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ASSEMBLY BILL NO. 116—ASSEMBLYWOMAN BROWN-MAY

PREFILED FEBRUARY 3, 2023

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Referred to Committee on Health and Human Services

**SUMMARY**—Requires the provision of information and referrals concerning Down syndrome under certain circumstances. (BDR 40-569)

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

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

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AN ACT relating to health care; requiring certain providers of health care or other services and midwives to provide current, evidence-based information concerning Down syndrome to a person under certain circumstances; requiring certain providers of health care or other services and midwives to make certain referrals; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

1 Existing law requires the testing of newborn children and persons who are  
2 pregnant to detect certain disorders and conditions. (NRS 442.010-442.020,  
3 442.500-442.700) Existing law provides for the dissemination of information  
4 concerning certain conditions affecting a person who is pregnant and newborn  
5 children. (NRS 442.340, 442.385, 442.390, 442.590, 442.660) This bill requires a  
6 provider of health care or other services or midwife who provides prenatal care or  
7 pediatric care to provide certain information concerning Down syndrome and  
8 support services in the community for persons with Down syndrome to: (1) a  
9 person who is pregnant and has received a positive test result from a prenatal test  
10 for Down syndrome; or (2) the parent or guardian of a child with Down syndrome.  
11 This bill also requires such a provider or midwife to refer such a person to  
12 appropriate support services in the community when necessary.

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

1       **Section 1.** Chapter 442 of NRS is hereby amended by adding  
2 thereto a new section to read as follows:

3       ***1. Upon receipt of a positive test result from a prenatal test***  
4 ***for Down syndrome performed on a person who is pregnant or a***  
5 ***postnatal test for Down syndrome performed on a child, a provider***  
6 ***of health care or other services or a midwife who provides***  
7 ***prenatal care or pediatric care shall provide the person who is***  
8 ***pregnant or the parent or guardian of the child, as applicable,***  
9 ***with:***

10       ***(a) Written information concerning Down syndrome that is***  
11 ***current and based on peer-reviewed medical literature and***  
12 ***research. Such information must include, without limitation:***

13       ***(1) The current life expectancy for people with Down***  
14 ***syndrome;***

15       ***(2) The standard intellectual and functional development of***  
16 ***a person with Down syndrome; and***

17       ***(3) The clinical course and treatment options for a person***  
18 ***with Down syndrome.***

19       ***(b) Any necessary referral to support services in the***  
20 ***community for people with Down syndrome and parents or***  
21 ***guardians of such persons, including, without limitation, early***  
22 ***intervention, resource centers, hotlines and other education and***  
23 ***support programs.***

24       ***2. The State Board of Health may adopt any regulations***  
25 ***necessary to carry out the provisions of this section.***

