

**MINUTES OF THE MEETING  
OF THE  
ASSEMBLY COMMITTEE ON HEALTH AND HUMAN SERVICES**

**Seventy-Sixth Session  
May 18, 2011**

The Committee on Health and Human Services was called to order by Chair April Mastroluca at 2:02 p.m. on Wednesday, May 18, 2011, in Room 3138 of the Legislative Building, 401 South Carson Street, Carson City, Nevada. Copies of the minutes, including the Agenda ([Exhibit A](#)), the Attendance Roster ([Exhibit B](#)), and other substantive exhibits, are available and on file in the Research Library of the Legislative Counsel Bureau and on the Nevada Legislature's website at [www.leg.state.nv.us/76th2011/committees/](http://www.leg.state.nv.us/76th2011/committees/). In addition, copies of the audio record may be purchased through the Legislative Counsel Bureau's Publications Office (email: [publications@lcb.state.nv.us](mailto:publications@lcb.state.nv.us); telephone: 775-684-6835).

**COMMITTEE MEMBERS PRESENT:**

Assemblywoman April Mastroluca, Chair  
Assemblywoman Peggy Pierce, Vice Chair  
Assemblyman Elliot T. Anderson  
Assemblywoman Teresa Benitez-Thompson  
Assemblyman Steven Brooks  
Assemblyman Richard Carrillo  
Assemblywoman Lucy Flores  
Assemblyman Jason Frierson  
Assemblyman Pete Goicoechea  
Assemblyman John Hambrick  
Assemblyman Scott Hammond  
Assemblyman Pete Livermore  
Assemblyman Mark Sherwood

**COMMITTEE MEMBERS ABSENT:**

Assemblywoman Debbie Smith (excused)

**GUEST LEGISLATORS PRESENT:**

Senator David R. Parks, Clark County Senatorial District No. 7

**STAFF MEMBERS PRESENT:**

Kirsten Coulombe, Committee Policy Analyst  
Risa Lang, Committee Counsel  
Mitzi Nelson, Committee Secretary  
Olivia Lloyd, Committee Assistant

**OTHERS PRESENT:**

None

**Chair Mastroluca:**

[Roll was called.] Today we are going to have a work session starting with Senate Bill 111 (1st Reprint), which relates to the safety of children.

**Senate Bill 111 (1st Reprint):** Revises provisions concerning the placement of certain children who are in protective custody. (BDR 38-697)

**Kirsten Coulombe, Committee Policy Analyst:**

Senate Bill 111 (1st Reprint) was sponsored by Senator Settelmeyer and was heard this past Monday. [Work session document was reviewed ([Exhibit C](#)).] It is a bill that requires each child welfare agency to develop and implement a written plan to ensure that the provisions and exceptions for placement of children in protective custody into a child care institution are understood and carried out. This bill would help to train field staff when they receive calls to place children into custody in the middle of the night. There are no proposed amendments.

**Chair Mastroluca:**

Are there any comments from the Committee regarding this bill? I will accept a motion.

ASSEMBLYMAN GOICOECHEA MOVED TO DO PASS  
SENATE BILL 111 (1ST REPRINT).

ASSEMBLYMAN ANDERSON SECONDED THE MOTION.

THE MOTION PASSED. (ASSEMBLYMEN BROOKS, FLORES,  
PIERCE, SHERWOOD, AND SMITH WERE ABSENT FOR THE  
VOTE.)

**Chair Mastroluca:**

Assemblyman Goicoechea will do the floor statement. Let us move on to Senate Bill 209.

**Senate Bill 209:** Revises provisions relating to reports of sentinel events and related information reported by certain medical facilities. (BDR 40-193)

**Kirsten Coulombe, Committee Policy Analyst:**

Senate Bill 209 was one of the three sentinel event bills we heard in our evening meeting on May 11. This bill requires the Health Division to make certain annual reports concerning sentinel events available on the Department of Health and Human Service's website. [Ms. Coulombe continued to read from the work session document ([Exhibit D](#)).] This bill would allow information to be reported by an individual hospital facility. There are no proposed amendments at this time.

**Chair Mastroluca:**

Is there any discussion from the Committee on S.B. 209? [There was none.] I will accept a motion.

ASSEMBLYMAN HAMMOND MOVED TO DO PASS  
SENATE BILL 209.

ASSEMBLYMAN FRIERSON SECONDED THE MOTION.

THE MOTION PASSED. (ASSEMBLYWOMAN SMITH WAS ABSENT  
FOR THE VOTE.)

**Chair Mastroluca:**

Mr. Anderson will do the floor statement. We will now move on to discuss Senate Bill 245 (1st Reprint).

**Senate Bill 245 (1st Reprint):** Creates the Statewide Alert System for the Safe Return of Missing Endangered Older Persons. (BDR 38-710)

**Kirsten Coulombe, Committee Policy Analyst:**

Senate Bill 245 (1st Reprint) was sponsored by Senator Parks and heard on May 11. This bill creates a Statewide Alert System for the Safe Return of Missing Endangered Older Persons composed of a voluntary partnership among the Department of Public Safety, Department of Transportation, state and local law enforcement agencies, media outlets, and other public and private organizations to assist in the search for, and return of, missing endangered older persons. [Ms. Coulombe continued to read from the

work session document ([Exhibit E](#)).] We heard testimony that statistics show that 60 percent of people diagnosed with Alzheimer's disease wander. Nevada currently has approximately 29,000 people with this disease. Twenty other states have similar programs, which have had minimal associated costs and are not overused. This year, Congress also enacted the National Silver Alert Act. During the hearing there was a proposed amendment by the Nevada Justice Association. It proposes to remove the term "any act reasonably related to" from section 2.

**Assemblyman Hammond:**

If I remember correctly, there is no fiscal note because it will operate within the limits of available funds. Is that correct?

**Chair Mastroluca:**

I believe that is correct. Senator Parks, can you clarify that for us?

**Senator David R. Parks, Clark County Senatorial District No. 7:**

Assemblyman Hammond is absolutely correct.

**Chair Mastroluca:**

Are there any other questions regarding Senate Bill 245 (1st Reprint)? Seeing none, I will accept a motion.

ASSEMBLYMAN HAMBRICK MOVED TO AMEND AND DO PASS  
SENATE BILL 245 (1ST REPRINT).

ASSEMBLYMAN ANDERSON SECONDED THE MOTION.

THE MOTION PASSED. (ASSEMBLYWOMAN SMITH WAS ABSENT  
FOR THE VOTE.)

**Chair Mastroluca:**

Assemblyman Carrillo could you handle the floor statement, please? We will now move on to Senate Bill 264 (1st Reprint).

[Senate Bill 264 \(1st Reprint\)](#): Revises provisions concerning the regulation of certain medical facilities. (BDR 40-15)

**Kirsten Coulombe, Committee Policy Analyst:**

Senate Bill 264 (1st Reprint) was the second of the sentinel event bills that we heard in the evening meeting on May 11. This bill requires the Health Division of the Department of Health and Human Services to prepare annual reports concerning sentinel event reports submitted by medical facilities located in

Clark and Washoe Counties. [Ms. Coulombe continued to read from the work session document ([Exhibit F](#)).] The sponsor of the bill discussed a proposed amendment during the hearing which removed unnecessary language and clarifies that rate of occurrence should be reported both as a number and as a rate. We heard testimony that explained that the rate will account for the variation in hospital sizes.

**Chair Mastroluca:**

Are there any questions?

**Assemblyman Hambrick:**

Is the Health Division going to address the fiscal aspects of the bill? Will we worry about that after we have addressed the policy aspects of the bill? I believe this bill has a fair-sized fiscal note.

**Chair Mastroluca:**

I am not quite sure what you are asking.

**Assemblyman Hambrick:**

I believe there is a fiscal note of \$67,200. Will the Committee's action be to refer this bill to the Assembly Committee on Ways and Means? Did the amendment remove the fiscal note? I do not believe it did.

**Chair Mastroluca:**

I do not know that the fiscal note has been removed by the amendment. We can amend and do pass this bill. Afterwards, I will check with the Chair of the Assembly Committee on Ways and Means. I can move it to that committee once it reaches the floor, if necessary. I will accept a motion.

ASSEMBLYWOMAN PIERCE MOVED TO AMEND AND DO PASS  
SENATE BILL 264 (1ST REPRINT).

ASSEMBLYMAN BROOKS SECONDED THE MOTION.

THE MOTION PASSED. (ASSEMBLYWOMAN SMITH WAS ABSENT  
FOR THE VOTE.)

**Chair Mastroluca:**

Assemblyman Livermore will do the floor statement. Senator Settelmeyer's bill regarding dairy products and substitutes, Senate Bill 301, is next.

**Senate Bill 301**: Makes various changes to provisions governing dairy products and dairy substitutes. (BDR 51-702)

**Kirsten Coulombe, Committee Policy Analyst:**

Senate Bill 301 was heard on May 2. This bill was brought forth to bring *Nevada Revised Statutes* up to date and to address illegal raw milk sales. [Ms. Coulombe continued to read from the work session document ([Exhibit G](#)).] There are no amendments at this time.

**Chair Mastroluca:**

Are there any questions or discussion on S.B. 301? [There were none.]

ASSEMBLYMAN LIVERMORE MOVED TO DO PASS  
SENATE BILL 301.

ASSEMBLYMAN GOICOECHEA SECONDED THE MOTION.

THE MOTION PASSED. (ASSEMBLYWOMAN SMITH WAS ABSENT  
FOR THE VOTE.)

**Chair Mastroluca:**

Assemblyman Sherwood will do the floor statement. Is there anything else to come before the Committee? [There was no response.] Is there anyone here for public comment? [There was no response.] With that, this meeting is adjourned [at 2:17 p.m.].

RESPECTFULLY SUBMITTED:

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Mitzi Nelson  
Committee Secretary

APPROVED BY:

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Assemblywoman April Mastroluca, Chair

DATE: \_\_\_\_\_

**EXHIBITS**

**Committee Name:** Committee on Health and Human Services

**Date:** May 18, 2011

**Time of Meeting:** 2:02 p.m.

<b>Bill</b>	<b>Exhibit</b>	<b>Witness / Agency</b>	<b>Description</b>
	A		Agenda
	B		Attendance Roster
S.B. 111 (R1)	C	Kirsten Coulombe	Work Session Document
S.B. 209	D	Kirsten Coulombe	Work Session Document
S.B. 245 (R1)	E	Kirsten Coulombe	Work Session Document
S.B. 264 (R1)	F	Kirsten Coulombe	Work Session Document
S.B. 301	G	Kirsten Coulombe	Work Session Document