



NEVADA LEGISLATURE LEGISLATIVE COMMITTEE ON HEALTH CARE (*Nevada Revised Statutes [NRS] 439B.200*)

SUMMARY MINUTES AND ACTION REPORT

The third meeting of the Nevada Legislature's Legislative Committee on Health Care was held on Wednesday, March 23, 2016, at 9 a.m. in Room 4401 of the Grant Sawyer State Office Building, 555 East Washington Avenue, Las Vegas, Nevada. The meeting was videoconferenced to Room 2135 of the Legislative Building, 401 South Carson Street, Carson City, Nevada. A copy of this set of "Summary Minutes and Action Report," including the "Meeting Notice and Agenda" (Exhibit A) and other substantive exhibits, is available on the Nevada Legislature's website at <http://www.leg.state.nv.us/interim/78th2015/committee/>. In addition, copies of the audio or video record are available through the Legislative Counsel Bureau's Publications Office (e-mail: publications@lcb.state.nv.us; telephone: 775/684-6835) and may be available online at <http://www.leg.state.nv.us/Granicus/>.

COMMITTEE MEMBERS PRESENT IN LAS VEGAS:

Assemblyman James Oscarson, Chair
Senator Joseph (Joe) P. Hardy, M.D., Vice Chair
Senator Ben Kieckhefer
Senator Patricia (Pat) Spearman
Assemblyman David M. Gardner

COMMITTEE MEMBER PRESENT IN CARSON CITY:

Assemblywoman Teresa Benitez-Thompson

LEGISLATIVE COUNSEL BUREAU STAFF PRESENT:

Megan Comlossy, Senior Research Analyst, Research Division
Brenda J. Erdoes, Legislative Counsel, Legal Division
Eric Robbins, Deputy Legislative Counsel, Legal Division
Gayle Nadeau, Senior Research Secretary, Research Division

Items taken out of sequence during the meeting have been placed in agenda order.

AGENDA ITEM I—OPENING REMARKS

Chair Oscarson called the meeting of the Legislative Committee on Health Care (LCHC) to order and provided opening remarks.

AGENDA ITEM II—PUBLIC COMMENT

June Likourinou, resident, Las Vegas, shared her daughter's health issues and the hindrance to getting her properly diagnosed because, she opined, of the lack of medical expertise and substandard medical care in Las Vegas. Ms. Likourinou requested a Nevada law that would enable timely and accurate diagnoses of Nevada residents' with "hidden" illnesses. (Exhibit B)

Barry Gold, Director, Government Relations, American Association of Retired Persons Nevada, commented that Senate Bill 177 (Chapter 37, *Statutes of Nevada 2015*), which provides education and training for family caregivers when their loved ones are hospitalized, is making an impact on providing better health care.

L. Scott Brooksby, D.D.S., Las Vegas, expressed concerns regarding how complaints are addressed by the Board of Dental Examiners of Nevada (BDEN), and he provided suggested modifications to Chapter 631 ("Dentistry and Dental Hygiene") of *Nevada Revised Statutes* (NRS). (Exhibit C)

John A. Hunt, Esq., General Counsel, BDEN, responded to Dr. Brooksby's comments and pointed out his remarks are public record from Dr. Brooksby's case coming before the BDEN. (Exhibit D)

In response to Vice Chair Hardy's request from the LCHC's Legal Counsel for an opinion on the appropriateness of Mr. Hunt's initial remarks, Brenda J. Erdoes, previously identified, stated because Mr. Hunt's remarks were made during the Public Comment agenda item, the Committee could not limit his remarks based on content. Mr. Hunt continued his remarks.

Thomasa (Tommi) Craddock, resident, Las Vegas, commented on becoming severely ill in 2006, noting she is an advocate for Mast Cell Activation Disease, Postural Tachycardia Syndrome, and Ehlers-Danios Syndrome. Ms. Craddock requested the Nevada Academy of Health (NRS 439B.250) that was eliminated in 2015 be reinstated. (Exhibit E)

Joseph P. Iser, M.Sc., M.D., Dr.P.H., District Health Officer, Southern Nevada Health District (SNHD), commented that he was uncomfortable with the remarks made by Mr. Hunt.

Chair Oscarson, responding to Dr. Iser, emphasized the Committee did seek guidance from Legal Counsel before allowing Mr. Hunt to continue his public comments.

AGENDA ITEM III—APPROVAL OF MINUTES OF THE MEETING HELD ON FEBRUARY 24, 2016, IN LAS VEGAS, NEVADA

MOTION: Senator Hardy moved to approve the “Summary Minutes and Action Report” of the February 24, 2016, meeting held in Las Vegas, Nevada. The motion was seconded by Assemblyman Gardner and passed. Assemblywoman Benitez-Thompson was absent for the vote.

AGENDA ITEM IV—CONSIDERATION OF REGULATIONS PROPOSED OR ADOPTED BY CERTAIN LICENSING BOARDS PURSUANT TO NRS 439B.225

A. Legislative Counsel Bureau (LCB) File No. R050-15 (Adopted regulation of the Speech-Language Pathology, Audiology and Hearing Aid Dispensing Board)

B. LCB File No. R129-15 (Proposed regulation of the Speech-Language Pathology, Audiology and Hearing Aid Dispensing Board)

Eric Robbins, previously identified, reviewed the above regulations. (Exhibit F and Exhibit G)

Loretta L. Ponton, Executive Director, Speech-Language Pathology, Audiology and Hearing Aid Dispensing Board (SLPAHADB), provided a brief explanation of these two regulations.

Paula Berkley, Lobbyist, SLPAHADB, called attention to the reduced time frame for dispensing hearing aids since the Board of Hearing Aid Specialists merged with the Board of Examiners for Audiology and Speech Pathology to create the SLPAHADB under Assembly Bill 115 (Chapter 404, *Statutes of Nevada 2015*). She noted about three months after the passage of A.B. 115, the number of licensed hearing aid dispensers increased by 40 percent, reducing the time frame from one year to four to six weeks.

AGENDA ITEM V—UPDATE ON THE FEDERAL COOPERATIVE AGREEMENT FOR EXPANSION AND SUSTAINABILITY OF THE COMPREHENSIVE COMMUNITY MENTAL HEALTH SERVICES FOR CHILDREN WITH SERIOUS EMOTIONAL DISTURBANCES (SYSTEM OF CARE GRANT)

Kelly Wooldridge, Administrator, Division of Child and Family Services, Department of Health and Human Services (DHHS), provided an update on the System of Care Grant and focused her testimony on the provider network and the Building Bridges Initiative, which promotes full partnerships between all who are involved with youth and families who receive residential interventions and community services and supports. She shared that the Strategic Plan is still a draft but expects it will be complete by the LCHC’s April 2016 meeting. (Exhibit H)

AGENDA ITEM VI—OVERVIEW OF PUBLIC HEALTH IN NEVADA AND RECENT PUBLIC HEALTH ACHIEVEMENTS

John Packham, Ph.D., Director of Health Policy Research, Office of Statewide Initiatives, University of Nevada School of Medicine (UNSOM), testified regarding public health and the promise of prevention, providing an overview of public health, funding, and related policy priorities. He also drew attention to Three Buckets of Prevention—slide 7 in his handout. (Exhibit I)

Discussions ensued regarding: (1) community paramedicine; (2) tobacco use and the tobacco control policy in Nevada (slide 17); (3) the Health Impact Pyramid (slide 12); (4) proposals to increase the age for legal tobacco use in terms of usage and preventing adverse outcomes; and (5) ZIP codes as a better predictor of health than one's genetic code (slide 13), among other topics.

AGENDA ITEM VII—OVERVIEW AND UPDATE ON THE ZIKA VIRUS

Daniel P. Mackie, M.P.H., M.A., State Epidemiologist, Office of Public Health Informatics and Epidemiology, Division of Public and Behavioral Health (DPBH), DHHS, provided an overview of the Zika Virus, noting it is a viral disease primarily spread through bites from infected *Aedes* mosquitos. He also discussed how the Zika Virus is being addressed in Nevada and provided information to an interactive, online source of information on the Zika Virus available through Nevada's DPBH website (http://dpbh.nv.gov/Programs/OPHIE/Hot_Topics/). (Exhibit J)

AGENDA ITEM VIII—PRESENTATION BY STATE AND LOCAL PUBLIC HEALTH AUTHORITIES ON THEIR DUTIES, RESPONSIBILITIES, AND MAJOR PUBLIC HEALTH CONCERNS

Local health districts provided a joint presentation discussing their similarities and differences, and providing updates on their community health assessments, community health improvement plans, and local health district accreditation. (Please refer to Exhibit K.)

A. Southern Nevada Health District

Joseph P. Iser, previously identified, testified that, unlike the Washoe County Health District (WCHD) and the Carson City Department of Health and Human Services (CCDHHS), the SNHD offers Public Health Informatics, which is a program to translate basic public health data into useable data. Dr. Iser also shared that the SNHD has the Public Health Laboratory for the State's Laboratory Response Network system, which is the Centers for Disease Control and Prevention system for identifying such agents of special concern as biological, chemical, emerging infectious diseases, and other public health threats.

B. Washoe County Health District

Kevin Dick, District Health Officer, WCHD, noted the WCHD had a third-party evaluation by a group from the Public Health Foundation. He said the Foundation offered a number of recommendations for improvement, which the WCHD is implementing.

C. Carson City Department of Health and Human Services

Dustin Boothe, M.P.H., R.E.H.S., Division Manager, Environmental Health Division, CCDHHS, discussed the public infrastructure for local public health (Exhibit K). Mr. Booth pointed out that each of the three local health districts (SNHD, WCHD, and CCDHHS) has the following responsibilities: (1) community health; (2) clinical services; and (3) environmental health.

Valerie Cauhape, M.A., Public Health Program Specialist, Public Health Accreditation Coordinator, CCDHHS, provided a brief overview of how community health assessment processes, community health improvement planning, and agency strategic planning relate within the context of public health accreditation for the CCDHHS.

There was discussion among several Committee members and the previous four testifiers regarding: (1) Carson City's Community Health Improvement Plan; (2) emergency medical services; (3) the need for increased State funding for public health districts; (4) bronchiolitis obliterans (Popcorn Lung) from the use of e-cigarettes; (5) tribal gaming taxes for emergency medical services and trauma systems; (6) rural public health; and (7) life expectancies based on demographics and lack of services.

D. Division of Public and Behavioral Health, DHHS

Julia Peek, M.H.A., Deputy Administrator of Community Services, DPBH, DHHS, responded to an earlier question comparing Nevada's \$3.59 per capita public health care spending to neighboring states, including: (1) Arizona at \$8.40; (2) California at \$64; (3) Idaho at \$89.25; (4) Oregon at \$15; (5) Utah at \$29; and (6) Washington at \$37. Ms. Peek testified regarding the State's public health duties and provided a demonstration of the Web-based Network of Care for Public Health Assessment and Wellness. (Exhibit L and Exhibit M)

AGENDA ITEM IX—PRESENTATION ON PUBLIC HEALTH WORKFORCE EDUCATION AND TRAINING PROGRAMS IN NEVADA

Roy F. Oman, Ph.D., FAAHB, Professor and Associate Director, School of Community Health Sciences (SCHS), University of Nevada, Reno (UNR), discussed the SCHS, its goals, faculty, degrees and specializations, undergraduate program, and post-graduation degree in the master of public health. (Exhibit N)

Gerold Dermid-Gray, M.B.A., Coordinator, Community Relations and Field Studies, SCHS, UNR, discussed the Nevada Public Health Training Center (NPHTC), which addresses Nevada's public health workforce needs. He noted the NPHTC is training future health workers in the core public health sciences. (Exhibit N and Exhibit O)

Shawn Gerstenberger, Ph.D., Dean, SCHS, University of Nevada, Las Vegas (UNLV), shared UNLV's SCHS programs, staffing, and degrees. (Exhibit P)

AGENDA ITEM X—PRESENTATION ON THE NEVADA NETWORK OF CARE FOR PUBLIC HEALTH ASSESSMENT AND WELLNESS WEBSITE, OPERATED BY THE DIVISION OF PUBLIC AND BEHAVIORAL HEALTH AND THE NATIONAL ASSOCIATION OF COUNTY AND CITY HEALTH OFFICIALS

Julia Peek, M.H.A., Deputy Administrator of Community Services, DPBH, DHHS, provided an online demonstration of the Network of Care available through [http://dpbh.nv.gov/Programs/OPHIE/Public Health Informatics and Epidemiology - Home/](http://dpbh.nv.gov/Programs/OPHIE/Public%20Health%20Informatics%20and%20Epidemiology%20-%20Home/). (Exhibit Q)

AGENDA ITEM XI—PRESENTATION ON PUBLIC HEALTH POLICY AND RECOMMENDATIONS FOR IMPROVING POPULATION HEALTH IN NEVADA

John Packham, Ph.D., Director of Health Policy Research, Office of Statewide Initiatives, UNSOM, and President, Nevada Public Health Association (NPHA), stated he and the other two presenters for Agenda Item XI would be offering an overview of their public health policy recommendations. He stressed the importance of raising the minimum age to purchase tobacco, an evidence-based policy that reduces adverse outcomes of tobacco use.

Michael Hackett, Principal, Alrus Consulting, representing the NPHA and the Nevada Primary Care Association (NPCA), testified regarding public health policy and its impact on population health through the prism of the NPHA and NPCA. (Please refer to Exhibit R for Mr. Hackett and the next testifier.)

Nancy E. Hook, M.H.S.A., Executive Director, NPCA, testified that the NPCA and NPHA have a long partnership. She shared that NPCA supports the advocacy agenda put forth by the NPHA. Ms. Hook requested that the Committee focus on societal changes that can influence the circumstances of people's lives in addition to health behaviors.

Discussion ensued regarding patient-centered medical homes (PCMH) and payment reforms.

AGENDA ITEM XII—PROGRESS REPORT ON THE EXPANSION AND REGULATION OF TELEHEALTH IN NEVADA (ASSEMBLY BILL 292 OF THE 2015 LEGISLATIVE SESSION)

A. Telehealth Opportunities, Expansion, and Education

Tracey D. Green, M.D., Vice Dean for Clinical Affairs and Professor of Family Medicine, UNLV School of Medicine, called attention to the banner in her handout (Exhibit S) that is titled “2015 Session: Senate Bill 282,” which should have been titled “2015 Session: Assembly Bill 292.” Dr. Green testified regarding telemedicine versus telehealth history and how technology has advanced these tools to provide medical services. (Exhibit S)

Matt Cova, Director of Business Development, University Medical Center of Southern Nevada (UMCSN), discussed UMCSN’s telehealth strategy, which will include six elements: (1) concierge visits; (2) emergency room (ER) to ER; (3) urgent care to ER; (4) rural specialty visits; (5) behavioral health consults; and (6) discharge follow-up. (Exhibit T)

Discussion ensued regarding cyber security compliance.

B. Update on Renown Health’s Application for the 2016 United States Department of Agriculture Distance Learning and Telemedicine Grant

Britta T. Kuhn, Manager, Broadband Development, Office of Science, Innovation and Technology, Office of the Governor, discussed the 2016 U.S. Department of Agriculture (USDA) Distance Learning and Telemedicine Grant and factors that facilitate telemedicine. Ms. Kuhn pointed out the need for broadband infrastructure to implement telemedicine in Nevada and noted such infrastructure is unavailable in many rural communities. She also indicated the Office of Science, Innovation and Technology is working with Switch, an informational technology company, to complete the final 100 miles of a project to construct and operate a broadband network, which should be completed by the end of the year. Rural communities will be responsible for funding the last mile of the fiber optic line. (Exhibit U)

Corie Nieto, Business Development Manager, Telehealth Program, Renown Health, discussed Renown Health’s application for the USDA Distance Learning and Telemedicine Grant, which targets the most underserved communities and would provide both training and technology to numerous high-need communities.

C. Coverage of Telehealth Services by Medicaid and Private Health Insurance

Allyson Hoover, M.S.N., R.N., Director, Provider Solutions, Amerigroup Nevada, discussed LiveHealth Online (LHO), one of Amerigroup’s telehealth initiatives. (Please refer to Exhibit V for Ms. Hoover and the next testifier.)

John F. Jesser, Vice President, Provider Engagement Strategy, Anthem, Inc., and General Manager, LHO, explained the distinction between telemedicine and telehealth, noting that historically telemedicine has been a scheduled appointment between a patient and provider at two different locations, connecting via technology. He said with advances in technology, consumers now have the ability to engage in telehealth on demand—to be able to access the health care delivery system when needed via smartphones and other technology.

Discussion ensued regarding: (1) cross-marketing options; (2) the functionality of using LHO; (3) membership requirements and costs to utilize the technology; and (4) medical doctors from across the country providing health care via LHO.

Erin Russell, Vice President, State Government Affairs, UnitedHealth Group, explained that UnitedHealthcare and Southwest Medical Associates (SMA) collaborated to provide a telemedicine tool for Nevada members. Ms. Russell said this collaboration led to the NowClinic, which offers a 24/7 virtual clinic to members from the comfort of their own homes. Ms. Russell provided updated percentages for the graph on slide 8 regarding NowClinic visits for Medicaid members, which are: (1) January 2016 — 74 percent; and (2) February 2016 — 385 percent. (Exhibit W)

Eugene Somphone, M.D., Medical Director, On Demand Care, SMA, testified that NowClinic is SMA's proprietary medical practice, which began in 2014 as a service to its commercial members. Dr. Somphone discussed the conditions treated through NowClinic; data regarding completed visits, patient satisfaction, post visit survey, and redirections; the top five primary diagnoses through NowClinic; and NowClinic visits for Medicaid members. (Exhibit W)

AGENDA ITEM XIII—PROGRESS REPORT CONCERNING NEVADA'S DEPARTMENT OF EDUCATION BLOCK GRANT TO PROVIDE CONTRACT SOCIAL WORKERS AND LICENSED MENTAL HEALTH WORKERS IN SCHOOLS (SENATE BILL 515 OF THE 2015 LEGISLATIVE SESSION)

Edward Ableser, Ph.D., Director, Office for a Safe and Respectful Learning Environment (OSRLE), Nevada's Department of Education, discussed OSRLE's responsibilities to provide funding for social workers and other licensed mental health professionals in schools across Nevada as required by S.B. 515 (Chapter 537, *Statutes of Nevada 2015*). Dr. Ableser provided information on the immediate scope and long-term direction of how social workers in schools will aid public education in the State. (Exhibit X)

Discussion ensued regarding: (1) the difficulty of recruiting qualified social workers in Nevada's rural schools; (2) the Master of Social Work program at UNR; (3) ongoing discussions with the Board of Examiners for Social Workers regarding the option to use telesupervision for clinical social work internships; (4) cultural competency training for school social workers; and (5) the possibility of Medicaid reimbursement for social workers in schools.

AGENDA ITEM XIV—PRESENTATION ON EFFORTS TO DEVELOP A HOSPITAL DISTRICT AND MODEL OF HEALTH CARE IN NORTHERN NYE COUNTY

Lorinda A. Wichman, Member, Board of County Commissioners, Nye County, shared that the Nye Regional Medical Center in Tonopah closed during the fall of 2015. Commissioner Wichman opined that changes are needed in NRS to address the lack of health care services and providers in many rural areas in Nevada. She offered a couple of suggestions for ways to improve the situation in Nye County and requested ideas or assistance for health care services. (Exhibit Y)

Discussion ensued and Chair Oscarson suggested Ms. Wichman consult Ms. Erdoes, previously identified, regarding changes to NRS.

AGENDA ITEM XV—PUBLIC COMMENT

Diane M. McGinnis, D.N.P., A.P.R.N., Las Vegas, expressed support for the testimony of Commissioner Wichman. Dr. McGinnis said there is a severe health care crisis in Nye County. She pointed out that currently residents' only option is to call 911, which results in a lengthy ambulance ride to the closest hospital and an additional medical bill that the patient may not be able to afford. Then once the person is released from the hospital, the only option for transportation home may be calling a friend, taking a taxi, or being stranded for a few days.

AGENDA ITEM XVI—ADJOURNMENT

There being no further business to come before the Committee, the meeting was adjourned at 4:03 p.m.

Respectfully submitted,

Gayle Nadeau
Senior Research Secretary

Megan Comlossy
Senior Research Analyst

APPROVED BY:

Assemblyman James Oscarson, Chair

Date: _____

EXHIBITS

EXHIBIT	WITNESS/ENTITY	DESCRIPTION
Exhibit A	Megan Comlossy, Senior Research Analyst, Research Division, Legislative Counsel Bureau (LCB)	Agenda
Exhibit B	June Likourinou, resident, Las Vegas	Prepared testimony
Exhibit C	L. Scott Brooksby, D.D.S., Las Vegas	Prepared testimony
Exhibit D	John A. Hunt, Esq., General Counsel, Board of Dental Examiners of Nevada	Packet of information
Exhibit E	Thomasa (Tommi) Craddock, resident, Las Vegas	Prepared testimony
Exhibit F	Eric Robbins, Deputy Legislative Counsel, Legal Division, LCB	Regulation LCB File No. R050-15
Exhibit G	Eric Robbins, Deputy Legislative Counsel, Legal Division, LCB	Regulation LCB File No. R129-15
Exhibit H	Kelly Wooldridge, Administrator, Division of Child and Family Services, Department of Health and Human Services (DHHS)	Presentation regarding the Nevada System of Care Implementation Grant
Exhibit I	John Packham, Ph.D., Director of Health Policy Research, Office of Statewide Initiatives, University of Nevada School of Medicine	Presentation on public health in Nevada and recent public health achievements
Exhibit J	Daniel P. Mackie, M.P.H., M.A., State Epidemiologist, Office of Public Health Informatics and Epidemiology, Division of Public and Behavioral Health (DPBH), DHHS	Presentation regarding the Zika Virus
Exhibit K	Southern Nevada Health District; Washoe County Health District; and Carson City Department of Health and Human Service	Shared presentation regarding State and local public health authorities on their duties, responsibilities, and major public health concerns
Exhibit L	Julia Peek, M.H.A., Deputy Administrator of Community Services, DPBH, DHHS	DPBH's duties, responsibilities, and major public health concerns
Exhibit M	Julia Peek, M.H.A., Deputy Administrator of Community Services, DPBH, DHHS	The DPBH <i>Program Guide for 2016</i>

Exhibit N	Roy F. Oman, Ph.D., FAAHB, Professor and Associate Director, School of Community Health Sciences (SCHS), University of Nevada, Reno (UNR)	Presentation regarding SCHS's public health workforce education and training programs
Exhibit O	Gerold Dermid-Gray, M.B.A., Coordinator, Community Relations and Field Studies, SCHS, UNR	Data sheet regarding the Nevada Public Health Training Center
Exhibit P	Shawn Gerstenberger, Ph.D., Dean, SCHS, University of Nevada, Las Vegas (UNLV)	Presentation regarding UNLV's School of Community Health Sciences
Exhibit Q	Julia Peek, M.H.A., Deputy Administrator of Community Services, DPBH, DHHS	Presentation regarding the Nevada Network of Care for public health assessment and wellness
Exhibit R	Michael Hackett, Principal, Alrus Consulting, representing the Nevada Public Health Association and the Nevada Primary Care Association	Presentation on public health policy and recommendations for improving population health in Nevada
Exhibit S	Tracey D. Green, M.D., Vice Dean for Clinical Affairs and Professor of Family Medicine, UNLV School of Medicine	Presentation regarding telemedicine at UNLV's School of Medicine
Exhibit T	Matt Cova, Director of Business Development, University Medical Center of Southern Nevada (UMCSN)	Presentation on UMCSN's telehealth strategy
Exhibit U	Britta T. Kuhn, Manager, Broadband Development, Office of Science, Innovation and Technology, Office of the Governor	Presentation on Renown Health's application for the 2016 U.S. Department of Agriculture distance learning and telemedicine grant
Exhibit V	Allyson Hoover, M.S.N., R.N., Director, Provider Solutions, Amerigroup Nevada,	Presentation on coverage of telehealth services by Medicaid and private health Insurance
Exhibit W	Erin Russell, Vice President, State Government Affairs, UnitedHealth Group, explained that UnitedHealthcare and Southwest Medical Associates	Presentation regarding NowClinic as it relates to coverage of telehealth services by Medicaid and private health insurance
Exhibit X	Edward Ableser, Ph.D., Director, Office for a Safe and Respectful Learning Environment, Nevada's Department of Education	Progress report concerning social workers and licensed mental health workers in schools

Exhibit Y	Lorinda A. Wichman, Member, Board of County Commissioners, Nye County	Prepared testimony regarding efforts to develop a hospital district and model of health care in northern Nye County
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