

MINUTES OF THE  
MEETING OF THE SENATE COMMITTEE  
ON HUMAN RESOURCES AND FACILITIES

SIXTY-FIRST SESSION  
NEVADA STATE LEGISLATURE  
March 9, 1981

The Senate Committee on Human Resources and Facilities was called to order by Chairman Joe Neal at 9:02 a.m., Monday, March 9, 1981, in Room 323 of the Legislative Building, Carson City, Nevada. Exhibit A is the Meeting Agenda. Exhibit B is the Attendance Roster.

COMMITTEE MEMBERS PRESENT:

Senator Joe Neal, Chairman  
Senator James N. Kosinski, Vice Chairman  
Senator Richard E. Blakemore  
Senator Wilbur Faiss  
Senator James H. Bilbray  
Senator Virgil M. Getto

STAFF MEMBERS PRESENT:

Fred Welden, Senior Research Analyst  
Joy-el McBride, Secretary

SENATE BILL NO. 332

Mr. Bill Wollitz, Director of the Northern Area Substance Abuse Council in Reno, testified in support of SENATE BILL NO. 332. They are a central intake and referral organization serving Northern Nevada. Since December, 1978, they have operated an 18 bed non-medical alcohol detoxification center called Pat's Place on the grounds of the Nevada Mental Health Institute. The facility has served nearly 2,600 people. That number is small compared to the number arrested by law enforcement for public intoxication. The facility is essential, but they need a facility large and secure enough to handle the 7,000 to 8,000 people picked up each year by the Reno Police Department alone. Nearly 1,000 people were turned away last year from Pat's Place because they were full. The beds are available on a first come, first serve basis.

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Ms. Pat Bates, Executive Director of the Churchill Council on Alcohol and Other Drugs and representing the State Directors Association, testified in support of SENATE BILL NO. 332. She stated the existing facilities are adequate in the services they provide, but are unable to service the number of people in need.

Mr. Charles W. Williams, Captain of the Reno Police Department, testified in support of SENATE BILL NO. 332. The actual amount of people who were booked for civil protective custody last year in Reno was 6,175. The jail is so crowded, in lieu of keeping them 48 hours, they are now keeping them long enough to get them sober. They can sleep 144 people in the jail and are averaging 200 a day. The excess are sleeping on mattresses on the floor, creating a health problem. Each arrest and booking costs \$31.30 per day for officer's time, jail time, jailers, and food. This does not include paper-work time, medication, visiting physician, hospital services, clerical work or paper supplies. The figures on the number of arrests for civil protective custody are misleading because an officer will charge someone who is drunk with a different offense, such as disturbing the peace, or indecent exposure.

Senator Kosinski asked Mr. Williams if the police department took the offenders over to Pat's Place.

Mr. Williams stated they have an agreement that they can come into jail and take them to Pat's Place for treatment.

Mr. Wollitz stated it costs \$38.00 and more a day for each person that comes to Pat's Place. The program is federally funded. The initial agreement they had with the Reno Police Department was that 10 beds would be saved for Reno Police Department referrals. The Reno Police Department and the city attorney, Louie Tess, indicated they could not drop people off on a formal basis at Pat's Place because it was not a locked facility and their insurance would not cover them if somebody walked out or hurt somebody. Only on an informal basis will the people be brought to the facility. Only those people who are intoxicated come to Pat's Place. They come not only from the police department but from Alcoholics Anonymous and a wide variety of people in the community. Less than

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10 percent of the patients are from the police. About 42 percent of the first-time people and 81 percent of the recidivists that come into the facility have been in the drunk tank within the last two months. Others went to Pat's Place because the police stopped them and told them if they did not want to go to jail, to go to Pat's Place. Over 50 percent of the people who leave Pat's Place accept treatment. Approximately 20 percent of those remain sober for six months.

SENATE BILL NO. 344

Senator Faiss spoke in support of SENATE BILL NO. 344 saying the state should step in where the federal government leaves off.

Orvis E. Reil, representing the Joint Legislative Committee of the Nevada Retired Teachers Association and the American Association of Retired Persons, testified in support of SENATE BILL NO. 344, stating rights of patients in nursing homes are denied quite often.

John McSweeney, Administrator of the Division for Aging Services, testified in support of SENATE BILL NO. 344. They would like the patient's bill of right on the Nevada Revised Statutes.

Senator Getto questioned the language in Section 1, subsection 1, line 15, which reads, "To receive and send correspondence unopened", and line 16, which reads, "To be treated with consideration and respect,...".

Mr. McSweeney said he could answer the first question with an example of one of his investigations, in which a patient complained that his mail was all open before he received it.

Senator Getto asked if this would overlap the federal regulations and Senator Neal replied it went beyond them.

Mr. McSweeney said he would provide the committee with a copy of the federal regulations.

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Senator Kosinski asked how many substantiated complaints in violation of federal regulation had Mr. McSweeney documented over the last 12 months.

Mr. McSweeney stated he had investigated approximately 30 valid nursing home complaints. He said he would prepare a 12 month data report for the committee on the number of complaints and substantiated complaints which deal with alleged violations of federal regulations only.

Mr. Jack Middleton, of the Division of Mental Hygiene and Mental Retardation, testified in support of SENATE BILL NO. 344. Please see Exhibit C.

Dr. George Reynolds, Administrator to the Bureau of Health Facilities, testified in opposition to SENATE BILL NO. 344, stating that in his opinion the federal requirements are exactly like those in SENATE BILL NO. 344, with a few exceptions. Those exceptions are in Section 1, subsection 1, line 11 and 12, where it addresses the fact that the resident of the long term care facility would execute a written power of attorney to delegate responsibility for managing his personal financial affairs; the federal requirement would be preferable because the resident concerned would not have to execute a legal document. In Section 1, subsection 1, line 14 and 19, where correspondence is addressed and information of medical condition, Mr. Reynolds felt it is more desirable if it would be harmful for the patient to know of his condition, to hide the condition from the patient. If there was correspondence from a certain individual which was considered to be deleterious to the patient's health, the division should have the authority to make that judgment.

Senator Kosinski asked if they had ever taken away the certification from a health care facility because it was not complying with the federal regulations pertaining to patient's rights.

Mr. Reynolds said no; he had not had many reports of a violation of federal regulations. If there is a complaint, they are cited and they are told what needs to be done to

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get back in compliance. They investigate facilities annually, unannounced.

Senator Kosinski asked Mr. McSweeney if he provided Mr. Reynolds with copies of substantiated complaints. He said no, unless they are doing a joint investigation.

Senator Kosinski asked Mr. McSweeney if he learned that a long term care facility had a course of conduct of denying patients rights, would he tell Mr. Reynolds. Mr. McSweeney replied yes.

SENATE BILL NO. 345

Mr. Reil testified in support of SENATE BILL NO. 345. He said facilities were closed down once in Carson City and patients were sent all over the state. If they were closed down again, the people would have no place to go.

Mr. Daniel Kossick, Legal Services Developer with the Division for Aging Services, testified in support of SENATE BILL NO. 345. The bill would add another dimension to the authority of the ombudsman program whether working alone or in concert with health services to carry out their duties.

Senator Kosinski asked if there were any situations in the state that would have fallen within the parameter of this bill. Mr. Kossick was not aware of any.

Senator Neal asked for a committee introduction on the following Bill Draft Requests:

BILL DRAFT REQUEST NO. 38-1179 (S.B. 394)  
Creates Nevada commission for the blind.

BILL DRAFT REQUEST NO. 34-1031 (S.B. 395)  
Revises provisions governing certification and employment of personnel of school districts.

Senator Bilbray moved that the Bill Draft Requests be adopted for committee introduction.

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Senator Blakemore seconded the motion.

The motion carried unanimously.

SENATE BILL NO. 74

Fred Welden, Senior Research Analyst, reviewed the amendments of SENATE BILL NO. 74. (Exhibit D)

Senator Bilbray made a motion to "Do Pass" as amended and refer to Finance committee.

Senator Faiss seconded the motion.

The motion carried unanimously.

SENATE CONCURRENT RESOLUTIONS NOS. 13 and 14 (Exhibit E and F)

Senator Getto made a motion to "Do Pass" SENATE CONCURRENT RESOLUTIONS NOS. 13 and 14.

Senator Blakemore seconded the motion.

The motion carried unanimously.

SENATE CONCURRENT RESOLUTION NO. 15 (Exhibit G)

Senator Blakemore made a motion to "Amend" and "Do Pass" SENATE CONCURRENT RESOLUTION NO. 15.

Senator Kosinski seconded the motion.

The motion carried unanimously.

SENATE BILL NO. 186 (Exhibit H)

Senator Blakemore read the amendments to SENATE BILL NO. 186. (Exhibit I)

Senator Blakemore moved to "Do Pass as Amended" SENATE BILL NO. 186.

Senator Faiss seconded the motion.

The motion carried unanimously.

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Being no further business, the meeting adjourned at  
10:40 a.m.

Respectfully submitted:

  
Joy-ed McBride, Secretary

APPROVED:

Senator Joe Neal, Chairman

DATE: 

March 19, 1981

SENATE AGENDA

EXHIBIT A

COMMITTEE MEETINGS

Committee on Human Resources and Facilities, Room 323.

Day Monday, Date March 9, Time 9:00 a.m.

S. B. No. 332--Requires largest counties to provide facilities for alcohol abusers.

S. B. No. 344-- Establishes certain rights for patients or residents of health and care facilities.

S. B. No. 345--Provides for appointment of receivers for certain health and care facilities to protect health and safety of residents.



ATTENDANCE ROSTER FOR

COMMITTEE MEETINGS

SENATE COMMITTEE ON Human Resources and Facilities

DATE: March 9, 1981

EXHIBIT B

NAME	ORGANIZATION & ADDRESS	TELEPHONE
Charles W. Williams	Reno Police Dept.	785-2115
John N. Chapman	Univ. of Nevada / <sup>N. Nev.</sup> Psychiat Soc	784-4917
Methu W. Chan	Invs Adv. Bd Health & Drug Abuse	379-7975
ORVIS E. PEN	NRTA/AARP - Nevada Joint State Legislative Committee	882-4676
Bill [unclear]	NASCAC	703-568
[unclear]	[unclear]	223-1731
[unclear]	State [unclear]	202-374-
K Lopez	BUREAU OF HEALTH CARE	885-4215
George Reynolds	Burr Health Fac.	885-4475
Jack [unclear]	SB 344 - MHMR	
MIKE NASH	BUREAU OF ALCOHOL + DRUG ABUSE	885-4790
MIKE MELNER	AMERICAN CIVIL LIBERTIES UNION	323-3873
[unclear]	NWD - JMW	NS-7509
Janell Dwyer	Nursing Homes -	
J. B. M. Sweeney	St. of Nev.	885-4210
J. M. [unclear]	"Self..."	
Daniel Kossick	Div. for Aging Services / Carson City	885-4210



ROBERT LIST  
GOVERNOR

STATE OF NEVADA  
DIVISION OF MENTAL HYGIENE  
AND MENTAL RETARDATION

FRONTIER PLAZA, SUITE 244  
1837 N. CARSON STREET  
STATE CAPITOL COMPLEX  
CARSON CITY, NEVADA 89710  
(702) 683-8843

JEROME ORIENTROS  
ADMINISTRATOR

KEN SHARIGIAN, Ph.D.  
MENTAL HEALTH

DAN PAYNE, Ph.D.  
MENTAL RETARDATION

EXHIBIT C

March 5, 1981

Senator Joe Neal  
Chairman/Human Resources Committee  
Room 315, Legislative Building  
Carson City, Nevada 89710

Dear Senator Neal:

Senate Bill 344, concerning patient's rights, will be heard by your committee on Monday, March 9, 1981. This bill which has been designed to protect the rights of patients in general hospitals, as presently drafted would also affect clients in mental health and mental retardation facilities of the Division of Mental Hygiene and Mental Retardation.

As you will recall, during the 1975 State Legislature, legislation passed which contained a section specifying the rights of the clients of the Division of Mental Hygiene and Mental Retardation. These rights were developed specifically for the mentally ill and mentally retarded and with the special legal and program constraints surrounding our Division facilities and services. The Division proposes therefore, that Senate Bill 344 be cognizant of our clients and refer to those rights as proposed in the amendments set forth below:

Section 1, Subsection 1, Line 3, insert after "and care facility":  
or as provided in NRS 433A.120 through 433A.570; 433A.740 and 433A.750;  
and 435.340 through 435.360.

Section 2, Subsection 2, Line 8, insert after "of this act":  
17, or as provided in NRS 433A.120 through 433A.570; 433A.740 and 433A.750;  
and 435.340 through 435.360.

Sincerely,

Kenneth J. Sharigian, Ph.D.  
Deputy Administrator  
Div. of MH-MR

KJS/CM:jw

Attachment

February 15, 1981

M E M O R A N D U M

TO: Senator Lawrence E. Jacobsen  
FROM: Fred Welden, Senior Research Analyst  
SUBJECT: Amendments to S.B. 74

I have summarized the amendments which you discussed with the state fire marshal, the state forester firewarden, and LCB staff. They are as follows:

Section 1. NRS 472.040

Add a provision that the state forester firewarden shall administer and award grants of money to fire departments and educational institutions for fire prevention, fire control and education of firemen.

Section 6.

Delete section 6 entirely.

Section 9.

See attached letter from John Crossley.

FW/llp  
Enc.

LEGISLATIVE COUNSEL BUREAU

LEGISLATIVE BUILDING  
CAPITOL COMPLEX  
CARSON CITY, NEVADA 89710



KEITH ASHWORTH, Senator, Chairman  
Arthur J. Palmer, Director, Secretary  
INTERNATIONAL FINANCE COMMITTEE (702) 885-5640  
DONALD R. MELLO, Assemblyman, Chairman  
Ronald W. Sparks, Senate Fiscal Analyst  
William A. Bibbe, Assembly Fiscal Analyst

ARTHUR J. PALMER, Director  
(702) 885-3627

FRANK W. DAYKIN, Legislative Counsel (702) 885-5627  
JOHN R. CROSSLEY, Legislative Auditor (702) 885-5620  
ANDREW P. GROSE, Research Director (702) 885-5637

February 13, 1981

Senator Lawrence E. Jacobsen  
Legislative Building  
Carson City, Nevada 89710

Dear Senator Jacobsen:

As we discussed, Section 9 on Page 4 of Senate Bill 74 should be amended as follows:

Sec. 9 1. There is hereby appropriated from the state general fund to the division of forestry of the state department of conservation and natural resources the sum of \$25,990 for purchase of communication equipment.

2. There is hereby appropriated from the state general fund to:

(a) [t]The state fire marshal division of the department of commerce [the following sums:] \$10,000 for the fiscal year beginning July 1, 1981 and \$10,000 for the fiscal year beginning July 1, 1982 to supplement the funding of the fire service training section; and

(b) The division of forestry of the state department of conservation and natural resources \$63,900 for the fiscal year beginning July 1, 1981, and \$63,900 for the fiscal year beginning July 1, 1982, for grants to be awarded for fire protection, fire control, and education of firemen.

[(a) \$63,900 for the fiscal year beginning July 1, 1981, and \$63,900 for the fiscal year beginning July 1, 1982, for grants to be awarded for fire prevention, fire control and education of firemen; and

(b) \$10,000 to supplement the funding of the fire service training section.]


3. There is hereby appropriated from the state general fund to the state communications board the sum of \$2,000 for the fiscal year beginning July 1, 1981, and \$2,000 for the fiscal year beginning July 1, 1982, for the designation of one microwave channel of the state communications system for use by the fire services.

Senator Lawrence E. Jacobsen  
February 13, 1981  
Page two

4. After June 30, 1983, the unencumbered balance of the appropriation made in subsection 1 of this section may not be encumbered and reverts on that date to the state general fund. The unencumbered balances of the appropriations for the fiscal years beginning July 1, 1981 and July 1, 1982 contained in subsections 2 and 3 of this section may not be committed for expenditure after June 30 of each year and revert on that date to the state general fund.

I am available to discuss this with you further, at your convenience.

Sincerely yours,



John R. Crossley, C.P.A.  
Legislative Auditor

JRC:rie

**S. C. R. 13**

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**SENATE CONCURRENT RESOLUTION NO. 13—  
SENATOR JACOBSEN**

**JANUARY 23, 1981**

**Referred to Committee on Human Resources and Facilities**

**SUMMARY—Recommends that board of regents improve classes in  
fire science at community colleges: (BDR 175)**

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**EXPLANATION—Matter in *italics* is new; matter in brackets ( ) is material to be omitted.**

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**SENATE CONCURRENT RESOLUTION—Recommending that the board of  
regents improve classes in fire science at community colleges.**

1     **WHEREAS, The curriculum of community colleges in the fire sciences is**  
2     **an important part of the program to ensure the education and training of**  
3     **firemen on a continuing basis; and**

4     **WHEREAS, Instructors must possess the necessary skills effectively to**  
5     **teach classes in this curriculum; and**

6     **WHEREAS, The working schedule of firemen does not generally lead**  
7     **itself to traditional class schedules and thus firemen have difficulty attend-**  
8     **ing most classes; now, therefore, be it**

9     ***Resolved by the Senate of the State of Nevada, the Assembly concur-***  
10    ***ring, That the Nevada legislature recommends that the board of regents***  
11    ***develop for all community colleges in the State of Nevada a uniform cur-***  
12    ***riculum in the fire sciences and a uniform method for determining the***  
13    ***qualifications of instructors; and be it further***

14    ***Resolved, That the Nevada legislature recommends that the board of***  
15    ***regents;***

16    **1. Develop a schedule for classes in the fire sciences which accom-**  
17    **modates firemen who work alternating shifts;**

18    **2. Solve the problem of classes which are needed by firemen being**  
19    **cancelled because they do not meet a prescribed level of enrollment;**

20    **3. Establish a procedure for community colleges to grant credit for**  
21    **training obtained at regional fire schools;**

22    **4. Permit community colleges to offer shorter courses and seminars**  
23    **at fire departments; and**

24    **5. Examine whether programs made for educational television can**  
25    **be used to supplement training in existing classes in the fire sciences; and**  
26    **be it further**

27    ***Resolved, That a copy of this resolution be immediately transmitted by***  
28    ***the legislative counsel to the board of regents.***

EXHIBIT F

**S. C. R. 14**

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**SENATE CONCURRENT RESOLUTION NO. 14—  
SENATOR JACOBSEN**

**JANUARY 23, 1981**

**Referred to Committee on Human Resources and Facilities**

**SUMMARY—Directs civil defense and disaster agency to study search and rescue operations in this state. (BDR 173)**

**EXPLANATION—Matter in italics is new; matter in brackets [ ] is material to be omitted.**

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**SENATE CONCURRENT RESOLUTION—Directing the civil defense and disaster agency to study search and rescue operations in this state.**

- 1   **WHEREAS**, Effective coordination of search and rescue operations is
- 2   often crucial to successful assistance and rescue; and
- 3   **WHEREAS**, Many different state and local agencies have some respon-
- 4   sibility for search and rescue operations; now, therefore, be it
- 5   *Resolved by the Senate of the State of Nevada, the Assembly concur-*
- 6   *ring*, That the civil defense and disaster agency is directed to study issues
- 7   associated with responsibility for search and rescue operations and
- 8   coordination of searches; and be it further
- 9   *Resolved*, That the civil defense and disaster agency report its find-
- 10   ings and make recommendations to the 62d session of the legislature.

EXHIBIT G

(REPRINTED WITH ADOPTED AMENDMENTS)

FIRST REPRINT

**S. C. R. 15**

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**SENATE CONCURRENT RESOLUTION NO. 15—  
SENATOR JACOBSEN**

**JANUARY 23, 1981**

**Referred to Committee on Human Resources and Facilities**

**SUMMARY—Recommends that public schools offer courses in  
fire prevention and control. (BDR 174)**

**EXPLANATION—Matter in *italics* is new; matter in brackets [ ] is material to be omitted.**

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**SENATE CONCURRENT RESOLUTION—Recommending that public schools  
teach information concerning fire prevention and fire control.**

- 1     **WHEREAS, Education of the public with regard to practices of fire pre-**  
2 **vention and control can contribute to a decrease in risk from fire hazards;**  
3 **and**  
4     **WHEREAS, A lack of educational programs regarding fire prevention**  
5 **and control is evident; now, therefore, be it**  
6     ***Resolved by the Senate of the State of Nevada, the Assembly concur-***  
7 ***ring, That the Nevada legislature recommends that the public schools of***  
8 ***the State of Nevada integrate into existing courses information concern-***  
9 ***ing fire prevention and control and that the curriculum of the National***  
10 ***Fire Protection Association entitled "Learn not to Burn" be considered***  
11 ***as-a source for that information; and be it further***  
12     ***Resolved, That a copy of this resolution be immediately transmitted by***  
13 ***the legislative counsel to the state board of education and to the board of***  
14 ***trustees of each county school district.***



EXHIBIT H

**S. B. 186**

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**SENATE BILL NO. 186—SENATORS GLASER, GETTO,  
BLAKEMORE AND JACOBSEN**

**FEBRUARY 4, 1981**

**Referred to Committee on Human Resources and Facilities**

**SUMMARY—**Provides state reimbursement of certain costs of hospital care for certain indigents injured in motor vehicle accidents. (BDR 38-469)

**FISCAL NOTE:** Effect on Local Government: No.  
Effect on the State or on Industrial Insurance: Yes.

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**EXPLANATION—**Matter in italics is new; matter in brackets [ ] is material to be omitted.

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AN ACT relating to indigent persons; providing for state reimbursement of certain costs of hospital care furnished to certain indigent persons injured in motor vehicle accidents; prescribing procedures; establishing an account for hospital care to indigent persons; and providing other matters properly relating thereto.

*The People of the State of Nevada, represented in Senate and Assembly,  
do enact as follows:*

1     **SECTION 1.** Chapter 428 of NRS is hereby amended by adding  
2     thereto the provisions set forth as sections 2 to 11, inclusive, of this act.

3     **SEC. 2.** *As used in sections 3 to 11, inclusive, of this act, unless the*  
4     *context otherwise requires, the words and terms defined in sections 3 to*  
5     *6, inclusive, of this act have the meanings ascribed to them in those sec-*  
6     *tions.*

7     **SEC. 3.** "Division" means the welfare division of the department of  
8     human resources.

9     **SEC. 4.** "Hospital" means an establishment which has the staff and  
10    equipment to provide diagnosis, care and treatment of all stages of human  
11    injury and illness and which provides 24-hour medical care.

12    **SEC. 5.** "Hospital care" means:

13    1. Services furnished by a hospital to a patient between the time of  
14    his admission and the time of his discharge, including:

15    (a) Bed and board;

16    (b) Drugs; and

17    (c) Anesthesia, nursing services, equipment, supplies and laboratory  
18    and radiological services, whether furnished directly by the hospital or  
19    pursuant to a contractual arrangement made by the hospital; and

20    2. Services of a physician rendered to a patient in a hospital between  
21    the time of his admission and the time of his discharge.

22    **SEC. 6.** "Injury in a motor vehicle accident" means any personal

1 injury accidentally caused in, by or as the proximate result of the move-  
2 ment of a motor vehicle on a public street or highway, whether the  
3 injured person was the operator of the vehicle or another vehicle, a pas-  
4 senger in the vehicle or another vehicle, a pedestrian, or had some other  
5 relationship to the movement of a vehicle.

6 SEC. 7. Whenever hospital care is furnished to a person who is not  
7 a resident of this state, or is a resident of a county other than the one in  
8 which the hospital is located, on account of an injury suffered by the per-  
9 son in a motor vehicle accident in this state, the hospital shall use rea-  
10 sonable diligence to collect the amount of the charges for such care from  
11 the patient or any other person responsible for his support. If the charges  
12 or any portion thereof remain unpaid at the expiration of 60 days after  
13 the termination of hospital care, the hospital may request the district  
14 attorney of the county in which the hospital is located to determine  
15 whether the person who received the care is an indigent person.

16 SEC. 8. 1. If, after investigation the district attorney determines that  
17 the person is an indigent person, he shall so certify in writing to the  
18 hospital.

19 2. For purposes of this section, a person shall be deemed an indigent  
20 person and unable to pay for hospital care furnished to him if it appears  
21 that, upon diligent search and inquiry, neither he nor any other person  
22 responsible for his support can be found for service of process or that,  
23 if an action were brought and judgment secured against him, or against  
24 any person responsible for his support, for the amount of the unpaid  
25 charges, execution on the judgment would be unavailing.

26 SEC. 9. 1. If the hospital receives a certification that the person is an  
27 indigent person, it may apply to the division for reimbursement or partial  
28 reimbursement of the unpaid charges in excess of \$1,000 for hospital  
29 care furnished to him.

30 2. The application must be in such form and contain such informa-  
31 tion as the division requires. It must be accompanied by a copy of the  
32 certification submitted by the district attorney.

33 SEC. 10. 1. The division shall review the application and approve or  
34 disapprove reimbursement of all or part of the unpaid charges. If reim-  
35 bursement or partial reimbursement is approved, payment to the hospital  
36 must be made from the account for hospital care to indigent persons and  
37 the hospital must reimburse pro rata any private physician whose charges  
38 were included in the application.

39 2. Upon payment to the hospital:

40 (a) The division is subrogated to the right of the hospital or physician  
41 to recover the unpaid charges from the patient or other person respon-  
42 sible for his support, to the extent of the reimbursement or partial reim-  
43 bursement paid in excess of \$1,000, and may maintain an independent  
44 action therefor; and

45 (b) The division has a lien upon the proceeds of any recovery by the  
46 hospital or physician from the patient or other person responsible for his  
47 support, to the extent of the reimbursement or partial reimbursement  
48 paid in excess of \$1,000.

49 all amounts recovered in excess of \$1,000 must be deposited in the state  
50 treasury to the credit of the account for hospital care to indigent persons.

1        **Sec. 11.** *The account for hospital care to indigent persons is hereby*  
2 *created. Money for the account must be provided by direct legislative*  
3 *appropriation.*

4        **Sec. 12.** NRS 428.090 is hereby amended to read as follows:

5        428.090 1. When any nonresident or any other person who meets  
6 the uniform standards of eligibility prescribed by the board of county  
7 commissioners falls sick in the county, not having money or property  
8 to pay his board, nursing or medical aid, the board of county commis-  
9 sioners of the proper county shall, on complaint being made, give or  
10 order to be given such assistance to the poor person as is in accordance  
11 with the policies and standards established and approved by the board  
12 of county commissioners and within the limits of funds which may be  
13 lawfully appropriated for this purpose pursuant to NRS 428.050.

14        2. If ~~[such]~~ the sick person ~~[shall die, then]~~ dies, the board of  
15 county commissioners shall give or order to be given to such person  
16 a decent burial:

17        3. The board of county commissioners shall make such allowance  
18 for board, nursing, medical aid or burial expenses as the board ~~[shall~~  
19 ~~deem]~~ deems just and equitable, and order the same to be paid out of  
20 the county treasury.

21        4. The responsibility of the board of county commissioners to pro-  
22 vide medical aid or any other type of remedial aid under this section  
23 ~~[shall be]~~ is relieved to the extent of the amount of money or the value  
24 of services provided by the welfare division of the department of human  
25 resources to or for ~~[such]~~ these persons for medical care or any type  
26 of remedial care under the provisions of NRS 428.150 to 428.360,  
27 inclusive ~~[.]~~ or sections 2 to 11, inclusive, of this act.

28        **Sec. 13.** NRS 450.400 is hereby amended to read as follows:

29        450.400 1. When the privileges and use of the hospital are extended  
30 to a resident of another county who is entitled under the laws of this  
31 state to relief, support, care, nursing, medicine, medical or surgical aid  
32 from such other county, or to one who is injured, maimed or falls sick  
33 in such other county, the governing head shall immediately notify the  
34 board of county commissioners of such county.

35        2. The notice shall be in writing and addressed to the board of  
36 county commissioners of such county.

37        3. ~~[The]~~ Except as provided in subsection 5, the board of county  
38 commissioners receiving the notice shall cause ~~[such]~~ that person to be  
39 removed immediately to that county, and shall pay a reasonable sum to  
40 the hospital for the temporary occupancy, care, nursing, medicine, and  
41 attendance, other than medical or surgical attendance, furnished ~~[such~~  
42 ~~person.]~~ to him.

43        4. If the board of county commissioners ~~[shall neglect or refuse]~~  
44 ~~neglects or refuses~~ to remove ~~[such]~~ that person, or if in the opinion of  
45 the attending physician it is not advisable to remove ~~[such person]~~ him  
46 the governing head ~~[shall have]~~ has a legal claim against the county for  
47 all occupancy, nursing, care, medicine, and attendance, other than med-  
48 ical or surgical attendance, necessarily furnished, and may recover the  
49 same in a suit at law.

1 5. When hospital care is furnished to a person on account of an  
2 injury suffered in a motor vehicle accident, the requirement for immedi-  
3 ate removal to the county of residence or the county where the injury  
4 occurred do not apply, but the hospital has a legal claim against the  
5 county for the amount of any unpaid charges, not to exceed \$1,000,  
6 excluding charges for services rendered by private physicians.

Proposed Amendments to SB 186

1. On page 1, lines 7-8, delete "Division" means the welfare division of the department of human resources.", and insert "Board of examiners" means the state board of examiners."
2. ~~On page 2, line 3, delete "on a public street or highway", and insert in its place "in a public place".~~
3. On page 2, lines 7-8, delete "or is a resident of a county other than the one in which the hospital is located,".
4. On page 2, lines 13-14, delete "district attorney" and insert in its place "board of county commissioners".
5. On page 2, line 14, delete "hospital is located" and insert in its place "accident occurred".
6. On page 2, line 16, delete "district attorney" and insert in its place "board of county commissioners".
7. On page 2, line 27, delete "division" and insert in its place "board of examiners".
8. On page 2, line 31, delete "division" and insert in its place "board of examiners".
9. On page 2, line 32, delete "district attorney" and insert in its place "board of county commissioners".
10. On page 2, line 33, delete "division" and insert in its place "board of examiners".
11. On page 2, line 39, renumber paragraph "2" to paragraph "3", and insert the following paragraph "2": "2. Upon approval of the application in whole or in part by the board of examiners the state controller shall draw his warrant for the payment thereof, and the state treasurer shall pay the warrant from the reserve for statutory contingency fund."
12. On page 2, line 40, delete "division" and insert in its place "board of examiners".
13. On page 2, line 45, delete "division" and insert in its place "board of examiners".

14. On page 3, line 16, after "burial" insert "or cremation".
15. On page 3, line 18, after "burial" insert "or cremation".
16. On page 4, line 3, delete "of residence or the county".