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SECOND REPRINT

A.B. 107

ASSEMBLY BILL NO. 107—ASSEMBLYMAN OCEGUERA

PREFILED JANUARY 9, 2009

Referred to Committee on Health and Human Services

SUMMARY—Creates the Advisory Committee for the Prevention and Treatment of Stroke and Heart Disease within the Health Division of the Department of Health and Human Services. (BDR 40-208)

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 public health; creating the Advisory Committee for the Prevention and Treatment of Stroke and Heart Disease within the Health Division of the Department of Health and Human Services; prescribing the duties of the Committee; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 **Sections 8 and 9** of this bill create the Advisory Committee for the Prevention
2 and Treatment of Stroke and Heart Disease within the Health Division of the
3 Department of Health and Human Services and prescribe the duties of the
4 Committee. **Section 10** of this bill authorizes the Health Division to enter into
5 contracts and to apply for and accept gifts, grants, donations and bequests to carry
6 out the provisions of this bill.

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

1 **Section 1.** Chapter 439 of NRS is hereby amended by adding
2 thereto the provisions set forth as sections 2 to 10, inclusive, of this
3 act.

4 **Sec. 2.** *As used in sections 2 to 10, inclusive, of this act,*
5 *unless the context otherwise requires, the words and terms defined*
6 *in sections 3 to 7, inclusive, of this act have the meanings ascribed*
7 *to them in those sections.*



1 **Sec. 3. "Committee" means the Advisory Committee for the**
2 **Prevention and Treatment of Stroke and Heart Disease created by**
3 **section 8 of this act.**

4 **Sec. 4. "Hospital" has the meaning ascribed to it in**
5 **NRS 449.012.**

6 **Sec. 5. "Primary prevention" means the treatment of risk**
7 **factors for stroke, heart disease and other vascular disease in the**
8 **general population before the onset of any symptoms.**

9 **Sec. 6. "Provider of health care" has the meaning ascribed**
10 **to it in NRS 629.031.**

11 **Sec. 7. "Secondary prevention" means the treatment of**
12 **patients who have developed symptoms of stroke, heart disease or**
13 **other vascular disease that is designed to prevent the onset of**
14 **additional symptoms and attacks of the condition.**

15 **Sec. 8. 1. The Advisory Committee for the Prevention and**
16 **Treatment of Stroke and Heart Disease is hereby created within**
17 **the Health Division.**

18 **2. The Committee consists of the following members:**

19 **(a) A board-certified neurologist who is licensed to practice in**
20 **this State and who is experienced in treating victims of stroke,**
21 **appointed by the Administrator;**

22 **(b) A board-certified cardiologist who is licensed to practice in**
23 **this State and who is experienced in treating victims of heart**
24 **disease and heart attacks, appointed by the Administrator;**

25 **(c) A provider of emergency medical services, appointed by the**
26 **Administrator;**

27 **(d) A representative of the Health Division whose primary**
28 **responsibilities relate to the licensure and certification of persons**
29 **who provide emergency medical services, appointed by the**
30 **Administrator;**

31 **(e) A representative of the American Heart Association or its**
32 **successor, appointed by the Administrator;**

33 **(f) A person with knowledge or expertise in the prevention of**
34 **chronic diseases, appointed by the Administrator;**

35 **(g) A representative from rural Nevada, appointed by the**
36 **Administrator;**

37 **(h) A representative of hospitals in this State, appointed by the**
38 **Administrator;**

39 **(i) A representative of collectively bargained plans, self-funded**
40 **plans or other entities that pay claims under a contract for health**
41 **insurance in this State, appointed by the Administrator;**

42 **(j) A registered nurse who is licensed to practice professional**
43 **nursing in this State, appointed by the Administrator;**



1 (k) A person who is a representative of a population
2 disproportionately affected by heart disease or stroke, appointed by
3 the Governor;

4 (l) A person who is a survivor of stroke, appointed by the
5 Majority Leader of the Senate;

6 (m) A person who is a survivor of heart disease, appointed by
7 the Speaker of the Assembly; and

8 (n) A representative of the Nevada System of Higher
9 Education who has knowledge of matters relating to public health,
10 appointed by the Board of Regents of the University of Nevada.

11 3. The Committee shall elect a Chairman and a Vice
12 Chairman from among its members to initial terms expiring on
13 June 30, 2011. After the initial election, each of those officers
14 holds office for a term of 1 year beginning on July 1 of each year
15 and may be reelected to one or more successive terms. If a vacancy
16 occurs in the chairmanship or vice chairmanship, the members of
17 the Committee shall elect a replacement for the remainder of the
18 unexpired term.

19 4. After the initial terms, each member of the Committee
20 serves a term of 2 years beginning on July 1. Except for a member
21 appointed pursuant to paragraph (f) of subsection 2, a member
22 may be reappointed to one or more successive terms.

23 5. A vacancy on the Committee must be filled for the
24 remainder of the unexpired term in the same manner as the
25 original appointment.

26 6. The members of the Committee serve without
27 compensation. If sufficient money is available, each member is
28 entitled to receive the per diem allowance and travel expenses
29 provided for state officers and employees generally while attending
30 meetings of the Committee or otherwise engaged in the business of
31 the Committee.

32 **Sec. 9. 1.** The Committee shall, to the extent money is
33 available from any source:

34 (a) Adopt rules for its own governance.

35 (b) Meet at least once each calendar quarter and at other times
36 upon the call of the Chairman.

37 (c) Make recommendations to the Health Division for the
38 establishment of a comprehensive plan for the prevention of
39 stroke, heart disease and other vascular disease in this State which
40 must:

41 (1) Emphasize the development of a policy for the primary
42 prevention and secondary prevention of stroke;

43 (2) Include recommendations to eliminate disparities in
44 vascular health among populations that are disproportionately
45 affected by stroke, heart disease and other vascular disease;



(3) Include recommendations concerning methods of increasing public knowledge and awareness relating to vascular health, including, without limitation, the prevention and treatment of stroke, heart disease and other vascular disease;

(4) Include recommendations concerning acute stroke treatment, including treatment during the hyperacute and emergency phases of stroke;

(5) Include recommendations concerning the rehabilitation of patients and continuous quality improvement activities for medical facilities and providers of health care; and

(6) Include recommendations concerning the notification and response of emergency medical services.

(d) On or before May 1 of each year, submit a written report to the Health Division summarizing the activities of the Committee and any recommendations it has made.

(e) In carrying out its duties, solicit suggestions and information from:

(1) Providers of emergency medical services;

(2) Associations of medical professionals;

(3) Hospitals;

(4) The Health Division;

(5) The Board of Medical Examiners and other boards responsible for issuing a license to a provider of health care; and

(6) Other persons with interests relating to vascular health as deemed necessary by the Committee.

2. In making the recommendations required by paragraph (c) of subsection 1, the Committee shall not consider or address any issue concerning the transfer of a patient.

3. A majority of the members of the Committee constitutes a quorum for the transaction of business, and a majority of a quorum present at any meeting is sufficient for any official action taken by the Committee.

Sec. 10. 1. The Health Division may:

(a) Enter into contracts for any service necessary to carry out the provisions of sections 2 to 10, inclusive, of this act; and

(b) Apply for and accept gifts, grants, donations and bequests from any source to carry out the provisions of sections 2 to 10, inclusive, of this act.

2. Any money collected pursuant to subsection 1 and any money appropriated to carry out the provisions of sections 2 to 10, inclusive, of this act:

(a) Must be deposited in the State Treasury and accounted for separately in the State General Fund; and



(b) Except as otherwise provided by the terms of a specific gift, grant, donation or bequest, must only be expended to carry out the provisions of sections 2 to 10, inclusive, of this act.

3. The Administrator shall administer the account. Any interest or income earned on the money in the account must be credited to the account.

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

Sec. 11. On or before July 1, 2010:

1. The Administrator of the Health Division of the Department of Health and Human Services shall appoint the following members to the Advisory Committee for the Prevention and Treatment of Stroke and Heart Disease created by section 8 of this act:

(a) One member each pursuant to paragraphs (a) to (f), inclusive, of subsection 2 of section 8 of this act to initial terms commencing on July 1, 2010, and expiring on June 30, 2011.

(b) One member each pursuant to paragraphs (g) to (j), inclusive, of subsection 2 of section 8 of this act to initial terms commencing on July 1, 2010, and expiring on June 30, 2012.

2. The Governor shall appoint to the Committee one member pursuant to paragraph (k) of subsection 2 of section 8 of this act to an initial term commencing on July 1, 2010, and expiring on June 30, 2012.

3. The Majority Leader of the Senate shall appoint to the Committee one member pursuant to paragraph (l) of subsection 2 of section 8 of this act to an initial term commencing on July 1, 2010, and expiring on June 30, 2012.

4. The Speaker of the Assembly shall appoint one member to the Committee pursuant to paragraph (m) of subsection 2 of section 8 of this act to an initial term commencing on July 1, 2010, and expiring on June 30, 2012.

5. The Board of Regents of the University of Nevada shall appoint one member to the Committee pursuant to paragraph (n) of subsection 2 of section 8 of this act to an initial term commencing on July 1, 2010, and expiring on June 30, 2012.

Sec. 12. 1. This section and section 11 of this act become effective on October 1, 2009.

2. Sections 1 to 10, inclusive, of this act become effective on July 1, 2010.

