

SENATE BILL NO. 309—SENATOR NEAL

MARCH 22, 2021

Referred to Committee on Health and Human Services

SUMMARY—Establishes a reinvestment advisory committee in certain larger counties. (BDR 38-956)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.  
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; establishing a reinvestment advisory committee in certain larger counties; requiring a reinvestment advisory committee to perform certain duties relating to the reinvestment of funds by managed care organizations that provide health care services to recipients of Medicaid; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

1 Existing law authorizes the Department of Health and Human Services to enter  
2 into a contract with a managed care organization to provide health care services to  
3 recipients of Medicaid. (NRS 422.273) **Section 3** of this bill establishes a  
4 reinvestment advisory committee in each county of this State whose population is  
5 700,000 or more (currently Clark County). **Section 3** prescribes the membership of  
6 a reinvestment advisory committee, which consists of: (1) voting members who  
7 represent the Department and certain local governmental entities and nonprofit  
8 organizations; and (2) any additional nonvoting members appointed by the Director  
9 of the Department. **Section 2** of this bill defines the term “reinvestment advisory  
10 committee.” **Section 4** of this bill prescribes certain procedural requirements  
11 governing the operations of a reinvestment advisory committee and authorizes a  
12 reinvestment advisory committee to form subcommittees. **Section 5** of this bill  
13 prescribes the duties of a reinvestment advisory committee, which includes  
14 reviewing, making recommendations and reporting to the Legislature and Director  
15 of the Department concerning the reinvestment of funds by managed care  
16 organizations that provide health care services to recipients of Medicaid in the  
17 communities served by those organizations. **Section 6** of this bill makes a  
18 conforming change to indicate the placement of **sections 2-5** in the Nevada Revised  
19 Statutes.



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 the provisions set forth as sections 2 to 5, inclusive, of this  
3 act.

4       **Sec. 2.** *As used in sections 2 to 5, inclusive, of this act, unless*  
5 *the context otherwise requires, "reinvestment advisory committee"*  
6 *means a reinvestment advisory committee established by section 3*  
7 *of this act.*

8       **Sec. 3. 1.** *A reinvestment advisory committee is hereby*  
9 *established in each county whose population is 700,000 or more.*

10       **2.** *A reinvestment advisory committee consists of the*  
11 *following members:*

12       (a) *The Administrator, who serves as a voting member;*

13       (b) *The following voting members, appointed by the Director:*

14           (1) *The director of a social services agency of the county;*

15           (2) *A representative of the government of the county;*

16           (3) *Two members who represent the government of*  
17 *different cities whose population is 100,000 or more that are*  
18 *located in the county;*

19           (4) *Two members who represent nonprofit organizations*  
20 *that work with recipients of Medicaid who reside in the county and*  
21 *receive health care services through managed care; and*

22           (5) *One member who represents the Division of Welfare*  
23 *and Supportive Services of the Department; and*

24       (c) *Other persons that the Director deems necessary or*  
25 *appropriate to serve as nonvoting members.*

26       **3.** *The members appointed to a reinvestment advisory*  
27 *committee pursuant to paragraphs (b) and (c) of subsection 2*  
28 *serve at the pleasure of the Director.*

29       **4.** *The members of a reinvestment advisory committee serve*  
30 *without compensation and are not entitled to the per diem*  
31 *allowance and travel expenses provided for state officers and*  
32 *employees generally.*

33       **5.** *Any member of a reinvestment advisory committee who is a*  
34 *public employee must be granted administrative leave from his or*  
35 *her duties to engage in the business of the committee without loss*  
36 *of his or her regular compensation. Such leave does not reduce*  
37 *the amount of the member's other accrued leave.*

38       **Sec. 4. 1.** *The Director shall appoint the Chair of each*  
39 *reinvestment advisory committee from among its voting members.*

40       **2.** *A reinvestment advisory committee:*

41       (a) *Shall meet at least twice each calendar year or at the call of*  
42 *the Chair.*



1 (b) May, upon the recommendation of the Chair, form  
2 subcommittees for decisions and recommendations concerning  
3 specific issues within the scope of the duties of the committee  
4 prescribed by section 5 of this act.

5 3. A majority of the voting members of a reinvestment  
6 advisory committee constitutes a quorum for the transaction of  
7 business, and the affirmative vote of a majority of the voting  
8 members of the committee is required to take action.

9 **Sec. 5. 1. A reinvestment advisory committee shall:**

10 (a) Solicit and review reports from the Division and Medicaid  
11 managed care organizations concerning the reinvestment of funds  
12 by those Medicaid managed care organizations in the communities  
13 served by the Medicaid managed care organizations.

14 (b) Report to the Division and Medicaid managed care  
15 organizations concerning initiatives of local governments in the  
16 county to address homelessness, housing issues and social  
17 determinants of health.

18 (c) Make recommendations based on the reports reviewed  
19 pursuant to paragraph (a) to the Division and Medicaid managed  
20 care organizations concerning the reinvestment of funds by those  
21 Medicaid managed care organizations in the communities served  
22 by the Medicaid managed care organizations. Those  
23 recommendations must include, without limitation,  
24 recommendations for the use of such funds for the purposes of:

25 (1) Developing innovative partnerships with community  
26 development organizations and providers of housing services; and

27 (2) Supporting the initiatives of local governments in the  
28 county to address homelessness, housing issues and social  
29 determinants of health.

30 2. On or before December 31 of each year, a reinvestment  
31 advisory committee shall:

32 (a) Compile a report concerning:

33 (1) The uses of funds reinvested by Medicaid managed care  
34 organizations in the communities served by those Medicaid  
35 managed care organizations, including, without limitation, efforts  
36 to address homelessness, disparities in health care and social  
37 determinants of health; and

38 (2) The activities of the reinvestment advisory committee  
39 during the calendar year, including, without limitation, the  
40 recommendations made by the reinvestment advisory committee  
41 pursuant to paragraph (c) of subsection 1.

42 (b) Submit the report to:

43 (1) The Director of the Legislative Counsel Bureau for  
44 transmittal to:



1           (I) *In odd-numbered years, the Legislative Committee*  
2 *on Health Care; and*

3           (II) *In even-numbered years, the next regular session of*  
4 *the Legislature.*

5           (2) *The Director of the Department.*

6           3. *As used in this section, "Medicaid managed care*  
7 *organization" means a managed care organization that provides*  
8 *health care services to recipients of Medicaid who reside in the*  
9 *county for which a reinvestment advisory committee is formed.*

10       **Sec. 6.** 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 *sections 2 to 5, inclusive, of this act*, 422.580, 432.010 to 432.133,  
30 inclusive, 432B.6201 to 432B.626, inclusive, 444.002 to 444.430,  
31 inclusive, and 445A.010 to 445A.055, inclusive, and all other  
32 provisions of law relating to the functions of the divisions of the  
33 Department, but is not responsible for the clinical activities of the  
34 Division of Public and Behavioral Health or the professional line  
35 activities of the other 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. 7.** The provisions of subsection 1 of NRS 218D.380 do  
29 not apply to any provision of this act which adds or revises a  
30 requirement to submit a report to the Legislature.

31 **Sec. 8.** This act becomes effective on January 1, 2022.







