

Amendment No. 214

Senate Amendment to Senate Bill No. 171 (BDR 40-952)

Proposed by: Senate Committee on Human Resources and Education**Amends:** Summary: No Title: No Preamble: No Joint Sponsorship: No Digest: No

ASSEMBLY ACTION				Initial and Date	SENATE ACTION				Initial and Date
Adopted	☐	Lost	☐	_____	Adopted	☐	Lost	☐	_____
Concurred In	☐	Not	☐	_____	Concurred In	☐	Not	☐	_____
Receded	☐	Not	☐	_____	Receded	☐	Not	☐	_____

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.

SLP/KCR



Date: 4/9/2007

S.B. No. 171—Creates the Nevada Academy of Health. (BDR 40-952)



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.

~

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:

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

Sec. 3. *“Academy” means the Nevada Academy of Health.*

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

3 ~~[Sec. 4.]~~ Sec. 5. "Governing body" means the governing body of the
4 Academy.

5 ~~[Sec. 5.]~~ Sec. 6. The Nevada Academy of Health is hereby created. Each
6 public or private agency or nonprofit or for-profit organization that provides
7 education or training for providers of health care or conducts medical research
8 or clinical studies in this State may participate as a member of the Academy if the
9 agency or organization agrees with the standards and goals established by the
10 Academy.

11 ~~[Sec. 6.]~~ Sec. 7. The Academy shall:

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

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

17 3. Analyze and evaluate data relating to health care that is created,
18 collected or reviewed by the Department; ~~[of Health and Human Services;]~~

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

22 5. Provide recommendations to the Governor and the Legislature
23 concerning the establishment of a statewide biomedical and health research
24 program; ~~and]~~

25 6. Provide to the Department:

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

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

28 7. Before January 1 of each odd-numbered year, prepare and submit a
29 report to the Governor and to the Director of the Legislative Counsel Bureau for
30 transmittal to the Legislature. The report must include, without limitation,
31 recommendations concerning the strategic planning required for the
32 improvement of health care provided in this State.

33 ~~[Sec. 7.]~~ Sec. 8. 1. The governing body of the Academy consists of ~~[the~~
34 ~~State Health Officer and nine]~~ 12 members, who are appointed as follows:

35 2. The following persons shall serve as nonvoting members of the
36 governing body:

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

38 (b) One member who represents the Nevada System of Higher Education and
39 who is appointed by the Board of Regents of the University of Nevada; and

40 (c) One member appointed by the Legislative Committee on Health Care who
41 is not a Legislator.

42 3. The following persons shall serve as voting members of the governing
43 body:

44 (a) Five members appointed by the Governor;

45 (b) Two members appointed by the Senate Majority Leader; and

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

47 ~~[2.]~~ 4. The members appointed to the governing body pursuant to
48 subsection 3 must, to the extent practicable:

49 (a) Represent agencies and organizations that provide education or training
50 for providers of health care;

51 (b) Be advocates for the rights of patients;

52 (c) Be recognized academic scholars; or

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

~~5.4~~ 5. The Chairman must be elected from among the members of the governing body.

~~6.4~~ 6. After the initial terms, the term of office of ~~each~~ each appointed member of the governing body is 3 years. A vacancy occurring in the membership of the governing body must be filled for the remainder of the unexpired term in the same manner as the original appointment. A member of the governing body may be reappointed.

~~7.5~~ 7. ~~The State Health Officer is a nonvoting member of the governing body. The Director of the Department may designate a person to represent him at any meeting of the governing body. The person designated may exercise all the duties, rights and privileges of the Director.~~

~~8.6~~ 8. A majority of the members of the governing body constitutes a quorum, and a majority of ~~those~~ the voting members present must concur in any decision.

~~Sec. 8.1~~ Sec. 9. 1. The governing body shall meet regularly at least three times a year and, within the limits of legislative appropriations, may hold additional meetings upon the call of the Chairman.

~~2. Each member of the governing body who is not an employee of this State or a political subdivision of this State is entitled to receive a salary of \$80 for each day's attendance at a meeting of the Academy.~~

~~3.1~~ 3. While engaged in the business of the governing body, each member of the governing body is entitled to receive the per diem allowance and travel expenses provided for state officers and employees generally.

~~4.4~~ 3. Each member of the governing body who is an officer or employee of this State or a political subdivision of this State must be relieved from his duties without loss of his regular compensation so that he may carry out his duties relating to the governing body in the most timely manner practicable. A state agency or a political subdivision of this State shall not require an officer or employee who is a member of the governing body to:

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

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

~~5.5~~ 4. The governing body may:

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

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

~~Sec. 9.1~~ Sec. 10. 1. Any money received by the Academy must be:

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

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

2. The Director of the Department ~~of Health and Human Services~~ shall administer the account. The interest and income earned on the money in the account, after deducting any applicable charges, must be credited to the account.

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

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

~~Sec. 10.1~~ Sec. 11. The Academy may accept gifts, grants and donations of money from any source to carry out the provisions of this chapter.

~~{Sec. 11.}~~ **Sec. 12.** The members of the governing body of the Nevada Academy of Health must be appointed as follows:

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

2. One member must be appointed by the Governor to a term 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.

~~{6.}~~ 7. One member must be appointed by the Senate Majority Leader to a term that ends on June 30, 2010.

~~{7.}~~ 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. 12.}~~ **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.