

SENATE BILL NO. 96—COMMITTEE ON HUMAN
RESOURCES AND FACILITIES

(ON BEHALF OF THE LEGISLATIVE COMMITTEE ON
HEALTH CARE (NRS 439B.200))

FEBRUARY 12, 2003

Referred to Committee on Human Resources and Facilities

SUMMARY—Removes certain mobile units from requirement of
being regulated as medical facility. (BDR 40-744)

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 medical facilities; removing certain mobile
units from the requirement of being regulated as a
medical facility; 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.** NRS 449.01515 is hereby amended to read as
2 follows:
3 449.01515 ~~["Mobile]~~
4 ***1. Except as otherwise provided in subsection 2, "mobile unit"***
5 means a motor vehicle ~~["other than a vehicle operated under the~~
6 ~~authority of a permit issued pursuant to chapter 450B of NRS,]~~ that
7 is specially designed, constructed and equipped to provide any of
8 the medical services provided by a medical facility described in
9 subsections 1 to 13, inclusive, of NRS 449.0151.
10 ***2. "Mobile unit" does not include:***
11 ***(a) A motor vehicle that is operated by a medical facility***
12 ***described in subsections 1 to 13, inclusive, of NRS 449.0151 which***
13 ***is accredited by the Joint Commission on Accreditation of***



1 *Healthcare Organizations or the American Osteopathic*
2 *Association;*

3 (b) *A motor vehicle that is operated by a health center that is*
4 *funded under section 330 of the Public Health Service Act, 42*
5 *U.S.C. § 254b, as amended; or*

6 (c) *A vehicle operated under the authority of a permit issued*
7 *pursuant to chapter 450B of NRS.*

8 **Sec. 2.** NRS 449.230 is hereby amended to read as follows:

9 449.230 1. Any authorized member or employee of the
10 Health Division may enter and inspect any building or premises at
11 any time to secure compliance with or prevent a violation of any
12 provision of NRS 449.001 to 449.245, inclusive. ~~For the purposes~~
13 ~~of this subsection, "building or premises" does not include a mobile~~
14 ~~unit that is operated by a medical facility which is accredited by the~~
15 ~~Joint Commission on Accreditation of Healthcare Organizations or~~
16 ~~the American Osteopathic Association.]~~

17 2. The State Fire Marshal or his designee shall, upon receiving
18 a request from the Health Division or a written complaint
19 concerning compliance with the plans and requirements to respond
20 to an emergency adopted pursuant to subsection 7 of NRS 449.037:

- 21 (a) Enter and inspect a residential facility for groups; and
- 22 (b) Make recommendations regarding the adoption of plans and
- 23 requirements pursuant to subsection 7 of NRS 449.037,
- 24 to ensure the safety of the residents of the facility in an emergency.

25 3. The State Health Officer or his designee shall enter and
26 inspect at least annually each building or the premises of a
27 residential facility for groups to ensure compliance with standards
28 for health and sanitation.

29 4. An authorized member or employee of the Health Division
30 shall enter and inspect any building or premises operated by a
31 residential facility for groups within 72 hours after the Health
32 Division is notified that a residential facility for groups is operating
33 without a license.

34 **Sec. 3.** NRS 449.235 is hereby amended to read as follows:

35 449.235 ~~[1. Except as otherwise provided in subsection 2,~~
36 ~~every] Every~~ *Every* medical facility or facility for the dependent may be
37 inspected at any time, with or without notice, as often as is
38 necessary by:

39 ~~[(a)] 1.~~ *1.* The Health Division to ensure compliance with all
40 applicable regulations and standards; and

41 ~~[(b)] 2.~~ *2.* Any person designated by the Aging Services Division
42 of the Department of Human Resources to investigate complaints
43 made against the facility.

44 ~~[2. The provisions of subsection 1 do not authorize the Health~~
45 ~~Division to inspect a mobile unit that is operated by a medical~~



1 ~~facility which is accredited by the Joint Commission on~~
2 ~~Accreditation of Healthcare Organizations or the American~~
3 ~~Osteopathic Association, unless the Health Division has reasonable~~
4 ~~cause to believe that the mobile unit has violated any provision of~~
5 ~~NRS 449.001 to 449.240, inclusive, or any regulation or standard~~
6 ~~adopted pursuant thereto.]~~

7 **Sec. 4.** This act becomes effective on July 1, 2003.

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