

SENATE BILL NO. 119—COMMITTEE ON
HEALTH AND HUMAN SERVICES

(ON BEHALF OF THE JOINT INTERIM STANDING COMMITTEE
ON HEALTH AND HUMAN SERVICES)

FEBRUARY 8, 2023

Referred to Committee on Health and Human Services

SUMMARY—Provides for the continuation of certain requirements governing insurance coverage of telehealth services. (BDR S-336)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.
Effect on the State: Yes.

CONTAINS UNFUNDED MANDATE (§ 1)
(NOT REQUESTED BY AFFECTED LOCAL GOVERNMENT)

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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; providing for the continuation of a requirement that certain third-party payers cover services provided through telehealth, except for services provided through audio-only interaction, in the same amount as services provided in person or through other means; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Existing law requires a third-party payer who is not an industrial insurer to
2 cover services provided through telehealth, except for services provided through
3 audio-only interaction, in the same amount as services provided in person or by
4 other means. (NRS 422.2721, 689A.0463, 689B.0369, 689C.195, 695A.265,
5 695B.1904, 695C.1708, 695D.216, 695G.162) However, existing law provides for
6 the expiration of that requirement: (1) as it applies to services other than mental
7 health services, 1 year after the termination of the emergency declared for COVID-
8 19 or on June 30, 2023, whichever is earlier; and (2) as it applies to mental health
9 services, on June 30, 2023. (Chapter 479, Statutes of Nevada 2021, at page 3046)
10 The Declaration of Emergency for COVID-19 was terminated on May 20, 2022.
11 (Proclamation Terminating Declaration of Emergency Related to COVID-19,
12 May 18, 2022) Therefore, the requirement for certain third-party payers to cover
13 services provided through telehealth, except for services provided through audio-
14 only interaction, in the same amount as services provided in person or by other



15 means expires: (1) as it applies to services other than mental health services, on
16 May 20, 2023; and (2) as it applies to mental health services, on June 30, 2023.
17 (Section 17 of chapter 479, Statutes of Nevada 2021, at page 3046) This bill repeals
18 that expiration, thereby making permanent the provisions of existing law requiring
19 a third-party payer who is not an industrial insurer to cover services provided
20 through telehealth, except for services provided through audio-only interaction, in
21 the same amount as services provided in person or by other means.

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

1 **Section 1.** Section 17 of chapter 479, Statutes of Nevada 2021,
2 at page 3046, is hereby amended to read as follows:

3 Sec. 17. 1. This section becomes effective upon
4 passage and approval.

5 2. Sections 1 to 4, inclusive, 5 to 9, inclusive, 10, 11, 12,
6 13, 14, 15, 16 and 16.5 of this act become effective:

7 (a) Upon passage and approval for the purpose of
8 performing any preparatory administrative tasks that are
9 necessary to carry out the provisions of this act; and

10 (b) On October 1, 2021, for all other purposes.

11 3. ~~Sections 4.3, 9.3, 10.3, 11.3, 12.3, 13.3, 14.3 and~~
12 ~~16.1 of this act become effective 1 year after the date on~~
13 ~~which the Governor terminates the emergency described in~~
14 ~~the Declaration of Emergency for COVID-19 issued on~~
15 ~~March 12, 2020, only if the Governor terminates that~~
16 ~~emergency before July 1, 2022.~~

17 ~~4. Sections 4.6, 9.6, 10.6, 11.6, 12.6, 13.6, 14.6 and 16.2~~
18 ~~of this act become effective on July 1, 2023, only if the~~
19 ~~Governor terminates the emergency described in the~~
20 ~~Declaration of Emergency for COVID-19 issued on~~
21 ~~March 12, 2020, before July 1, 2022.~~

22 ~~5.] Sections 4.9, 9.9, 10.9, 11.9, 12.9, 13.9, 14.9 and~~
23 ~~16.3 of this act become effective on June 30, 2023, only if the~~
24 ~~Governor terminates the emergency described in the~~
25 ~~Declaration of Emergency for COVID-19 issued on~~
26 ~~March 12, 2020, on or after July 1, 2022.~~

27 ~~[6. Section 15.5 of this act becomes effective on~~
28 ~~June 30, 2023, or 1 year after the date on which the Governor~~
29 ~~terminates the emergency described in the Declaration of~~
30 ~~Emergency for COVID-19 issued on March 12, 2020,~~
31 ~~whichever is earlier.]~~

32 **Sec. 2.** The provisions of NRS 354.599 do not apply to any
33 additional expenses of a local government that are related to the
34 provisions of this act.



1 **Sec. 3.** This act becomes effective upon passage and approval
2 and applies retroactively on and after May 20, 2023.

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