

STATE PROGRAM FOR WELLNESS AND THE PREVENTION OF CHRONIC DISEASE

NRS 439.514 Definitions. As used in [NRS 439.514](#) to [439.525](#), inclusive, unless the context otherwise requires, the words and terms defined in [NRS 439.515](#) and [439.516](#) have the meanings ascribed to them in those sections.

(Added to NRS by [2005, 232](#))

NRS 439.515 “Advisory Council” defined. “Advisory Council” means the Advisory Council on the State Program for Wellness and the Prevention of Chronic Disease.

(Added to NRS by [2005, 232](#); A [2013, 441](#))

NRS 439.516 “Program” defined. “Program” means the State Program for Wellness and the Prevention of Chronic Disease.

(Added to NRS by [2005, 232](#); A [2013, 441](#))

NRS 439.517 Establishment; purpose. Within the limits of available money, the Division shall establish the State Program for Wellness and the Prevention of Chronic Disease to increase public knowledge and raise public awareness relating to wellness and chronic diseases and to educate the residents of this State about:

1. Wellness, including, without limitation, behavioral health, proper nutrition, maintaining oral health, increasing physical fitness, preventing obesity and tobacco use; and
2. The prevention of chronic diseases, including, without limitation, asthma, cancer, diabetes, cardiovascular disease and oral disease.

(Added to NRS by [2005, 232](#); A [2013, 441](#))

NRS 439.518 Advisory Council: Establishment; purpose; appointment of members.

1. Within the limits of available money, the Division shall establish the Advisory Council on the State Program for Wellness and the Prevention of Chronic Disease to advise and make recommendations to the Division concerning the Program.

2. The Administrator shall appoint to the Advisory Council the following 13 voting members:

- (a) The Chief Medical Officer or the designee of the Chief Medical Officer;
- (b) The Superintendent of Public Instruction or the designee of the Superintendent;
- (c) One representative of the health insurance industry;
- (d) One provider of health care;
- (e) One representative of the Nevada Association for Health, Physical Education, Recreation and Dance or its successor organization;
- (f) Three representatives of organizations committed to the prevention and treatment of chronic diseases;
- (g) One registered dietitian;
- (h) One representative who is a member of a racial or ethnic minority group appointed from a list of persons submitted to the Administrator by the Advisory Committee of the Office of Minority Health within the Office for Consumer Health Assistance of the Department;
- (i) One representative of private employers in this State who has experience in matters relating to employment and human resources;
- (j) One representative of a local health authority; and
- (k) One representative of the Nevada System of Higher Education from a list of persons submitted to the Administrator by the Board of Regents of the University of Nevada.

3. The Legislative Commission shall appoint to the Advisory Council the following two voting members:

- (a) One member of the Senate; and
- (b) One member of the Assembly.

4. A majority of the voting members of the Advisory Council may appoint nonvoting members to the Advisory Council.

(Added to NRS by [2005, 233](#); A [2009, 2254](#); [2013, 441](#))

NRS 439.519 Advisory Council: Terms; Chair; appointment of committees and subcommittees; removal of nonlegislative members; administrative support; quorum; meetings; compensation.

1. The members of the Advisory Council serve terms of 2 years. A member may be reappointed to serve not more than two additional, consecutive terms.

2. A majority of the voting members of the Advisory Council shall select a Chair and a Vice Chair of the Advisory Council.

3. A majority of the voting members of the Advisory Council may:

(a) Appoint committees or subcommittees to study issues relating to wellness and the prevention of chronic disease.

(b) Remove a nonlegislative member of the Advisory Council for failing to carry out the business of, or serve the best interests of, the Advisory Council.

4. The Division shall, within the limits of available money, provide the necessary professional staff and a secretary for the Advisory Council.

5. A majority of the voting members of the Advisory Council constitutes a quorum to transact all business, and a majority of those voting members present, physically or via telecommunications, must concur in any decision.

6. The Advisory Council shall, within the limits of available money, meet at the call of the Administrator, the Chair or a majority of the voting members of the Advisory Council quarterly or as is necessary.

7. The members of the Advisory Council serve without compensation, except that each member is entitled, while engaged in the business of the Advisory Council and within the limits of available money, to the per diem allowance and travel expenses provided for state officers and employees generally.

(Added to NRS by [2005, 233](#); A [2009, 2255](#); [2013, 442](#))

NRS 439.521 Duties of Division. To carry out the provisions of [NRS 439.514](#) to [439.525](#), inclusive, the Division shall, within the limits of available money, and with the advice and recommendations of the Advisory Council:

1. Periodically prepare burden reports concerning health problems and diseases, including, without limitation, a lack of physical fitness, poor nutrition, tobacco use and exposure to tobacco smoke, obesity, chronic diseases and other diseases, as determined by the Division, using the most recent information obtained through surveillance, epidemiology and research. As used in this subsection, "burden report" means a calculation of the impact of a particular health problem or chronic disease on this State, as measured by financial cost, mortality, morbidity or other indicators specified by the Division.

2. Identify, review and encourage, in coordination with the Department of Education, the Nevada System of Higher Education and other appropriate state agencies, existing evidence-based programs related to nutrition, physical fitness and tobacco prevention and cessation, including, without limitation, programs of state and local governments, educational institutions, businesses and the general public.

3. Develop, promote and coordinate recommendations for model and evidence-based programs that contribute to reductions in the incidence of chronic disease in this State. The programs should encourage:

(a) Proper nutrition, physical fitness and health among the residents of this State, including, without limitation, parents and children, senior citizens, high-risk populations and persons with special needs; and

(b) Work-site wellness policies that include, without limitation, tobacco-free and breast feeding-friendly environments, healthy food and beverage choices and physical activity opportunities in schools, businesses and public buildings.

4. Assist on projects within this State as requested by, and in coordination with, the President's Council on Fitness, Sports and Nutrition.

5. Identify and review methods for reducing health care costs associated with tobacco use and exposure to tobacco smoke, obesity, chronic diseases and other diseases, as determined by the Division.

6. Maintain a website to provide information and resources on nutrition, physical fitness, health, wellness and the prevention of obesity and chronic diseases.

7. Solicit information from and, to the extent feasible, coordinate its efforts with:

(a) Other governmental agencies;

(b) National health organizations and their local and state chapters;

(c) Community and business leaders;

(d) Community organizations;

(e) Providers of health care;

(f) Private schools; and

(g) Other persons who provide services relating to tobacco use and exposure, physical fitness and wellness and the prevention of obesity, chronic diseases and other diseases.

8. Establish, maintain and enhance statewide chronic disease surveillance systems.

9. Translate surveillance, evaluation and research information into press releases, briefs, community education and advocacy materials and other publications that highlight chronic diseases and the key risk factors of those diseases.

10. Identify, assist and encourage the growth of, through funding, training, resources and other support, the community's capacity to assist persons who have a chronic disease.

11. Encourage relevant community organizations to effectively recruit key population groups to receive clinical preventative services, including, without limitation:

(a) Screening and early detection of breast, cervical and colorectal cancer, diabetes, high blood pressure and obesity;

(b) Oral screenings; and

(c) Tobacco cessation counseling.

12. Promote positive policy, system and environmental changes within communities and the health care system based on, without limitation, the Chronic Care Model developed by the MacColl Center for Health Care Innovation and the Patient-Centered Medical Home Recognition Program of the National Committee for Quality Assurance.

13. Review and revise the Program as needed.

(Added to NRS by [2005, 233](#); A [2013, 442](#))

NRS 439.522 Public hearings. The Division may, within the limits of available money, hold public hearings at such times and places as it determines necessary to provide the general public and representatives of governmental agencies and organizations interested in the Program or issues

affecting wellness and the prevention of chronic disease an opportunity to present relevant information and recommendations.

(Added to NRS by [2005, 234](#); A [2013, 444](#))

NRS 439.523 Authority of Division to enter into contracts and award grants. The Division may, within the limits of available money, enter into contracts with or award grants to public or private entities that have the appropriate expertise to provide any services necessary to carry out or assist the Division in carrying out the provisions of [NRS 439.514](#) to [439.525](#), inclusive.

(Added to NRS by [2005, 234](#); A [2009, 2255](#))

NRS 439.524 Submission of annual report to Governor and Legislature. Repealed. (See chapter 337, Statutes of Nevada 2013, at page 1634.)

NRS 439.525 Gifts, grants and contributions: Accounting; use; administration.

1. The Division may apply for and accept any available gift, donation, bequest, grant or other source of money to carry out the provisions of [NRS 439.514](#) to [439.525](#), inclusive.

2. Any money that is accepted by the Division pursuant to subsection 1 must be deposited in the State Treasury and accounted for separately in the State General Fund.

3. Except as otherwise provided by the terms of a gift, donation, bequest or grant, expenditures from the account must be made only for carrying out the provisions of [NRS 439.514](#) to [439.525](#), inclusive.

4. The Administrator shall administer the account created pursuant to subsection 2. Money in the account does not lapse to the State General Fund at the end of a fiscal year. The interest and income earned on the money in the account, after deducting any applicable charges, must be credited to the account. Any claims against the account must be paid as other claims against the State are paid.

(Added to NRS by [2005, 234](#))