

Amendment No. 508

Assembly Amendment to Assembly Bill No. 422 (BDR 38-774)

Proposed by: Assembly Committee on Health and Human Services

Amendment Box: Replaces Amendment Nos. 179 and 489.

Amends: Summary: Yes Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes

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.

DAN/EWR



Date: 4/21/2023

A.B. No. 422—Revises provisions relating to autism spectrum disorder.
(BDR 38-774)



ASSEMBLY BILL NO. 422--ASSEMBLYWOMAN GORELOW

MARCH 27, 2023

Referred to Committee on Health and Human Services

SUMMARY—Revises provisions relating to ~~autism~~ **fetal alcohol spectrum disorder**, ~~disorders.~~ (BDR ~~38-774~~) **S-774**

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

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

AN ACT relating to persons with disabilities; ~~providing for presumptive eligibility of certain infants and toddlers who are determined to be at risk of autism~~ **requiring the Aging and Disability Services Division of the Department of Health and Human Services to create a pilot program to serve children diagnosed with a fetal alcohol spectrum disorder**; ~~for certain early intervention services~~; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 The federal Individuals with Disabilities Education Act establishes a federal grant
2 program to assist states in operating a statewide comprehensive system of early intervention
3 services for infants and toddlers with disabilities. (20 U.S.C. §§ 1431 et seq.) Existing law
4 establishes the Autism Treatment Assistance Program within the Aging and Disability
5 Services Division of the Department of Health and Human Services to serve as the primary
6 autism program within the Department and to provide and coordinate services to persons
7 diagnosed or determined to have autism spectrum disorders through the age of 19 years. (NRS
8 427A.875) Existing law requires the Division to refer an infant or toddler with a disability
9 who has autism spectrum disorder and is eligible for early intervention services to the
10 Program and develop a plan of treatment for the infant or toddler. (NRS 427A.880) **Existing**
11 **law additionally requires certain providers of health care to notify an agency which**
12 **provides child welfare services when the provider knows or has reasonable cause to**
13 **believe that a newborn infant has been affected by a fetal alcohol spectrum disorder.**
14 **(NRS 432B.220) This bill: (1) ~~provides that certain infants or toddlers who are determined to~~**
15 **~~be at risk for having autism~~ requires the Division to create a pilot program to serve**
16 **children diagnosed with a fetal alcohol spectrum disorder ~~are presumptively eligible for~~**
17 **early intervention services provided according to the Individuals with Disabilities Education**
18 **Act; and (2) requires the Division to refer such a child to} and requires the pilot program to**
19 **be administered by** the Autism Treatment Assistance Program.

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

~~Section 1. [NRS 427A.880 is hereby amended to read as follows:~~

~~427A.880 1. For an infant or toddler with a disability who has autism spectrum disorder and is eligible for early intervention services, the Division shall refer the infant or toddler to the Autism Treatment Assistance Program established by NRS 427A.875 and coordinate with the Program to develop a plan of treatment for the infant or toddler pursuant to that section.~~

~~2. If an infant or toddler is less than 3 years of age and is determined to be at risk of having autism spectrum disorder according to the assessment and evaluation conducted pursuant to NRS 427A.872:~~

~~(a) The infant or toddler is presumptively eligible for early intervention services provided in accordance with Part C of the Individuals with Disabilities Education Act, 20 U.S.C. §§ 1431 et seq.; and~~

~~(b) The Division shall refer the infant or toddler to the Autism Treatment Assistance Program as required by subsection 1.] (Deleted by amendment.)~~

Sec. 1.5. 1. The Aging and Disability Services Division of the Department of Health and Human Services shall create a pilot program to be administered by the Autism Treatment Assistance Program established by NRS 427A.875 to serve children diagnosed with a fetal alcohol spectrum disorder.

2. The pilot program created pursuant to subsection 1 must provide evidence-based services and support for children diagnosed with a fetal alcohol spectrum disorder who do not meet the requirements to receive such services from existing programs.

3. On or before July 1, 2025, the Division shall submit a report of findings and recommendations resulting from the pilot program created pursuant to subsection 1 to:

(a) The Governor; and

(b) The Director of the Legislative Counsel Bureau for transmittal to the Joint Interim Standing Committee on Health and Human Services.

Sec. 2. [] This [section becomes effective on passage and approval.

2. Section 1 of this act becomes effective:

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

(b) On January 1, 2024, for all other purposes.] act becomes effective on July 1, 2023, and expires by limitation on December 31, 2025.