

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 peer recovery support specialists and peer recovery support specialist supervisors; requiring a peer recovery support specialist or 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; requiring the participation of public schools in a system to collect data concerning youth risk behavior of pupils enrolled in certain grades in a public school; 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:

1 Existing law: (1) defines the term "peer support recovery organization" to mean
2 a person or agency which, for compensation, provides peer support services to
3 persons who are 18 years of age or older and who suffer from mental illness or an
4 addictive disorder or identify themselves as at risk for mental illness or an addictive
5 disorder; and (2) requires a peer support recovery organization to be licensed by the
6 Division of Public and Behavioral Health of the Department of Health and Human
7 Services as a facility for the dependent. (NRS 449.0045, 449.01563, 449.030)
8 **Section 5** of this bill defines the term "peer recovery support services" to mean
9 nonclinical supportive services that use lived experience in recovery from a
10 substance use disorder or other behavioral health disorder to promote recovery in
11 another person with a substance use disorder or other behavioral health disorder by
12 advocating, mentoring, educating, offering hope and providing assistance in
13 navigating systems. **Section 8** of this bill: (1) requires a person to be certified by
14 the Division as a peer recovery support specialist or peer recovery support
15 specialist supervisor before providing or supervising, as applicable, peer recovery
16 support services; and (2) makes it a misdemeanor to provide or supervise peer
17 recovery support services without being certified. **Section 9** of this bill requires the
18 State Board of Health to adopt regulations governing peer recovery support
19 services. **Section 9** also authorizes the Board to establish by regulation exemptions
20 from the requirements of **section 8**. **Section 22** of this bill requires the Legislative
21 Committee on Health Care to review any regulation that relates to standards for the
22 issuance or renewal of a certificate as a peer recovery support specialist or peer
23 recovery support specialist supervisor.

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

29 **Sections 12 and 13** of this bill provide for the issuance of a certificate as a peer
30 recovery support specialist or peer recovery support specialist supervisor by
31 endorsement to certain applicants who are licensed, certified or hold another
32 credential as a peer recovery support specialist or peer recovery support specialist
33 supervisor, as applicable, issued by another jurisdiction.

34 **Section 14** of this bill: (1) requires an applicant for renewal of a certificate who
35 has a state business license to provide his or her business identification number in
36 the application; and (2) prohibits the renewal of a certificate if the applicant fails to
37 provide such information or is delinquent on a debt to a state agency.

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

41 **Section 16** of this bill provides that peer recovery support specialists and peer
42 recovery support specialist supervisors are providers of health care for the purposes
43 of provisions imposing enhanced criminal penalties for assaulting a provider of
44 health care under certain circumstances.

45 **Sections 17, 21 and 28** of this bill require a peer recovery support specialist or
46 peer recovery support specialist supervisor to report: (1) the abuse, neglect,
47 exploitation, isolation or abandonment of an older person or vulnerable person; (2)
48 the abuse or neglect of a child; and (3) violations of statutes or regulations
49 governing nursing. If a peer recovery support specialist or peer recovery support
50 specialist supervisor is reported to have abused, neglected, exploited, isolated or
51 abandoned an older person or vulnerable person, **section 18** of this bill requires the
52 submission of the information in the report to the Division. **Sections 17, 23-25, 28**
53 **and 34** of this bill revise certain terminology to conform to terminology related to
54 peer recovery support, as used in **sections 2-15** of this bill. **Sections 29-31** of this



55 bill exempt peer recovery support specialists and peer recovery support specialist
56 supervisors from provisions governing certain other professions related to
57 behavioral health. **Section 37** of this bill makes conforming changes to remove
58 obsolete definitions.

59 Existing law requires the Council to Establish Academic Standards for Public
60 Schools to establish standards of content and performance for certain subjects,
61 including health and science. (NRS 389.520) If the standards of content and
62 performance for any subject include information concerning substance misuse or
63 substance use disorders, **section 19** of this bill requires any instruction, curriculum
64 or program concerning substance misuse and substance use disorders to be
65 evidence-based. **Section 19** also requires the Department of Education to develop,
66 maintain and publish a list of evidence-based curricula and programs concerning
67 substance misuse and substance use disorders. **Section 32** of this bill requires the
68 board of trustees of each school district and the governing body of each charter
69 school to submit to the Legislative Committee on Education a report that describes
70 any curriculum or program concerning substance misuse or substance use disorders
71 used or offered in the school district or charter school, as applicable, during the
72 2021-2022 school year.

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

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

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

1 **Section 1.** Chapter 433 of NRS is hereby amended by adding
2 thereto the provisions set forth as sections 2 to 15, inclusive, of this
3 act.

4 **Sec. 2.** *As used in sections 2 to 15, inclusive, of this act,*
5 *unless the context otherwise requires, the words and terms defined*



1 *in sections 3 to 7, inclusive, of this act have the meanings ascribed*
2 *to them in those sections.*

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

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

7 **Sec. 5.** *“Peer recovery support services” means nonclinical*
8 *supportive services that use lived experience in recovery from a*
9 *substance use disorder or other behavioral health disorder to*
10 *promote recovery in another person with a substance use disorder*
11 *or other behavioral health disorder by advocating, mentoring,*
12 *educating, offering hope and providing assistance in navigating*
13 *systems.*

14 **Sec. 6.** *“Peer recovery support specialist” means a person*
15 *who provides peer recovery support services.*

16 **Sec. 7.** *“Peer recovery support specialist supervisor” means a*
17 *person who supervises the provision of peer recovery support*
18 *services by a peer recovery support specialist.*

19 **Sec. 8.** 1. *Except where authorized by the regulations*
20 *adopted pursuant to section 9 of this act, a person shall not:*

21 (a) *Provide peer recovery support services, use the title of*
22 *“peer recovery support specialist” or otherwise hold himself or*
23 *herself out as authorized to provide peer recovery support services*
24 *unless he or she holds a valid certificate as a peer recovery support*
25 *specialist issued by the Division.*

26 (b) *Supervise the provision of peer recovery support services,*
27 *use the title of “peer recovery support specialist supervisor” or*
28 *otherwise hold himself or herself out as authorized to supervise*
29 *the provision of peer recovery support services unless he or she*
30 *holds a valid certificate as a peer recovery support specialist*
31 *supervisor issued by the Division.*

32 2. *Any violation of this section is a misdemeanor.*

33 **Sec. 9.** 1. *The Board shall adopt regulations governing the*
34 *provision of peer recovery support services. The regulations must*
35 *prescribe:*

36 (a) *The requirements for the issuance and renewal of a*
37 *certificate as a peer recovery support specialist or peer recovery*
38 *support specialist supervisor, which must include, without*
39 *limitation:*

40 (1) *A requirement that the person be appropriately certified*
41 *by the Nevada Certification Board or its successor organization;*
42 *and*

43 (2) *Required training and experience for peer recovery*
44 *support specialists and peer recovery support specialist*
45 *supervisors.*



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

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

6 (d) The forms of disciplinary action that the Division may
7 impose against a peer recovery support specialist or peer recovery
8 support specialist supervisor.

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

10 (a) The issuance of a certificate; and

11 (b) The renewal of a certificate.

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

18 4. The regulations adopted pursuant to this section may
19 establish exemptions from the provisions of section 8 of this act.

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

22 (a) Include the social security number of the applicant in the
23 application submitted to the Division.

24 (b) Submit to the Division the statement prescribed by the
25 Division of Welfare and Supportive Services of the Department
26 pursuant to NRS 425.520. The statement must be completed and
27 signed by the applicant.

28 2. The Division shall include the statement required pursuant
29 to subsection 1 in:

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

32 (b) A separate form prescribed by the Division.

33 3. A certificate may not be issued or renewed by the Division
34 if the applicant:

35 (a) Fails to submit the statement required pursuant to
36 subsection 1; or

37 (b) Indicates on the statement submitted pursuant to
38 subsection 1 that the applicant is subject to a court order for the
39 support of a child and is not in compliance with the order or a
40 plan approved by the district attorney or other public agency
41 enforcing the order for the repayment of the amount owed
42 pursuant to the order.

43 4. If an applicant indicates on the statement submitted
44 pursuant to subsection 1 that the applicant is subject to a court
45 order for the support of a child and is not in compliance with the



1 *order or a plan approved by the district attorney or other public*
2 *agency enforcing the order for the repayment of the amount owed*
3 *pursuant to the order, the Division shall advise the applicant to*
4 *contact the district attorney or other public agency enforcing the*
5 *order to determine the actions that the applicant may take to*
6 *satisfy the arrearage.*

7 **Sec. 11.** 1. *If the Division receives a copy of a court order*
8 *issued pursuant to NRS 425.540 that provides for the suspension*
9 *of all professional, occupational and recreational licenses,*
10 *certificates and permits issued to a natural person who is the*
11 *holder of a certificate, the Division shall deem the certificate*
12 *issued to that person to be suspended at the end of the 30th day*
13 *after the date the court order was issued unless the Division*
14 *receives a letter issued to the holder of the certificate by the district*
15 *attorney or other public agency pursuant to NRS 425.550 stating*
16 *that the holder of the certificate has complied with the subpoena*
17 *or warrant or has satisfied the arrearage pursuant to*
18 *NRS 425.560.*

19 2. *The Division shall reinstate a certificate that has been*
20 *suspended by a district court pursuant to NRS 425.540 if the*
21 *Division receives a letter issued by the district attorney or other*
22 *public agency pursuant to NRS 425.550 to the person whose*
23 *certificate was suspended stating that the person whose certificate*
24 *was suspended has complied with the subpoena or warrant or has*
25 *satisfied the arrearage pursuant to NRS 425.560.*

26 **Sec. 12.** 1. *The Division may issue a certificate by*
27 *endorsement as a peer recovery support specialist or peer recovery*
28 *support specialist supervisor to an applicant who meets the*
29 *requirements set forth in this section. An applicant may submit to*
30 *the Division an application for such a certificate if the applicant*
31 *holds a corresponding valid and unrestricted license, certificate or*
32 *other credential as a peer recovery support specialist or peer*
33 *recovery support specialist supervisor, as applicable, in the District*
34 *of Columbia or any state or territory of the United States.*

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

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

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

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



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

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

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

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

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

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

25 (a) *Holds a corresponding valid and unrestricted license,*
26 *certificate or other credential as a peer recovery support specialist*
27 *or peer recovery support specialist supervisor, as applicable, in the*
28 *District of Columbia or any state or territory of the United States;*
29 *and*

30 (b) *Is an active member of, or the spouse of an active member*
31 *of, the Armed Forces of the United States, a veteran or the spouse,*
32 *widow or widower of a veteran.*

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

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

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

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



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

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

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

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

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

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

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

29 **Sec. 14.** 1. *In addition to any other requirements set forth*
30 *in sections 2 to 15, inclusive, of this act, an applicant for the*
31 *renewal of a certificate as a recovery support specialist or recovery*
32 *support specialist supervisor must indicate in the application*
33 *submitted to the Division whether the applicant has a state*
34 *business license. If the applicant has a state business license, the*
35 *applicant must include in the application the business*
36 *identification number assigned by the Secretary of State upon*
37 *compliance with the provisions of chapter 76 of NRS.*

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

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

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

45 (1) *Satisfied the debt;*



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

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

4 3. *As used in this section:*

5 (a) *“Agency” has the meaning ascribed to it in NRS 353C.020.*

6 (b) *“Debt” has the meaning ascribed to it in NRS 353C.040.*

7 **Sec. 15. 1. The Division may bring an action in the name**
8 **of the State of Nevada to enjoin any person from providing or**
9 **supervising the provision of peer recovery support services:**

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

11 (b) *After the certificate of the person has been revoked or*
12 *suspended by the Division.*

13 2. *It is sufficient in such an action to allege that the*
14 *defendant did, on a certain date and in a certain place, provide or*
15 *supervise the provision of peer recovery support services without a*
16 *valid certificate.*

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
21 another person; or

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

24 (b) “Fire-fighting agency” has the meaning ascribed to it in
25 NRS 239B.020.

26 (c) “Officer” means:

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

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

31 (3) A member of a volunteer fire department;

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

34 (5) A prosecuting attorney of an agency or political
35 subdivision of the United States or of this State;

36 (6) A justice of the Supreme Court, judge of the Court of
37 Appeals, district judge, justice of the peace, municipal judge,
38 magistrate, court commissioner, master or referee, including a
39 person acting pro tempore in a capacity listed in this subparagraph;

40 (7) An employee of this State or a political subdivision of
41 this State whose official duties require the employee to make home
42 visits;

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

45 (I) Interact with the public;



1 (II) Perform tasks related to law enforcement; and
2 (III) Wear identification, clothing or a uniform that
3 identifies the employee or volunteer as working or volunteering for
4 the law enforcement agency;

5 (9) A civilian employee or a volunteer of a fire-fighting
6 agency whose official duties require the employee or volunteer to:

7 (I) Interact with the public;

8 (II) Perform tasks related to fire fighting or fire
9 prevention; and

10 (III) Wear identification, clothing or a uniform that
11 identifies the employee or volunteer as working or volunteering for
12 the fire-fighting agency; or

13 (10) A civilian employee or volunteer of this State or a
14 political subdivision of this State whose official duties require the
15 employee or volunteer to:

16 (I) Interact with the public;

17 (II) Perform tasks related to code enforcement; and

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

21 (d) "Provider of health care" means a physician, a medical
22 student, a perfusionist or a physician assistant licensed pursuant to
23 chapter 630 of NRS, a practitioner of respiratory care, a
24 homeopathic physician, an advanced practitioner of homeopathy, a
25 homeopathic assistant, an osteopathic physician, a physician
26 assistant licensed pursuant to chapter 633 of NRS, a podiatric
27 physician, a podiatry hygienist, a physical therapist, a medical
28 laboratory technician, an optometrist, a chiropractor, a
29 chiropractor's assistant, a doctor of Oriental medicine, a nurse, a
30 student nurse, a certified nursing assistant, a nursing assistant
31 trainee, a medication aide - certified, a dentist, a dental student, a
32 dental hygienist, a dental hygienist student, a pharmacist, a
33 pharmacy student, an intern pharmacist, an attendant on an
34 ambulance or air ambulance, a psychologist, a social worker, a
35 marriage and family therapist, a marriage and family therapist
36 intern, a clinical professional counselor, a clinical professional
37 counselor intern, a licensed dietitian, the holder of a license or a
38 limited license issued under the provisions of chapter 653 of NRS, *a*
39 *peer recovery support specialist certified pursuant to sections 2 to*
40 *15, inclusive, of this act, a peer recovery support specialist*
41 *supervisor certified pursuant to sections 2 to 15, inclusive, of this*
42 *act*, an emergency medical technician, an advanced emergency
43 medical technician and a paramedic.



1 (e) "School employee" means a licensed or unlicensed person
2 employed by a board of trustees of a school district pursuant to NRS
3 391.100 or 391.281.

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

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

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

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

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

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

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

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

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

36 (d) If the assault is committed upon an officer, a provider of
37 health care, a school employee, a taxicab driver or a transit operator
38 who is performing his or her duty or upon a sports official based on
39 the performance of his or her duties at a sporting event by a
40 probationer, a prisoner who is in lawful custody or confinement or a
41 parolee, and the probationer, prisoner or parolee charged knew or
42 should have known that the victim was an officer, a provider of
43 health care, a school employee, a taxicab driver, a transit operator or
44 a sports official, for a category D felony as provided in NRS
45 193.130, unless the assault is made with the use of a deadly weapon



1 or the present ability to use a deadly weapon, then for a category B
2 felony by imprisonment in the state prison for a minimum term of
3 not less than 1 year and a maximum term of not more than 6 years,
4 or by a fine of not more than \$5,000, or by both fine and
5 imprisonment.

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

7 200.5093 1. Any person who is described in subsection 4 and
8 who, in a professional or occupational capacity, knows or has
9 reasonable cause to believe that an older person or vulnerable
10 person has been abused, neglected, exploited, isolated or abandoned
11 shall:

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

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

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

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

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

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

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

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

39 (a) Every physician, dentist, dental hygienist, chiropractor,
40 optometrist, podiatric physician, medical examiner, resident, intern,
41 professional or practical nurse, physician assistant licensed pursuant
42 to chapter 630 or 633 of NRS, perfusionist, psychiatrist,
43 psychologist, marriage and family therapist, clinical professional
44 counselor, clinical alcohol and drug counselor, alcohol and drug
45 counselor, music therapist, athletic trainer, driver of an ambulance,



1 paramedic, licensed dietitian, holder of a license or a limited license
2 issued under the provisions of chapter 653 of NRS , *peer recovery*
3 *support specialist certified pursuant to sections 2 to 15, inclusive,*
4 *of this act, peer recovery support specialist supervisor certified*
5 *pursuant to sections 2 to 15, inclusive, of this act* or other person
6 providing medical services licensed or certified to practice in this
7 State, who examines, attends or treats an older person or vulnerable
8 person who appears to have been abused, neglected, exploited,
9 isolated or abandoned.

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

16 (c) A coroner.

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

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

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

24 (g) Any employee of the Department of Health and Human
25 Services, except the State Long-Term Care Ombudsman appointed
26 pursuant to NRS 427A.125 and any of his or her advocates or
27 volunteers where prohibited from making such a report pursuant to
28 45 C.F.R. § 1321.11.

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

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

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

40 (k) Every social worker.

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

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



1 (n) Every person who operates or is employed by a community
2 health worker pool, as defined in NRS 449.0028, or with whom a
3 community health worker pool contracts to provide the services of a
4 community health worker, as defined in NRS 449.0027.

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

6 6. If a person who is required to make a report pursuant to
7 subsection 1 knows or has reasonable cause to believe that an older
8 person or vulnerable person has died as a result of abuse, neglect,
9 isolation or abandonment, the person shall, as soon as reasonably
10 practicable, report this belief to the appropriate medical examiner or
11 coroner, who shall investigate the cause of death of the older person
12 or vulnerable person and submit to the appropriate local law
13 enforcement agencies, the appropriate prosecuting attorney, the
14 Aging and Disability Services Division of the Department of Health
15 and Human Services and the Unit for the Investigation and
16 Prosecution of Crimes his or her written findings. The written
17 findings must include the information required pursuant to the
18 provisions of NRS 200.5094, when possible.

19 7. A division, office or department which receives a report
20 pursuant to this section shall cause the investigation of the report to
21 commence within 3 working days. A copy of the final report of the
22 investigation conducted by a division, office or department, other
23 than the Aging and Disability Services Division of the Department
24 of Health and Human Services, must be forwarded within 30 days
25 after the completion of the report to the:

26 (a) Aging and Disability Services Division;

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

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

31 8. If the investigation of a report results in the belief that an
32 older person or vulnerable person is abused, neglected, exploited,
33 isolated or abandoned, the Aging and Disability Services Division
34 of the Department of Health and Human Services or the county's
35 office for protective services may provide protective services to the
36 older person or vulnerable person if the older person or vulnerable
37 person is able and willing to accept them.

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

40 10. As used in this section, "Unit for the Investigation and
41 Prosecution of Crimes" means the Unit for the Investigation and
42 Prosecution of Crimes Against Older Persons or Vulnerable Persons
43 in the Office of the Attorney General created pursuant to
44 NRS 228.265.



1 **Sec. 18.** NRS 200.5095 is hereby amended to read as follows:
2 200.5095 1. Reports made pursuant to NRS 200.5093 and
3 200.5094, and records and investigations relating to those reports,
4 are confidential.

5 2. A person, law enforcement agency or public or private
6 agency, institution or facility who willfully releases data or
7 information concerning the reports and investigation of the abuse,
8 neglect, exploitation, isolation or abandonment of older persons or
9 vulnerable persons, except:

10 (a) Pursuant to a criminal prosecution;

11 (b) Pursuant to NRS 200.50982; or

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

13 ↳ is guilty of a misdemeanor.

14 3. Except as otherwise provided in subsection 2 and NRS
15 200.50982, data or information concerning the reports and
16 investigations of the abuse, neglect, exploitation, isolation or
17 abandonment of an older person or a vulnerable person is available
18 only to:

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

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

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

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

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

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

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

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



1 (i) If the older person or vulnerable person is deceased, the
2 executor or administrator of his or her estate, if the identity of the
3 person who was responsible for reporting the alleged abuse, neglect,
4 exploitation, isolation or abandonment of the older person or
5 vulnerable person to the public agency is protected, and the executor
6 or administrator is not the person suspected of such abuse, neglect,
7 exploitation, isolation or abandonment;

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

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

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

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

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

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

24 4. If the person who is reported to have abused, neglected,
25 exploited, isolated or abandoned an older person or a vulnerable
26 person is the holder of a license or certificate issued pursuant to
27 chapters 449, 630 to 641B, inclusive, 653 or 654 of NRS ~~§~~ *or*
28 *sections 2 to 15, inclusive, of this act*, the information contained in
29 the report must be submitted to the board *or agency* that issued the
30 license ~~§~~ *or certificate*.

31 5. If data or information concerning the reports and
32 investigations of the abuse, neglect, exploitation, isolation or
33 abandonment of an older person or a vulnerable person is made
34 available pursuant to paragraph (b) or (j) of subsection 3 or
35 subsection 4, the name and any other identifying information of the
36 person who made the report must be redacted before the data or
37 information is made available.

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

39 389.520 1. The Council shall:

40 (a) Establish standards of content and performance, including,
41 without limitation, a prescription of the resulting level of
42 achievement, for the grade levels set forth in subsection ~~§~~ *6*, based
43 upon the content of each course, that is expected of pupils for the
44 following courses of study:

45 (1) English language arts;



- 1 (2) Mathematics;
- 2 (3) Science;
- 3 (4) Social studies, which includes only the subjects of
- 4 history, geography, economics and government;
- 5 (5) The arts;
- 6 (6) Computer education and technology, which includes
- 7 computer science and computational thinking;
- 8 (7) Health;
- 9 (8) Physical education; and
- 10 (9) A foreign or world language.

11 (b) Establish a schedule for the periodic review and, if
12 necessary, revision of the standards of content and performance. The
13 review must include, without limitation, the review required
14 pursuant to NRS 390.115 of the results of pupils on the
15 examinations administered pursuant to NRS 390.105.

16 (c) Assign priorities to the standards of content and performance
17 relative to importance and degree of emphasis and revise the
18 standards, if necessary, based upon the priorities.

19 2. The standards for computer education and technology must
20 include a policy for the ethical, safe and secure use of computers
21 and other electronic devices. The policy must include, without
22 limitation:

23 (a) The ethical use of computers and other electronic devices,
24 including, without limitation:

25 (1) Rules of conduct for the acceptable use of the Internet
26 and other electronic devices; and

27 (2) Methods to ensure the prevention of:

28 (I) Cyber-bullying;

29 (II) Plagiarism; and

30 (III) The theft of information or data in an electronic
31 form;

32 (b) The safe use of computers and other electronic devices,
33 including, without limitation, methods to:

34 (1) Avoid cyber-bullying and other unwanted electronic
35 communication, including, without limitation, communication with
36 on-line predators;

37 (2) Recognize when an on-line electronic communication is
38 dangerous or potentially dangerous; and

39 (3) Report a dangerous or potentially dangerous on-line
40 electronic communication to the appropriate school personnel;

41 (c) The secure use of computers and other electronic devices,
42 including, without limitation:

43 (1) Methods to maintain the security of personal identifying
44 information and financial information, including, without limitation,
45 identifying unsolicited electronic communication which is sent for



1 the purpose of obtaining such personal and financial information for
2 an unlawful purpose;

3 (2) The necessity for secure passwords or other unique
4 identifiers;

5 (3) The effects of a computer contaminant;

6 (4) Methods to identify unsolicited commercial material; and

7 (5) The dangers associated with social networking Internet
8 sites; and

9 (d) A designation of the level of detail of instruction as
10 appropriate for the grade level of pupils who receive the instruction.

11 3. The standards for social studies must include multicultural
12 education, including, without limitation, information relating to
13 contributions made by men and women from various racial and
14 ethnic backgrounds. The Council shall consult with members of the
15 community who represent the racial and ethnic diversity of this
16 State in developing such standards.

17 4. The standards for health must include mental health and the
18 relationship between mental health and physical health.

19 5. *Any standards that include information relating to*
20 *substance misuse and substance use disorders must require any*
21 *instruction, curriculum or program concerning substance misuse*
22 *and substance use disorders to be evidence-based. The Department*
23 *shall develop, maintain and publish on an Internet website*
24 *maintained by the Department a list of evidence-based curricula*
25 *and programs concerning substance misuse and substance use*
26 *disorders.*

27 6. The Council shall establish standards of content and
28 performance for each grade level in kindergarten and grades 1 to 8,
29 inclusive, for English language arts and mathematics. The Council
30 shall establish standards of content and performance for the grade
31 levels selected by the Council for the other courses of study
32 prescribed in subsection 1.

33 ~~6.~~ 7. The Council shall forward to the State Board the
34 standards of content and performance established by the Council for
35 each course of study. The State Board shall:

36 (a) Adopt the standards for each course of study, as submitted
37 by the Council; or

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

42 ~~7.~~ 8. If the State Board returns to the Council the standards
43 of content and performance for a course of study or a grade level,
44 the Council shall:



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

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

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

8 ~~8.1~~ 9. The Council shall work in cooperation with the State
9 Board to prescribe the examinations required by NRS 390.105.

10 ~~9.1~~ 10. As used in this section:

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

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

15 (c) "Electronic communication" has the meaning ascribed to it
16 in NRS 388.124.

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

19 *1. Except as otherwise provided in this subsection and*
20 *subsection 2, the board of trustees of each school district and the*
21 *governing body of each charter school that operates a middle*
22 *school, junior high school or high school shall ensure that the*
23 *school district or charter school, as applicable, participates in*
24 *the Youth Risk Behavior Surveillance System developed by the*
25 *Centers for Disease Control and Prevention of the United States*
26 *Department of Health and Human Services. If the Youth Risk*
27 *Behavior Surveillance System ceases to exist:*

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

31 *(b) The board of trustees of each school district and the*
32 *governing body of each charter school that operates a middle*
33 *school, junior high school or high school must participate in the*
34 *system prescribed by the State Board of Health.*

35 *2. A public school shall not administer any survey pursuant*
36 *to a system described in subsection 1 to a pupil if:*

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

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

42 *3. If a public school is selected for the administration of a*
43 *survey to its pupils pursuant to a system described in subsection 1,*
44 *the board of trustees of the school district in which the public*
45 *school is located of, if the public school is a charter school, the*



1 *governing body of the charter school must ensure that a form is*
2 *provided to the parent or guardian of each pupil to whom the*
3 *survey will be administered that allows the parent or guardian to*
4 *refuse consent to the administration of the survey to the pupil.*

5 *4. Before the administration of a survey pursuant to a system*
6 *described in subsection 1 to a pupil, the board of trustees of a*
7 *school district or the governing body of a charter school shall*
8 *provide the parent or guardian of the pupil or, if the pupil is an*
9 *emancipated minor or is at least 18 years of age, the pupil, with an*
10 *opportunity to review the survey and written notice of:*

11 *(a) The manner in which the survey will be administered;*

12 *(b) The manner in which the results of the survey will be used;*
13 *and*

14 *(c) The persons who will have access to the results of the*
15 *survey.*

16 *5. At any time:*

17 *(a) The parent or guardian of a pupil who is an*
18 *unemancipated minor may refuse to provide consent to the*
19 *administration of a survey pursuant to a system described in*
20 *subsection 1 by completing and submitting the form described in*
21 *subsection 3, or any other written refusal of consent, to the*
22 *principal or other person in charge of the public school in which*
23 *the pupil is enrolled.*

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

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

26 432B.220 1. Any person who is described in subsection 4
27 and who, in his or her professional or occupational capacity, knows
28 or has reasonable cause to believe that a child has been abused or
29 neglected shall:

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

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

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

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

44 (b) An agency which provides child welfare services or a law
45 enforcement agency, the person shall make the report to an agency



1 other than the one alleged to have committed the act or omission,
2 and the investigation of the abuse or neglect of the child must be
3 made by an agency other than the one alleged to have committed the
4 act or omission.

5 3. Any person who is described in paragraph (a) of subsection
6 4 who delivers or provides medical services to a newborn infant and
7 who, in his or her professional or occupational capacity, knows or
8 has reasonable cause to believe that the newborn infant has been
9 affected by a fetal alcohol spectrum disorder or prenatal substance
10 use disorder or has withdrawal symptoms resulting from prenatal
11 substance exposure shall, as soon as reasonably practicable but not
12 later than 24 hours after the person knows or has reasonable cause to
13 believe that the newborn infant is so affected or has such symptoms,
14 notify an agency which provides child welfare services of the
15 condition of the infant and refer each person who is responsible for
16 the welfare of the infant to an agency which provides child welfare
17 services for appropriate counseling, training or other services. A
18 notification and referral to an agency which provides child welfare
19 services pursuant to this subsection shall not be construed to require
20 prosecution for any illegal action.

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

23 (a) A person providing services licensed or certified in this State
24 pursuant to, without limitation, chapter 450B, 630, 630A, 631, 632,
25 633, 634, 634A, 635, 636, 637, 637B, 639, 640, 640A, 640B, 640C,
26 640D, 640E, 641, 641A, 641B, 641C or 653 of NRS.

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

33 (c) A coroner.

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

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

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

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



1 (h) Any officer or employee of a law enforcement agency or an
2 adult or 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
5 volunteer for an agency or service which advises persons regarding
6 abuse or neglect of a child and refers them to persons and agencies
7 where their requests and needs can be met.

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

11 (l) *A peer recovery support specialist or peer recovery support
12 specialist supervisor certified pursuant to sections 2 to 15,
13 inclusive, of this act.*

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

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

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

37 7. The agency, board, bureau, commission, department,
38 division or political subdivision of the State responsible for the
39 licensure, certification or endorsement of a person who is described
40 in subsection 4 and who is required in his or her professional or
41 occupational capacity to be licensed, certified or endorsed in this
42 State shall, at the time of initial licensure, certification or
43 endorsement:



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

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

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

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

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

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

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

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

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

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

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

32 10. As used in this section:

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

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

37 **Sec. 22.** NRS 439B.225 is hereby amended to read as follows:

38 439B.225 1. As used in this section, "licensing board" means
39 any division or board empowered to adopt standards for the issuance
40 or renewal of licenses, permits or certificates of registration
41 pursuant to NRS 435.3305 to 435.339, inclusive, chapter 449, 625A,
42 630, 630A, 631, 632, 633, 634, 634A, 635, 636, 637, 637B, 639,
43 640, 640A, 640D, 641, 641A, 641B, 641C, 652, 653 or 654 of NRS

44 **+** *and sections 2 to 15, inclusive, of this act.*



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

5 (a) Any oral or written comment made or submitted to it by
6 members of the public or by persons or facilities affected by the
7 regulation;

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

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

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

14 3. After reviewing a proposed regulation, the Committee shall
15 notify the agency of the opinion of the Committee regarding the
16 advisability of adopting or revising the proposed regulation.

17 4. The Committee shall recommend to the Legislature as a
18 result of its review of regulations pursuant to this section any
19 appropriate legislation.

20 **Sec. 23.** NRS 449.01563 is hereby amended to read as
21 follows:

22 449.01563 “Peer ~~support~~ recovery *support* organization”
23 means a person or agency which, for compensation, provides peer
24 *recovery* support services to persons who are 18 years of age or
25 older and who suffer from mental illness or an addictive disorder or
26 identify themselves as at risk for mental illness or an addictive
27 disorder.

28 **Sec. 24.** NRS 449.01566 is hereby amended to read as
29 follows:

30 449.01566 “Peer *recovery* support services” ~~means supportive~~
31 ~~services relating to mental health, an addictive disorder or a~~
32 ~~substance use disorder which:~~

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

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

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

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

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

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

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

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

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



1 ~~—(g) Providing encouragement, peer mentoring and training in~~
2 ~~self advocacy and self direction to such a person.]~~ *has the meaning*
3 *ascribed to it in section 5 of this act.*

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

5 449.0915 1. The Division may issue an endorsement as a
6 crisis stabilization center to the holder of a license to operate a
7 psychiatric hospital that meets the requirements of this section.

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

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

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

17 (b) Operates in accordance with established administrative
18 protocols, evidence-based protocols for providing treatment and
19 evidence-based standards for documenting information concerning
20 services rendered and recipients of such services in accordance with
21 best practices for providing crisis stabilization services;

22 (c) Delivers crisis stabilization services:

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

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

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

34 (d) Employs ~~{qualified persons}~~ *peer recovery support*
35 *specialists certified pursuant to sections 2 to 15, inclusive, of this*
36 *act* to provide peer *recovery* support services ~~[, as defined in NRS~~
37 ~~449.01566,]~~ when appropriate;

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

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

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

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

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



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

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

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

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

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

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

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

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

22 (d) Coordination of aftercare for patients, including, without
23 limitation, at least one follow-up contact with a patient not later than
24 72 hours after the patient is discharged.

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

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

30 (b) Proof that the psychiatric hospital is accredited by the
31 Commission on Accreditation of Rehabilitation Facilities, or its
32 successor organization, or the Joint Commission, or its successor
33 organization.

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

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

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

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

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



1 (a) Providing for the certification of substance use disorder
2 prevention coalitions; and

3 (b) Establishing requirements governing the membership of
4 and geographic region served by substance use disorder
5 prevention coalitions. The regulations adopted pursuant to this
6 paragraph must align with nationally recognized standards for
7 substance use disorder prevention coalitions and must provide that
8 a geographic region may be served by more than one substance
9 abuse disorder prevention coalition.

10 2. A certified substance use disorder prevention coalition
11 shall:

12 (a) Advise the Department of Health and Human Services and
13 the Division concerning:

14 (1) The needs of adults and children in the geographic
15 region served by the coalition concerning the prevention of
16 substance misuse and substance use disorders in the geographic
17 region;

18 (2) Any progress, problems or plans relating to the
19 provision of services for the prevention of substance misuse and
20 substance use disorders and methods for improving the provision
21 of such services in the geographic region served by the coalition;

22 (3) Identified gaps in services for the prevention of
23 substance misuse and substance use disorders and
24 recommendations for addressing those gaps; and

25 (4) Priorities for allocating resources to support and
26 develop services for the prevention of substance misuse and
27 substance use disorders in the geographic region served by the
28 coalition.

29 (b) Convene interested persons and entities to promote the use
30 of evidence-based strategies to address needs concerning services
31 for the prevention of substance misuse and substance use
32 disorders and improve such services in the geographic region
33 served by the coalition.

34 (c) Coordinate and share information with other certified
35 substance use disorder prevention coalitions to provide
36 recommendations to the Department of Health and Human
37 Services and the Division concerning services for the prevention
38 of substance misuse and substance use disorders.

39 (d) Implement, in coordination with the Department of Health
40 and Human Services, the Division, other certified substance use
41 disorder prevention coalitions and other interested persons and
42 entities, statewide efforts for the prevention of substance misuse
43 and substance use disorders.

44 (e) Coordinate with persons and entities in this State who
45 provide services related to the prevention of substance misuse and



1 *substance use disorders to increase the awareness of such services*
2 *and reduce duplication of efforts.*

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

9 *(1) Identification of the specific needs of the geographic*
10 *region served by the coalition concerning the prevention of*
11 *substance misuse and substance use disorders;*

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

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

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

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

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

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

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

30 *4. As used in this section:*

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

33 *(b) "Substance use disorder prevention coalition" means a*
34 *coalition of persons and entities who possess knowledge and*
35 *experience related to the prevention of substance misuse and*
36 *substance use disorders in a region of this State.*

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

38 458.110 In addition to the activities set forth in NRS 458.025
39 to 458.115, inclusive, *and section 26 of this act*, the Division may
40 engage in any activity necessary to effectuate the purposes of this
41 chapter.

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

43 632.472 1. The following persons shall report in writing to
44 the Executive Director of the Board any conduct of a licensee or



1 holder of a certificate which constitutes a violation of the provisions
2 of this chapter:

3 (a) Any physician, dentist, dental hygienist, chiropractor,
4 optometrist, podiatric physician, medical examiner, resident, intern,
5 professional or practical nurse, nursing assistant, medication aide -
6 certified, perfusionist, physician assistant licensed pursuant to
7 chapter 630 or 633 of NRS, psychiatrist, psychologist, marriage and
8 family therapist, clinical professional counselor, alcohol or drug
9 counselor, *peer recovery support specialist certified pursuant to*
10 *sections 2 to 15, inclusive, of this act, peer recovery support*
11 *specialist supervisor certified pursuant to sections 2 to 15,*
12 *inclusive, of this act,* music therapist, holder of a license or limited
13 license issued pursuant to chapter 653 of NRS, driver of an
14 ambulance, paramedic or other person providing medical services
15 licensed or certified to practice in this State.

16 (b) Any personnel of a medical facility or facility for the
17 dependent engaged in the admission, examination, care or treatment
18 of persons or an administrator, manager or other person in charge of
19 a medical facility or facility for the dependent upon notification by a
20 member of the staff of the facility.

21 (c) A coroner.

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

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

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

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

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

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

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

40 (k) Any social worker.

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



1 (m) Any person who operates or is employed by a peer ~~support~~
2 recovery *support* organization.

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

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

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

16 5. As used in this section:

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

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

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

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

25 (e) "*Peer recovery support specialist supervisor*" has the
26 meaning 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
32 or marriage and family therapist intern pursuant to chapter 641A of
33 NRS;
- 34 4. A person who is licensed as a clinical professional counselor
35 or clinical professional counselor intern pursuant to chapter 641A of
36 NRS;
- 37 5. A person who is licensed to engage in social work pursuant
38 to chapter 641B of NRS;
- 39 6. A person who is licensed as an occupational therapist or
40 occupational therapy assistant pursuant to NRS 640A.010 to
41 640A.230, inclusive;
- 42 7. A person who is licensed as a clinical alcohol and drug
43 counselor, licensed or certified as an alcohol and drug counselor or
44 certified as an alcohol and drug counselor intern, a clinical alcohol
45 and drug counselor intern, a problem gambling counselor or a



1 problem gambling counselor intern, pursuant to chapter 641C of
2 NRS;

3 8. *A person who is certified as a peer recovery support*
4 *specialist or peer recovery support specialist supervisor pursuant*
5 *to sections 2 to 15, inclusive, of this act, while engaged in activity*
6 *authorized under his or her certificate;*

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

11 ~~9.~~ 10. Any member of the clergy,

12 ↪ if such a person does not commit an act described in NRS
13 641.440 or represent himself or herself as a psychologist.

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

15 641B.040 The provisions of this chapter do not apply to:

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

17 2. A nurse who is licensed to practice in this State;

18 3. A person who is licensed as a psychologist pursuant to
19 chapter 641 of NRS or authorized to practice psychology in this
20 State pursuant to the Psychology Interjurisdictional Compact
21 enacted in NRS 641.227;

22 4. A person who is licensed as a marriage and family therapist
23 or marriage and family therapist intern pursuant to chapter 641A of
24 NRS;

25 5. A person who is licensed as a clinical professional counselor
26 or clinical professional counselor intern pursuant to chapter 641A of
27 NRS;

28 6. A person who is licensed as an occupational therapist or
29 occupational therapy assistant pursuant to NRS 640A.010 to
30 640A.230, inclusive;

31 7. A person who is licensed as a clinical alcohol and drug
32 counselor, licensed or certified as an alcohol and drug counselor or
33 certified as a clinical alcohol and drug counselor intern, an alcohol
34 and drug counselor intern, a problem gambling counselor or a
35 problem gambling counselor intern, pursuant to chapter 641C of
36 NRS;

37 8. *A person who is certified as a peer recovery support*
38 *specialist or peer recovery support specialist supervisor pursuant*
39 *to sections 2 to 15, inclusive, of this act, while engaged in activity*
40 *authorized under his or her certificate;*

41 9. Any member of the clergy;

42 ~~9.~~ 10. A county welfare director;

43 ~~10.~~ 11. Any person who may engage in social work or
44 clinical social work in his or her regular governmental employment



1 but does not hold himself or herself out to the public as a social
2 worker; or

3 ~~11.1~~ 12. A student of social work and any other person
4 preparing for the profession of social work under the supervision of
5 a qualified social worker in a training institution or facility
6 recognized by the Board, unless the student or other person has been
7 issued a provisional license pursuant to paragraph (b) of subsection
8 1 of NRS 641B.275. Such a student must be designated by the title
9 “student of social work” or “trainee in social work,” or any other
10 title which clearly indicates the student’s training status.

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

12 641C.130 The provisions of this chapter do not apply to:

13 1. A physician who is licensed pursuant to the provisions of
14 chapter 630 or 633 of NRS;

15 2. A nurse who is licensed pursuant to the provisions of chapter
16 632 of NRS and is authorized by the State Board of Nursing to
17 engage in the practice of counseling persons with alcohol and other
18 substance use disorders or the practice of counseling persons with
19 an addictive disorder related to gambling;

20 3. A psychologist who is licensed pursuant to the provisions of
21 chapter 641 of NRS or authorized to practice psychology in this
22 State pursuant to the Psychology Interjurisdictional Compact
23 enacted in NRS 641.227;

24 4. A clinical professional counselor or clinical professional
25 counselor intern who is licensed pursuant to chapter 641A of NRS;

26 5. A marriage and family therapist or marriage and family
27 therapist intern who is licensed pursuant to the provisions of chapter
28 641A of NRS and is authorized by the Board of Examiners for
29 Marriage and Family Therapists and Clinical Professional
30 Counselors to engage in the practice of counseling persons with
31 alcohol and other substance use disorders or the practice of
32 counseling persons with an addictive disorder related to gambling;

33 ~~or~~

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

40 7. *A person who is certified as a peer recovery support*
41 *specialist or peer recovery support specialist supervisor pursuant*
42 *to sections 2 to 15, inclusive, of this act, while engaged in activity*
43 *authorized under his or her certificate.*

44 **Sec. 32.** On or before July 1, 2022, the board of trustees of
45 each school district and the governing body of each charter school



1 shall submit to the Director of the Legislative Counsel Bureau for
2 transmittal to Legislative Committee on Education created by NRS
3 218E.605 a report that describes any curriculum or program
4 concerning substance misuse and substance use disorders used or
5 offered in the school district or charter school, as applicable, during
6 the immediately preceding school year.

7 **Sec. 33.** 1. Notwithstanding any provision of this act to the
8 contrary, any person who provides or supervises the provision of
9 peer recovery support services on or before January 1, 2022, may
10 provide or supervise such services without satisfying the
11 requirements for certification and or obtaining a certificate as
12 required by section 8 of this act until July 31, 2023. To provide or
13 supervise peer recovery support services on or after August 1, 2023,
14 such a person must meet the requirements for certification and
15 obtain a certificate as required by section 8 of this act.

16 2. As used in this section, “peer recovery support services” has
17 the meaning ascribed to it in section 5 of this act.

18 **Sec. 34.** 1. When the next reprint of the Nevada Revised
19 Statutes is prepared by the Legislative Counsel, the Legislative
20 Counsel shall replace:

21 (a) The term “peer support services” as it appears in the Nevada
22 Revised Statutes with the term “peer recovery support services” in
23 the manner provided in this act.

24 (b) The term “peer support recovery organization” as it appears
25 in the Nevada Revised Statutes with the term “peer recovery support
26 organization” in the manner provided in this act.

27 2. The Legislative Counsel shall, in preparing supplements to
28 the Nevada Administrative Code, make such changes as necessary
29 so that:

30 (a) The term “peer support services” is replaced with the term
31 “peer recovery support services” as provided for in this act.

32 (b) The term “peer support recovery organization” is replaced
33 with the term “peer recovery support organization” as provided for
34 in this act.

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

38 **Sec. 36.** NRS 449A.060 and 449A.062 are hereby repealed.

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

41 2. Sections 19, 20 and 32 to 35, inclusive, of this act become
42 effective on July 1, 2021.

43 3. Sections 1 to 18, inclusive, 21 to 31, inclusive, and 37 of this
44 act become effective:



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

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

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

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

13 (b) Are in arrears in the payment for the support of one or more
14 children,

15 ➔ are repealed by the Congress of the United States.

TEXT OF REPEALED SECTIONS

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.

⑩

