

Senate

HEALTH, WELFARE AND STATE INSTITUTIONS

Minutes of Meeting - May 16, 1975

The thirty-first meeting of the Health, Welfare and State Institutions Committee was held on May 16, 1975 at 12:45 p.m. in Room 323.

COMMITTEE MEMBERS PRESENT: Chairman Lee Walker
 Senator Neal
 Senator Gojack
 Senator Schofield
 Senator Young

OTHERS PRESENT: See Exhibit A

A.B. 719 - Requires school district annual reporting of number of properly immunized children.

Mr. Mike Nash, State Health Division, spoke in favor of the bill.

Senator Neal moved "Do Pass"; seconded by Senator Schofield; Senators Herr and Hilbrecht absent; motion passed by those present.

A.B. 761 - Designates health division of department of human resources as state radiation control agency.

Mr. W.C. Horton, State Health Division, advised that the purpose of this bill is to clearly delineate the functions of the Health Division as opposed to those of the State Board of Health. Mr. Horton advised that they are presently doing things that they would like to see reflected in the State law. This bill will not change the authority of the State Board of Health.

Senator Schofield moved "Do Pass"; seconded by Senator Neal; Senators Herr, Gojack and Hilbrecht absent; motion carried by those present.

S.B. 611 - Makes certain changes in provisions relating to civil protective custody of alcohol abusers.

Pat Bates, Statewide Program Coordinator for Bureau of Alcohol and Drug Abuse, spoke in favor of the bill and provided the committee with copy of testimony (see Exhibit B). Ms. Bates further advised that the items listed in Exhibit C are not effected by this bill.

Senator Neal moved "Do Pass"; seconded by Senator Young; Senators Herr, Gojack and Hilbrecht absent; motion carried by those present.

A.B. 579 - Creates medical care advisory group within the welfare division of department of human resources.

Senator Walker advised the committee that the Assembly has refused to concur with our amendments.

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Senator Young moved that we concur with the Assembly; seconded by Senator Schofield; Senators Herr and Hilbrecht absent; Senator Gojack voted no; motion carried by those present.

S.B. 382 - Establishes inactive status for license and provides procedures for collection, deposit and disbursement of medical laboratory licensing fees.

Senator Walker provided the committee with a copy of the Assembly amendment to this bill (see Exhibit D for amendment).

Senator Young moved that we concur with the Assembly amendment; seconded by Senator Schofield; Senators Herr and Hilbrecht absent; motion carried by those present.

S.B. 374 - Enacts the Nevada Mental Health and Mental Retardation Law.

Senator Walker advised the committee that the Assembly has held extensive hearings on this bill and have compromised with Dr. Dixon on a few amendments. Senator Walker feels these amendments are acceptable.

Senator Schofield moved that we concur with the Assembly amendments; all members present voted unanimously on this motion.

A.J.R. 38 - Memorializes Congress to authorize and fund a veterans' hospital in Southern Nevada.

The entire committee voted unanimously to rescind its previous motion of Do Not Pass, and reconsidered to change this to "Do Pass". Do Pass motion carried unanimously.

Being no further business at this time, the meeting was adjourned at 1:15 p.m.

Respectfully submitted,


Sharon W. Maher, Secretary

APPROVED:


Lee E. Walker, Chairman

ROOM # 323

DAY Tuesday

DATE 5-16-75

NAME	ORGANIZATION	ADDRESS
Mike Nash	Nevada Div. of Health	201 South Fall St. Carson
Dr. Markovic	" " "	" " "
W. A. Horton	" " "	" " "
Joe Braswell	Gov's Adv. Bd on Alcohol + Drug Abuse - 808 IVY - CC	
Pat Bates	Bee Alcohol & Drug Abuse Co.	



AMENDMENTS TO EXISTING NRS 458

The proposed bill is a clean-up bill from 1973. It affects existing Nevada Revised Statute 458. There are no fiscal notes attached. The Statute needs to be corrected in order for Nevada law to comply with the Federal Uniform Act, P.L. 91616 and also to enable the State to qualify for recently released impounded Federal alcohol incentive monies.

At the present time, if the State of Nevada does not amend its existing legislation, the Bureau of Alcohol and Drug Abuse will be out of compliance with the above Public Law. If the Bureau is found out of compliance, the \$200,000 now received will be in jeopardy. This funding is used for local drug and alcohol programs throughout the State (both direct and indirect support).

The areas to be amended are as follows: confidentiality of records, liability of law enforcement officials, notification of relative and use of emergency treatment for criminal custody.

Also, the Uniform Act, P.L. 91616 stipulates that alcoholism is not to be considered an element of an offense giving rise to criminal or civil sanction. The present law, as written, allows alcoholism to be included as an offense element and is therefore directly inconsistent with the Uniform Act.


PAUL COHEN
BUREAU CHIEF
PAT BATES
STATEWIDE PROGRAM COORDINATOR

Bureau of Alcohol and Drug Abuse

- 412-536 Reckless Driving
- 412-538 Drunk on Duty Sleeping on Post
- 484-379 Control of Vehicle
- 484-3795 Driving Under the Influence
- 484-381 Presumptions in Criminal Prosecution that was Under the Influence of Intoxicating Liquid.
- 484-385 Penalty to Submit to Required Chemical Test
- 488-205 Operation of Motorboat, Water Skies, Surfboards
- 493-130 Operation of Aircraft
- 705-250 Intoxification of Trainmen, Firemen, Switchmen, Brakemen

Bill / ~~Joint Resolution~~ No. 382 (BDR 54-145)

Proposed by Mr. Jacobsen

Amendment N^o 8475 A

Replaces Amendment No. 8608

Amend the bill as a whole by inserting a new section to be designated as section 3, following section 2, to read:

"Sec. 3. NRS 652.155 is hereby amended to read as follows:

652.155 Notwithstanding the provisions of NRS 652.130 and 652.150, and without requiring any examination or any other qualification than is provided in this section, the board shall, upon application and the payment of any appropriate fee prior to January 1, 1972:

1. Issue a director's license to any person who operated a laboratory in this state for at least 3 years immediately preceding January 1, 1967;
2. Issue a medical laboratory technologist's certificate to any person who was a medical laboratory technologist in this state for at least 1 year immediately preceding January 1, 1967; and
3. Issue a license to, and include in the registration list of laboratories meeting the minimum standards and qualifications of this chapter, any laboratory which was in operation in this state on January 1, 1967, which has a director meeting the qualifications provided in subsection 1.
4. Keep on inactive status any licensee under this section who notifies the board that he desires such status and pays the current fees."

Amend the title of the bill, delete "a medical laboratory license;" and insert:

"certain licenses;".