

Amendment No. 65

Assembly Amendment to Assembly Bill No. 216	(BDR 38-385)
Proposed by: Assembly Committee on Health and Human Services	
Amends: Summary: No Title: No Preamble: No Joint Sponsorship: No Digest: Yes	

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) variations of green bold underlining is language proposed to be added 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 proposed to be retained in this amendment.

SRF/EWR



Date: 4/8/2021

A.B. No. 216—Requires Medicaid to cover certain services for persons with cognitive impairments. (BDR 38-385)



ASSEMBLY BILL NO. 216—COMMITTEE ON
HEALTH AND HUMAN SERVICES(ON BEHALF OF THE LEGISLATIVE COMMITTEE ON SENIOR
CITIZENS, VETERANS AND ADULTS WITH SPECIAL NEEDS)

MARCH 9, 2021

Referred to Committee on Health and Human Services

SUMMARY—Requires Medicaid to cover certain services for persons with
cognitive impairments. (BDR 38-385)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 certain cognitive assessment and care planning services;
and providing other matters properly relating thereto.**Legislative Counsel's Digest:**

Existing law requires the Department of Health and Human Services to develop and administer a State Plan for Medicaid which includes, without limitation, a list of specific medical services required to be provided to Medicaid recipients. (NRS 422.270-422.27495) **Section 1** of this bill requires the Director of the Department to include in the State Plan for Medicaid coverage for cognitive assessment and care planning services for persons who ~~[exhibit]~~ *experience* signs or symptoms of cognitive impairment. **Section 2** of this bill makes a conforming change to indicate that **section 1** would be administered in the same manner as other 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 pay the nonfederal share of expenditures incurred for cognitive assessment and care planning services provided to a person who ~~[exhibits]~~ *experiences* signs or symptoms of cognitive impairment.*

*2. As used in this section "cognitive impairment" ~~[includes, without limitation,]~~ *means a deficiency in:**

- (a) ~~[Short]~~ *Short-term or long-term memory;*
(b) *Orientation as to person, place and time; or*

1 ~~(c) Deductive or abstract reasoning. ~~For~~~~

2 ~~(d) Judgment as it relates to safety awareness.~~

3 → The term does not include any condition with temporary or reversible effects.

4 **Sec. 2.** NRS 232.320 is hereby amended to read as follows:

5 232.320 1. The Director:

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

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

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

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

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

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

14 (b) Shall administer, through the divisions of the Department, the provisions of
15 chapters 63, 424, 425, 427A, 432A to 442, inclusive, 446 to 450, inclusive, 458A
16 and 656A of NRS, NRS 127.220 to 127.310, inclusive, 422.001 to 422.410,
17 inclusive, and section 1 of this act, 422.580, 432.010 to 432.133, inclusive,
18 432B.6201 to 432B.626, inclusive, 444.002 to 444.430, inclusive, and 445A.010 to
19 445A.055, inclusive, and all other provisions of law relating to the functions of the
20 divisions of the Department, but is not responsible for the clinical activities of the
21 Division of Public and Behavioral Health or the professional line activities of the
22 other divisions.

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

26 (d) Shall, after considering advice from agencies of local governments and
27 nonprofit organizations which provide social services, adopt a master plan for the
28 provision of human services in this State. The Director shall revise the plan
29 biennially and deliver a copy of the plan to the Governor and the Legislature at the
30 beginning of each regular session. The plan must:

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

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

35 (3) Provide for communication and the coordination of those services
36 among nonprofit organizations, agencies of local government, the State and the
37 Federal Government;

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

40 (5) Set forth sufficient information to assist the Department in providing
41 those services and in the planning and budgeting for the future provision of those
42 services; and

43 (6) Contain any other information necessary for the Department to
44 communicate effectively with the Federal Government concerning demographic
45 trends, formulas for the distribution of federal money and any need for the
46 modification of programs administered by the Department.

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

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

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

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