

ASSEMBLY BILL NO. 36—COMMITTEE ON
HEALTH AND HUMAN SERVICES

(ON BEHALF OF THE NEVADA ASSOCIATION OF COUNTIES)

PREFILED DECEMBER 14, 2010

Referred to Committee on Health and Human Services

SUMMARY—Makes various changes concerning the Fund for
Hospital Care to Indigent Persons. (BDR 38-282)

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 indigent persons; revising provisions governing
the Fund for Hospital Care to Indigent Persons; revising
the membership of the Board of Trustees of the Fund; and
providing other matters properly relating thereto.

Legislative Counsel’s Digest:

- 1 Existing law establishes the Fund for Hospital Care to Indigent Persons to pay
- 2 certain costs of hospital care provided to persons injured in motor vehicle accidents
- 3 who are indigent. The Fund is composed of money collected or recovered from
- 4 certain taxes and from certain charges against a county for unpaid charges for
- 5 hospital care not greater than \$3,000. (NRS 428.115-428.255)
- 6 **Section 2** of this bill changes the membership of the Board of Trustees of the
- 7 Fund to require the Governor to appoint a director of a social services agency of a
- 8 county as one of the five members of the Board. **Section 2** further authorizes such a
- 9 director of a social services agency to designate another person to carry out his or
- 10 her duties on the Board when the director is unavailable.
- 11 **Sections 1 and 4** of this bill require the money deposited in the Fund by a
- 12 county for unpaid hospital charges not exceeding \$3,000 to be accounted for
- 13 separately in the Fund and used to reimburse or partially reimburse a hospital for
- 14 unpaid hospital charges.



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

1 **Section 1.** NRS 428.175 is hereby amended to read as follows:
2 428.175 1. The Fund for Hospital Care to Indigent Persons is
3 hereby created as a special revenue fund for the purposes described
4 in NRS 428.115 to 428.255, inclusive.

5 2. ~~[A]]~~ *Except as otherwise provided in subsection 3*, money
6 collected or recovered pursuant to NRS 428.115 to 428.255,
7 inclusive, and the interest earned on the money in the Fund must be
8 deposited for credit to the Fund.

9 3. *Any money paid by a county pursuant to NRS 428.255*
10 *must be accounted for separately in the Fund and must be used to*
11 *reimburse or partially reimburse a hospital for unpaid charges for*
12 *hospital care pursuant to NRS 428.115 to 428.255, inclusive, as*
13 *other claims against the Fund are paid.*

14 4. Claims against the Fund must be paid on claims approved by
15 the Board.

16 **Sec. 2.** NRS 428.195 is hereby amended to read as follows:

17 428.195 1. The Fund must be administered by a Board of
18 Trustees composed of five *members appointed by the Governor as*
19 *follows:*

20 (a) *Four county commissioners ; and*

21 (b) *One director of a social services agency of a county.*

22 2. *The members of the Board of Trustees must be* appointed
23 by the Governor from a list of ~~[ten]~~ nominees submitted by the
24 Board of Directors of the Nevada Association of Counties.

25 ~~[2-]~~ *The list of nominees must include six nominees who are*
26 *county commissioners and three nominees who are directors of a*
27 *social services agency of a county.*

28 3. Each member of the Board of Trustees shall serve a term of
29 ~~[1-year]~~ *2 years* or until a successor has been appointed and has
30 qualified.

31 ~~[3-]~~ 4. The position of a member of the Board of Trustees shall
32 be considered vacated upon the loss of any of the qualifications
33 required for the appointment of the member and in that event the
34 Governor shall appoint a successor from a list of ~~[two]~~ nominees
35 submitted by the Board of Directors of the Nevada Association of
36 Counties. *The list of nominees must include two county*
37 *commissioners if the member of the Board is a county*
38 *commissioner or two directors of a social services agency if the*
39 *member of the board is the director of a social services agency of a*
40 *county.*

41 5. *The director of a social services agency who is appointed to*
42 *the Board of Trustees may designate a person to carry out his or*



1 *her duties on the Board of Trustees when the director is*
2 *unavailable, and any such designee has the same power as any*
3 *other member of the Board of Trustees for the period in which he*
4 *or she is designated to act on behalf of the director.*

5 *6. As used in this section, "social services agency" means any*
6 *public agency or organization that provides social services in this*
7 *State, including, without limitation, providing welfare and health*
8 *care services.*

9 **Sec. 3.** (Deleted by amendment.)

10 **Sec. 4.** NRS 428.255 is hereby amended to read as follows:

11 428.255 *1.* Any reimbursement or partial reimbursement
12 made from the Fund for unpaid charges for hospital care furnished
13 to a person which are not greater than \$3,000, is a charge upon the
14 county in which:

15 ~~[1-]~~ *(a)* The accident occurred, if the person is not a resident of
16 this state and the accident occurred in this state; or

17 ~~[2-]~~ *(b)* The person resides, if the person is a resident of this
18 state,

19 **↳** and must be paid *to the Fund* upon a claim presented by the
20 Board as other claims against the county are paid.

21 *2. Money paid by a county pursuant to this section must be*
22 *accounted for separately and expended in accordance with the*
23 *provisions of subsection 3 of NRS 428.175.*

24 **Sec. 5.** This act becomes effective upon passage and approval.

