

Amendment No. 92

Senate Amendment to Senate Bill No. 326 (BDR 40-1138)

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

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.

TMC/BJE



Date: 4/9/2007

S.B. No. 326—Creates the Committee on Concurrent Disorders. (BDR 40-1138)



SENATE BILL NO. 326—SENATOR TOWNSEND

MARCH 19, 2007

Referred to Committee on Human Resources and Education

SUMMARY—Creates the Committee on ~~{Concurrent}~~ **Co-Occurring** Disorders.
(BDR 40-1138)

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 public health; creating the Committee on ~~{Concurrent}~~ **Co-Occurring** Disorders; providing the duties of the Committee; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

This bill creates the Committee on ~~{Concurrent}~~ **Co-Occurring** Disorders, which consists of ~~{12}~~ **14** members appointed by the Governor and 1 ex officio member. The responsibilities of the Committee include: (1) studying and reviewing issues relating to persons with ~~{concurrent}~~ **co-occurring** disorders, which is the existence of both mental health and substance abuse disorders in the same person; (2) developing recommendations for improving the treatment provided to such persons; and (3) submitting a biennial report and recommendations for necessary legislation to the Director of the Legislative Counsel Bureau for distribution to the Legislature.

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

Section 1. Chapter 439 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, unless the context otherwise requires, ~~{“concurrent”}~~ “co-occurring disorders” means the existence of both mental health and substance abuse disorders in the same person. ~~{The term is also commonly referred to as “co-occurring disorders.”}~~*

Sec. 3. 1. *There is hereby created the Committee on ~~{Concurrent}~~ **Co-Occurring Disorders**. The Committee consists of:*

(a) The Administrator of the Division of Mental Health and Developmental Services of the Department, who is an ex officio member of the Committee; and

*(b) ~~{Twelve}~~ **Fourteen** members appointed by the Governor.*

2. *The Governor shall appoint to the Committee:*

(a) One member who is a psychiatrist licensed to practice medicine in this State and certified by the American Board of Psychiatry and Neurology;

1 (b) One member who is a physician licensed pursuant to chapter 630 or 633
2 of NRS who is certified as an addictionologist by the American Society of
3 Addiction Medicine;

4 (c) One member who is a psychologist licensed to practice in this State;

5 ~~##~~ (d) One member who is licensed as a marriage and family therapist in
6 this State;

7 (e) One member who is licensed as a clinical social worker in this State;

8 ~~##~~ (f) One member who is a district judge in this State;

9 ~~##~~ (g) One member who is a representative of the Nevada System of Higher
10 Education;

11 ~~##~~ (h) One member who is a representative of a state or local criminal
12 justice agency;

13 ~~##~~ (i) One member who is a representative of a hospital or mental health
14 facility in this State;

15 ~~##~~ (j) One member who is a member of the Nevada Mental Health
16 Planning Advisory Council;

17 ~~##~~ (k) One member who is a representative of a program relating to mental
18 health ~~for~~ and the treatment of the abuse of alcohol or drugs in this State;

19 ~~##~~ (l) One member who is a policy analyst in the field of mental health,
20 substance abuse or criminal justice;

21 ~~##~~ (m) One member who is a representative of persons who have used
22 services relating to mental health, substance abuse or criminal justice in this
23 State; and

24 ~~##~~ (n) One member who is an immediate family member of a person who
25 has used services relating to mental health, substance abuse or criminal justice in
26 this State.

27 3. The members of the Committee shall elect a Chairman and Vice
28 Chairman by a majority vote. After the initial election, the Chairman and Vice
29 Chairman shall hold office for a term of 1 year beginning on October 1 of each
30 year. If a vacancy occurs in the chairmanship, the members of the Committee
31 shall elect a Chairman from among its members for the remainder of the
32 unexpired term.

33 4. After the initial terms, each member of the Committee who is appointed
34 serves for a term of 4 years. A member may be reappointed.

35 5. A vacancy on the Committee must be filled in the same manner as the
36 original appointment.

37 6. Each member of the Committee:

38 (a) Serves without compensation; and

39 (b) While engaged in the business of the Committee, is entitled to receive the
40 per diem allowance and travel expenses provided for state officers and employees
41 generally.

42 7. Each member of the Committee who is an officer or employee of the
43 State or a local government must be relieved from his duties without loss of his
44 regular compensation so that he may prepare for and attend meetings of the
45 Committee and perform any work necessary to carry out the duties of the
46 Committee in the most timely manner practicable. A state agency or local
47 government shall not require an officer or employee who is a member of the
48 Committee to make up the time he is absent from work to carry out his duties as a
49 member, and shall not require the member to take annual vacation or
50 compensatory time for the absence.

51 8. The members of the Committee shall meet at least quarterly and at the
52 times and places specified by a call of the Chairman or a majority of the members
53 of the Committee.

9. Eight members of the Committee constitute a quorum. The affirmative vote of a majority of the Committee members present is sufficient for any action of the Committee.

Sec. 4. The Committee shall:

1. Study and review issues relating to persons with ~~concurrent~~ co-occurring disorders.

2. Develop a policy statement confirming the commitment of this State to treatment for persons with ~~concurrent~~ co-occurring disorders and the expectations of this State concerning such treatment.

3. Review and recommend strategies for improving the treatment provided to persons with ~~concurrent~~ co-occurring disorders, including, without limitation, reducing administrative barriers to such treatment and supporting the provision of coordinated and integrated services relating to mental health, substance abuse and criminal justice to persons with ~~concurrent~~ co-occurring disorders.

4. Develop recommendations concerning the licensing and certification of treatment programs for persons with ~~concurrent~~ co-occurring disorders, including, without limitation, the standards that should be required of such programs to increase their effectiveness.

5. Develop recommendations concerning the creation of incentives for the development of treatment programs for persons with ~~concurrent~~ co-occurring disorders.

6. Evaluate the utilization of existing resources in this State for the treatment of persons with ~~concurrent~~ co-occurring disorders and develop recommendations concerning innovative funding alternatives to promote and support mental health courts, the prevention of ~~concurrent~~ co-occurring disorders and the coordination of integrated services in the mental health, substance abuse and criminal justice systems.

7. Identify and recommend practices and procedures to improve the effectiveness and quality of care provided in both the public and private sector to persons with ~~concurrent~~ co-occurring disorders.

8. Examine and develop recommendations concerning training and technical assistance that is available through the Substance Abuse and Mental Health Services Administration of the United States Department of Health and Human Services and other entities to support the development and implementation of a comprehensive system of care for persons with ~~concurrent~~ co-occurring disorders.

9. Submit on or before January 31 of each odd-numbered year a report to the Director of the Legislative Counsel Bureau for distribution to the regular session of the Legislature. The report must include, without limitation, a summary of the work of the Committee and recommendations for any necessary legislation concerning issues relating to persons with ~~concurrent~~ co-occurring disorders.

Sec. 5. As soon as practicable on or after October 1, 2007, the appointed members of the Committee on ~~Concurrent~~ Co-Occurring Disorders created by section 3 of this act must be appointed to initial terms as follows:

1. The members who are appointed by the Governor pursuant to paragraphs (a) to ~~((d))~~ (e), inclusive, of subsection 2 of section 3 of this act must be appointed to terms that expire on October 1, 2011;

2. The members who are appointed by the Governor pursuant to paragraphs ~~((e) to ((h)))~~ (f) to (j), inclusive, of subsection 2 of section 3 of this act must be appointed to terms that expire on October 1, 2010; and

1 3. The members who are appointed by the Governor pursuant to paragraphs
2 ~~+(i) to (j),~~ **(k) to (n)**, inclusive, of subsection 2 of section 3 of this act must be
3 appointed to terms that expire on October 1, 2009.