

Amendment No. 135

Senate Amendment to Senate Bill No. 350	(BDR 18-553)
Proposed by: Senate Committee on Health and Human Services	
Amends: 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) 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.

DP/AAK



Date: 4/10/2023

S.B. No. 350—Revises provisions relating to graduate medical education.
(BDR 18-553)



SENATE BILL NO. 350—SENATORS PAZINA, DONDERO LOOP, LANGE, KRASNER,
DONATE; HAMMOND, D. HARRIS, NEAL, NGUYEN, OHRENSCHALL,
SCHEIBLE AND SPEARMAN

MARCH 21, 2023

JOINT SPONSOR: ASSEMBLYMAN C.H. MILLER

Referred to Committee on Health and Human Services

SUMMARY—Revises provisions relating to graduate medical education.
(BDR 18-553)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: Contains Appropriation not included in
Executive Budget.

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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 health care; requiring the Office of Science, Innovation and Technology in the Office of the Governor to establish the Graduate Medical Education Grant Program for the purpose of awarding competitive grants to create, expand and retain residency and fellowship programs for physicians in this State; establishing and prescribing the duties of the Advisory Council on Graduate Medical Education; making an appropriation; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law establishes the Office of Science, Innovation and Technology in the Office of the Governor. (NRS 232.600) **Section 5** of this bill requires the Office to establish the Graduate Medical Education Grant Program for the purpose of awarding grants to institutions seeking to create, expand or retain accredited programs for residency training and postdoctoral fellowships for physicians. **Section 2** of this bill creates the Account for the Graduate Medical Education Grant Program in the State General Fund, requires the Director of the Office to administer the Account and requires money in the Account to be used to award competitive grants pursuant to the Program. **Section 3** of this bill establishes the Advisory Council on Graduate Medical Education, and **section 4** of this bill requires the Council to make recommendations to the Office concerning applications for grants pursuant to the Program. Under **sections 4 and 5**, the Council and the Office are required to give priority to applications for grants made for the purpose of retaining programs of residency training and postdoctoral fellowships when the federal funding supporting such programs expires. **Section 6** of this bill requires the Office to submit an annual report to the Governor and the Legislature concerning the Program and any recommendations for the measures to create, expand and retain programs of residency training and postdoctoral fellowships. **Sections 7 and 8** of this bill make conforming changes to, respectively: (1) require the Director to provide support for

the Council and implement the Program; and (2) clarify that money for the Program is required to be deposited in the Account. **Section 9** of this bill makes an appropriation from the State General Fund to the Program. **Section 11** of this bill provides that this bill becomes effective upon passage and approval.

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

Section 1. Chapter 223 of NRS is hereby amended by adding thereto the provisions set forth as sections 2 to 6, inclusive, of this act.

Sec. 2. 1. *The Account for the Graduate Medical Education Grant Program is hereby created in the State General Fund. The Director of the Office of Science, Innovation and Technology shall administer the Account.*

2. The Director of the Office of Science, Innovation and Technology may:

(a) Accept any gift, donation, bequest or devise; and

(b) Apply for and accept any grant, loan or other source of money, for deposit in the Account to assist the Director in carrying out the Graduate Medical Education Grant Program established pursuant to section 5 of this act.

3. The interest and income earned on the money in the Account, after deducting any applicable charges, must be credited to the Account.

4. The money in the Account must only be used to:

(a) Award competitive grants to institutions in this State seeking to create, expand or retain programs for residency training and postdoctoral fellowships that are approved by the Accreditation Council for Graduate Medical Education or its successor organization; and

(b) Defray the costs of establishing and administering the Graduate Medical Education Grant Program established pursuant to section 5 of this act.

5. Any money remaining in the Account at the end of the fiscal year does not revert to the State General Fund, and the balance in the Account must be carried forward to the next fiscal year.

6. Claims against the Account must be paid as other claims against the State are paid.

Sec. 3. 1. *The Advisory Council on Graduate Medical Education is hereby created within the Office of Science, Innovation and Technology. The Council consists of:*

(a) The dean of each medical school in this State that is accredited by the Liaison Committee on Medical Education of the American Medical Association and the Association of American Medical Colleges or their successor organizations, or his or her designee;

(b) The dean of each school of osteopathic medicine in this State that is accredited by the Commission on Osteopathic College Accreditation of the American Osteopathic Association or its successor organization, or his or her designee;

(c) Two members appointed by the Governor who are physicians licensed pursuant to chapter 630 or 633 of NRS;

(d) One member appointed by the Governor who represents hospitals located in counties whose population is less than 100,000;

(e) One member appointed by the Governor who represents hospitals located in counties whose population is 100,000 or more but less than 700,000;

(f) One member appointed by the Governor who represents hospitals located in a county whose population is 700,000 or more;

(g) One member appointed by the Governor who represents the medical corps of any of the Armed Forces of the United States;

(h) One member appointed by the Governor who represents the Department of Health and Human Services; and

(i) One member appointed by the Governor who represents the Office of Economic Development in the Office of the Governor.

2. In addition to the members appointed by the Governor pursuant to subsection 1, the Governor may appoint two members as the Governor determines necessary to carry out the provisions of sections 2 to 6, inclusive, of this act.

3. After the initial terms, the term of each member of the Council is 3 years, and members shall serve at the pleasure of the Governor.

4. Any vacancy occurring in the membership of the Council must be filled in the same manner as the original appointment not later than 30 days after the vacancy occurs.

5. The Council shall select from its members a Chair and a Vice Chair who shall hold office for 1 year and who may be reelected.

6. The Council shall meet at the call of the Chair ~~as~~ as often as necessary to evaluate applications for competitive grants for the Graduate Medical Education Grant Program established pursuant to section 5 of this act and make recommendations to the Office of Science, Innovation and Technology concerning the approval of applications for such grants.

7. A majority of the members of the Council constitutes a quorum for the transaction of business, and a majority of those members present at any meeting is sufficient for any official action taken by the Council.

8. The members of the Council serve without compensation, except that each member is entitled to receive the per diem allowance and travel expenses provided for state officers and employees generally while engaged in the official business of the Council.

9. A member of the Council who is an officer or employee of this State or a political subdivision of this State must be relieved from his or her duties without loss of regular compensation to prepare for and attend meetings of the Council and perform any work necessary to carry out the duties of the Council in the most timely manner practicable. A state agency or political subdivision of this State shall not require an officer or employee who is a member of the Council to:

(a) Make up the time he or she is absent from work to carry out his or her duties as a member of the Council; or

(b) Take annual leave or compensatory time for the absence.

Sec. 4. The Advisory Council on Graduate Medical Education shall:

1. Evaluate applications for competitive grants for the Graduate Medical Education Grant Program established pursuant to section 5 of this act and make recommendations to the Office of Science, Innovation and Technology concerning the approval of applications for such grants. In evaluating and making recommendations concerning such applications, the Council shall give priority to the award of grants for the retention of programs in this State for residency training and postdoctoral fellows when the federal funding for the support of such programs expires.

2. Study and make recommendations to the Office of Science, Innovation and Technology, the Governor and the Legislature concerning:

(a) The creation and retention of programs in this State for residency training and postdoctoral fellows that are approved by the Accreditation Council for Graduate Medical Education or its successor organization; and

(b) *The recruitment and retention of physicians necessary to meet the health care needs of the residents of this State ~~is~~, with the emphasis on those health care needs.*

Sec. 5. *1. The Office of Science, Innovation and Technology shall establish and administer a Graduate Medical Education Grant Program as a competitive grant program to award grants to institutions in this State seeking to create, expand or retain programs for residency training and postdoctoral fellows that are approved by the Accreditation Council for Graduate Medical Education or its successor organization.*

2. In awarding grants pursuant to the Program established pursuant to subsection 1, the Office of Science, Innovation and Technology shall consider the recommendations of the Advisory Council on Graduate Medical Education created by section 3 of this act and give priority to the award of grants for the retention of programs in this State for residency training and postdoctoral fellows when the federal funding for the support of such programs expires.

3. The Office of Science, Innovation and Technology may adopt regulations necessary to carry out the Program established pursuant to subsection 1. Such regulations may include, without limitation, the requirements to apply for and receive a grant.

Sec. 6. *1. On or before October 1 of each year, the Office of Science, Innovation and Technology shall submit a written report to:*

(a) The Governor; and

(b) The Director of the Legislative Counsel Bureau for transmittal to:

(1) The Interim Finance Committee in an odd-numbered year; or

(2) The next regular session of the Legislature in an even-numbered year.

2. The report must include, without limitation:

(a) Information on the Graduate Medical Education Grant Program established pursuant to section 5 of this act; and

(b) Any recommendations regarding graduate medical education in this State, including, without limitation:

(1) The creation, expansion and retention of programs in this State for residency training and postdoctoral fellows; and

(2) Methods by which this State may recruit and retain physicians necessary to meet the health care needs of the residents of this State.

Sec. 7. NRS 223.610 is hereby amended to read as follows:

223.610 The Director of the Office of Science, Innovation and Technology shall:

1. Advise the Governor and the Executive Director of the Office of Economic Development on matters relating to science, innovation and technology.

2. Work in coordination with the Office of Economic Development to establish criteria and goals for economic development and diversification in this State in the areas of science, innovation and technology.

3. As directed by the Governor, identify, recommend and carry out policies related to science, innovation and technology.

4. Report periodically to the Executive Director of the Office of Economic Development concerning the administration of the policies and programs of the Office of Science, Innovation and Technology.

5. Coordinate activities in this State relating to the planning, mapping and procurement of broadband service in a competitively neutral and nondiscriminatory manner, which must include, without limitation:

(a) Development of a strategic plan to improve the delivery of broadband services in this State to schools, libraries, providers of health care, transportation facilities, prisons and other community facilities;

(b) Applying for state and federal grants on behalf of eligible entities and managing state matching money that has been appropriated by the Legislature;

(c) Coordinating and processing applications for state and federal money relating to broadband services;

(d) Prioritizing construction projects which affect or involve the expansion or deployment of broadband services in this State;

(e) In consultation with providers of health care from various health care settings, the expansion of telehealth services to reduce health care costs and increase health care quality and access in this State, especially in rural, unserved and underserved areas of this State;

(f) Expansion of the fiber optic infrastructure in this State for the benefit of the public safety radio and communications systems in this State;

(g) Collection and storage of data relating to agreements and contracts entered into by the State for the provision of fiber optic assets in this State;

(h) Administration of the trade policy for fiber optic infrastructure in this State; and

(i) Establishing and administering a program of infrastructure grants for the development or improvement of broadband services for persons with low income and persons in rural areas of this State using money from the Account for the Grant Program for Broadband Infrastructure created by NRS 223.660. The Director may adopt regulations to carry out his or duties pursuant to this paragraph.

6. Provide support to the Advisory Council on Science, Technology, Engineering and Mathematics and direct the implementation in this State of plans developed by the Council concerning, without limitation, workforce development, college preparedness and economic development.

7. *Provide support to the Advisory Council on Graduate Medical Education and implement the Graduate Medical Education Grant Program established pursuant to section 5 of this act.*

8. In carrying out his or her duties pursuant to this section, consult with the Executive Director of the Office of Economic Development and cooperate with the Executive Director in implementing the State Plan for Economic Development developed by the Executive Director pursuant to subsection 2 of NRS 231.053.

~~8.~~ 9. Administer such grants as are provided by legislative appropriation.

Sec. 8. NRS 223.630 is hereby amended to read as follows:

223.630 1. The Account for the Office of Science, Innovation and Technology is hereby created in the State General Fund. The Account must be administered by the Director of the Office of Science, Innovation and Technology.

2. Except as otherwise provided in NRS 223.660 ~~and~~ *and section 2 of this act*, any money accepted pursuant to NRS 223.620 must be deposited in the Account.

3. The interest and income earned on the money in the Account, after deducting any applicable charges, must be credited to the Account.

4. The money in the Account must only be used to carry out the duties of the Director.

5. Claims against the Account must be paid as other claims against the State are paid.

Sec. 9. ~~There is hereby appropriated from the State General Fund to the Account for the Graduate Medical Education Grant Program created by section 2 of this act, the sum of \$17,000,000 for the Graduate Medical Education Grant Program established pursuant to section 5 of this act.~~

~~2. Any remaining balance of the appropriation made by subsection 1 must not be committed for expenditure after June 30, 2027, by the entity to which the appropriation is made or any entity to which money from the appropriation is granted or otherwise transferred in any manner, and any portion of the appropriated money remaining must not be spent for any purpose after September 17, 2027, by either the entity to which the money was appropriated or the entity to which the money was subsequently granted or transferred, and must be reverted to the State General Fund on or before September 17, 2027.~~

Sec. 10. The provisions of subsection 1 of NRS 218D.380 do not apply to any provision of this act which adds or revises a requirement to submit a report to the Legislature.

Sec. 11. This act becomes effective upon passage and approval.