

**NEVADA STATE BOARD OF NURSING
LEGISLATIVE REVIEW OF ADOPTED REGULATIONS
AS REQUIRED BY NRS 233B.066
LCB FILE R019-22**

1. A clear and concise explanation of the need for the adopted regulation.

This regulation is necessary to provide clarity and guidance for nurses to safely and effectively delegate nursing duties to other competent persons. With the new definitions and amendments to existing regulations, nurses will be more inclined to delegate tasks, which will increase the nursing tasks accomplished while reducing the workload on the delegating nurses.

2. A description of how public comment was solicited, a summary of public response and an explanation how other interested persons may obtain a copy of the summary.

Copies of the proposed regulation, notices of workshop and notices of intent to act upon the regulation were sent by U.S. Mail and email to all persons who were known to have an interest in nursing practices, including nursing delegation. These documents were also made available at the website of the Nevada State Board of Nursing www.nevadanursingboard.org, mailed to all county libraries in Nevada and posted at the following locations:

Nevada State Board of Nursing
5011 Meadowood Mall Way
Suite 300
Reno, NV 89502

Nevada State Board of Nursing
4220 S. Maryland Parkway
Building B, Suite 300
Las Vegas, NV 89119

3. The number of person who:

- (a) Attended each hearing:** May 18, 2022 – 2 persons attended the hearing
March 30, 2022 – 3 persons attended the workshop
February 3, 2022 – 4 persons attended the meeting
- (b) Testified at each hearing:** May 18, 2022 – 1 person testified
March 30, 2022 – 3 persons testified
February 3, 2022 – 4 persons testified
- (c) Submitted to the agency written comments:** No written comments were submitted.

On May 18, 2022, the Nevada State Board of Nursing conducted a hearing and adopted the proposed regulation as written. Only 1 person attended the Hearing. That person provided verbal testimony. That person was Tracy L. Singh, RN, JD, who provided verbal statements of support.

On March 30, 2022, a workshop was held to solicit comments from interested persons on the proposed regulation. Three persons attended that workshop. Joan Hall, RN, President of Nevada Rural Health Partners, Angela Berg from Las Vegas, and Claudette Lachowicz from College of Southern Nevada attended and provided verbal statements in support of the regulation.

On February 3, 2022, the Nevada State Board of Nursing conducted a Board meeting to determine whether or not to proceed with the process of amending existing regulations. Only 2 persons attending that Board meeting and provided comment on the proposed regulation. Joan Hall, RN, President of Nevada Rural Health Partners provided comments in support of the idea for the proposed regulation. Tina Coker also voiced support for the proposed regulation. Eric and Stephanie Schoen voiced support for the idea that LPNs could now delegate appropriate duties to qualified persons.

4. **A list of names and contact information, including telephone number, business address, business telephone number, electronic mail address, and name of entity or organization represented, for each person identified above in #3.**

In this age of attending board meetings, workshops, and regulation hearings virtually, it is almost impossible to determine who is attending the meeting if the person mutes their microphone and turns off their camera. Then, if a person wishes to make a verbal statement, that person unmutes their microphone and makes the statement. Only then, can it be determined who that person is, and what kind of statement will be made. Telephone numbers and email addresses are not required to attend the open meeting and are rarely provided.

Here are the people that provided positive comments during this process:

Tracy L. Singh, RN, JD

Joan Hall, RN, President of Nevada Rural Health Partners

Tina Coker

Angela Berg

Claudette Lachowicz from College of Southern Nevada

Eric and Stephanie Schoen

5. **A description of how comment was solicited from affected businesses, a summary of their response, and an explanation how other interested persons may obtain a copy of the summary.**

Comments were solicited from affected businesses in the same manner as they were solicited from the public. The summary may be obtained as instructed in the response to question #1.

6. **If the regulation was adopted without changing any part of the proposed regulation, a summary of the reasons for adopting the regulation without change.**

The original language approved by the Board was submitted to the Legislative Counsel Bureau. Although refined by the Legislative Counsel Bureau, the language did not

materially change the meaning and intent of the original language. Therefore, the Board adopted it without change.

7. The estimated economic effect of the adopted regulation on the businesses which it is to regulate and on the public. These must be stated separately, and each case must include:

- (a) Both adverse and beneficial effects; and**
- (b) Both immediate and long-term effects.**

(a) Both adverse and beneficial effects

The beneficial effects of this regulation will be to define the process by which a nurse may delegate nursing duties to appropriate, qualified, persons. This regulation should allow more nurses to safely delegate nursing functions, and should therefore allow a greater number of persons to practice in the health care field and also allow nurses more time to devote to important, non-delegable tasks. The Nevada State Board of Nursing does not anticipate any adverse economic impact from this regulation on businesses or the public and none has been brought to the attention of the Board.

(b) Both immediate and long-term effects.

Immediate and long-term effect is to protect public health and safety by increasing the number of nursing tasks accomplished in Nevada. This will be accomplished by increasing delegation of nursing tasks by nurses.

8. The estimated cost to the agency for enforcement of the adopted regulation.

There is no additional cost to the Nevada State Board of Nursing for enforcement of this regulation.

9. A description of any regulations of other state or government agencies which the proposed regulation overlaps or duplicates and a statement explaining why the duplication or overlapping is necessary. If the regulation overlaps or duplicates a federal regulation, the name of the regulating federal agency.

There are no other state or government agency regulations that the proposed regulation duplicates.

10. If the regulation includes provisions that are more stringent than a federal regulation which regulates the same activity, a summary of such provisions.

There are no federal regulations that apply.

11. If the regulation provides a new fee or increases an existing fee, the total annual amount the agency expects to collect and the manner in which the money will be used.

This regulation does not provide a new fee or increase an existing fee.