

SENATE BILL NO. 42—COMMITTEE ON
HEALTH AND HUMAN SERVICES

(ON BEHALF OF CLARK COUNTY)

PREFILED NOVEMBER 16, 2022

Referred to Committee on Health and Human Services

SUMMARY—Revises provisions relating to the funding of medical assistance to indigent persons. (BDR 38-398)

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 welfare; expanding the authorized uses of money in a county fund for medical assistance to indigent persons; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

Existing law requires the board of county commissioners of each county to: (1) create a fund in the county treasury for medical assistance to indigent persons; and (2) impose a property tax and deposit the proceeds from the tax into the fund. (NRS 428.275, 428.285) Existing law requires counties to use the money in the fund to provide certain medical assistance to indigent persons or, in a county whose population is 100,000 or more (currently Clark and Washoe Counties), to provide supplemental payments under an upper limit payment program established in the State Plan for Medicaid to certain county hospitals. (NRS 428.295) This bill additionally authorizes the board of county commissioners in a county whose population is 100,000 or more to allocate money from the fund, if authorized under any other supplemental payment program established in the State Plan for Medicaid, to: (1) provide an enhanced rate of reimbursement to any public hospital in the county for hospital care that is provided to recipients of Medicaid; or (2) make supplemental payments to any public hospital in the county for the provision of such hospital care through increased federal financial participation.



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

Section 1. NRS 428.295 is hereby amended to read as follows:

428.295 1. For each fiscal year the board of county commissioners shall, in the preparation of its final budget, allocate money for assistance to indigents pursuant to this chapter.

2. In a county whose population is less than 700,000, the amount allocated must be calculated by multiplying the amount allocated for that purpose for the previous fiscal year by 104.5 percent.

3. In a county whose population is 100,000 or more, the board of county commissioners may allocate money from its fund for medical assistance to indigent persons to make an intergovernmental transfer of money to the Division of Health Care Financing and Policy of the Department of Health and Human Services ~~;~~

~~—(a) In~~ in accordance with the regulations adopted pursuant to NRS 422.390 ~~;~~ and

~~[(b)]~~ *for any or all of the following purposes:*

(a) If an upper payment limit program is established in the State Plan for Medicaid, to provide supplemental payments to any public hospital located in the county that is eligible for supplemental payments under the program.

(b) If authorized under any other supplemental payment program established in the State Plan for Medicaid, to:

(1) Provide an enhanced rate of reimbursement to any public hospital located in the county for the hospital care provided to recipients of Medicaid; or

(2) Make supplemental payments to any public hospital located in the county for the provision of such hospital care through increased federal financial participation.

4. When, during any fiscal year, the amount of money expended by the county for any program of medical assistance for those persons eligible pursuant to this chapter exceeds the amount allocated for that purpose in its budget, the board of county commissioners shall, to the extent that money is available in the fund, pay claims against the county from the fund for that purpose.

5. In a county whose population is 700,000 or more, the board of county commissioners may by resolution allocate money from the fund in any fiscal year, in an amount not to exceed the equivalent of the amount collected from 2 cents on each \$100 of assessed valuation of all taxable property in the county, to make grants to any public hospital located in the county. Such a grant may be used by a hospital only to:



1 (a) Construct or acquire capital assets, including, without
2 limitation, land, improvements to land and major items of
3 equipment; and

4 (b) Renovate existing facilities of the hospital. Money granted
5 for the renovation of facilities must not be used for the normal,
6 recurring maintenance of the facilities.

7 6. As used in this section, “upper payment limit program”
8 means a program providing for supplemental payments, not to
9 exceed a limit calculated in the manner prescribed in the State Plan
10 for Medicaid, to hospitals owned or operated by a governmental
11 entity other than this State or an agency of the State.

12 **Sec. 2.** This act becomes effective on July 1, 2023.

