

Amendment No. 465

Assembly Amendment to Assembly Bill No. 343	(BDR 40-742)
<b>Proposed by:</b> Assembly Committee on Health and Human Services	
<b>Amendment Box:</b> Replaces Amendment Nos. 155, 459.	
<b>Amends:</b> Summary: Yes Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes	

Adoption of this amendment will REMOVE the unfunded mandate from A.B. 343.
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ASSEMBLY ACTION		Initial and Date	SENATE ACTION		Initial and Date					
Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/>	_____		Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/>	_____
Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____		Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____
Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____		Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) variations of **green bold underlining** is language proposed to be added in this amendment; (3) ~~red strikethrough~~ is deleted language in the original bill; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) orange double underlining is deleted language in the original bill proposed to be retained in this amendment.

BJF



Date: 4/15/2021

A.B. No. 343—Provides for walking audits of urbanized areas. (BDR 40-742)





ASSEMBLY BILL NO. 343—ASSEMBLYWOMAN THOMAS

MARCH 22, 2021

Referred to Committee on Health and Human Services

SUMMARY—Provides for **the development of plans for conducting** walking audits of urbanized areas ~~in~~ **in certain counties.** (BDR ~~[40-742];~~ **S-742**)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.  
Effect on the State: Yes.

~~{CONTAINS UNFUNDED MANDATE (§ 1)  
(Not Requested by Affected Local Government)}~~

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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 public health; ~~providing for~~ **requiring the development of plans for conducting** walking audits of ~~[census tracts within]~~ urbanized areas ~~in~~ **in certain counties;** and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

1 Existing law ~~provides for~~ **authorizes** the establishment of ~~[a health district with a health~~  
2 ~~department in a county with a population of 700,000 or more (currently Clark County). (NRS~~  
3 ~~439.362) Existing law additionally authorizes the governing body of a county with a~~  
4 ~~population of less than 700,000 (currently all counties other than Clark County) and cities~~  
5 ~~within such a county to establish a health district with a health department. (NRS 439.370)~~  
6 ~~This bill requires a district health department to conduct a triennial walking audit of each~~  
7 ~~census tract in an urbanized area of the health district to determine the degree to which the~~  
8 ~~physical environment of the census tract contributes to or detracts from public health. This bill~~  
9 ~~also requires the Division of Public and Behavioral Health of the Department of Health and~~  
10 ~~Human Services to conduct a triennial walking audit of each census tract in an urbanized area~~  
11 ~~outside of a health district. This bill requires the health department or Division, as applicable,~~  
12 ~~to: (1) submit the results of the audit to the governing body of the city or county and the~~  
13 ~~planning commission having jurisdiction over the census tract; and (2) post the results of the~~  
14 ~~audit on the Internet.] **regional transportation commissions in certain counties. (NRS**~~  
15 ~~**277A.170) This bill requires the regional transportation commission in a county whose**~~  
16 ~~**population is 100,000 or more (currently Clark and Washoe Counties), in collaboration**~~  
17 ~~**with certain other state and local agencies, to develop and submit to the district health**~~  
18 ~~**department and the Legislative Committee on Health Care a written plan for conducting**~~  
19 ~~**walking audits of urbanized areas within the county.**~~

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

Section 1. ~~[Chapter 439 of NRS is hereby amended by adding thereto a new section to read as follows:~~

~~1. Not less than once every 3 years, the district health department or, in an area that is not a part of a health district, the Division, shall:~~

~~(a) Conduct a walking audit of each census tract in an urbanized area within the health district or other area, as applicable, to determine the degree to which the physical environment of the census tract contributes to or detracts from public health;~~

~~(b) Submit the results of the audit to:~~

~~(1) The governing body of the city, town or county having jurisdiction over the census tract;~~

~~(2) Any regional planning coalition or commission, as applicable, established pursuant to NRS 278.02514 or 278.0262 for the county in which the census tract is located; and~~

~~(3) Any planning commission established pursuant to NRS 278.030 for the city or county in which the census tract is located; and~~

~~(c) Post the results on an Internet website maintained by the health district or Division, as applicable.~~

~~2. A walking audit conducted pursuant to subsection 1 must:~~

~~(a) Involve persons with varying roles in the community, which may include, without limitation, teachers, operators and employees of local businesses, members of planning commissions, community organizations, residents and representatives of community organizations;~~

~~(b) Evaluate land use, site design and ease and safety of access on varying scales and assess different factors that contribute to public health, including, without limitation:~~

~~(1) Whether an area is safe and has adequate lighting at night;~~

~~(2) Whether there are curb cuts and audible crosswalks that provide pedestrians with sufficient time to cross the street;~~

~~(3) Whether sidewalks are in good condition and free of barriers;~~

~~(4) Whether there are benches and other places available for pedestrians to rest; and~~

~~(5) Whether healthy food is available in the area.~~

~~(c) Suggest enhancements to improve public health within the census tract.] (Deleted by amendment.)~~

Sec. 2. ~~[The provisions of NRS 254.599 do not apply to any additional expenses of a local government that are related to the provisions of this act.] (Deleted by amendment.)~~

Sec. 3. 1. The regional transportation commission in a county whose population is 700,000 or more shall, in collaboration with the district health department and district board of health created by NRS 439.362, other local governments in the urbanized areas of the county and, to the extent feasible and appropriate, the Department of Transportation:

(a) Develop a written plan for conducting walking audits of urbanized areas within the county; and

(b) Not later than June 1, 2022, submit the plan to:

(1) The district health department; and

(2) The Director of the Legislative Counsel Bureau for transmittal to the Legislative Committee on Health Care.

1 2. The regional transportation commission in a county whose population  
2 is 100,000 or more but less than 700,000 shall, in collaboration with the  
3 regional planning commission created by NRS 278.0262, the governing board  
4 for regional planning created by NRS 278.0264, the district health department  
5 and district board of health created in the county pursuant to NRS 439.370,  
6 other local governments in the urbanized areas of the county and, to the extent  
7 feasible and appropriate, the Department of Transportation;

8 (a) Develop a written plan for conducting walking audits of urbanized  
9 areas within the county; and

10 (b) Not later than June 1, 2022, submit the plan to:

11 (1) The district health department; and

12 (2) The Director of the Legislative Counsel Bureau for transmittal to  
13 the Legislative Committee on Health Care.

14 3. A plan developed pursuant to subsection 1 or 2 must:

15 (a) Identify the agencies that will conduct the audits and the  
16 responsibilities of those agencies;

17 (b) Identify the priorities that will be considered when designating areas to  
18 be audited;

19 (c) Identify the size of the areas to be audited;

20 (d) Identify any additional parameters for the audits or information that  
21 must be included in the audits;

22 (e) Identify any additional public or private entities that will be involved  
23 in the audits;

24 (f) Identify ways to engage the community in the area where an audit is  
25 conducted in the audit;

26 (g) Prescribe a regular schedule for the audits and the number of audits  
27 that must be conducted each year; and

28 (h) Prescribe formats for displaying and publishing the results of the  
29 audits, including, without limitation, the use of geographic information  
30 systems technology to collect and display data from the audits and the posting  
31 of the results of any walking audit on the Internet website of the district health  
32 department of the county in which the audit was conducted.

33 4. As used in this section, "walking audit" means an audit to evaluate  
34 how land use, site design and ease and safety of access on varying scales affect  
35 public health and suggest enhancements to improve public health within the  
36 audited area. A walking audit may:

37 (a) Involve persons with various roles in the community, which may  
38 include, without limitation, teachers, operators and employees of local  
39 businesses, members of planning commissions, community organizations,  
40 residents and representatives of community organizations; and

41 (b) As part of the evaluation of how land use, site design and ease and  
42 safety of access affect public health, assess whether:

43 (1) An area is safe and has adequate lighting at night;

44 (2) There are curb cuts and audible crosswalks that provide  
45 pedestrians with sufficient time to cross the street;

46 (3) Sidewalks are in good condition and free of barriers;

47 (4) There are benches and other places available for pedestrians to  
48 rest; and

49 (5) Healthy food is available in the area.

50 Sec. 4. The provisions of subsection 1 of NRS 218D.380 do not apply to  
51 any provision of this act which adds or revises a requirement to submit a  
52 report to the Legislature.

53 Sec. 5. This act becomes effective upon passage and approval.