
SENATE BILL NO. 477—COMMITTEE ON FINANCE

(ON BEHALF OF THE DIVISION OF BUDGET AND PLANNING)

MARCH 28, 2011

Referred to Committee on Health and Human Services

SUMMARY—Authorizes the Administrator of the Division of Health Care Financing and Policy of the Department of Health and Human Services to administer oaths, take testimony and issue subpoenas for the purposes of recovering Medicaid benefits paid on behalf of certain recipients. (BDR 38-1195)

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; authorizing the Administrator of the Division of Health Care Financing and Policy of the Department of Health and Human Services to administer oaths, take testimony and issue subpoenas for the purposes of recovering Medicaid benefits paid on behalf of certain recipients; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Existing law authorizes the Administrator of the Division of Health Care
2 Financing and Policy of the Department of Health and Human Services to
3 administer oaths, take testimony and issue subpoenas for the purposes of: (1)
4 determining the eligibility of certain persons to provide medical care, remedial care
5 or other services pursuant to the State Plan for Medicaid or the Children’s Health
6 Insurance Program; and (2) verifying treatment and payments to a provider of
7 medical care, remedial care or other services pursuant to the State Plan for
8 Medicaid or the Children’s Health Insurance Program. (NRS 422.2366) **Section 1**
9 of this bill authorizes the Administrator to administer oaths, take testimony and
10 issue subpoenas for the purposes of recovering Medicaid benefits paid on behalf of
11 recipients of medical care, remedial care or other services pursuant to the State Plan
12 for Medicaid or the Children’s Health Insurance Program.



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

1 **Section 1.** NRS 422.2366 is hereby amended to read as
2 follows:

3 422.2366 1. The Administrator or a designated representative
4 may administer oaths and take testimony thereunder and issue
5 subpoenas requiring the attendance of witnesses before the Division
6 at a designated time and place and the production of books, papers
7 and records relative to:

8 (a) Eligibility or continued eligibility to provide medical care,
9 remedial care or other services pursuant to the State Plan for
10 Medicaid or the Children's Health Insurance Program; ~~and~~

11 (b) Verification of treatment and payments to a provider of
12 medical care, remedial care or other services pursuant to the State
13 Plan for Medicaid or the Children's Health Insurance Program ~~;~~
14 *and*

15 (c) *Recovery of Medicaid benefits paid on behalf of a recipient*
16 *of medical care, remedial care or other services pursuant to the*
17 *State Plan for Medicaid or the Children's Health Insurance*
18 *Program.*

19 2. If a witness fails to appear or refuses to give testimony or to
20 produce books, papers and records as required by the subpoena, the
21 district court of the county in which the investigation is being
22 conducted may compel the attendance of the witness, the giving of
23 testimony and the production of books, papers and records as
24 required by the subpoena.

25 **Sec. 2.** This act becomes effective upon passage and approval.

