

Amendment No. 50

Senate Amendment to Senate Bill No. 69	(BDR 39-431)
Proposed by: Senate Committee on Health and Human Services	
Amends: Summary: No Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes	

Adoption of this amendment will: (1) MAINTAIN the 2/3s majority vote requirement for final passage of S.B. 69 (§§ 9, 12, 13, 15.2). (2) MAINTAIN the unfunded mandate not requested by the affected local government to S.B. 69 (§ 20).

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.



SENATE BILL NO. 69—COMMITTEE ON
HEALTH AND HUMAN SERVICES

(ON BEHALF OF THE WASHOE REGIONAL
BEHAVIORAL HEALTH POLICY BOARD)

PREFILED NOVEMBER 18, 2020

Referred to Committee on Health and Human Services

SUMMARY—Revises provisions relating to behavioral health. (BDR 39-431)

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

CONTAINS UNFUNDED MANDATE (§ 20)
(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 behavioral health; ~~providing for the certification of~~ **requiring** peer recovery support specialists and peer recovery support specialist supervisors ~~who~~ **who provide peer recovery support services under certain conditions to be certified; authorizing the imposition of civil penalties for certain violations; prohibiting the employment or retention as an independent contractor of a person for the purpose of providing or supervising the provision of peer recovery support services to minors if the person has been convicted of certain crimes or found to have engaged in certain conduct;** requiring a **certified** peer recovery support specialist or **certified** peer recovery support specialist supervisor to report certain information; requiring ~~any instruction, curriculum or program concerning substance misuse or substance use disorder in a public school to be evidence-based;~~ **the Department of Education to publish a list of evidence-based curricula and programs concerning the prevention of substance misuse and substance use disorder;** requiring the participation of public schools in a ~~system~~ **biennial survey** to collect data concerning youth risk behavior of pupils enrolled in certain grades in a public school; **abolishing requirements for the licensure of peer support recovery organizations;** providing for the certification of substance use disorder prevention coalitions and prescribing the duties of such a coalition; requiring certain reporting concerning curricula and programs on substance misuse and substance use disorders in public

schools; providing a penalty; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law: (1) defines the term "peer support recovery organization" to mean a person or agency which, for compensation, provides peer support services to persons who are 18 years of age or older and who suffer from mental illness or an addictive disorder or identify themselves as at risk for mental illness or an addictive disorder; and (2) requires a peer support recovery organization to be licensed by the Division of Public and Behavioral Health of the Department of Health and Human Services as a facility for the dependent. (NRS 449.0045, 449.01563, 449.030) Sections 20.3, 22.5-24.8, 25.2-25.7 and 36 of this bill remove existing provisions for the licensing and regulation of peer support recovery organizations. Sections 2-15.7 instead prescribe certain requirements governing natural persons who provide peer recovery support services. Section 5 of this bill defines the term "peer recovery support services" to mean nonclinical supportive services that use lived experience in recovery from a substance use disorder or other behavioral health disorder to promote recovery in another person with a substance use disorder or other behavioral health disorder by advocating, mentoring, educating, offering hope and providing assistance in navigating systems. Sections 2.5-4, 6 and 7 of this bill define certain additional relevant terms. Section 8 of this bill: (1) requires , in general, a person to be certified by the ~~Division~~ Nevada Certification Board, or its successor organization, as a peer recovery support specialist or peer recovery support specialist supervisor before providing or supervising ~~the provision of~~, as applicable, peer recovery support services ~~to adults for compensation as a regular part of his or her job duties; (2) provides for the imposition of a civil penalty against a person who violates that requirement; and ~~(2) makes it a misdemeanor to provide or supervise peer recovery support services without being certified.~~ Section (3) authorizes a person who is not certified to provide peer recovery support services to adults for compensation as an intern under certain circumstances. Section 15 of this bill authorizes the Division to bring an action to enjoin any person from providing or supervising the provision of peer recovery support services in violation of section 8.~~

Sections 9-14 and 31.5 of this bill provide for the certification and regulation of peer recovery support specialists and peer recovery support specialist supervisors by the Division if the Nevada Certification Board or its successor organization ceases to certify such persons. Specifically, section 31.5 replaces the required certification by the Nevada Certification Board or its successor organization with a requirement to obtain certification from the Division under those circumstances. If the Division issues such certification because the Nevada Certification Board ceases to do so, section 9 of this bill : (1) requires the State Board of Health to adopt regulations governing peer recovery support services ~~Section 9 also~~ ; and (2) authorizes the Board to establish by regulation exemptions from the ~~requirements of section 8. Section 22 of this bill requires the Legislative Committee on Health Care to review any regulation that relates to standards for the issuance or renewal of a certificate as a peer recovery support specialist or peer recovery support specialist supervisor.~~ requirement to be certified by the Division.

Existing federal law requires each state to adopt procedures to ensure that applicants for certain licenses and certificates comply with child support obligations. (42 U.S.C. § 666) Sections 10 and 11 of this bill enact such procedures as applicable to an applicant to the Division for a certificate as a peer recovery support specialist or peer recovery support specialist supervisor in order to comply with federal law.

~~Sections~~ If the Division certifies peer recovery support specialists pursuant to sections 9 and 31.5, sections 12 and 13 of this bill provide for the issuance of a certificate as a peer recovery support specialist or peer recovery support specialist supervisor by endorsement to certain applicants who are licensed, certified or hold another credential as a peer recovery support specialist or peer recovery support specialist supervisor, as applicable, issued by another jurisdiction.

Section 14 of this bill: (1) requires an applicant to the Division for renewal of a certificate who has a state business license to provide his or her business identification number

53 in the application; and (2) prohibits the renewal of a certificate if the applicant fails to provide
54 such information or is delinquent on a debt to a state agency.

55 ~~Section 15 of this bill authorizes the Division to bring an action to enjoin any person from~~
56 ~~providing or supervising peer recovery support services without a valid certificate.~~

57 ~~Section 16 of this bill provides that peer recovery support specialists and peer recovery~~
58 ~~support specialist supervisors are providers of health care for the purposes of provisions~~
59 ~~imposing enhanced criminal penalties for assaulting a provider of health care under certain~~
60 ~~circumstances.]~~

61 Sections 15.2 and 15.4 of this bill require any person who is employed or retained as
62 an independent contractor for the purpose of providing or supervising the provision of
63 peer recovery support services to a minor to undergo a background check to determine
64 whether the person has, within the immediately preceding 5 years, been: (1) convicted of
65 certain crimes involving children; (2) the subject of a substantiated report of the abuse
66 or neglect of a child; or (3) found to have committed a violation of provisions prohibiting
67 corporal punishment in public schools or the use of aversive interventions against pupils
68 with disabilities in private schools. Section 15.4 of this bill also requires such an
69 employee or independent contractor to notify the person or entity for which he or she
70 provides peer recovery support services of certain charges, investigations and
71 convictions involving such crimes or conduct. Section 15.6 of this bill generally: (1)
72 prohibits the employment of a person or retention of a person as an independent
73 contractor for the purpose of providing peer recovery support services to a minor if the
74 person has been convicted of such a crime or been found to have engaged in such
75 conduct within the immediately preceding 5 years; and (2) requires the termination of
76 an employee or independent contractor who provides peer recovery support services to a
77 minor and has been convicted of such a crime or is found to have engaged in such
78 conduct within that period. Section 15.6 authorizes an employee or independent
79 contractor who believes that the information provided through a background check is
80 incorrect to attempt to correct the information. Section 15.6 also authorizes the Division
81 to adopt regulations establishing a process to determine whether an employee or
82 independent contractor who has been convicted of such a crime or found to have
83 engaged in such conduct within the immediately preceding 5 years may continue to
84 provide peer recovery support services to a minor. Sections 15.4 and 15.6 provide for the
85 imposition of administrative penalties on persons and entities who violate the
86 requirements of those sections. Section 15.7 of this bill requires a person or entity that
87 employs a person or retains an independent contractor to provide peer recovery support
88 services to a minor to maintain certain records of the background checks required by
89 sections 15.2 and 15.4. Sections 15.8 and 20.6 of this bill make conforming changes to
90 authorize the Central Repository for Nevada Records of Criminal History and the
91 Statewide Central Registry for the Collection of Information Concerning the Abuse or
92 Neglect of a Child, respectively, to conduct the required background checks.

93 Sections 17, 21 and 28 of this bill require a certified peer recovery support specialist or
94 certified peer recovery support specialist supervisor to report: (1) the abuse, neglect,
95 exploitation, isolation or abandonment of an older person or vulnerable person; (2) the abuse
96 or neglect of a child; and (3) violations of statutes or regulations governing nursing. If the
97 Division certifies peer recovery support specialists and peer recovery support specialist
98 supervisors pursuant to sections 9 and 31.5 and a peer recovery support specialist or peer
99 recovery support specialist supervisor is reported to have abused, neglected, exploited,
100 isolated or abandoned an older person or vulnerable person, section 18 of this bill requires the
101 submission of the information in the report to the Division. [Sections 17, 23, 25, 28 and 34 of
102 this bill revise certain terminology to conform to terminology related to peer recovery support,
103 as used in sections 2-15 of this bill.] Section 25 of this bill makes a conforming change to
104 reflect the replacement of the requirement that peer support recovery organizations
105 must be licensed with a requirement that peer recovery support specialists and peer
106 recovery support specialist supervisors must be certified. Sections 29-31 of this bill
107 exempt certified peer recovery support specialists and certified peer recovery support
108 specialist supervisors from provisions governing certain other professions related to
109 behavioral health. [Section 37 of this bill makes conforming changes to remove obsolete
110 definitions.]

Existing law requires the Council to Establish Academic Standards for Public Schools to establish standards of content and performance for certain subjects, including health and science. (NRS 389.520) ~~If the standards of content and performance for any subject include information concerning substance misuse or substance use disorders, section 19 of this bill requires any instruction, curriculum or program concerning substance misuse and substance use disorders to be evidence-based.~~ Existing regulations establish standards of content and performance for health in the sixth, seventh and eighth grades and high school that include instruction related to substance use, misuse and abuse. (NAC 389.381, 389.455) **Section** ~~19~~ 18.5 of this bill requires the Department of Education to develop, maintain and publish a list of evidence-based curricula and programs concerning substance misuse and substance use disorders. **Section 32** of this bill requires the board of trustees of each school district and the governing body of each charter school to submit to the Legislative Committee on Education a report that describes any curriculum or program concerning substance misuse or substance use disorders used or offered in the school district or charter school, as applicable, during the ~~2021-2022~~ 2020-2021 school year.

Section 20 of this bill requires the board of trustees of each school district and the governing body of each charter school that operates a middle school, junior high school or high school to ensure that the school district or charter school participates in the biennial survey administered pursuant to the Youth Risk Behavior Surveillance System developed by the Centers for Disease Control and Prevention of the United States Department of Health and Human Services, which is a system pursuant to which a survey is administered every other year to a sampling of pupils in grades 6 to 12, inclusive, to collect data concerning health-risk behaviors by such pupils. **Section 20** also authorizes: (1) the parent or guardian of a pupil who is an unemancipated minor to refuse consent to the administration of the survey to the pupil; and (2) a pupil to refuse to participate in the survey.

Existing law requires the Division of Public and Behavioral Health of the Department of Health and Human Services to: (1) formulate and operate a comprehensive state plan for programs for alcohol or other substance use disorders; and (2) coordinate the efforts to carry out the state plan and coordinate all state and federal financial support of programs for alcohol or other substance use disorders in this State. (NRS 458.025) **Section 26** of this bill requires the State Board of Health to adopt regulations providing for the certification of substance use disorder prevention coalitions, which are coalitions of persons and entities who possess knowledge and experience related to the prevention of substance misuse and substance use disorders in regions of this State. **Section 26** also prescribes the duties of a certified substance use disorder prevention coalition, and **section 27** of this bill makes a conforming change to indicate the placement of **section 26** within the Nevada Revised Statutes.

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

Section 1. Chapter 433 of NRS is hereby amended by adding thereto the provisions set forth as sections 2 to ~~15.7~~ 15.7, inclusive, of this act.

Sec. 2. *As used in sections 2 to ~~15.7~~ 15.7, inclusive, of this act, unless the context otherwise requires, the words and terms defined in sections ~~3~~ 2.5 to 7, inclusive, of this act have the meanings ascribed to them in those sections.*

Sec. 2.5. “Adult” means a natural person who is 18 years of age or older.

Sec. 3. “Board” means the State Board of Health.

Sec. 4. “Certificate” means a certificate issued by the Division that authorizes the holder to provide or supervise the provision of peer recovery support services, as applicable.

Sec. 5. “Peer recovery support services” means nonclinical supportive services that use lived experience in recovery from a substance use disorder or other behavioral health disorder to promote recovery in another person with a substance use disorder or other behavioral health disorder by advocating,

1 mentoring, educating, offering hope and providing assistance in navigating
2 systems.

3 Sec. 6. “Peer recovery support specialist” means a person who ~~provides~~ is
4 authorized under the provisions of section 8 of this act to provide peer recovery
5 support services ~~to~~ to adults for compensation as a regular part of his or her job
6 duties. The term does not include a peer recovery support specialist intern.

7 Sec. 6.5. “Peer recovery support specialist intern” means a person who is
8 authorized under the provisions of section 8 of this act to provide peer recovery
9 support services to adults for compensation as a regular part of his or her job
10 duties.

11 Sec. 7. “Peer recovery support specialist supervisor” means a person who
12 ~~supervises~~ is authorized under the provisions of section 8 of this act to supervise
13 the provision of peer recovery support services ~~by a peer recovery support~~
14 ~~specialist~~ to adults for compensation as a regular part of his or her job duties.

15 Sec. 8. 1. Except ~~where authorized by the regulations adopted pursuant~~
16 ~~to section 9 of this act,~~ as authorized by subsection 2, a person shall not:

17 (a) Provide peer recovery support services ~~to~~ to adults for compensation as a regular part of his or her job
18 support specialist” to adults for compensation as a regular part of his or her job
19 duties or ~~otherwise~~ hold himself or herself out as authorized to provide peer
20 recovery support services to adults unless he or she holds a valid certificate as a
21 peer recovery support specialist issued by the ~~Division,~~ Nevada Certification
22 Board or its successor organization.

23 (b) Supervise the provision of peer recovery support services ~~to~~ to adults for compensation as a
24 “peer recovery support specialist supervisor” to adults for compensation as a
25 regular part of his or her job duties or ~~otherwise~~ hold himself or herself out as
26 authorized to supervise the provision of peer recovery support services to adults
27 unless he or she holds a valid certificate as a peer recovery support specialist
28 supervisor issued by the ~~Division,~~ Nevada Certification Board or its successor
29 organization.

30 2. ~~Any violation of this section is a misdemeanor.~~ If the Nevada
31 Certification Board or its successor organization establishes conditions governing
32 the provision of peer recovery support services by a person who is not certified as
33 a peer recovery support specialist while the person is acquiring the experience
34 necessary for certification as a peer recovery support specialist, such a person
35 may:

36 (a) Provide peer recovery support services to adults for compensation as a
37 regular part of his or her job duties under those conditions; and

38 (b) Use the title of “peer recovery support specialist intern” while providing
39 peer recovery support services under those conditions.

40 3. The Division may impose upon a person who violates this section a civil
41 penalty in an amount prescribed by regulation of the Board.

42 Sec. 9. 1. The Board shall adopt regulations governing the provision of
43 peer recovery support services. The regulations must prescribe:

44 (a) The requirements for the issuance and renewal of a certificate as a peer
45 recovery support specialist or peer recovery support specialist supervisor, which
46 must include, without limitation ~~to~~

47 ~~(1) A requirement that the person be appropriately certified by the~~
48 ~~Nevada Certification Board or its successor organization; and~~

49 ~~(2) Required~~, required training and experience for peer recovery
50 support specialists and peer recovery support specialist supervisors.

51 (b) Requirements governing the supervision of peer recovery support
52 specialists by peer recovery support specialist supervisors.

1 (c) *Procedures for the Division to investigate misconduct by a peer recovery*
2 *support specialist or peer recovery support specialist supervisor and to impose*
3 *disciplinary action for such misconduct.*

4 (d) *The forms of disciplinary action that the Division may impose against a*
5 *peer recovery support specialist or peer recovery support specialist supervisor.*

6 2. *The Board may, by regulation, prescribe a fee for:*

7 (a) *The issuance of a certificate; and*

8 (b) *The renewal of a certificate.*

9 3. *Any fee prescribed pursuant to subsection 2 must be calculated to*
10 *produce the revenue estimated to cover the costs related to the issuance and*
11 *renewal of certificates, but in no case may the fee for the issuance or renewal of a*
12 *certificate exceed the actual cost to the Division of issuing or renewing the*
13 *certificate, as applicable.*

14 4. *The regulations adopted pursuant to this section may establish*
15 *exemptions from the provisions of section 8 of this act.*

16 **Sec. 10.** *1. A person who applies for the issuance or renewal of a*
17 *certificate must:*

18 (a) *Include the social security number of the applicant in the application*
19 *submitted to the Division.*

20 (b) *Submit to the Division the statement prescribed by the Division of*
21 *Welfare and Supportive Services of the Department pursuant to NRS 425.520.*
22 *The statement must be completed and signed by the applicant.*

23 2. *The Division shall include the statement required pursuant to subsection*
24 *1 in:*

25 (a) *The application or any other forms that must be submitted for the*
26 *issuance or renewal of the certificate; or*

27 (b) *A separate form prescribed by the Division.*

28 3. *A certificate may not be issued or renewed by the Division if the*
29 *applicant:*

30 (a) *Fails to submit the statement required pursuant to subsection 1; or*

31 (b) *Indicates on the statement submitted pursuant to subsection 1 that the*
32 *applicant is subject to a court order for the support of a child and is not in*
33 *compliance with the order or a plan approved by the district attorney or other*
34 *public agency enforcing the order for the repayment of the amount owed*
35 *pursuant to the order.*

36 4. *If an applicant indicates on the statement submitted pursuant to*
37 *subsection 1 that the applicant is subject to a court order for the support of a*
38 *child and is not in compliance with the order or a plan approved by the district*
39 *attorney or other public agency enforcing the order for the repayment of the*
40 *amount owed pursuant to the order, the Division shall advise the applicant to*
41 *contact the district attorney or other public agency enforcing the order to*
42 *determine the actions that the applicant may take to satisfy the arrearage.*

43 **Sec. 11.** *1. If the Division receives a copy of a court order issued pursuant*
44 *to NRS 425.540 that provides for the suspension of all professional, occupational*
45 *and recreational licenses, certificates and permits issued to a natural person who*
46 *is the holder of a certificate, the Division shall deem the certificate issued to that*
47 *person to be suspended at the end of the 30th day after the date the court order*
48 *was issued unless the Division receives a letter issued to the holder of the*
49 *certificate by the district attorney or other public agency pursuant to NRS*
50 *425.550 stating that the holder of the certificate has complied with the subpoena*
51 *or warrant or has satisfied the arrearage pursuant to NRS 425.560.*

52 2. *The Division shall reinstate a certificate that has been suspended by a*
53 *district court pursuant to NRS 425.540 if the Division receives a letter issued by*

1 *the district attorney or other public agency pursuant to NRS 425.550 to the*
2 *person whose certificate was suspended stating that the person whose certificate*
3 *was suspended has complied with the subpoena or warrant or has satisfied the*
4 *arrearage pursuant to NRS 425.560.*

5 **Sec. 12. 1. The Division may issue a certificate by endorsement as a peer**
6 **recovery support specialist or peer recovery support specialist supervisor to an**
7 **applicant who meets the requirements set forth in this section. An applicant may**
8 **submit to the Division an application for such a certificate if the applicant holds a**
9 **corresponding valid and unrestricted license, certificate or other credential as a**
10 **peer recovery support specialist or peer recovery support specialist supervisor, as**
11 **applicable, in the District of Columbia or any state or territory of the United**
12 **States.**

13 **2. An applicant for a certificate by endorsement pursuant to this section**
14 **must submit to the Division with his or her application:**

15 **(a) Proof satisfactory to the Division that the applicant:**

16 **(1) Satisfies the requirements of subsection 1;**

17 **(2) Has not been disciplined or investigated by the corresponding**
18 **regulatory authority of the District of Columbia or any state or territory in which**
19 **the applicant currently holds or has held a license, certificate or other credential**
20 **as a peer recovery support specialist or peer recovery support specialist**
21 **supervisor, as applicable; and**

22 **(3) Has not been held civilly or criminally liable for malpractice in the**
23 **District of Columbia or any state or territory of the United States;**

24 **(b) An affidavit stating that the information contained in the application and**
25 **any accompanying material is true and correct;**

26 **(c) The fee prescribed by the Board in the regulations adopted pursuant to**
27 **section 9 of this act; and**

28 **(d) Any other information required by the Division.**

29 **3. Not later than 15 business days after the Division receives an application**
30 **for a certificate by endorsement as a peer recovery support specialist or peer**
31 **recovery support specialist supervisor pursuant to this section, the Division shall**
32 **provide written notice to the applicant of any additional information required by**
33 **the Division to consider the application. Unless the Division denies if the applicant**
34 **the application for good cause, the Division shall approve the application and issue a**
35 **certificate by endorsement as a peer recovery support specialist or peer recovery**
36 **support specialist supervisor, as applicable, to the applicant not later than 45 days**
37 **after receiving the application.**

38 **Sec. 13. 1. The Division may issue a certificate by endorsement as a peer**
39 **recovery support specialist or peer recovery support specialist supervisor to an**
40 **applicant who meets the requirements set forth in this section. An applicant may**
41 **submit to the Division an application for such a certificate if the applicant:**

42 **(a) Holds a corresponding valid and unrestricted license, certificate or other**
43 **credential as a peer recovery support specialist or peer recovery support specialist**
44 **supervisor, as applicable, in the District of Columbia or any state or territory of**
45 **the United States; and**

46 **(b) Is an active member of, or the spouse of an active member of, the Armed**
47 **Forces of the United States, a veteran or the spouse, widow or widower of a**
48 **veteran.**

49 **2. An applicant for a certificate by endorsement pursuant to this section**
50 **must submit to the Division with his or her application:**

51 **(a) Proof satisfactory to the Division that the applicant:**

52 **(1) Satisfies the requirements of subsection 1;**

1 (2) *Has not been disciplined or investigated by the corresponding*
 2 *regulatory authority of the District of Columbia or any state or territory in which*
 3 *the applicant currently holds or has held a license, certificate or other credential*
 4 *as a peer recovery support specialist or peer recovery support specialist*
 5 *supervisor, as applicable; and*

6 (3) *Has not been held civilly or criminally liable for malpractice in the*
 7 *District of Columbia or any state or territory of the United States;*

8 (b) *An affidavit stating that the information contained in the application and*
 9 *any accompanying material is true and correct;*

10 (c) *The fee prescribed by the Board in the regulations adopted pursuant to*
 11 *section 9 of this act; and*

12 (d) *Any other information required by the Division.*

13 3. *Not later than 15 business days after the Division receives an application*
 14 *for a certificate by endorsement as a peer recovery support specialist or peer*
 15 *recovery support specialist supervisor pursuant to this section, the Division shall*
 16 *provide written notice to the applicant of any additional information required by*
 17 *the Division to consider the application. Unless the Division denies the*
 18 *application for good cause, the Division shall approve the application and issue a*
 19 *certificate by endorsement as a peer recovery support specialist or peer recovery*
 20 *support specialist supervisor, as applicable, to the applicant not later than 45 days*
 21 *after receiving all the additional information required by the Division to complete*
 22 *the application.*

23 4. *At any time before making a final decision on an application for a*
 24 *certificate by endorsement pursuant to this section, the Division may grant a*
 25 *provisional certificate authorizing an applicant to practice as a peer recovery*
 26 *support specialist or peer recovery support specialist supervisor, as applicable, in*
 27 *accordance with regulations adopted by the Board.*

28 5. *As used in this section, "veteran" has the meaning ascribed to it in NRS*
 29 *417.005.*

30 **Sec. 14.** 1. *In addition to any other requirements set forth in sections 2 to*
 31 *~~14.5,~~ 15.7, inclusive, of this act, an applicant for the renewal of a certificate as a*
 32 *recovery support specialist or recovery support specialist supervisor must indicate*
 33 *in the application submitted to the Division whether the applicant has a state*
 34 *business license. If the applicant has a state business license, the applicant must*
 35 *include in the application the business identification number assigned by the*
 36 *Secretary of State upon compliance with the provisions of chapter 76 of NRS.*

37 2. *A certificate may not be renewed if:*

38 (a) *The applicant fails to submit the information required by subsection 1; or*

39 (b) *The State Controller has informed the Division pursuant to subsection 5*
 40 *of NRS 353C.1965 that the applicant owes a debt to an agency that has been*
 41 *assigned to the State Controller for collection and the applicant has not:*

42 (1) *Satisfied the debt;*

43 (2) *Entered into an agreement for the payment of the debt pursuant to*
 44 *NRS 353C.130; or*

45 (3) *Demonstrated that the debt is not valid.*

46 3. *As used in this section:*

47 (a) *"Agency" has the meaning ascribed to it in NRS 353C.020.*

48 (b) *"Debt" has the meaning ascribed to it in NRS 353C.040.*

49 **Sec. 15.** 1. *The Division may bring an action in the name of the State of*
 50 *Nevada to enjoin any person from ~~providing or supervising the provision of peer~~*
 51 *~~recovery support services;~~*

52 ~~*(a) Without first obtaining a certificate from the Division; or*~~

1 ~~(b) After the certificate of the person has been revoked or suspended by the~~
2 ~~Division,] engaging in conduct that violates the provisions of section 8 of this act.~~

3 2. It is sufficient in such an action to allege that the defendant did, on a
4 certain date and in a certain place, ~~[provide or supervise the provision of peer~~
5 ~~recovery support services.] engage in conduct for which a certificate is required by~~
6 ~~section 8 of this act without a valid certificate.~~

7 Sec. 15.2. 1. The Division shall secure from appropriate law enforcement
8 agencies information on the background and personal history of every person
9 who is employed or retained as an independent contractor for the purpose of
10 providing or supervising the provision of peer recovery support services to a
11 minor to determine whether the person has, within the immediately preceding 5
12 years, been:

13 (a) Named in a substantiated report as causing the abuse or neglect of a
14 child, as defined in NRS 392.281;

15 (b) Convicted of violating NRS 201.540 or 201.560 or a similar statute in
16 another jurisdiction; or

17 (c) Found to have committed a violation of NRS 392.4633 or 394.366 or a
18 similar statute in another jurisdiction.

19 2. The Division shall request information concerning each person who is
20 employed or retained as an independent contractor for the purpose of providing
21 or supervising the provision of peer recovery support services to a minor from:

22 (a) The Central Repository for Nevada Records of Criminal History for its
23 report concerning a conviction in this State of any of the crimes set forth in
24 paragraph (b) of subsection 1 and for submission to the Federal Bureau of
25 Investigation for its report pursuant to section 15.4 of this act; and

26 (b) The Statewide Central Registry for the Collection of Information
27 Concerning the Abuse or Neglect of a Child established pursuant to NRS 432.100
28 to determine whether:

29 (1) There has been a substantiated report of child abuse or neglect made
30 against any such person; or

31 (2) Any such person has been found to have committed a violation listed
32 in paragraph (c) of subsection 1.

33 3. The Division may charge each person investigated pursuant to this
34 section for the reasonable cost of that investigation.

35 4. The information required to be obtained pursuant to subsections 1 and 2
36 must be requested for an initial background check before the employee or
37 independent contractor provides or supervises the provision of peer recovery
38 support services to a minor, and then at least once every 5 years thereafter.

39 5. A person who is required to submit to an investigation required pursuant
40 to this section shall not provide or supervise the provision of peer recovery
41 support services to a minor without supervision before the investigation of the
42 background and personal history of the person has been conducted.

43 Sec. 15.4. 1. Every person who is employed or retained as an independent
44 contractor for the purpose of providing or supervising the provision of peer
45 recovery support services to a minor shall submit to the Division, or to the person
46 or agency designated by the Division, to enable the Division to conduct an
47 investigation pursuant to section 15.2 of this act, a:

48 (a) Complete set of fingerprints and a written authorization for the Division
49 or its designee to forward the fingerprints to the Central Repository for Nevada
50 Records of Criminal History for its report and for submission to the Federal
51 Bureau of Investigation for its report; and

52 (b) Written authorization for the Division to obtain any information that may
53 be available from the Statewide Central Registry for the Collection of

1 Information Concerning the Abuse or Neglect of a Child established pursuant to
2 NRS 432.100.

3 2. If a person who is employed or retained as an independent contractor for
4 the purpose of providing or supervising the provision of peer recovery support
5 services to a minor has, within the immediately preceding 5 years, had a
6 substantiated report of child abuse or neglect filed against him or her, been
7 convicted of a crime listed in paragraph (b) of subsection 1 of section 15.2 of this
8 act or been found to have committed a violation listed in paragraph (c) of that
9 subsection, the Division must immediately notify the employer of the person or
10 the person or entity with whom the person has contracted, who shall then comply
11 with the provisions of section 15.6 of this act.

12 3. A person or entity shall notify the Division as soon as practicable but not
13 later than 24 hours after hiring an employee or retaining an independent
14 contractor for the purpose of providing or supervising the provision of peer
15 recovery support services to a minor.

16 4. A person who is employed or retained as an independent contractor for
17 the purpose of providing or supervising the provision of peer recovery support
18 services to a minor shall notify the employer or the person or entity who retained
19 the person as an independent contractor not later than 24 hours after:

20 (a) Being charged with or convicted of a crime listed in paragraph (b) of
21 subsection 1 of section 15.2 of this act or being investigated for or found to have
22 committed a violation listed in paragraph (c) of that subsection;

23 (b) Receiving notice that he or she is the subject of an investigation for child
24 abuse or neglect; or

25 (c) Receiving notice that a report of abuse or neglect has been substantiated
26 against him or her.

27 5. A person or entity shall notify the Division within 2 days after receiving
28 notice that an employee or independent contractor of the person or entity who
29 provides or supervises the provision of peer recovery support services to a minor:

30 (a) Has been charged with a crime listed in paragraph (b) of subsection 1 of
31 section 15.2 of this act; or

32 (b) Is being investigated for child abuse or neglect or a violation listed in
33 paragraph (c) of subsection 1 of section 15.2 of this act.

34 6. The Division shall adopt regulations to establish civil penalties to be
35 imposed against any person or entity that fails to comply with the requirements of
36 this section.

37 Sec. 15.6. 1. Except as otherwise provided in this section, upon receiving
38 information pursuant to section 15.4 of this act from the Central Repository for
39 Nevada Records of Criminal History or the Statewide Central Registry for the
40 Collection of Information Concerning the Abuse or Neglect of a Child
41 established pursuant to NRS 432.100, from an employee or independent
42 contractor who provides or supervises the provision of peer recovery support
43 services to a minor or from any other source that such an employee or
44 independent contractor has, within the immediately preceding 5 years, had a
45 substantiated report of child abuse or neglect made against him or her, been
46 convicted of a crime listed in paragraph (b) of subsection 1 of section 15.2 of this
47 act or been found to have committed a violation listed in paragraph (c) of that
48 subsection, the employer or person or entity who retained the independent
49 contractor shall terminate the employment or contract of the employee or
50 independent contractor, as applicable, after allowing the employee or
51 independent contractor time to correct the information as required pursuant to
52 subsection 2.

1 2. If an employee or independent contractor who provides or supervises the
2 provision of peer recovery support services to a minor believes that the
3 information provided to the employer or person or entity who retained the
4 independent contractor pursuant to subsection 1 is incorrect, the employee or
5 independent contractor must inform the employer, person or entity immediately.
6 The employer, person or entity shall give any such employee or independent
7 contractor 30 days to correct the information.

8 3. The Division, in consultation with each agency which provides child
9 welfare services, may establish by regulation a process by which it may review
10 evidence upon request to determine whether an employee or independent
11 contractor who provides or supervises the provision of peer recovery support
12 services to a minor and has, within the immediately preceding 5 years, had a
13 substantiated report of child abuse or neglect made against him or her, been
14 convicted of a crime listed in paragraph (b) of subsection 1 of section 15.2 of this
15 act or been found to have committed a violation listed in paragraph (c) of that
16 subsection may continue to provide or supervise the provision of peer recovery
17 support services to a minor, despite the conviction, finding or report. Any such
18 review must be conducted in a manner which does not discriminate against a
19 person in violation of 42 U.S.C. §§ 2000e et seq.

20 4. If a process for review is established pursuant to subsection 3, an
21 employee or independent contractor who provides or supervises the provision of
22 peer recovery support services to a minor may request such a review in the
23 manner established by the Division. Any determination made by the Division is
24 final for purposes of judicial review.

25 5. During any period in which an employee or independent contractor seeks
26 to correct information pursuant to subsection 2 or requests a review of
27 information pursuant to subsection 4, it is within the discretion of the employer
28 or person or entity who retained the independent contractor whether to allow the
29 employee or independent contractor to continue to work for the employer, person
30 or entity, as applicable, except that the employee or independent contractor shall
31 not provide or supervise the provision of peer recovery support services to a
32 minor without supervision during such a period.

33 6. The Division shall adopt regulations to establish civil penalties to be
34 imposed against any person or entity that fails to comply with the requirements of
35 this section.

36 7. As used in this section, "agency which provides child welfare services"
37 has the meaning ascribed to it in NRS 424.011.

38 Sec. 15.7. 1. A person or entity that employs a person or retains an
39 independent contractor for the purpose of providing or supervising the provision
40 of peer recovery support services to a minor shall maintain records of the
41 information concerning employees and independent contractors that is collected
42 pursuant to sections 15.2 and 15.4 of this act, including, without limitation:

43 (a) A copy of the fingerprints that were submitted to the Central Repository
44 for Nevada Records of Criminal History;

45 (b) Proof that the employee or independent contractor submitted fingerprints
46 to the Central Repository for Nevada Records of Criminal History; and

47 (c) The written authorization to obtain information from the Central
48 Repository and the Statewide Central Registry for the Collection of Information
49 Concerning the Abuse or Neglect of a Child established pursuant to NRS
50 432.100.

51 2. The records maintained pursuant to subsection 1 must be:

1 (a) Maintained for the period that the employee or independent contractor
2 provides or supervises the provision of peer recovery support services to a minor;
3 and

4 (b) Made available for inspection by the Division at any reasonable time and
5 copies thereof must be furnished to the Division upon request.

6 **Sec. 15.8. NRS 179A.075 is hereby amended to read as follows:**

7 179A.075 1. The Central Repository for Nevada Records of Criminal
8 History is hereby created within the Records, Communications and Compliance
9 Division of the Department.

10 2. Each agency of criminal justice and any other agency dealing with crime
11 shall:

12 (a) Collect and maintain records, reports and compilations of statistical data
13 required by the Department; and

14 (b) Submit the information collected to the Central Repository:

15 (1) In the manner approved by the Director of the Department; and

16 (2) In accordance with the policies, procedures and definitions of the
17 Uniform Crime Reporting Program of the Federal Bureau of Investigation.

18 3. Each agency of criminal justice shall submit the information relating to
19 records of criminal history that it creates, issues or collects, and any information in
20 its possession relating to the DNA profile of a person from whom a biological
21 specimen is obtained pursuant to NRS 176.09123 or 176.0913, to the Division. The
22 information must be submitted to the Division:

23 (a) Through an electronic network;

24 (b) On a medium of magnetic storage; or

25 (c) In the manner prescribed by the Director of the Department,

26 ↪ within 60 days after the date of the disposition of the case. If an agency has
27 submitted a record regarding the arrest of a person who is later determined by the
28 agency not to be the person who committed the particular crime, the agency shall,
29 immediately upon making that determination, so notify the Division. The Division
30 shall delete all references in the Central Repository relating to that particular arrest.

31 4. Each state and local law enforcement agency shall submit Uniform Crime
32 Reports to the Central Repository:

33 (a) In the manner prescribed by the Director of the Department;

34 (b) In accordance with the policies, procedures and definitions of the Uniform
35 Crime Reporting Program of the Federal Bureau of Investigation; and

36 (c) Within the time prescribed by the Director of the Department.

37 5. The Division shall, in the manner prescribed by the Director of the
38 Department:

39 (a) Collect, maintain and arrange all information submitted to it relating to:

40 (1) Records of criminal history; and

41 (2) The DNA profile of a person from whom a biological specimen is
42 obtained pursuant to NRS 176.09123 or 176.0913.

43 (b) When practicable, use a record of the personal identifying information of a
44 subject as the basis for any records maintained regarding him or her.

45 (c) Upon request, provide, in paper or electronic form, the information that is
46 contained in the Central Repository to the Committee on Domestic Violence
47 appointed pursuant to NRS 228.470 when, pursuant to NRS 228.495, the
48 Committee is reviewing the death of the victim of a crime that constitutes domestic
49 violence pursuant to NRS 33.018.

50 6. The Division may:

51 (a) Disseminate any information which is contained in the Central Repository
52 to any other agency of criminal justice;

1 (b) Enter into cooperative agreements with repositories of the United States
2 and other states to facilitate exchanges of information that may be disseminated
3 pursuant to paragraph (a); and

4 (c) Request of and receive from the Federal Bureau of Investigation
5 information on the background and personal history of any person whose record of
6 fingerprints or other biometric identifier the Central Repository submits to the
7 Federal Bureau of Investigation and:

8 (1) Who has applied to any agency of the State of Nevada or any political
9 subdivision thereof for a license which it has the power to grant or deny;

10 (2) With whom any agency of the State of Nevada or any political
11 subdivision thereof intends to enter into a relationship of employment or a contract
12 for personal services;

13 (3) Who has applied to any agency of the State of Nevada or any political
14 subdivision thereof to attend an academy for training peace officers approved by
15 the Peace Officers' Standards and Training Commission;

16 (4) For whom such information is required or authorized to be obtained
17 pursuant to NRS 62B.270, 62G.223, 62G.353, 424.031, 432A.170, 432B.198,
18 433B.183, 449.123 and 449.4329, ~~§~~ **and section 15.2 of this act;** or

19 (5) About whom any agency of the State of Nevada or any political
20 subdivision thereof is authorized by law to have accurate personal information for
21 the protection of the agency or the persons within its jurisdiction.

22 7. To request and receive information from the Federal Bureau of
23 Investigation concerning a person pursuant to subsection 6, the Central Repository
24 must receive:

25 (a) The person's complete set of fingerprints for the purposes of:

- 26 (1) Booking the person into a city or county jail or detention facility;
27 (2) Employment;
28 (3) Contractual services; or
29 (4) Services related to occupational licensing;

30 (b) One or more of the person's fingerprints for the purposes of mobile
31 identification by an agency of criminal justice; or

32 (c) Any other biometric identifier of the person as it may require for the
33 purposes of:

- 34 (1) Arrest; or
35 (2) Criminal investigation,

36 ↪ from the agency of criminal justice or agency of the State of Nevada or any
37 political subdivision thereof and submit the received data to the Federal Bureau of
38 Investigation for its report.

39 8. The Central Repository shall:

40 (a) Collect and maintain records, reports and compilations of statistical data
41 submitted by any agency pursuant to subsection 2.

42 (b) Tabulate and analyze all records, reports and compilations of statistical data
43 received pursuant to this section.

44 (c) Disseminate to federal agencies engaged in the collection of statistical data
45 relating to crime information which is contained in the Central Repository.

46 (d) Investigate the criminal history of any person who:

47 (1) Has applied to the Superintendent of Public Instruction for the issuance
48 or renewal of a license;

49 (2) Has applied to a county school district, charter school or private school
50 for employment or to serve as a volunteer; or

51 (3) Is employed by or volunteers for a county school district, charter school
52 or private school,

1 ↳ and immediately notify the superintendent of each county school district, the
2 governing body of each charter school and the Superintendent of Public Instruction,
3 or the administrator of each private school, as appropriate, if the investigation of the
4 Central Repository indicates that the person has been convicted of a violation of
5 NRS 200.508, 201.230, 453.3385 or 453.339, or convicted of a felony or any
6 offense involving moral turpitude.

7 (e) Upon discovery, immediately notify the superintendent of each county
8 school district, the governing body of each charter school or the administrator of
9 each private school, as appropriate, by providing the superintendent, governing
10 body or administrator with a list of all persons:

11 (1) Investigated pursuant to paragraph (d); or

12 (2) Employed by or volunteering for a county school district, charter
13 school or private school whose fingerprints were sent previously to the Central
14 Repository for investigation,

15 ↳ who the Central Repository's records indicate have been convicted of a violation
16 of NRS 200.508, 201.230, 453.3385 or 453.339, or convicted of a felony or any
17 offense involving moral turpitude since the Central Repository's initial
18 investigation. The superintendent of each county school district, the governing body
19 of a charter school or the administrator of each private school, as applicable, shall
20 determine whether further investigation or action by the district, charter school or
21 private school, as applicable, is appropriate.

22 (f) Investigate the criminal history of each person who submits one or more
23 fingerprints or other biometric identifier or has such data submitted pursuant to
24 NRS 62B.270, 62G.223, 62G.353, 424.031, 432A.170, 432B.198, 433B.183,
25 449.122, 449.123 or 449.4329, ~~or~~ *or section 15.2 of this act.*

26 (g) On or before July 1 of each year, prepare and post on the Central
27 Repository's Internet website an annual report containing the statistical data
28 relating to crime received during the preceding calendar year. Additional reports
29 may be posted to the Central Repository's Internet website throughout the year
30 regarding specific areas of crime if they are approved by the Director of the
31 Department.

32 (h) On or before July 1 of each year, prepare and post on the Central
33 Repository's Internet website a report containing statistical data about domestic
34 violence in this State.

35 (i) Identify and review the collection and processing of statistical data relating
36 to criminal justice by any agency identified in subsection 2 and make
37 recommendations for any necessary changes in the manner of collecting and
38 processing statistical data by any such agency.

39 (j) Adopt regulations governing biometric identifiers and the information and
40 data derived from biometric identifiers, including, without limitation:

41 (1) Their collection, use, safeguarding, handling, retention, storage,
42 dissemination and destruction; and

43 (2) The methods by which a person may request the removal of his or her
44 biometric identifiers from the Central Repository and any other agency where his or
45 her biometric identifiers have been stored.

46 9. The Central Repository may:

47 (a) In the manner prescribed by the Director of the Department, disseminate
48 compilations of statistical data and publish statistical reports relating to crime.

49 (b) Charge a reasonable fee for any publication or special report it distributes
50 relating to data collected pursuant to this section. The Central Repository may not
51 collect such a fee from an agency of criminal justice or any other agency dealing
52 with crime which is required to submit information pursuant to subsection 2. All

1 money collected pursuant to this paragraph must be used to pay for the cost of
2 operating the Central Repository.

3 (c) In the manner prescribed by the Director of the Department, use electronic
4 means to receive and disseminate information contained in the Central Repository
5 that it is authorized to disseminate pursuant to the provisions of this chapter.

6 10. As used in this section:

7 (a) "Mobile identification" means the collection, storage, transmission,
8 reception, search, access or processing of a biometric identifier using a handheld
9 device.

10 (b) "Personal identifying information" means any information designed,
11 commonly used or capable of being used, alone or in conjunction with any other
12 information, to identify a person, including, without limitation:

13 (1) The name, driver's license number, social security number, date of
14 birth and photograph or computer-generated image of a person; and

15 (2) A biometric identifier of a person.

16 (c) "Private school" has the meaning ascribed to it in NRS 394.103.

17 **Sec. 16.** ~~NRS 200.471 is hereby amended to read as follows:~~

18 ~~200.471 1. As used in this section:~~

19 ~~(a) "Assault" means:~~

20 ~~(1) Unlawfully attempting to use physical force against another person; or~~

21 ~~(2) Intentionally placing another person in reasonable apprehension of~~
22 ~~immediate bodily harm.~~

23 ~~(b) "Fire fighting agency" has the meaning ascribed to it in NRS 239B.020.~~

24 ~~(c) "Officer" means:~~

25 ~~(1) A person who possesses some or all of the powers of a peace officer;~~

26 ~~(2) A person employed in a full-time salaried occupation of fire fighting~~
27 ~~for the benefit or safety of the public;~~

28 ~~(3) A member of a volunteer fire department;~~

29 ~~(4) A jailer, guard or other correctional officer of a city or county jail;~~

30 ~~(5) A prosecuting attorney of an agency or political subdivision of the~~
31 ~~United States or of this State;~~

32 ~~(6) A justice of the Supreme Court, judge of the Court of Appeals, district~~
33 ~~judge, justice of the peace, municipal judge, magistrate, court commissioner, master~~
34 ~~or referee, including a person acting pro tempore in a capacity listed in this~~
35 ~~subparagraph;~~

36 ~~(7) An employee of this State or a political subdivision of this State whose~~
37 ~~official duties require the employee to make home visits;~~

38 ~~(8) A civilian employee or a volunteer of a law enforcement agency whose~~
39 ~~official duties require the employee or volunteer to:~~

40 ~~(I) Interact with the public;~~

41 ~~(II) Perform tasks related to law enforcement; and~~

42 ~~(III) Wear identification, clothing or a uniform that identifies the~~
43 ~~employee or volunteer as working or volunteering for the law enforcement agency;~~

44 ~~(9) A civilian employee or a volunteer of a fire fighting agency whose~~
45 ~~official duties require the employee or volunteer to:~~

46 ~~(I) Interact with the public;~~

47 ~~(II) Perform tasks related to fire fighting or fire prevention; and~~

48 ~~(III) Wear identification, clothing or a uniform that identifies the~~
49 ~~employee or volunteer as working or volunteering for the fire fighting agency; or~~

50 ~~(10) A civilian employee or volunteer of this State or a political~~
51 ~~subdivision of this State whose official duties require the employee or volunteer to:~~

52 ~~(I) Interact with the public;~~

53 ~~(II) Perform tasks related to code enforcement; and~~

~~(III) Wear identification, clothing or a uniform that identifies the employee or volunteer as working or volunteering for this State or a political subdivision of this State.~~

~~(d) "Provider of health care" means a physician, a medical student, a perfusionist or a physician assistant licensed pursuant to chapter 630 of NRS, a practitioner of respiratory care, a homeopathic physician, an advanced practitioner of homeopathy, a homeopathic assistant, an osteopathic physician, a physician assistant licensed pursuant to chapter 633 of NRS, a podiatric physician, a podiatry hygienist, a physical therapist, a medical laboratory technician, an optometrist, a chiropractor, a chiropractor's assistant, a doctor of Oriental medicine, a nurse, a student nurse, a certified nursing assistant, a nursing assistant trainee, a medication aide—certified, a dentist, a dental student, a dental hygienist, a dental hygienist student, a pharmacist, a pharmacy student, an intern pharmacist, an attendant on an ambulance or air ambulance, a psychologist, a social worker, a marriage and family therapist, a marriage and family therapist intern, a clinical professional counselor, a clinical professional counselor intern, a licensed dietitian, the holder of a license or a limited license issued under the provisions of chapter 653 of NRS, a peer recovery support specialist certified pursuant to sections 2 to 15, inclusive, of this act, a peer recovery support specialist supervisor certified pursuant to sections 2 to 15, inclusive, of this act, an emergency medical technician, an advanced emergency medical technician and a paramedic.~~

~~(e) "School employee" means a licensed or unlicensed person employed by a board of trustees of a school district pursuant to NRS 391.100 or 391.281.~~

~~(f) "Sporting event" has the meaning ascribed to it in NRS 41.630.~~

~~(g) "Sports official" has the meaning ascribed to it in NRS 41.630.~~

~~(h) "Taxicab" has the meaning ascribed to it in NRS 706.8816.~~

~~(i) "Taxicab driver" means a person who operates a taxicab.~~

~~(j) "Transit operator" means a person who operates a bus or other vehicle as part of a public mass transportation system.~~

~~2. A person convicted of an assault shall be punished:~~

~~(a) If paragraph (c) or (d) does not apply to the circumstances of the crime and the assault is not made with the use of a deadly weapon or the present ability to use a deadly weapon, for a misdemeanor.~~

~~(b) If the assault is made with the use of a deadly weapon or the present ability to use a deadly weapon, for a category B felony by imprisonment in the state prison for a minimum term of not less than 1 year and a maximum term of not more than 6 years, or by a fine of not more than \$5,000, or by both fine and imprisonment.~~

~~(c) If paragraph (d) does not apply to the circumstances of the crime and if the assault is committed upon an officer, a provider of health care, a school employee, a taxicab driver or a transit operator who is performing his or her duty or upon a sports official based on the performance of his or her duties at a sporting event and the person charged knew or should have known that the victim was an officer, a provider of health care, a school employee, a taxicab driver, a transit operator or a sports official, for a gross misdemeanor, unless the assault is made with the use of a deadly weapon or the present ability to use a deadly weapon, then for a category B felony by imprisonment in the state prison for a minimum term of not less than 1 year and a maximum term of not more than 6 years, or by a fine of not more than \$5,000, or by both fine and imprisonment.~~

~~(d) If the assault is committed upon an officer, a provider of health care, a school employee, a taxicab driver or a transit operator who is performing his or her duty or upon a sports official based on the performance of his or her duties at a sporting event by a probationer, a prisoner who is in lawful custody or confinement or a parolee, and the probationer, prisoner or parolee charged knew or should have~~

~~known that the victim was an officer, a provider of health care, a school employee, a taxicab driver, a transit operator or a sports official, for a category D felony as provided in NRS 193.130, unless the assault is made with the use of a deadly weapon or the present ability to use a deadly weapon, then for a category B felony by imprisonment in the state prison for a minimum term of not less than 1 year and a maximum term of not more than 6 years, or by a fine of not more than \$5,000, or by both fine and imprisonment.~~ **(Deleted by amendment.)**

Sec. 17. NRS 200.5093 is hereby amended to read as follows:

200.5093 1. Any person who is described in subsection 4 and who, in a professional or occupational capacity, knows or has reasonable cause to believe that an older person or vulnerable person has been abused, neglected, exploited, isolated or abandoned shall:

(a) Except as otherwise provided in subsection 2, report the abuse, neglect, exploitation, isolation or abandonment of the older person or vulnerable person to:

(1) The local office of the Aging and Disability Services Division of the Department of Health and Human Services;

(2) A police department or sheriff's office; or

(3) A toll-free telephone service designated by the Aging and Disability Services Division of the Department of Health and Human Services; and

(b) Make such a report as soon as reasonably practicable but not later than 24 hours after the person knows or has reasonable cause to believe that the older person or vulnerable person has been abused, neglected, exploited, isolated or abandoned.

2. If a person who is required to make a report pursuant to subsection 1 knows or has reasonable cause to believe that the abuse, neglect, exploitation, isolation or abandonment of the older person or vulnerable person involves an act or omission of the Aging and Disability Services Division, another division of the Department of Health and Human Services or a law enforcement agency, the person shall make the report to an agency other than the one alleged to have committed the act or omission.

3. Each agency, after reducing a report to writing, shall forward a copy of the report to the Aging and Disability Services Division of the Department of Health and Human Services and the Unit for the Investigation and Prosecution of Crimes.

4. A report must be made pursuant to subsection 1 by the following persons:

(a) Every physician, dentist, dental hygienist, chiropractor, optometrist, podiatric physician, medical examiner, resident, intern, professional or practical nurse, physician assistant licensed pursuant to chapter 630 or 633 of NRS, perfusionist, psychiatrist, psychologist, marriage and family therapist, clinical professional counselor, clinical alcohol and drug counselor, alcohol and drug counselor, music therapist, athletic trainer, driver of an ambulance, paramedic, licensed dietitian, holder of a license or a limited license issued under the provisions of chapter 653 of NRS, ~~peer recovery support specialist [certified pursuant to sections 2 to 15, inclusive], as defined in section 6 of this act, peer recovery support specialist supervisor [certified pursuant to sections 2 to 15, inclusive], as defined in section 7 of this act,~~ or other person providing medical services licensed or certified to practice in this State, who examines, attends or treats an older person or vulnerable person who appears to have been abused, neglected, exploited, isolated or abandoned.

(b) Any personnel of a hospital or similar institution engaged in the admission, examination, care or treatment of persons or an administrator, manager or other person in charge of a hospital or similar institution upon notification of the suspected abuse, neglect, exploitation, isolation or abandonment of an older person or vulnerable person by a member of the staff of the hospital.

1 (c) A coroner.

2 (d) Every person who maintains or is employed by an agency to provide
3 personal care services in the home.

4 (e) Every person who maintains or is employed by an agency to provide
5 nursing in the home.

6 (f) Every person who operates, who is employed by or who contracts to
7 provide services for an intermediary service organization as defined in NRS
8 449.4304.

9 (g) Any employee of the Department of Health and Human Services, except
10 the State Long-Term Care Ombudsman appointed pursuant to NRS 427A.125 and
11 any of his or her advocates or volunteers where prohibited from making such a
12 report pursuant to 45 C.F.R. § 1321.11.

13 (h) Any employee of a law enforcement agency or a county's office for
14 protective services or an adult or juvenile probation officer.

15 (i) Any person who maintains or is employed by a facility or establishment that
16 provides care for older persons or vulnerable persons.

17 (j) Any person who maintains, is employed by or serves as a volunteer for an
18 agency or service which advises persons regarding the abuse, neglect, exploitation,
19 isolation or abandonment of an older person or vulnerable person and refers them to
20 persons and agencies where their requests and needs can be met.

21 (k) Every social worker.

22 (l) Any person who owns or is employed by a funeral home or mortuary.

23 (m) ~~Every person who operates or is employed by a peer support recovery~~
24 ~~support organization, as defined in NRS 449.01563.~~

25 ~~(n)~~ Every person who operates or is employed by a community health worker
26 pool, as defined in NRS 449.0028, or with whom a community health worker pool
27 contracts to provide the services of a community health worker, as defined in NRS
28 449.0027.

29 5. A report may be made by any other person.

30 6. If a person who is required to make a report pursuant to subsection 1 knows
31 or has reasonable cause to believe that an older person or vulnerable person has
32 died as a result of abuse, neglect, isolation or abandonment, the person shall, as
33 soon as reasonably practicable, report this belief to the appropriate medical
34 examiner or coroner, who shall investigate the cause of death of the older person or
35 vulnerable person and submit to the appropriate local law enforcement agencies, the
36 appropriate prosecuting attorney, the Aging and Disability Services Division of the
37 Department of Health and Human Services and the Unit for the Investigation and
38 Prosecution of Crimes his or her written findings. The written findings must include
39 the information required pursuant to the provisions of NRS 200.5094, when
40 possible.

41 7. A division, office or department which receives a report pursuant to this
42 section shall cause the investigation of the report to commence within 3 working
43 days. A copy of the final report of the investigation conducted by a division, office
44 or department, other than the Aging and Disability Services Division of the
45 Department of Health and Human Services, must be forwarded within 30 days after
46 the completion of the report to the:

47 (a) Aging and Disability Services Division;

48 (b) Repository for Information Concerning Crimes Against Older Persons or
49 Vulnerable Persons created by NRS 179A.450; and

50 (c) Unit for the Investigation and Prosecution of Crimes.

51 8. If the investigation of a report results in the belief that an older person or
52 vulnerable person is abused, neglected, exploited, isolated or abandoned, the Aging
53 and Disability Services Division of the Department of Health and Human Services

1 or the county's office for protective services may provide protective services to the
2 older person or vulnerable person if the older person or vulnerable person is able
3 and willing to accept them.

4 9. A person who knowingly and willfully violates any of the provisions of
5 this section is guilty of a misdemeanor.

6 10. As used in this section, "Unit for the Investigation and Prosecution of
7 Crimes" means the Unit for the Investigation and Prosecution of Crimes Against
8 Older Persons or Vulnerable Persons in the Office of the Attorney General created
9 pursuant to NRS 228.265.

10 **Sec. 18.** NRS 200.5095 is hereby amended to read as follows:

11 200.5095 1. Reports made pursuant to NRS 200.5093 and 200.5094, and
12 records and investigations relating to those reports, are confidential.

13 2. A person, law enforcement agency or public or private agency, institution
14 or facility who willfully releases data or information concerning the reports and
15 investigation of the abuse, neglect, exploitation, isolation or abandonment of older
16 persons or vulnerable persons, except:

17 (a) Pursuant to a criminal prosecution;

18 (b) Pursuant to NRS 200.50982; or

19 (c) To persons or agencies enumerated in subsection 3,

20 is guilty of a misdemeanor.

21 3. Except as otherwise provided in subsection 2 and NRS 200.50982, data or
22 information concerning the reports and investigations of the abuse, neglect,
23 exploitation, isolation or abandonment of an older person or a vulnerable person is
24 available only to:

25 (a) A physician who is providing care to an older person or a vulnerable person
26 who may have been abused, neglected, exploited, isolated or abandoned;

27 (b) An agency responsible for or authorized to undertake the care, treatment
28 and supervision of the older person or vulnerable person;

29 (c) A district attorney or other law enforcement official who requires the
30 information in connection with an investigation of the abuse, neglect, exploitation,
31 isolation or abandonment of the older person or vulnerable person;

32 (d) A court which has determined, in camera, that public disclosure of such
33 information is necessary for the determination of an issue before it;

34 (e) A person engaged in bona fide research, but the identity of the subjects of
35 the report must remain confidential;

36 (f) A grand jury upon its determination that access to such records is necessary
37 in the conduct of its official business;

38 (g) Any comparable authorized person or agency in another jurisdiction;

39 (h) A legal guardian of the older person or vulnerable person, if the identity of
40 the person who was responsible for reporting the alleged abuse, neglect,
41 exploitation, isolation or abandonment of the older person or vulnerable person to
42 the public agency is protected, and the legal guardian of the older person or
43 vulnerable person is not the person suspected of such abuse, neglect, exploitation,
44 isolation or abandonment;

45 (i) If the older person or vulnerable person is deceased, the executor or
46 administrator of his or her estate, if the identity of the person who was responsible
47 for reporting the alleged abuse, neglect, exploitation, isolation or abandonment of
48 the older person or vulnerable person to the public agency is protected, and the
49 executor or administrator is not the person suspected of such abuse, neglect,
50 exploitation, isolation or abandonment;

51 (j) The older person or vulnerable person named in the report as allegedly
52 being abused, neglected, exploited, isolated or abandoned, if that person is not
53 legally incapacitated;

1 (k) An attorney appointed by a court to represent a protected person in a
2 guardianship proceeding pursuant to NRS 159.0485, if:

3 (1) The protected person is an older person or vulnerable person;

4 (2) The identity of the person who was responsible for reporting the
5 alleged abuse, neglect, exploitation, isolation or abandonment of the older person or
6 vulnerable person to the public agency is protected; and

7 (3) The attorney of the protected person is not the person suspected of such
8 abuse, neglect, exploitation, isolation or abandonment; or

9 (l) The State Guardianship Compliance Office created by NRS 159.341.

10 4. If the person who is reported to have abused, neglected, exploited, isolated
11 or abandoned an older person or a vulnerable person is the holder of a license or
12 certificate issued pursuant to chapters 449, 630 to 641B, inclusive, 653 or 654 of
13 NRS ~~or sections 2 to 15.7~~ **15.7, inclusive, of this act**, the information contained
14 in the report must be submitted to the board **or agency** that issued the license ~~or~~
15 **certificate**.

16 5. If data or information concerning the reports and investigations of the
17 abuse, neglect, exploitation, isolation or abandonment of an older person or a
18 vulnerable person is made available pursuant to paragraph (b) or (j) of subsection 3
19 or subsection 4, the name and any other identifying information of the person who
20 made the report must be redacted before the data or information is made available.

21 **Sec. 18.5. Chapter 389 of NRS is hereby amended by adding thereto a**
22 **new section to read as follows:**

23 **The Department shall develop, maintain and publish on an Internet website**
24 **maintained by the Department a list of evidence-based curricula and programs**
25 **concerning the prevention of substance misuse and substance use disorders.**

26 **Sec. 19. [NRS 389.520 is hereby amended to read as follows:**

27 ~~389.520 1. The Council shall:~~

28 ~~(a) Establish standards of content and performance, including, without~~
29 ~~limitation, a prescription of the resulting level of achievement, for the grade levels~~
30 ~~set forth in subsection [5.] 6, based upon the content of each course, that is expected~~
31 ~~of pupils for the following courses of study:~~

32 ~~(1) English language arts;~~

33 ~~(2) Mathematics;~~

34 ~~(3) Science;~~

35 ~~(4) Social studies, which includes only the subjects of history, geography,~~
36 ~~economics and government;~~

37 ~~(5) The arts;~~

38 ~~(6) Computer education and technology, which includes computer science~~
39 ~~and computational thinking;~~

40 ~~(7) Health;~~

41 ~~(8) Physical education; and~~

42 ~~(9) A foreign or world language.~~

43 ~~(b) Establish a schedule for the periodic review and, if necessary, revision of~~
44 ~~the standards of content and performance. The review must include, without~~
45 ~~limitation, the review required pursuant to NRS 390.115 of the results of pupils on~~
46 ~~the examinations administered pursuant to NRS 390.105.~~

47 ~~(c) Assign priorities to the standards of content and performance relative to~~
48 ~~importance and degree of emphasis and revise the standards, if necessary, based~~
49 ~~upon the priorities.~~

50 ~~2. The standards for computer education and technology must include a~~
51 ~~policy for the ethical, safe and secure use of computers and other electronic~~
52 ~~devices. The policy must include, without limitation:~~

1 ~~— (a) The ethical use of computers and other electronic devices, including,~~
2 ~~without limitation:~~

3 ~~— (1) Rules of conduct for the acceptable use of the Internet and other~~
4 ~~electronic devices; and~~

5 ~~— (2) Methods to ensure the prevention of:~~

6 ~~— (I) Cyber bullying;~~

7 ~~— (II) Plagiarism; and~~

8 ~~— (III) The theft of information or data in an electronic form;~~

9 ~~— (b) The safe use of computers and other electronic devices, including, without~~
10 ~~limitation, methods to:~~

11 ~~— (1) Avoid cyber bullying and other unwanted electronic communication,~~
12 ~~including, without limitation, communication with on-line predators;~~

13 ~~— (2) Recognize when an on-line electronic communication is dangerous or~~
14 ~~potentially dangerous; and~~

15 ~~— (3) Report a dangerous or potentially dangerous on-line electronic~~
16 ~~communication to the appropriate school personnel;~~

17 ~~— (c) The secure use of computers and other electronic devices, including,~~
18 ~~without limitation:~~

19 ~~— (1) Methods to maintain the security of personal identifying information~~
20 ~~and financial information, including, without limitation, identifying unsolicited~~
21 ~~electronic communication which is sent for the purpose of obtaining such personal~~
22 ~~and financial information for an unlawful purpose;~~

23 ~~— (2) The necessity for secure passwords or other unique identifiers;~~

24 ~~— (3) The effects of a computer contaminant;~~

25 ~~— (4) Methods to identify unsolicited commercial material; and~~

26 ~~— (5) The dangers associated with social networking Internet sites; and~~

27 ~~— (d) A designation of the level of detail of instruction as appropriate for the~~
28 ~~grade level of pupils who receive the instruction.~~

29 ~~— 3. The standards for social studies must include multicultural education,~~
30 ~~including, without limitation, information relating to contributions made by men~~
31 ~~and women from various racial and ethnic backgrounds. The Council shall consult~~
32 ~~with members of the community who represent the racial and ethnic diversity of~~
33 ~~this State in developing such standards.~~

34 ~~— 4. The standards for health must include mental health and the relationship~~
35 ~~between mental health and physical health.~~

36 ~~— 5. Any standards that include information relating to substance misuse and~~
37 ~~substance use disorders must require any instruction, curriculum or program~~
38 ~~concerning substance misuse and substance use disorders to be evidence based.~~
39 ~~The Department shall develop, maintain and publish on an Internet website~~
40 ~~maintained by the Department a list of evidence based curricula and programs~~
41 ~~concerning substance misuse and substance use disorders.~~

42 ~~— 6. The Council shall establish standards of content and performance for each~~
43 ~~grade level in kindergarden and grades 1 to 8, inclusive, for English language arts~~
44 ~~and mathematics. The Council shall establish standards of content and performance~~
45 ~~for the grade levels selected by the Council for the other courses of study proscribed~~
46 ~~in subsection 1.~~

47 ~~— [6.] 7. The Council shall forward to the State Board the standards of content~~
48 ~~and performance established by the Council for each course of study. The State~~
49 ~~Board shall:~~

50 ~~— (a) Adopt the standards for each course of study, as submitted by the Council;~~
51 ~~or~~

~~(b) If the State Board objects to the standards for a course of study or a particular grade level for a course of study, return those standards to the Council with a written explanation setting forth the reason for the objection.~~

~~[7.] 8. If the State Board returns to the Council the standards of content and performance for a course of study or a grade level, the Council shall:~~

~~(a) Consider the objection provided by the State Board and determine whether to revise the standards based upon the objection; and~~

~~(b) Return the standards or the revised standards, as applicable, to the State Board.~~

~~The State Board shall adopt the standards of content and performance or the revised standards, as applicable.~~

~~[8.] 9. The Council shall work in cooperation with the State Board to prescribe the examinations required by NRS 390.105.~~

~~[9.] 10. As used in this section:~~

~~(a) "Computer contaminant" has the meaning ascribed to it in NRS 205.4737.~~

~~(b) "Cyber-bullying" has the meaning ascribed to it in NRS 388.123.~~

~~(c) "Electronic communication" has the meaning ascribed to it in NRS 388.124.] **(Deleted by amendment.)**~~

Sec. 20. Chapter 392 of NRS is hereby amended by adding thereto a new section to read as follows:

1. Except as otherwise provided in ~~[this subsection and]~~ subsection 2, the board of trustees of each school district and the governing body of each charter school that operates a middle school, junior high school or high school shall ensure that the school district or charter school, as applicable, participates in the biennial survey administered pursuant to the Youth Risk Behavior Surveillance System developed by the Centers for Disease Control and Prevention of the United States Department of Health and Human Services ~~[. If the Youth Risk Behavior Surveillance System ceases to exist:~~

~~(a) The State Board of Health must prescribe by regulation a successor system that is designed to collect similar information concerning risky behavior by youth; and~~

~~(b) The board of trustees of each school district and the governing body of each charter school that operates a middle school, junior high school or high school must participate in the system prescribed by the State Board of Health.]~~ or any equivalent or successor system developed by the Centers for Disease Control and Prevention.

2. A public school shall not administer ~~[any] the survey [pursuant to a system] described in subsection 1 to a pupil if:~~

(a) The pupil is an unemancipated minor and the parent or guardian of the pupil has refused to consent to the administration of the survey pursuant to subsection 5; or

(b) The pupil has refused to participate in the survey pursuant to subsection 5.

3. ~~[If a public school is selected for the administration of a survey to its pupils pursuant to a system described in subsection 1, the] The board of trustees of [the] a school district [in which the public school is located or, if the public school is a charter school,] or the governing body of [the] a charter school ~~[must]~~ that operates as a middle school, junior high school or high school shall ensure that a form is provided to the parent or guardian of each pupil to whom the survey described in subsection 1 will be administered that allows the parent or guardian to refuse consent to the administration of the survey to the pupil.~~

4. Before the administration of ~~[a] the survey [pursuant to a system] described in subsection 1 to a pupil, the board of trustees of a school district or~~

1 *the governing body of a charter school shall provide the parent or guardian of the*
2 *pupil or, if the pupil is an emancipated minor or is at least 18 years of age, the*
3 *pupil, with an opportunity to review the survey and written notice of:*

- 4 (a) *The manner in which the survey will be administered;*
5 (b) *The manner in which the results of the survey will be used; and*
6 (c) *The persons who will have access to the results of the survey.*

7 5. *At any time:*

8 (a) *The parent or guardian of a pupil who is an unemancipated minor may*
9 *refuse to provide consent to the administration of ~~the~~ the survey ~~pursuant to a~~*
10 *system described in subsection 1 by completing and submitting the form*
11 *described in subsection 3, or any other written refusal of consent, to the principal*
12 *or other person in charge of the public school in which the pupil is enrolled.*

13 (b) *A pupil may refuse to participate in the survey.*

14 **Sec. 20.3. NRS 427A.175 is hereby amended to read as follows:**

15 427A.175 1. Within 1 year after an older patient sustains damage to his or
16 her property as a result of any act or failure to act by a facility for intermediate care,
17 a facility for skilled nursing, a residential facility for groups, a home for individual
18 residential care, an agency to provide personal care services in the home, an
19 intermediary service organization, a community health worker pool, ~~or a peer~~
20 ~~support-recovery organization~~ or an agency to provide nursing in the home in
21 protecting the property, the older patient may file a verified complaint with the
22 Division setting forth the details of the damage.

23 2. Upon receiving a verified complaint pursuant to subsection 1, the
24 Administrator shall investigate the complaint and attempt to settle the matter
25 through arbitration, mediation or negotiation.

26 3. If a settlement is not reached pursuant to subsection 2, the facility, home,
27 agency, organization or older patient may request a hearing before the Attorney for
28 the Rights of Older Persons and Persons with a Physical Disability, an Intellectual
29 Disability or a Related Condition. If requested, the Attorney for the Rights of Older
30 Persons and Persons with a Physical Disability, an Intellectual Disability or a
31 Related Condition shall conduct a hearing to determine whether the facility, home,
32 agency, pool or organization is liable for damages to the patient. If the Attorney for
33 the Rights of Older Persons and Persons with a Physical Disability, an Intellectual
34 Disability or a Related Condition determines that the facility, home, agency, pool or
35 organization is liable for damages to the patient, the Attorney for the Rights of
36 Older Persons and Persons with a Physical Disability, an Intellectual Disability or a
37 Related Condition shall order the amount of the surety bond pursuant to NRS
38 449.065 or the substitute for the surety bond necessary to pay for the damages
39 pursuant to NRS 449.067 to be released to the Division. The Division shall pay any
40 such amount to the older patient or the estate of the older patient.

41 4. The Division shall create a separate account for money to be collected and
42 distributed pursuant to this section.

43 5. As used in this section:

44 (a) "Agency to provide nursing in the home" has the meaning ascribed to it in
45 NRS 449.0015;

46 (b) "Agency to provide personal care services in the home" has the meaning
47 ascribed to it in NRS 449.0021;

48 (c) "Community health worker pool" has the meaning ascribed to it in NRS
49 449.0028;

50 (d) "Facility for intermediate care" has the meaning ascribed to it in NRS
51 449.0038;

52 (e) "Facility for skilled nursing" has the meaning ascribed to it in NRS
53 449.0039;

1 (f) “Home for individual residential care” has the meaning ascribed to it in
2 NRS 449.0105;

3 (g) “Intermediary service organization” has the meaning ascribed to it in NRS
4 449.4304;

5 (h) “Older patient” has the meaning ascribed to it in NRS 449.065; and

6 (i) ~~“Peer support recovery organization” has the meaning ascribed to it in NRS~~
7 ~~449.01562; and~~

8 ~~“(j) “Residential facility for groups” has the meaning ascribed to it in NRS~~
9 ~~449.017.~~

10 **Sec. 20.6. NRS 432.100 is hereby amended to read as follows:**

11 432.100 1. There is hereby established a Statewide Central Registry for the
12 Collection of Information Concerning the Abuse or Neglect of a Child. This Central
13 Registry must be maintained by the Division.

14 2. The Central Registry must contain:

15 (a) The information in any substantiated report of child abuse or neglect made
16 pursuant to NRS 392.303 or 432B.220;

17 (b) The information in any substantiated report of a violation of NRS 201.540,
18 201.560, 392.4633 or 394.366 made pursuant to NRS 392.303;

19 (c) Statistical information on the protective services provided in this State; and

20 (d) Any other information which the Division determines to be in furtherance
21 of NRS 392.275 to 392.365, inclusive, 432.097 to 432.130, inclusive, and 432B.010
22 to 432B.400, inclusive.

23 3. The Division may release information contained in the Central Registry to
24 an employer:

25 (a) If the person who is the subject of a background investigation by the
26 employer provides written authorization for the release of the information; and

27 (b) Either:

28 (1) The employer is required by law to conduct the background
29 investigation of the person for employment purposes; or

30 (2) The person who is the subject of the background investigation could, in
31 the course of his or her employment, have regular and substantial contact with
32 children or regular and substantial contact with elderly persons who require
33 assistance or care from other persons,

34 **↳** but only to the extent necessary to inform the employer whether the person who
35 is the subject of the background investigation has been found to have abused or
36 neglected a child.

37 4. Except as otherwise provided in this section or by specific statute,
38 information in the Central Registry may be accessed only by:

39 (a) An employee of the Division;

40 (b) An agency which provides child welfare services;

41 (c) An employee of the Division of Public and Behavioral Health of the
42 Department who is obtaining information in accordance with NRS 432A.170 ~~or~~ or
43 section 15.2 of this act; and

44 (d) With the approval of the Administrator, an employee or contractor of any
45 other state or local governmental agency responsible for the welfare of children
46 who requests access to the information and who demonstrates to the satisfaction of
47 the Administrator a bona fide need to access the information. Any approval or
48 denial of a request submitted in accordance with this paragraph is at the sole
49 discretion of the Administrator.

50 **Sec. 21. NRS 432B.220 is hereby amended to read as follows:**

51 432B.220 1. Any person who is described in subsection 4 and who, in his or
52 her professional or occupational capacity, knows or has reasonable cause to believe
53 that a child has been abused or neglected shall:

1 (a) Except as otherwise provided in subsection 2, report the abuse or neglect of
2 the child to an agency which provides child welfare services or to a law
3 enforcement agency; and

4 (b) Make such a report as soon as reasonably practicable but not later than 24
5 hours after the person knows or has reasonable cause to believe that the child has
6 been abused or neglected.

7 2. If a person who is required to make a report pursuant to subsection 1 knows
8 or has reasonable cause to believe that the abuse or neglect of the child involves an
9 act or omission of:

10 (a) A person directly responsible or serving as a volunteer for or an employee
11 of a public or private home, institution or facility where the child is receiving child
12 care outside of the home for a portion of the day, the person shall make the report to
13 a law enforcement agency.

14 (b) An agency which provides child welfare services or a law enforcement
15 agency, the person shall make the report to an agency other than the one alleged to
16 have committed the act or omission, and the investigation of the abuse or neglect of
17 the child must be made by an agency other than the one alleged to have committed
18 the act or omission.

19 3. Any person who is described in paragraph (a) of subsection 4 who delivers
20 or provides medical services to a newborn infant and who, in his or her professional
21 or occupational capacity, knows or has reasonable cause to believe that the
22 newborn infant has been affected by a fetal alcohol spectrum disorder or prenatal
23 substance use disorder or has withdrawal symptoms resulting from prenatal
24 substance exposure shall, as soon as reasonably practicable but not later than 24
25 hours after the person knows or has reasonable cause to believe that the newborn
26 infant is so affected or has such symptoms, notify an agency which provides child
27 welfare services of the condition of the infant and refer each person who is
28 responsible for the welfare of the infant to an agency which provides child welfare
29 services for appropriate counseling, training or other services. A notification and
30 referral to an agency which provides child welfare services pursuant to this
31 subsection shall not be construed to require prosecution for any illegal action.

32 4. A report must be made pursuant to subsection 1 by the following persons:

33 (a) A person providing services licensed or certified in this State pursuant to,
34 without limitation, chapter 450B, 630, 630A, 631, 632, 633, 634, 634A, 635, 636,
35 637, 637B, 639, 640, 640A, 640B, 640C, 640D, 640E, 641, 641A, 641B, 641C or
36 653 of NRS.

37 (b) Any personnel of a medical facility licensed pursuant to chapter 449 of
38 NRS who are engaged in the admission, examination, care or treatment of persons
39 or an administrator, manager or other person in charge of such a medical facility
40 upon notification of suspected abuse or neglect of a child by a member of the staff
41 of the medical facility.

42 (c) A coroner.

43 (d) A member of the clergy, practitioner of Christian Science or religious
44 healer, unless the person has acquired the knowledge of the abuse or neglect from
45 the offender during a confession.

46 (e) A person employed by a public school or private school and any person
47 who serves as a volunteer at such a school.

48 (f) Any person who maintains or is employed by a facility or establishment that
49 provides care for children, children's camp or other public or private facility,
50 institution or agency furnishing care to a child.

51 (g) Any person licensed pursuant to chapter 424 of NRS to conduct a foster
52 home.

1 (h) Any officer or employee of a law enforcement agency or an adult or
2 juvenile probation officer.

3 (i) Except as otherwise provided in NRS 432B.225, an attorney.

4 (j) Any person who maintains, is employed by or serves as a volunteer for an
5 agency or service which advises persons regarding abuse or neglect of a child and
6 refers them to persons and agencies where their requests and needs can be met.

7 (k) Any person who is employed by or serves as a volunteer for a youth shelter.
8 As used in this paragraph, "youth shelter" has the meaning ascribed to it in NRS
9 244.427.

10 (l) *A peer recovery support specialist, as defined in section 6 of this act, or*
11 *peer recovery support specialist supervisor* ~~certified pursuant to sections 2 to 15,~~
12 ~~inclusive,~~ *as defined in section 7 of this act.*

13 (m) Any adult person who is employed by an entity that provides organized
14 activities for children, including, without limitation, a person who is employed by a
15 school district or public school.

16 5. A report may be made by any other person.

17 6. If a person who is required to make a report pursuant to subsection 1 knows
18 or has reasonable cause to believe that a child has died as a result of abuse or
19 neglect, the person shall, as soon as reasonably practicable, report this belief to an
20 agency which provides child welfare services or a law enforcement agency. If such
21 a report is made to a law enforcement agency, the law enforcement agency shall
22 notify an agency which provides child welfare services and the appropriate medical
23 examiner or coroner of the report. If such a report is made to an agency which
24 provides child welfare services, the agency which provides child welfare services
25 shall notify the appropriate medical examiner or coroner of the report. The medical
26 examiner or coroner who is notified of a report pursuant to this subsection shall
27 investigate the report and submit his or her written findings to the appropriate
28 agency which provides child welfare services, the appropriate district attorney and a
29 law enforcement agency. The written findings must include, if obtainable, the
30 information required pursuant to the provisions of subsection 2 of NRS 432B.230.

31 7. The agency, board, bureau, commission, department, division or political
32 subdivision of the State responsible for the licensure, certification or endorsement
33 of a person who is described in subsection 4 and who is required in his or her
34 professional or occupational capacity to be licensed, certified or endorsed in this
35 State shall, at the time of initial licensure, certification or endorsement:

36 (a) Inform the person, in writing or by electronic communication, of his or her
37 duty as a mandatory reporter pursuant to this section;

38 (b) Obtain a written acknowledgment or electronic record from the person that
39 he or she has been informed of his or her duty pursuant to this section; and

40 (c) Maintain a copy of the written acknowledgment or electronic record for as
41 long as the person is licensed, certified or endorsed in this State.

42 8. The employer of a person who is described in subsection 4 and who is not
43 required in his or her professional or occupational capacity to be licensed, certified
44 or endorsed in this State must, upon initial employment of the person:

45 (a) Inform the person, in writing or by electronic communication, of his or her
46 duty as a mandatory reporter pursuant to this section;

47 (b) Obtain a written acknowledgment or electronic record from the person that
48 he or she has been informed of his or her duty pursuant to this section; and

49 (c) Maintain a copy of the written acknowledgment or electronic record for as
50 long as the person is employed by the employer.

51 9. Before a person may serve as a volunteer at a public school or private
52 school, the school must:

1 (a) Inform the person, in writing or by electronic communication, of his or her
2 duty as a mandatory reporter pursuant to this section and NRS 392.303;

3 (b) Obtain a written acknowledgment or electronic record from the person that
4 he or she has been informed of his or her duty pursuant to this section and NRS
5 392.303; and

6 (c) Maintain a copy of the written acknowledgment or electronic record for as
7 long as the person serves as a volunteer at the school.

8 10. As used in this section:

9 (a) "Private school" has the meaning ascribed to it in NRS 394.103.

10 (b) "Public school" has the meaning ascribed to it in NRS 385.007.

11 ~~Sec. 22. [NRS 439B.225 is hereby amended to read as follows:~~

12 ~~439B.225 1. As used in this section, "licensing board" means any division
13 or board empowered to adopt standards for the issuance or renewal of licenses,
14 permits or certificates of registration pursuant to NRS 435.3305 to 435.339,
15 inclusive, chapter 449, 625A, 630, 630A, 631, 632, 633, 634, 634A, 635, 636, 637,
16 637B, 639, 640, 640A, 640D, 641, 641A, 641B, 641C, 652, 653 or 654 of NRS [.]
17 and sections 2 to 15, inclusive, of this act.~~

18 ~~2. The Committee shall review each regulation that a licensing board
19 proposes or adopts that relates to standards for the issuance or renewal of licenses,
20 permits or certificates of registration issued to a person or facility regulated by the
21 board, giving consideration to:~~

22 ~~(a) Any oral or written comment made or submitted to it by members of the
23 public or by persons or facilities affected by the regulation;~~

24 ~~(b) The effect of the regulation on the cost of health care in this State;~~

25 ~~(c) The effect of the regulation on the number of licensed, permitted or
26 registered persons and facilities available to provide services in this State; and~~

27 ~~(d) Any other related factor the Committee deems appropriate.~~

28 ~~3. After reviewing a proposed regulation, the Committee shall notify the
29 agency of the opinion of the Committee regarding the advisability of adopting or
30 revising the proposed regulation.~~

31 ~~4. The Committee shall recommend to the Legislature as a result of its review
32 of regulations pursuant to this section any appropriate legislation.] (Deleted by
33 amendment.)~~

34 **Sec. 22.5. NRS 449.0045 is hereby amended to read as follows:**

35 449.0045 "Facility for the dependent" includes:

36 1. A facility for the treatment of alcohol or other substance use disorders;

37 2. A halfway house for persons recovering from alcohol or other substance
38 use disorders;

39 3. A facility for the care of adults during the day;

40 4. A residential facility for groups;

41 5. An agency to provide personal care services in the home;

42 6. A facility for transitional living for released offenders;

43 7. A home for individual residential care;

44 8. ~~[A peer support recovery organization;~~

45 ~~9.] A community health worker pool; and~~

46 ~~[10.] 9. A provider of community-based living arrangement services.~~

47 **Sec. 23. [NRS 449.01563 is hereby amended to read as follows:**

48 ~~449.01563 "Peer [support] recovery support organization" means a person or
49 agency which, for compensation, provides peer recovery support services to
50 persons who are 18 years of age or older and who suffer from mental illness or an
51 addictive disorder or identify themselves as at risk for mental illness or an addictive
52 disorder.] (Deleted by amendment.)~~

1 **Sec. 24.** ~~NRS 449.01566 is hereby amended to read as follows:~~

2 ~~449.01566 “Peer recovery support services” [means supportive services~~
 3 ~~relating to mental health, an addictive disorder or a substance use disorder which:~~

4 ~~1. Do not require the person offering the supportive services to be licensed;~~

5 ~~2. Are offered to a person in need of such services;~~

6 ~~3. May include, without limitation:~~

7 ~~(a) Helping to stabilize such a person;~~

8 ~~(b) Helping such a person with recovery;~~

9 ~~(c) Helping such a person to access community-based behavioral health care;~~

10 ~~(d) Assisting such a person during a crisis situation or an intervention;~~

11 ~~(e) Providing assistance with preventive care;~~

12 ~~(f) Providing strategies and education relating to the whole health needs of~~
 13 ~~such a person; and~~

14 ~~(g) Providing encouragement, peer mentoring and training in self-advocacy~~
 15 ~~and self-direction to such a person.] *has the meaning ascribed to it in section 5 of*~~
 16 ~~this act. (Deleted by amendment.)~~

17 **Sec. 24.2.** NRS 449.030 is hereby amended to read as follows:

18 449.030 Except as otherwise provided in NRS 449.03013 ~~[449.03015]~~ and
 19 449.03017, no person, state or local government or agency thereof may operate or
 20 maintain in this State any medical facility or facility for the dependent without first
 21 obtaining a license therefor as provided in NRS 449.029 to 449.2428, inclusive.

22 **Sec. 24.4.** NRS 449.065 is hereby amended to read as follows:

23 449.065 1. Except as otherwise provided in subsections 6 and 7 and NRS
 24 449.067, each facility for intermediate care, facility for skilled nursing, ~~[peer~~
 25 ~~support recovery organization.]~~ residential facility for groups, home for individual
 26 residential care, agency to provide personal care services in the home and agency to
 27 provide nursing in the home shall, when applying for a license or renewing a
 28 license, file with the Administrator of the Division of Public and Behavioral Health
 29 a surety bond:

30 (a) If the facility, agency, organization or home employs less than 7
 31 employees, in the amount of \$5,000;

32 (b) If the facility, agency, organization or home employs at least 7 but not more
 33 than 25 employees, in the amount of \$25,000; or

34 (c) If the facility, agency, organization or home employs more than 25
 35 employees, in the amount of \$50,000.

36 2. A bond filed pursuant to this section must be executed by the facility,
 37 agency, organization or home as principal and by a surety company as surety. The
 38 bond must be payable to the Aging and Disability Services Division of the
 39 Department of Health and Human Services and must be conditioned to provide
 40 indemnification to an older patient who the Attorney for the Rights of Older
 41 Persons and Persons with a Physical Disability, an Intellectual Disability or a
 42 Related Condition determines has suffered property damage as a result of any act or
 43 failure to act by the facility, agency, organization or home to protect the property of
 44 the older patient.

45 3. Except when a surety is released, the surety bond must cover the period of
 46 the initial license to operate or the period of the renewal, as appropriate.

47 4. A surety on any bond filed pursuant to this section may be released after
 48 the surety gives 30 days' written notice to the Administrator of the Division of
 49 Public and Behavioral Health, but the release does not discharge or otherwise affect
 50 any claim filed by an older patient for property damaged as a result of any act or
 51 failure to act by the facility, agency, organization or home to protect the property of
 52 the older patient alleged to have occurred while the bond was in effect.

1 5. A license is suspended by operation of law when the facility, agency,
2 organization or home is no longer covered by a surety bond as required by this
3 section or by a substitute for the surety bond pursuant to NRS 449.067. The
4 Administrator of the Division of Public and Behavioral Health shall give the
5 facility, agency, organization or home at least 20 days' written notice before the
6 release of the surety or the substitute for the surety, to the effect that the license will
7 be suspended by operation of law until another surety bond or substitute for the
8 surety bond is filed in the same manner and amount as the bond or substitute being
9 terminated.

10 6. The Administrator of the Division of Public and Behavioral Health may
11 exempt a ~~peer support recovery organization,~~ residential facility for groups or a
12 home for individual residential care from the requirement of filing a surety bond
13 pursuant to this section if the Administrator determines that the requirement would
14 result in undue hardship to the ~~peer support recovery organization,~~ residential
15 facility for groups or home for individual residential care.

16 7. The requirement of filing a surety bond set forth in this section does not
17 apply to a facility for intermediate care, facility for skilled nursing, ~~peer support~~
18 ~~recovery organization,~~ residential facility for groups, home for individual
19 residential care, agency to provide personal care services in the home or agency to
20 provide nursing in the home that is operated and maintained by the State of Nevada
21 or an agency thereof.

22 8. As used in this section, "older patient" means a patient who is 60 years of
23 age or older.

24 **Sec. 24.6. NRS 449.067 is hereby amended to read as follows:**

25 449.067 1. As a substitute for the surety bond required pursuant to NRS
26 449.065, a facility for intermediate care, a facility for skilled nursing, ~~a peer~~
27 ~~support recovery organization,~~ a residential facility for groups, a home for
28 individual residential care, an agency to provide personal care services in the home
29 and an agency to provide nursing in the home may deposit with any bank or trust
30 company authorized to do business in this State, upon approval from the
31 Administrator of the Division of Public and Behavioral Health:

32 (a) An obligation of a bank, savings and loan association, savings bank, thrift
33 company or credit union licensed to do business in this State;

34 (b) Bills, bonds, notes, debentures or other obligations of the United States or
35 any agency or instrumentality thereof, or guaranteed by the United States; or

36 (c) Any obligation of this State or any city, county, town, township, school
37 district or other instrumentality of this State, or guaranteed by this State, in an
38 aggregate amount, based upon principal amount or market value, whichever is
39 lower.

40 2. The obligations of a bank, savings and loan association, savings bank, thrift
41 company or credit union must be held to secure the same obligation as would the
42 surety bond required by NRS 449.065. With the approval of the Administrator of
43 the Division of Public and Behavioral Health, the depositor may substitute other
44 suitable obligations for those deposited, which must be assigned to the Aging and
45 Disability Services Division of the Department of Health and Human Services and
46 are negotiable only upon approval by the Administrator of the Aging and Disability
47 Services Division.

48 3. Any interest or dividends earned on the deposit accrue to the account of the
49 depositor.

50 4. The deposit must be an amount at least equal to the surety bond required by
51 NRS 449.065 and must state that the amount may not be withdrawn except by
52 direct and sole order of the Administrator of the Aging and Disability Services
53 Division.

1 **Sec. 24.8. NRS 449.089 is hereby amended to read as follows:**

2 449.089 1. Each license issued pursuant to NRS 449.029 to 449.2428,
3 inclusive, expires on December 31 following its issuance and is renewable for 1
4 year upon reapplication and payment of all fees required pursuant to NRS 449.050
5 unless the Division finds, after an investigation, that the facility has not:

6 (a) Satisfactorily complied with the provisions of NRS 449.029 to 449.2428,
7 inclusive, or the standards and regulations adopted by the Board;

8 (b) Obtained the approval of the Director of the Department of Health and
9 Human Services before undertaking a project, if such approval is required by NRS
10 439A.100; or

11 (c) Conformed to all applicable local zoning regulations.

12 2. Each reapplication for an agency to provide personal care services in the
13 home, an agency to provide nursing in the home, a community health worker pool,
14 a facility for intermediate care, a facility for skilled nursing, a provider of
15 community-based living arrangement services, a hospital described in 42 U.S.C. §
16 1395ww(d)(1)(B)(iv), a psychiatric hospital that provides inpatient services to
17 children, a psychiatric residential treatment facility, a residential facility for groups,
18 a program of hospice care, a home for individual residential care, a facility for the
19 care of adults during the day, a facility for hospice care, a nursing pool, ~~[- peer~~
20 ~~support-recovery-organization.]~~ the distinct part of a hospital which meets the
21 requirements of a skilled nursing facility or nursing facility pursuant to 42 C.F.R. §
22 483.5, a hospital that provides swing-bed services as described in 42 C.F.R. §
23 482.58 or, if residential services are provided to children, a medical facility or
24 facility for the treatment of alcohol or other substance use disorders must include,
25 without limitation, a statement that the facility, hospital, agency, program, pool, ~~[-~~
26 ~~organization.]~~ or home is in compliance with the provisions of NRS 449.115 to
27 449.125, inclusive, and 449.174.

28 3. Each reapplication for an agency to provide personal care services in the
29 home, a community health worker pool, a facility for intermediate care, a facility
30 for skilled nursing, a facility for the care of adults during the day, ~~[- peer support~~
31 ~~recovery-organization.]~~ a residential facility for groups or a home for individual
32 residential care must include, without limitation, a statement that the holder of the
33 license to operate, and the administrator or other person in charge and employees
34 of, the facility, agency, pool, ~~[- organization.]~~ or home are in compliance with the
35 provisions of NRS 449.093.

36 **Sec. 25. NRS 449.0915 is hereby amended to read as follows:**

37 449.0915 1. The Division may issue an endorsement as a crisis stabilization
38 center to the holder of a license to operate a psychiatric hospital that meets the
39 requirements of this section.

40 2. A psychiatric hospital that wishes to obtain an endorsement as a crisis
41 stabilization center must submit an application in the form prescribed by the
42 Division which must include, without limitation, proof that the applicant meets the
43 requirements of subsection 3.

44 3. An endorsement as a crisis stabilization center may only be issued if the
45 psychiatric hospital to which the endorsement will apply:

46 (a) Does not exceed a capacity of 16 beds or constitute an institution for mental
47 diseases, as defined in 42 U.S.C. § 1396d;

48 (b) Operates in accordance with established administrative protocols, evidence-
49 based protocols for providing treatment and evidence-based standards for
50 documenting information concerning services rendered and recipients of such
51 services in accordance with best practices for providing crisis stabilization services;

52 (c) Delivers crisis stabilization services:

1 (1) To patients for not less than 24 hours in an area devoted to crisis
2 stabilization or detoxification before releasing the patient into the community,
3 referring the patient to another facility or transferring the patient to a bed within the
4 hospital for short-term treatment, if the psychiatric hospital has such beds;

5 (2) In accordance with best practices for the delivery of crisis stabilization
6 services; and

7 (3) In a manner that promotes concepts that are integral to recovery for
8 persons with mental illness, including, without limitation, hope, personal
9 empowerment, respect, social connections, self-responsibility and self-
10 determination;

11 (d) Employs ~~{qualified persons}~~ **peer recovery support specialists** ~~{certified~~
12 ~~pursuant to sections 2 to 15, inclusive,}~~ **, as defined in section 6 of this act** ,
13 to provide peer **recovery** support services ~~, as defined in [NRS 449.01566,]~~ **section 5**
14 **of this act**, when appropriate;

15 (e) Uses a data management tool to collect and maintain data relating to
16 admissions, discharges, diagnoses and long-term outcomes for recipients of crisis
17 stabilization services;

18 (f) Accepts all patients, without regard to:

19 (1) The race, ethnicity, gender, socioeconomic status, sexual orientation or
20 place of residence of the patient;

21 (2) Any social conditions that affect the patient;

22 (3) The ability of the patient to pay; or

23 (4) Whether the patient is admitted voluntarily to the psychiatric hospital
24 pursuant to NRS 433A.140 or admitted to the psychiatric hospital under an
25 emergency admission pursuant to NRS 433A.150;

26 (g) Performs an initial assessment on any patient who presents at the
27 psychiatric hospital, regardless of the severity of the behavioral health issues that
28 the patient is experiencing;

29 (h) Has the equipment and personnel necessary to conduct a medical
30 examination of a patient pursuant to NRS 433A.165; and

31 (i) Considers whether each patient would be better served by another facility
32 and transfer a patient to another facility when appropriate.

33 4. Crisis stabilization services that may be provided pursuant to paragraph (c)
34 of subsection 3 may include, without limitation:

35 (a) Case management services, including, without limitation, such services to
36 assist patients to obtain housing, food, primary health care and other basic needs;

37 (b) Services to intervene effectively when a behavioral health crisis occurs and
38 address underlying issues that lead to repeated behavioral health crises;

39 (c) Treatment specific to the diagnosis of a patient; and

40 (d) Coordination of aftercare for patients, including, without limitation, at least
41 one follow-up contact with a patient not later than 72 hours after the patient is
42 discharged.

43 5. An endorsement as a crisis stabilization center must be renewed at the same
44 time as the license to which the endorsement applies. An application to renew an
45 endorsement as a crisis stabilization center must include, without limitation:

46 (a) The information described in subsection 3; and

47 (b) Proof that the psychiatric hospital is accredited by the Commission on
48 Accreditation of Rehabilitation Facilities, or its successor organization, or the Joint
49 Commission, or its successor organization.

50 6. As used in this section, "crisis stabilization services" means behavioral
51 health services designed to:

1 (a) De-escalate or stabilize a behavioral crisis, including, without limitation, a
2 behavioral health crisis experienced by a person with a co-occurring substance use
3 disorder; and

4 (b) When appropriate, avoid admission of a patient to another inpatient mental
5 health facility or hospital and connect the patient with providers of ongoing care as
6 appropriate for the unique needs of the patient.

7 **Sec. 25.2. NRS 449.119 is hereby amended to read as follows:**

8 449.119 “Facility, hospital, agency, program or home” means an agency to
9 provide personal care services in the home, an employment agency that contracts
10 with persons to provide nonmedical services related to personal care to elderly
11 persons or persons with disabilities in the home, an agency to provide nursing in the
12 home, a community health worker pool, a facility for intermediate care, a facility
13 for skilled nursing, a provider of community-based living arrangement services, a
14 hospital described in 42 U.S.C. § 1395ww(d)(1)(B)(iv), a psychiatric hospital that
15 provides inpatient services to children, a psychiatric residential treatment facility, ~~a~~
16 ~~peer support recovery organization,~~ a residential facility for groups, a program of
17 hospice care, a home for individual residential care, a facility for the care of adults
18 during the day, a facility for hospice care, a nursing pool, the distinct part of a
19 hospital which meets the requirements of a skilled nursing facility or nursing
20 facility pursuant to 42 C.F.R. § 483.5, a hospital that provides swing-bed services
21 as described in 42 C.F.R. § 482.58 or, if residential services are provided to
22 children, a medical facility or facility for the treatment of alcohol or other substance
23 use disorders.

24 **Sec. 25.5. NRS 449.174 is hereby amended to read as follows:**

25 449.174 1. In addition to the grounds listed in NRS 449.160, the Division
26 may deny a license to operate a facility, hospital, agency, program or home to an
27 applicant or may suspend or revoke the license of a licensee to operate such a
28 facility, hospital, agency, program or home if:

29 (a) The applicant or licensee has been convicted of:

30 (1) Murder, voluntary manslaughter or mayhem;

31 (2) Assault or battery with intent to kill or to commit sexual assault or
32 mayhem;

33 (3) Sexual assault, statutory sexual seduction, incest, lewdness or indecent
34 exposure, or any other sexually related crime that is punished as a felony;

35 (4) Prostitution, solicitation, lewdness or indecent exposure, or any other
36 sexually related crime that is punished as a misdemeanor, within the immediately
37 preceding 7 years;

38 (5) A crime involving domestic violence that is punished as a felony;

39 (6) A crime involving domestic violence that is punished as a
40 misdemeanor, within the immediately preceding 7 years;

41 (7) Abuse or neglect of a child or contributory delinquency;

42 (8) A violation of any federal or state law regulating the possession,
43 distribution or use of any controlled substance or any dangerous drug as defined in
44 chapter 454 of NRS, within the immediately preceding 7 years;

45 (9) Abuse, neglect, exploitation, isolation or abandonment of older persons
46 or vulnerable persons, including, without limitation, a violation of any provision of
47 NRS 200.5091 to 200.50995, inclusive, or a law of any other jurisdiction that
48 prohibits the same or similar conduct;

49 (10) A violation of any provision of law relating to the State Plan for
50 Medicaid or a law of any other jurisdiction that prohibits the same or similar
51 conduct, within the immediately preceding 7 years;

52 (11) A violation of any provision of NRS 422.450 to 422.590, inclusive;

1 (12) A criminal offense under the laws governing Medicaid or Medicare,
2 within the immediately preceding 7 years;

3 (13) Any offense involving fraud, theft, embezzlement, burglary, robbery,
4 fraudulent conversion or misappropriation of property, within the immediately
5 preceding 7 years;

6 (14) Any other felony involving the use or threatened use of force or
7 violence against the victim or the use of a firearm or other deadly weapon; or

8 (15) An attempt or conspiracy to commit any of the offenses listed in this
9 paragraph, within the immediately preceding 7 years;

10 (b) The licensee has, in violation of NRS 449.125, continued to employ a
11 person who has been convicted of a crime listed in paragraph (a); or

12 (c) The applicant or licensee has had a substantiated report of child abuse or
13 neglect made against him or her and if the facility, hospital, agency, program or
14 home provides residential services to children, is a psychiatric hospital that
15 provides inpatient services to children or is a psychiatric residential treatment
16 facility.

17 2. In addition to the grounds listed in NRS 449.160, the Division may
18 suspend or revoke the license of a licensee to operate an agency to provide personal
19 care services in the home, an agency to provide nursing in the home, ~~or~~ or a
20 community health worker pool ~~for a peer support recovery organization~~ if the
21 licensee has, in violation of NRS 449.125, continued to employ a person who has
22 been convicted of a crime listed in paragraph (a) of subsection 1.

23 3. As used in this section:

24 (a) "Domestic violence" means an act described in NRS 33.018.

25 (b) "Facility, hospital, agency, program or home" has the meaning ascribed to
26 it in NRS 449.119.

27 (c) "Medicaid" has the meaning ascribed to it in NRS 439B.120.

28 (d) "Medicare" has the meaning ascribed to it in NRS 439B.130.

29 **Sec. 25.7. NRS 449.194 is hereby amended to read as follows:**

30 449.194 Any person who is employed by an agency to provide personal care
31 services in the home, ~~or~~ or a community health worker pool ~~for a peer support~~
32 ~~recovery organization~~ who:

33 1. Has successfully completed a course in cardiopulmonary resuscitation
34 according to the guidelines of the American National Red Cross or American Heart
35 Association;

36 2. Has successfully completed the training requirements of a course in basic
37 emergency care of a person in cardiac arrest conducted in accordance with the
38 standards of the American Heart Association; or

39 3. Has successfully completed the training requirements of a course in the use
40 and administration of first aid, including cardiopulmonary resuscitation,

41 and who in good faith renders emergency care or assistance in accordance with
42 the person's training, in the course of his or her regular employment or profession,
43 to an elderly person or a person with a disability, is not liable for any civil damages
44 as a result of any act or omission, not amounting to gross negligence, by that person
45 in rendering that care.

46 **Sec. 26.** Chapter 458 of NRS is hereby amended by adding thereto a new
47 section to read as follows:

48 **1. The State Board of Health shall adopt regulations:**

49 **(a) Providing for the certification of substance use disorder prevention**
50 **coalitions; and**

51 **(b) Establishing requirements governing the membership of and geographic**
52 **region served by substance use disorder prevention coalitions. The regulations**
53 **adopted pursuant to this paragraph must align with nationally recognized**

1 *standards for substance use disorder prevention coalitions and must provide that*
2 *a geographic region may be served by more than one substance use disorder*
3 *prevention coalition.*

4 *2. A certified substance use disorder prevention coalition shall:*

5 *(a) Advise the Department of Health and Human Services and the Division*
6 *concerning:*

7 *(1) The needs of adults and children in the geographic region served by*
8 *the coalition concerning the prevention of substance misuse and substance use*
9 *disorders in the geographic region;*

10 *(2) Any progress, problems or plans relating to the provision of services*
11 *for the prevention of substance misuse and substance use disorders and methods*
12 *for improving the provision of such services in the geographic region served by*
13 *the coalition;*

14 *(3) Identified gaps in services for the prevention of substance misuse and*
15 *substance use disorders and recommendations for addressing those gaps; and*

16 *(4) Priorities for allocating resources to support and develop services for*
17 *the prevention of substance misuse and substance use disorders in the geographic*
18 *region served by the coalition.*

19 *(b) Convene interested persons and entities to promote the use of evidence-*
20 *based strategies to address needs concerning services for the prevention of*
21 *substance misuse and substance use disorders and improve such services in the*
22 *geographic region served by the coalition.*

23 *(c) Coordinate and share information with other certified substance use*
24 *disorder prevention coalitions to provide recommendations to the Department of*
25 *Health and Human Services and the Division concerning services for the*
26 *prevention of substance misuse and substance use disorders.*

27 *(d) Implement, in coordination with the Department of Health and Human*
28 *Services, the Division, other certified substance use disorder prevention coalitions*
29 *and other interested persons and entities, statewide efforts for the prevention of*
30 *substance misuse and substance use disorders.*

31 *(e) Coordinate with persons and entities in this State who provide services*
32 *related to the prevention of substance misuse and substance use disorders to*
33 *increase the awareness of such services and reduce duplication of efforts.*

34 *(f) In consultation with other persons and entities in this State who provide*
35 *services related to the prevention of substance use disorders, submit an annual*
36 *report to the regional behavioral health policy board for the geographic region*
37 *served by the substance use disorder prevention coalition. The report must*
38 *include, without limitation:*

39 *(1) Identification of the specific needs of the geographic region served by*
40 *the coalition concerning the prevention of substance misuse and substance use*
41 *disorders;*

42 *(2) A description of methods that the coalition uses to collect and analyze*
43 *data concerning:*

44 *(I) Substance misuse and substance use disorders in the geographic*
45 *region served by the coalition; and*

46 *(II) Gaps in services related to the prevention of substance misuse*
47 *and substance use disorders and the need for additional services in that region;*

48 *(3) The strategies used by the coalition and the results of those strategies;*

49 *(4) The goals of the coalition for the immediately preceding year and the*
50 *degree to which the coalition achieved those goals; and*

51 *(5) The goals of the coalition for the immediately following year and the*
52 *long-term goals of the coalition.*

1 **3. The Division shall collaborate with and utilize certified substance use**
2 **disorder prevention coalitions as the primary local and regional entities to**
3 **coordinate programs and strategies for the prevention of substance use disorders**
4 **in this State.**

5 **4. As used in this section:**

6 **(a) "Behavioral health region" has the meaning ascribed to it in NRS**
7 **433.426.**

8 **(b) "Substance use disorder prevention coalition" means a coalition of**
9 **persons and entities who possess knowledge and experience related to the**
10 **prevention of substance misuse and substance use disorders in a region of this**
11 **State.**

12 **Sec. 27.** NRS 458.110 is hereby amended to read as follows:

13 458.110 In addition to the activities set forth in NRS 458.025 to 458.115,
14 inclusive, **and section 26 of this act**, the Division may engage in any activity
15 necessary to effectuate the purposes of this chapter.

16 **Sec. 28.** NRS 632.472 is hereby amended to read as follows:

17 632.472 1. The following persons shall report in writing to the Executive
18 Director of the Board any conduct of a licensee or holder of a certificate which
19 constitutes a violation of the provisions of this chapter:

20 (a) Any physician, dentist, dental hygienist, chiropractor, optometrist, podiatric
21 physician, medical examiner, resident, intern, professional or practical nurse,
22 nursing assistant, medication aide - certified, perfusionist, physician assistant
23 licensed pursuant to chapter 630 or 633 of NRS, psychiatrist, psychologist,
24 marriage and family therapist, clinical professional counselor, alcohol or drug
25 counselor, ~~peer recovery support specialist, [certified pursuant to sections 2 to 15,~~
26 ~~inclusive, of this act,] peer recovery support specialist supervisor, [certified~~
27 ~~pursuant to sections 2 to 15, inclusive, of this act,]~~ music therapist, holder of a
28 license or limited license issued pursuant to chapter 653 of NRS, driver of an
29 ambulance, paramedic or other person providing medical services licensed or
30 certified to practice in this State.

31 (b) Any personnel of a medical facility or facility for the dependent engaged in
32 the admission, examination, care or treatment of persons or an administrator,
33 manager or other person in charge of a medical facility or facility for the dependent
34 upon notification by a member of the staff of the facility.

35 (c) A coroner.

36 (d) Any person who maintains or is employed by an agency to provide
37 personal care services in the home.

38 (e) Any person who operates, who is employed by or who contracts to provide
39 services for an intermediary service organization as defined in NRS 449.4304.

40 (f) Any person who maintains or is employed by an agency to provide nursing
41 in the home.

42 (g) Any employee of the Department of Health and Human Services.

43 (h) Any employee of a law enforcement agency or a county's office for
44 protective services or an adult or juvenile probation officer.

45 (i) Any person who maintains or is employed by a facility or establishment that
46 provides care for older persons.

47 (j) Any person who maintains, is employed by or serves as a volunteer for an
48 agency or service which advises persons regarding the abuse, neglect or
49 exploitation of an older person and refers them to persons and agencies where their
50 requests and needs can be met.

51 (k) Any social worker.

1 (l) Any person who operates or is employed by a community health worker
 2 pool or with whom a community health worker pool contracts to provide the
 3 services of a community health worker, as defined in NRS 449.0027.

4 ~~[(m) Any person who operates or is employed by a peer support recovery~~
 5 ~~support organization.]~~

6 2. Every physician who, as a member of the staff of a medical facility or
 7 facility for the dependent, has reason to believe that a nursing assistant or
 8 medication aide - certified has engaged in conduct which constitutes grounds for
 9 the denial, suspension or revocation of a certificate shall notify the superintendent,
 10 manager or other person in charge of the facility. The superintendent, manager or
 11 other person in charge shall make a report as required in subsection 1.

12 3. A report may be filed by any other person.

13 4. Any person who in good faith reports any violation of the provisions of this
 14 chapter to the Executive Director of the Board pursuant to this section is immune
 15 from civil liability for reporting the violation.

16 5. As used in this section:

17 (a) "Agency to provide personal care services in the home" has the meaning
 18 ascribed to it in NRS 449.0021.

19 (b) "Community health worker pool" has the meaning ascribed to it in NRS
 20 449.0028.

21 (c) ~~["Peer support recovery support organization" has the meaning ascribed to~~
 22 ~~it in NRS 449.01563.~~

23 ~~—(d) "Peer recovery support specialist" has the meaning ascribed to it in~~
 24 ~~section 6 of this act.~~

25 ~~[(e) (d) "Peer recovery support specialist supervisor" has the meaning~~
 26 ~~ascribed to it in section 7 of this act.~~

27 **Sec. 29.** NRS 641.029 is hereby amended to read as follows:

28 641.029 The provisions of this chapter do not apply to:

29 1. A physician who is licensed to practice in this State;

30 2. A person who is licensed to practice dentistry in this State;

31 3. A person who is licensed as a marriage and family therapist or marriage
 32 and family therapist intern pursuant to chapter 641A of NRS;

33 4. A person who is licensed as a clinical professional counselor or clinical
 34 professional counselor intern pursuant to chapter 641A of NRS;

35 5. A person who is licensed to engage in social work pursuant to chapter
 36 641B of NRS;

37 6. A person who is licensed as an occupational therapist or occupational
 38 therapy assistant pursuant to NRS 640A.010 to 640A.230, inclusive;

39 7. A person who is licensed as a clinical alcohol and drug counselor, licensed
 40 or certified as an alcohol and drug counselor or certified as an alcohol and drug
 41 counselor intern, a clinical alcohol and drug counselor intern, a problem gambling
 42 counselor or a problem gambling counselor intern, pursuant to chapter 641C of
 43 NRS;

44 8. A person who ~~is certified as a peer recovery support specialist or peer~~
 45 ~~recovery support specialist supervisor pursuant to sections 2 to 15, inclusive, of~~
 46 ~~this act, while engaged in activity authorized under his or her certificate,~~
 47 ~~provides or supervises the provision of peer recovery support services in~~
 48 ~~accordance with the provisions of sections 2 to 15.7, inclusive, of this act;~~

49 9. A person who is licensed as a behavior analyst or an assistant behavior
 50 analyst or registered as a registered behavior technician pursuant to chapter 437 of
 51 NRS, while engaged in the practice of applied behavior analysis as defined in NRS
 52 437.040; or

53 ~~[(9) 10.~~ Any member of the clergy,

1 ↳ if such a person does not commit an act described in NRS 641.440 or represent
2 himself or herself as a psychologist.

3 **Sec. 30.** NRS 641B.040 is hereby amended to read as follows:

4 641B.040 The provisions of this chapter do not apply to:

- 5 1. A physician who is licensed to practice in this State;
- 6 2. A nurse who is licensed to practice in this State;
- 7 3. A person who is licensed as a psychologist pursuant to chapter 641 of NRS
8 or authorized to practice psychology in this State pursuant to the Psychology
9 Interjurisdictional Compact enacted in NRS 641.227;
- 10 4. A person who is licensed as a marriage and family therapist or marriage
11 and family therapist intern pursuant to chapter 641A of NRS;
- 12 5. A person who is licensed as a clinical professional counselor or clinical
13 professional counselor intern pursuant to chapter 641A of NRS;
- 14 6. A person who is licensed as an occupational therapist or occupational
15 therapy assistant pursuant to NRS 640A.010 to 640A.230, inclusive;
- 16 7. A person who is licensed as a clinical alcohol and drug counselor, licensed
17 or certified as an alcohol and drug counselor or certified as a clinical alcohol and
18 drug counselor intern, an alcohol and drug counselor intern, a problem gambling
19 counselor or a problem gambling counselor intern, pursuant to chapter 641C of
20 NRS;

21 8. *A person who ~~is certified as a peer recovery support specialist or peer~~
22 ~~recovery support specialist supervisor pursuant to sections 2 to 15, inclusive, of~~
23 ~~this act, while engaged in activity authorized under his or her certificate;~~
24 provides or supervises the provision of peer recovery support services in
25 accordance with sections 2 to 15.7, inclusive, of this act;*

26 9. Any member of the clergy;

27 ~~9.~~ 10. A county welfare director;

28 ~~10.~~ 11. Any person who may engage in social work or clinical social work
29 in his or her regular governmental employment but does not hold himself or herself
30 out to the public as a social worker; or

31 ~~11.~~ 12. A student of social work and any other person preparing for the
32 profession of social work under the supervision of a qualified social worker in a
33 training institution or facility recognized by the Board, unless the student or other
34 person has been issued a provisional license pursuant to paragraph (b) of subsection
35 1 of NRS 641B.275. Such a student must be designated by the title “student of
36 social work” or “trainee in social work,” or any other title which clearly indicates
37 the student’s training status.

38 **Sec. 31.** NRS 641C.130 is hereby amended to read as follows:

39 641C.130 The provisions of this chapter do not apply to:

- 40 1. A physician who is licensed pursuant to the provisions of chapter 630 or
41 633 of NRS;
- 42 2. A nurse who is licensed pursuant to the provisions of chapter 632 of NRS
43 and is authorized by the State Board of Nursing to engage in the practice of
44 counseling persons with alcohol and other substance use disorders or the practice of
45 counseling persons with an addictive disorder related to gambling;
- 46 3. A psychologist who is licensed pursuant to the provisions of chapter 641 of
47 NRS or authorized to practice psychology in this State pursuant to the Psychology
48 Interjurisdictional Compact enacted in NRS 641.227;
- 49 4. A clinical professional counselor or clinical professional counselor intern
50 who is licensed pursuant to chapter 641A of NRS;
- 51 5. A marriage and family therapist or marriage and family therapist intern
52 who is licensed pursuant to the provisions of chapter 641A of NRS and is
53 authorized by the Board of Examiners for Marriage and Family Therapists and

1 Clinical Professional Counselors to engage in the practice of counseling persons
 2 with alcohol and other substance use disorders or the practice of counseling persons
 3 with an addictive disorder related to gambling; ~~or~~

4 6. A person who is licensed as a clinical social worker pursuant to the
 5 provisions of chapter 641B of NRS and is authorized by the Board of Examiners for
 6 Social Workers to engage in the practice of counseling persons with alcohol and
 7 other substance use disorders or the practice of counseling persons with an
 8 addictive disorder related to gambling ~~or~~; or

9 7. A person who ~~is certified as a peer recovery support specialist or peer~~
 10 ~~recovery support specialist supervisor pursuant to sections 2 to 15, inclusive, of~~
 11 ~~this act, while engaged in activity authorized under his or her certificate,~~
 12 ~~provides or supervises the provision of peer recovery support services in~~
 13 ~~accordance with sections 2 to 15.7, inclusive, of this act.~~

14 **Sec. 31.5. Section 8 of this act is hereby amended to read as follows:**

15 Sec. 8. 1. Except as authorized by subsection 2, a person shall not:

16 (a) Provide peer recovery support services to adults for compensation
 17 as a regular part of his or her job duties or hold himself or herself out as
 18 authorized to provide peer recovery support services to adults unless he or
 19 she holds a valid certificate as a peer recovery support specialist issued by
 20 the ~~[Nevada Certification Board or its successor organization.]~~ Division.

21 (b) Supervise the provision of peer recovery support services to adults
 22 for compensation as a regular part of his or her job duties or hold himself or
 23 herself out as authorized to supervise the provision of peer recovery support
 24 services to adults unless he or she holds a valid certificate as a peer
 25 recovery support specialist supervisor issued by the ~~[Nevada Certification~~
 26 ~~Board or its successor organization.]~~ Division.

27 2. ~~[If the Nevada Certification Board or its successor organization~~
 28 ~~establishes]~~ The Division may adopt regulations establishing conditions
 29 ~~[governing the provision of peer recovery support services by]~~ under which
 30 a person who is not certified as a peer recovery support specialist ~~[while the~~
 31 ~~person is acquiring the experience necessary for certification as a peer~~
 32 ~~recovery support specialist, such a person]~~ may:

33 (a) Provide peer recovery support services to adults for compensation
 34 as a regular part of his or her job duties ~~[under those conditions;]~~ while
 35 acquiring the experience necessary for certification; and

36 (b) Use the title of “peer recovery support specialist ~~[intern] while~~
 37 ~~providing peer recovery support services under those conditions.]~~ intern.”

38 3. The Division may impose upon a person who violates this section a
 39 civil penalty in an amount prescribed by regulation of the Board.

40 **Sec. 32. 1.** On or before [July 1, 2022.] September 30, 2021, the board of
 41 trustees of each school district and the governing body of each charter school shall
 42 submit to the ~~[Director of the Legislative Counsel Bureau for transmittal to~~
 43 ~~Legislative Committee on Education created by NRS 218E.605]~~ Department of
 44 Education a report that describes any curriculum or program concerning substance
 45 misuse and substance use disorders used or offered in the school district or charter
 46 school, as applicable, during the immediately preceding school year.

47 2. On or before October 31, 2021, the Department of Education shall
 48 submit to the Director of the Legislative Counsel Bureau for transmittal to the
 49 Legislative Committee on Education created by NRS 218E.605 a report that
 50 summarizes the information contained in the reports submitted to the
 51 Department pursuant to subsection 1.

52 **Sec. 33. 1.** Notwithstanding any provision of this act to the contrary, any
 53 person who provides or supervises the provision of peer recovery support services

1 to adults as a regular part of his or her job duties on or before January 1, 2022,
 2 may ~~[provide or supervise such services]~~ continue to do so without ~~[satisfying the~~
 3 ~~requirements for certification and or]~~ obtaining a certificate from the Nevada
 4 Certification Board or its successor organization as required by section 8 of this
 5 act until July 31, 2023. To provide or supervise peer recovery support services on
 6 or after August 1, 2023, such a person must ~~[meet the requirements for certification~~
 7 ~~and]~~ obtain a certificate from that organization as required by section 8 of this act.

8 2. Notwithstanding any provision of this act to the contrary, any person
 9 who holds a valid certification as a peer recovery support specialist or peer
 10 recovery support specialist supervisor issued by the Nevada Certification
 11 Board or its successor organization on the date on which that organization
 12 ceases certifying peer recovery support specialists or peer recovery support
 13 specialist supervisors may provide or supervise the provision of peer recovery
 14 support services to adults as a regular part of his or her job duties without
 15 being certified by the Division of Public and Behavioral Health of the
 16 Department of Health and Human Services until 6 months after the date on
 17 which the Division begins certifying peer recovery support specialists and peer
 18 recovery support specialist supervisors pursuant to the regulations adopted by
 19 the State Board of Health pursuant to section 9 of this act. To provide or
 20 supervise the provision of peer recovery support services to adults as a regular
 21 part of his or her job duties after that date, such a person must obtain a
 22 certificate from the Division as required by section 8 of this act, as amended by
 23 section 31.5 of this act.

24 3. As used in this section, “peer recovery support services” has the meaning
 25 ascribed to it in section 5 of this act.

26 **Sec. 34.** ~~[1. When the next reprint of the Nevada Revised Statutes is~~
 27 ~~prepared by the Legislative Council, the Legislative Council shall replace:~~

28 ~~— (a) The term “peer support services” as it appears in the Nevada Revised~~
 29 ~~Statutes with the term “peer recovery support services” in the manner provided in~~
 30 ~~this act.~~

31 ~~— (b) The term “peer support recovery organization” as it appears in the Nevada~~
 32 ~~Revised Statutes with the term “peer recovery support organization” in the manner~~
 33 ~~provided in this act.~~

34 2. The Legislative Council shall, in preparing supplements to the Nevada
 35 Administrative Code, make such changes as necessary so that:

36 ~~— (a) The term “peer support services” is replaced with the term “peer recovery~~
 37 ~~support services” as provided for in this act.~~

38 ~~— (b) The term “peer support recovery organization” is replaced with the term~~
 39 ~~“peer recovery support organization” as provided for in this act.] (Deleted by~~
 40 ~~amendment.)~~

41 **Sec. 34.5.** Any regulations adopted by the State Board of Health
 42 pursuant to NRS 449.0302 governing peer support recovery organizations are
 43 void. The Legislative Council shall remove those regulations from the Nevada
 44 Administrative Code as soon as practicable after January 1, 2022.

45 **Sec. 35.** The provisions of NRS 354.599 do not apply to any additional
 46 expenses of a local government that are related to the provisions of this act.

47 **Sec. 36.** NRS 449.01563, 449.01566, 449.03015, 449A.060 and 449A.062
 48 are hereby repealed.

49 **Sec. 37.** 1. This section becomes effective upon passage and approval.

50 2. Sections 18.5, 19, 20 and 32 ~~[to 35, inclusive.]~~ of this act become effective
 51 on July 1, 2021.

1 3. Sections 1 to ~~[18, inclusive, 21 to 31, inclusive, and 37]~~ 3, inclusive, 5 to
 2 8, inclusive, 15 to 17, inclusive, 20.3 to 31, inclusive, and 33 to 36, inclusive, of
 3 this act become effective:

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

7 (b) On January 1, 2022, for all other purposes.

8 4. Sections 4, 9 to 14, inclusive, 18 and 31.5 of this act become effective on
 9 the date on which the Nevada Certification Board, or its successor
 10 organization, ceases certifying peer recovery support specialists or peer
 11 recovery support specialist supervisors.

12 5. Sections 10 and 11 of this act expire by limitation on the date on which the
 13 provisions of 42 U.S.C. § 666 requiring each state to establish procedures under
 14 which the state has authority to withhold or suspend, or to restrict the use of
 15 professional, occupational and recreational licenses of persons who:

16 (a) Have failed to comply with the subpoena or warrant relating to a
 17 proceeding to determine the paternity of a child or to establish or enforce an
 18 obligation for the support of a child; or

19 (b) Are in arrears in the payment for the support of one or more children,
 20 ↪ are repealed by the Congress of the United States.

~~[TEXT]~~ LEADLINES OF REPEALED SECTIONS

449.01563 “Peer support recovery organization” defined.

449.01566 “Peer support services” defined.

449.03015 Facility for the dependent or medical facility that employs
providers of peer support services not required to obtain additional license.

449A.060 “Peer support recovery organization” defined. ~~["Peer support
 recovery organization" means a person or agency which, for compensation,
 provides peer support services to persons who are 18 years of age or older and who
 suffer from mental illness or an addictive disorder or identify themselves as at risk
 for mental illness or an addictive disorder.]~~

449A.062 “Peer support services” defined. ~~["Peer support services"
 means supportive services relating to mental health, an addictive disorder or
 substance use disorders which:~~

~~— 1. Do not require the person offering the supportive services to be licensed.~~

~~— 2. Are offered to a person in need of such services.~~

~~— 3. May include, without limitation:~~

~~— (a) Helping to stabilize such a person;~~

~~— (b) Helping such a person with recovery;~~

~~— (c) Helping such a person to access community-based behavioral health care;~~

~~— (d) Assisting such a person during a crisis situation or an intervention;~~

~~— (e) Providing assistance with preventive care;~~

~~— (f) Providing strategies and education relating to the whole health needs of
 such a person; and~~

~~— (g) Providing encouragement, peer mentoring and training in self-advocacy
 and self-direction to such a person.]~~