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FIRST REPRINT

A.B. 216

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:

1 Existing law requires the Department of Health and Human Services to develop
2 and administer a State Plan for Medicaid which includes, without limitation, a list
3 of specific medical services required to be provided to Medicaid recipients. (NRS
4 422.270-422.27495) **Section 1** of this bill requires the Director of the Department
5 to include in the State Plan for Medicaid coverage for cognitive assessment and
6 care planning services for persons who experience signs or symptoms of cognitive
7 impairment. **Section 2** of this bill makes a conforming change to indicate that
8 **section 1** would be administered in the same manner as other provisions of existing
9 law governing the State Plan for Medicaid.

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

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

3 *1. The Director shall include in the State Plan for Medicaid a*
4 *requirement that the State pay the nonfederal share of*
5 *expenditures incurred for cognitive assessment and care planning*



1 *services provided to a person who experiences signs or symptoms*
2 *of cognitive impairment.*

3 2. *As used in this section "cognitive impairment" means a*
4 *deficiency in:*

5 (a) *Short-term or long-term memory;*

6 (b) *Orientation as to person, place and time; or*

7 (c) *Deductive or abstract reasoning.*

8 ↪ *The term does not include any condition with temporary or*
9 *reversible effects.*

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

11 232.320 1. The Director:

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

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

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

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

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

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

25 (b) Shall administer, through the divisions of the Department,
26 the provisions of chapters 63, 424, 425, 427A, 432A to 442,
27 inclusive, 446 to 450, inclusive, 458A and 656A of NRS, NRS
28 127.220 to 127.310, inclusive, 422.001 to 422.410, inclusive, *and*
29 *section 1 of this act*, 422.580, 432.010 to 432.133, inclusive,
30 432B.6201 to 432B.626, inclusive, 444.002 to 444.430, inclusive,
31 and 445A.010 to 445A.055, inclusive, and all other provisions of
32 law relating to the functions of the divisions of the Department, but
33 is not responsible for the clinical activities of the Division of Public
34 and Behavioral Health or the professional line activities of the other
35 divisions.

36 (c) Shall administer any state program for persons with
37 developmental disabilities established pursuant to the
38 Developmental Disabilities Assistance and Bill of Rights Act of
39 2000, 42 U.S.C. §§ 15001 et seq.

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



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

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

5 (3) Provide for communication and the coordination of those
6 services among nonprofit organizations, agencies of local
7 government, the State and the Federal Government;

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

10 (5) Set forth sufficient information to assist the Department
11 in providing those services and in the planning and budgeting for the
12 future provision of those services; and

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

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

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

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

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



