department has established a program for imprinting a symbol or~~
35 ~~other indicator of a medical condition on an identification card pursuant to NRS~~
36 ~~483.863, give the holder the opportunity to have a symbol or other indicator of a~~
37 ~~medical condition imprinted on his identification card.~~
38 ~~6. If the holder wishes to make a donation to the Anatomical Gift Account,~~
39 ~~the Department shall collect the donation and deposit the money collected in the~~
40 ~~State Treasury for credit to the Anatomical Gift Account.~~
41 ~~7. The Department shall submit to the organ donor registry or tissue donor~~
42 ~~registry with which the Department has entered into a contract pursuant to~~
43 ~~paragraph (c) of subsection 5 information from the records of the Department~~
44 ~~relating to persons who have identification cards issued by the Department that~~
45 ~~indicate the intention of those persons to make an anatomical gift [.] or a donation~~
46 ~~of tissue for research relating to autism. The Department shall adopt regulations to~~
47 ~~carry out the provisions of this subsection.~~
48 ~~8. As used in this section, "photograph" has the meaning ascribed to it in~~
49 ~~NRS 483.125.] (Deleted by amendment.)~~

50 **Sec. 7.** 1. There is hereby appropriated from the State General Fund to the
51 Department of Health and Human Services, the sum of \$1,200,000 to assist ~~the Lili~~
52 ~~Claire Foundation, Inc.]~~ **an organization chosen by the Department that**
53 **provides services without charge to families of children with autism in**

accordance with this section. **Such an organization must use diagnostic practices based on scientific evidence and use a multidisciplinary team to conduct evaluations.**

2. The Department ~~of Health and Human Services~~ shall distribute the money appropriated by subsection 1 to ~~the Lili Claire Foundation, Inc.~~ **the organization**, if the ~~Foundation~~ **organization** submits proof satisfactory to the Department that the ~~Foundation~~ **organization** has obtained equal matching money, other than money from this State. The matching money may include, without limitation, money from local governmental agencies, community organizations, the private sector and the Federal Government.

3. ~~Upon receipt of the money pursuant to subsection 2, the Lili Claire Foundation, Inc., shall use the money for:~~

~~(a) The enhancement of the facilities and operations of the Foundation in southern Nevada; and~~

~~(b) The establishment and operation of the Foundation in northern Nevada in collaboration with the Nevada System of Higher Education.~~ **The Department shall ensure that the money appropriated to the organization pursuant to subsection 1 is used to provide services to families of children with autism in northern Nevada and southern Nevada.**

4. Any remaining balance of the appropriation made by subsection 1 ~~of this act~~ must not be committed for expenditure after June 30, 2009, by the entity to which the appropriation is made or any entity to which money from the appropriation is granted or otherwise transferred in any manner, and any portion of the appropriated money remaining must not be spent for any purpose after September 18, 2009, by either the entity to which the money was appropriated or the entity to which the money was subsequently granted or transferred, and must be reverted to the State General Fund on or before September 18, 2009.

Sec. 8. 1. There is hereby appropriated from the State General Fund to the Department of Health and Human Services to assist parents and legal guardians in paying the costs for the treatment of children with autism:

For the Fiscal Year 2007-2008 ~~(\$2,600,000)~~ **\$2,000,000**

For the Fiscal Year 2008-2009 ~~(\$2,600,000)~~ **\$3,200,000**

2. The parent or legal guardian of a child with autism may apply to the Department of Health and Human Services, through the Office of Disability Services, for a grant of money appropriated by subsection 1 to assist in paying the cost for the child to participate in a program for the treatment of autism. The application must be on a form prescribed by the Department. The Department shall provide monthly allocations to the parent or legal guardian of a child with autism whose application is approved. The money must be used to assist in paying the cost of a program of treatment which has proven effective through evidence and research in assisting children with autism. If a sufficient amount of money is not available to pay the total amount requested in each approved application, the Department shall allocate the money equitably among parents and legal guardians whose applications are approved.

3. Any balance of the sums appropriated by subsection 1 remaining at the end of the respective fiscal years must not be committed for expenditure after June 30 of the respective fiscal years by the entity to which the appropriation is made or any entity to which money from the appropriation is granted or otherwise transferred in any manner, and any portion of the appropriated money remaining must not be spent for any purpose after September 19, 2008, and September 18, 2009, respectively, by either the entity to which the money was appropriated or the entity to which the money was subsequently granted or transferred, and must be reverted

1 to the State General Fund on or before September 19, 2008, and September 18,
2 2009, respectively.

3 **Sec. 9.** This act becomes effective on July 1, 2007.