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**PROPOSED AMENDMENTS TO A.B. 261
DRAFT DATED MARCH 18, 2003**

**THE CHANGES TO SECTION 6, AND THE ADDITION OF SECTION 8.5 OF S.B. 261
BELOW IN BOLD TYPE AVOID CONFLICTS WITH MEDICAID:**

5-42 Sec. 6. NRS 695C.050 is hereby amended to read as follows:

5-43 695C.050 1. Except as otherwise provided in this chapter or
5-44 in specific provisions of this title, the provisions of this title are not
5-45 applicable to any health maintenance organization granted a

6-1 certificate of authority under this chapter. This provision does not
6-2 apply to an insurer licensed and regulated pursuant to this title
6-3 except with respect to its activities as a health maintenance
6-4 organization authorized and regulated pursuant to this chapter.

6-5 2. Solicitation of enrollees by a health maintenance
6-6 organization granted a certificate of authority, or its representatives,
6-7 must not be construed to violate any provision of law relating to
6-8 solicitation or advertising by practitioners of a healing art.

6-9 3. Any health maintenance organization authorized under this
6-10 chapter shall not be deemed to be practicing medicine and is exempt
6-11 from the provisions of chapter 630 of NRS.

6-12 4. The provisions of NRS 695C.110, 695C.170 to 695C.200,
6-13 inclusive, 695C.250 and 695C.265 **1695 and section 5 of this act** do not apply to a health
6-14 maintenance organization that provides health care services through
6-15 managed care to recipients of Medicaid under the State Plan for
6-16 Medicaid or insurance pursuant to the Children's Health Insurance
6-17 Program pursuant to a contract with the Division of Health Care
6-18 Financing and Policy of the Department of Human Resources. This
6-19 subsection does not exempt a health maintenance organization from
6-20 any provision of this chapter for services provided pursuant to any
6-21 other contract.

6-22 5. The provisions of NRS 695C.1694 and 695C.1695 **and**
6-23 ~~section 5 of this act~~ apply to a health maintenance organization that
6-24 provides health care services through managed care to recipients of
6-25 Medicaid under the State Plan for Medicaid.

Sec. 8.5 Chapter 695G.090 of NRS is hereby amended by adding
thereto a new subsection to read as follows:

**3. The provisions of NRS 695G.200 to 695G.230 and section 8 of this act do not
apply to an organization that provides health care services through managed care to
recipients of Medicaid under the state plan for Medicaid or insurance pursuant to the
children's health insurance program pursuant to a contract with the division of health care
financing and policy of the department of human resources. This subsection does not
exempt a managed care organization from any provision of this chapter for services
provided pursuant to any other contract.**

ASSEMBLY COMMERCE & LABOR

DATE: 3/19/03 ROOM: 4100 EXHIBIT F

SUBMITTED BY: Charles Duarte