

Amendment No. 597

|                                                                                    |              |
|------------------------------------------------------------------------------------|--------------|
| Senate Amendment to Assembly Bill No. 107 First Reprint                            | (BDR 40-208) |
| <b>Proposed by:</b> Senate Committee on Health and Education                       |              |
| <b>Amends:</b> Summary: No Title: No Preamble: No Joint Sponsorship: No Digest: No |              |

| 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 dashed underlining* is newly added transitory language.

SLP/KCR



Date: 5/5/2009

A.B. No. 107—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)



## 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:**

**Sections 8 and 9** of this bill create 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 and prescribe the duties of the Committee. **Section 10** of this bill authorizes the Health Division to enter into contracts and to apply for and accept gifts, grants, donations and bequests to carry out the provisions of this bill.

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 to 10, inclusive, of this act.

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

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

**Sec. 4.** *“Hospital” has the meaning ascribed to it in NRS 449.012.*

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

**Sec. 6.** *“Provider of health care” has the meaning ascribed to it in NRS 629.031.*

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

4       Sec. 8. 1. The Advisory Committee for the Prevention and Treatment of  
5 Stroke and Heart Disease is hereby created within the Health Division.

6       2. The Committee consists of the following members:

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

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

12       (c) A provider of emergency medical services, appointed by the  
13 Administrator;

14       (d) A representative of the Health Division whose primary responsibilities  
15 relate to the licensure and certification of persons who provide emergency  
16 medical services, appointed by the Administrator;

17       (e) A representative of the American Heart Association or its successor,  
18 appointed by the Administrator;

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

21       (g) A representative from rural Nevada, appointed by the Administrator;

22       (h) A representative of hospitals in this State, appointed by the  
23 Administrator;

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

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

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

31       (l) A person who is a survivor of stroke, appointed by the Majority Leader of  
32 the Senate; ~~and~~

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

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

38       3. The Committee shall elect a Chairman and a Vice Chairman from  
39 among its members to initial terms expiring on June 30, 2011. After the initial  
40 election, each of those officers holds office for a term of 1 year beginning on  
41 July 1 of each year and may be reelected to one or more successive terms. If a  
42 vacancy occurs in the chairmanship or vice chairmanship, the members of the  
43 Committee shall elect a replacement for the remainder of the unexpired term.

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

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

50       6. The members of the Committee serve without compensation. If sufficient  
51 money is available, each member is entitled to receive the per diem allowance and  
52 travel expenses provided for state officers and employees generally while

1 attending meetings of the Committee or otherwise engaged in the business of the  
2 Committee.

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

5 (a) Adopt rules for its own governance.

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

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

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

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

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

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

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

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

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

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

31 (1) Providers of emergency medical services;

32 (2) Associations of medical professionals;

33 (3) Hospitals;

34 (4) The Health Division;

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

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

39 2. In making the recommendations required by paragraph (c) of subsection  
40 1, the Committee shall not consider or address any issue concerning the transfer  
41 of a patient.

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

45 **Sec. 10. 1. The Health Division may:**

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

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

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

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

1       ***(b) Except as otherwise provided by the terms of a specific gift, grant,***  
2       ***donation or bequest, must only be expended to carry out the provisions of sections***  
3       ***2 to 10, inclusive, of this act.***

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

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

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

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

13       (a) One member each pursuant to paragraphs (a) to (f), inclusive, of subsection  
14       2 of section 8 of this act to initial terms commencing on July 1, 2010, and expiring  
15       on June 30, 2011.

16       (b) One member each pursuant to paragraphs (g) to (j), inclusive, of subsection  
17       2 of section 8 of this act to initial terms commencing on July 1, 2010, and expiring  
18       on June 30, 2012.

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

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

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

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

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

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