

SENATE BILL NO. 185—SENATOR TAYLOR

PREFILED FEBRUARY 3, 2025

Referred to Committee on Health and Human Services

SUMMARY—Revises provisions relating to Medicaid reimbursement for care of disabled or chronically ill children. (BDR 38-760)

FISCAL NOTE: Effect on Local Government: No.  
Effect on the State: Yes.

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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 health care; requiring reimbursement under Medicaid to family members who provide personal care services to certain recipients of Medicaid; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

1 Existing law requires Medicaid to cover certain home and community-based  
2 services for persons with physical disabilities, including personal care services in  
3 the home. (NRS 422.272407, 422.396) **Section 1** of this bill requires the  
4 Department of Health and Human Services to reimburse a member of the family of  
5 a recipient of Medicaid for providing personal care services to the recipient, so long  
6 as the recipient: (1) is less than 18 years of age; (2) is eligible under Medicaid to  
7 receive coverage for personal care services; and (3) has been diagnosed with a  
8 disability or chronic illness that renders the recipient unable to perform activities of  
9 daily living without assistance.  
10 **Section 2** of this bill makes a conforming change to require the Director of the  
11 Department to administer the provisions of **section 1** in the same manner as other  
12 provisions relating to Medicaid.

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

1 **Section 1.** Chapter 422 of NRS is hereby amended by adding  
2 thereto a new section to read as follows:  
3 ***1. The Department shall reimburse a member of the family of***  
4 ***a recipient of Medicaid described in subsection 2 for providing***



1 *personal care services that are covered by Medicaid to the*  
2 *recipient.*

3 *2. Reimbursement is available under this section for personal*  
4 *care services provided to a recipient of Medicaid who:*

5 *(a) Is less than 18 years of age;*

6 *(b) Is eligible under Medicaid to receive coverage for personal*  
7 *care services; and*

8 *(c) Has been diagnosed with a disability or chronic illness that*  
9 *renders the recipient unable to perform activities of daily living*  
10 *without assistance.*

11 *3. The Department shall apply to the Secretary of Health and*  
12 *Human Services for any waiver of federal law or apply for any*  
13 *amendment of the State Plan for Medicaid that is necessary for*  
14 *the Department to receive federal funding to reimburse a member*  
15 *of the family of a recipient of Medicaid for providing to the*  
16 *recipient personal care services that are covered by Medicaid.*

17 *4. As used in this section, "personal care services" means the*  
18 *services described in NRS 449.1935.*

19 **Sec. 2.** NRS 232.320 is hereby amended to read as follows:

20 232.320 1. The Director:

21 (a) Shall appoint, with the consent of the Governor,  
22 administrators of the divisions of the Department, who are  
23 respectively designated as follows:

24 (1) The Administrator of the Aging and Disability Services  
25 Division;

26 (2) The Administrator of the Division of Welfare and  
27 Supportive Services;

28 (3) The Administrator of the Division of Child and Family  
29 Services;

30 (4) The Administrator of the Division of Health Care  
31 Financing and Policy; and

32 (5) The Administrator of the Division of Public and  
33 Behavioral Health.

34 (b) Shall administer, through the divisions of the Department,  
35 the provisions of chapters 63, 424, 425, 427A, 432A to 442,  
36 inclusive, 446 to 450, inclusive, 458A and 656A of NRS, NRS  
37 127.220 to 127.310, inclusive, 422.001 to 422.410, inclusive, *and*  
38 *section 1 of this act*, 422.580, 432.010 to 432.133, inclusive,  
39 432B.6201 to 432B.626, inclusive, 444.002 to 444.430, inclusive,  
40 and 445A.010 to 445A.055, inclusive, and all other provisions of  
41 law relating to the functions of the divisions of the Department, but  
42 is not responsible for the clinical activities of the Division of Public  
43 and Behavioral Health or the professional line activities of the other  
44 divisions.



1 (c) Shall administer any state program for persons with  
2 developmental disabilities established pursuant to the  
3 Developmental Disabilities Assistance and Bill of Rights Act of  
4 2000, 42 U.S.C. §§ 15001 et seq.

5 (d) Shall, after considering advice from agencies of local  
6 governments and nonprofit organizations which provide social  
7 services, adopt a master plan for the provision of human services in  
8 this State. The Director shall revise the plan biennially and deliver a  
9 copy of the plan to the Governor and the Legislature at the  
10 beginning of each regular session. The plan must:

11 (1) Identify and assess the plans and programs of the  
12 Department for the provision of human services, and any  
13 duplication of those services by federal, state and local agencies;

14 (2) Set forth priorities for the provision of those services;

15 (3) Provide for communication and the coordination of those  
16 services among nonprofit organizations, agencies of local  
17 government, the State and the Federal Government;

18 (4) Identify the sources of funding for services provided by  
19 the Department and the allocation of that funding;

20 (5) Set forth sufficient information to assist the Department  
21 in providing those services and in the planning and budgeting for the  
22 future provision of those services; and

23 (6) Contain any other information necessary for the  
24 Department to communicate effectively with the Federal  
25 Government concerning demographic trends, formulas for the  
26 distribution of federal money and any need for the modification of  
27 programs administered by the Department.

28 (e) May, by regulation, require nonprofit organizations and state  
29 and local governmental agencies to provide information regarding  
30 the programs of those organizations and agencies, excluding  
31 detailed information relating to their budgets and payrolls, which the  
32 Director deems necessary for the performance of the duties imposed  
33 upon him or her pursuant to this section.

34 (f) Has such other powers and duties as are provided by law.

35 2. Notwithstanding any other provision of law, the Director, or  
36 the Director's designee, is responsible for appointing and removing  
37 subordinate officers and employees of the Department.

38 **Sec. 3.** 1. This section becomes effective upon passage and  
39 approval.

40 2. Sections 1 and 2 of this act become effective:

41 (a) Upon passage and approval for the purpose of adopting any  
42 regulations and performing any other preparatory administrative  
43 tasks that are necessary to carry out the provisions of this act; and



1 (b) On January 1, 2026, for all other purposes.

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