

ASSEMBLY BILL NO. 191—COMMITTEE ON
HEALTH AND HUMAN SERVICES

(ON BEHALF OF THE LEGISLATIVE COMMITTEE
ON HEALTH CARE)

MARCH 4, 2021

Referred to Committee on Health and Human Services

SUMMARY—Requires the State Plan for Medicaid to include coverage for the services of a community health worker under certain circumstances. (BDR 38-449)

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 Medicaid; requiring the State Plan for Medicaid to include coverage for the services of a community health worker under certain circumstances; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing state law requires the Director of the Department of Health and Human Services to develop and the Department to administer a State Plan for Medicaid, which includes a list of specific medical services required to be provided to Medicaid recipients. (NRS 422.063, 422.270) Existing federal regulations authorize a State Plan for Medicaid to include coverage for certain preventive services recommended by a physician or other licensed practitioner. (42 C.F.R. §§ 440.130, 440.225) **Section 1** of this bill requires the Director to include in the State Plan for Medicaid coverage for the services of a community health worker who provides services under the supervision of a physician, physician assistant or advanced practice registered nurse. **Section 2** of this bill makes a conforming change to indicate that the provisions of **section 1** will be administered in the same manner as the provisions of existing law governing the State Plan for Medicaid.



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

Section 1. Chapter 422 of NRS is hereby amended by adding thereto a new section to read as follows:

1. *The Director shall include in the State Plan for Medicaid a requirement that the State, to the extent authorized by federal law, pay the nonfederal share of expenditures incurred for the services of a community health worker who provides services under the supervision of a physician, physician assistant or advanced practice registered nurse.*

2. *As used in this section, "community health worker" has the meaning ascribed to it in NRS 449.0027.*

Sec. 2. NRS 232.320 is hereby amended to read as follows:
232.320 1. The Director:

(a) Shall appoint, with the consent of the Governor, administrators of the divisions of the Department, who are respectively designated as follows:

(1) The Administrator of the Aging and Disability Services Division;

(2) The Administrator of the Division of Welfare and Supportive Services;

(3) The Administrator of the Division of Child and Family Services;

(4) The Administrator of the Division of Health Care Financing and Policy; and

(5) The Administrator of the Division of Public and Behavioral Health.

(b) Shall administer, through the divisions of the Department, the provisions of chapters 63, 424, 425, 427A, 432A to 442, inclusive, 446 to 450, inclusive, 458A and 656A of NRS, NRS 127.220 to 127.310, inclusive, 422.001 to 422.410, inclusive, **and section 1 of this act**, 422.580, 432.010 to 432.133, inclusive, 432B.6201 to 432B.626, inclusive, 444.002 to 444.430, inclusive, and 445A.010 to 445A.055, inclusive, and all other provisions of law relating to the functions of the divisions of the Department, but is not responsible for the clinical activities of the Division of Public and Behavioral Health or the professional line activities of the other divisions.

(c) Shall administer any state program for persons with developmental disabilities established pursuant to the Developmental Disabilities Assistance and Bill of Rights Act of 2000, 42 U.S.C. §§ 15001 et seq.

(d) Shall, after considering advice from agencies of local governments and nonprofit organizations which provide social



1 services, adopt a master plan for the provision of human services in
2 this State. The Director shall revise the plan biennially and deliver a
3 copy of the plan to the Governor and the Legislature at the
4 beginning of each regular session. The plan must:

5 (1) Identify and assess the plans and programs of the
6 Department for the provision of human services, and any
7 duplication of those services by federal, state and local agencies;

8 (2) Set forth priorities for the provision of those services;

9 (3) Provide for communication and the coordination of those
10 services among nonprofit organizations, agencies of local
11 government, the State and the Federal Government;

12 (4) Identify the sources of funding for services provided by
13 the Department and the allocation of that funding;

14 (5) Set forth sufficient information to assist the Department
15 in providing those services and in the planning and budgeting for the
16 future provision of those services; and

17 (6) Contain any other information necessary for the
18 Department to communicate effectively with the Federal
19 Government concerning demographic trends, formulas for the
20 distribution of federal money and any need for the modification of
21 programs administered by the Department.

22 (e) May, by regulation, require nonprofit organizations and state
23 and local governmental agencies to provide information regarding
24 the programs of those organizations and agencies, excluding
25 detailed information relating to their budgets and payrolls, which the
26 Director deems necessary for the performance of the duties imposed
27 upon him or her pursuant to this section.

28 (f) Has such other powers and duties as are provided by law.

29 2. Notwithstanding any other provision of law, the Director, or
30 the Director's designee, is responsible for appointing and removing
31 subordinate officers and employees of the Department.

32 **Sec. 3.** This act becomes effective on July 1, 2021.

