

SENATE BILL NO. 315—SENATOR DENIS

MARCH 18, 2013

Referred to Committee on Health and Human Services

SUMMARY—Revises provisions relating to health districts.
(BDR 40-1066)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: No.

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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; revising provisions governing the membership of district boards of health; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 Existing law creates a district board of health within each health district.
2 Certain positions on the boards are filled by elected members of certain local
3 governing bodies chosen by those local governing bodies. (NRS 439.362) This bill
4 allows the local governing bodies to select any person who resides within the
5 jurisdiction of the governing body to fill those positions. In addition, this bill adds
6 two representatives to the board: (1) a representative of a recycling business that is
7 not in the business of disposing of municipal solid waste; and (2) a representative
8 of a governmental entity or person responsible for the management and disposal of
9 solid waste generated within the health district. This bill further limits certain
10 members to serve not more than two terms.

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

1 **Section 1.** NRS 439.362 is hereby amended to read as follows:
2 439.362 1. A health district with a health department
3 consisting of a district health officer and a district board of health is
4 hereby created.
5 2. The district board of health consists of:
6 (a) ~~Representatives selected by the following entities from~~
7 ~~among their elected members:~~
8 ~~—(1)—~~ Two representatives ~~of~~ *selected by* the board of county
9 commissioners ~~;~~



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1 ~~——(2)~~ *from among the residents of that county;*

2 (b) Two representatives ~~to~~ *selected by* the governing body of
3 the largest incorporated city in the county ~~to~~ *from among the*
4 *residents of that city;* and

5 ~~(3)~~ (c) One representative ~~to~~ *selected by* the governing
6 body of each other city in the county ~~to~~ *from among the residents*
7 *of the city in which the governing body sits;* and

8 ~~(b)~~ (d) The following representatives, selected by the ~~selected~~
9 ~~representatives~~ *members* of the district board of health selected
10 pursuant to ~~paragraph (a),~~ *paragraphs (a), (b) and (c),* who shall
11 represent the health district at large and who must be selected based
12 on their qualifications without regard to the location within the
13 health district of their residence or their place of employment:

14 (1) Two representatives who are physicians licensed to
15 practice medicine in this State, one of whom is selected on the basis
16 of his or her education, training, experience or demonstrated
17 abilities in the provision of health care services to members of
18 minority groups and other medically underserved populations;

19 (2) One representative who is a nurse licensed to practice
20 nursing in this State;

21 (3) One representative who has a background or expertise in
22 environmental health or environmental health services;

23 (4) One representative *who is an employee* of a nongaming
24 business ~~for from an industry~~ that is *not in the business of*
25 *disposing of municipal solid waste but is* subject to regulation by
26 the health district; ~~and~~

27 (5) One representative of the association of gaming
28 establishments whose membership in the county collectively paid
29 the most gross revenue fees to the State pursuant to NRS 463.370 in
30 the preceding year, who must be selected from a list of nominees
31 submitted by the association. If no such association exists, the
32 representative selected pursuant to this subparagraph must represent
33 the gaming industry ~~to~~;

34 (6) *One representative who is an employee of an entity that*
35 *specializes in recycling but is not in the business of disposing of*
36 *municipal solid waste; and*

37 (7) *One representative of a governmental entity or person*
38 *responsible for the management and disposal of solid waste*
39 *generated within the health district.*

40 3. Members of the district board of health serve terms of 2
41 years. *A member selected pursuant to paragraph (d) of subsection*
42 *2 may serve for not more than two terms.* Vacancies must be filled
43 in the same manner as the original selection for the remainder of the
44 unexpired term. Members serve without additional compensation for
45 their services, but are entitled to reimbursement for necessary



1 expenses for attending meetings or otherwise engaging in the
2 business of the board.

3 4. The district board of health shall meet in July of each year to
4 organize and elect one of its members as chair of the board.

5 5. The county treasurer is the treasurer of the district board of
6 health. The treasurer shall:

7 (a) Keep permanent accounts of all money received by,
8 disbursed for and on behalf of the district board of health; and

9 (b) Administer the health district fund created by the board of
10 county commissioners pursuant to NRS 439.363.

11 6. The district board of health shall maintain records of all of
12 its proceedings and minutes of all meetings, which must be open to
13 inspection.

14 7. No county, city or town board of health may be created in
15 the county. Any county, city or town board of health in existence
16 when the district board of health is created must be abolished.

17 **Sec. 2.** The two members added to a district board of health
18 pursuant to subparagraphs (6) and (7) of paragraph (d) of subsection
19 2 of section 1 of this act shall be appointed as soon as practicable
20 after July 1, 2013.

21 **Sec. 3.** Notwithstanding the amendatory provisions of this act,
22 a member of a district board of health created pursuant to NRS
23 439.362, as amended by section 1 of this act, who is serving on
24 July 1, 2013, may continue to serve until the expiration of his or her
25 term. If the position of a member becomes vacant on or after July 1,
26 2013, the vacancy must be filled in the manner provided by section
27 1 of this act.

28 **Sec. 4.** This act becomes effective on July 1, 2013.

