

**NRS 233B.0608(3) Statement
Nevada State Board of Nursing
LCB File No. R091-15**

The following statement is submitted for adopted amendments to Nevada Administrative Code (NAC) Chapter 632.

By way of background, the main things the proposed regulation include:

Adding the definition of “focused nursing assessment” to the scope of practice of a Licensed Practical Nurse (LPN). The definition does not expand the LPN scope of practice, but rather clarifies what LPNs do and clarifies the place of LPNs in the overall delivery of health care to patients.

Replacing outdated nursing terminology by removing references to devices which act like needles and are not longer than three inches and including references in IV therapy about midline and midclavicular catheters.

Replacing outdated nursing terminology by removing references to piggyback devices used in IV therapy with the ability to add a solution.

Replacing outdated nursing terminology by deleting antibiotics and replacing that term with a more current and general term, antimicrobials.

Refining the limitation that an LPN may withdraw blood from a peripherally inserted venous catheter if performed in accordance with specific institutional policies and after specific institutional in-service training.

Replacing specific drugs that an LPN may not administer intravenously from any drug other than an antibiotic, steroid or histamine H2 receptor antagonist to any medication other than those listed in NAC 632.450.

Pursuant to NRS 233B.0608(1), before the workshop for this proposed regulation, the Nevada State Board of Nursing (Board) staff conducted a concerted effort to determine whether the proposed regulation was likely to impose a direct and significant economic burden upon a small business and/or directly restrict the formation, operation or expansion of a small business.

First, the proposed regulation began as a discussion at the Board’s Nursing Practice Advisory Committee. The consensus was that LPN regulations should be reviewed to bring the nursing technology up to date. A subcommittee was formed to review all the LPN regulations.

It was agreed that nothing in the proposed regulation increases or decreases an LPN's scope of practice. Therefore, there will be no direct or indirect economic burden on LPNs or any small businesses that employ LPNs.

Pursuant to NRS 233B.0608(2), it was determined the proposed regulation was not likely to impose a direct and significant economic burden upon a small business and/or directly restrict the formation, operation or expansion of a small business.

Pursuant to NRS 233B.0608(3), the following statement identifies the methods used by Board staff in determining the impact of the proposed regulation on a small business and the reasons for the conclusions of Board staff that the proposed regulations are not likely to impose a direct and significant economic burden upon a small business and/or directly restrict the formation, operation or expansion of a small business.

The methods used in determining the impact of the proposed regulation on small businesses was to involve the LPNs themselves in the drafting of the proposed regulations. Specifically, the prospect of amending the regulations concerning schools of nursing was announced at the December 9, 2014, meeting of the Nursing Practice Advisory Committee (NPAC). Thereafter, the proposed regulation was mentioned at several subsequent meetings of the NPAC before the regulation was discussed at a Board meeting (July 22, 2015). A workshop was held on December 7, 2015, to receive comments on the proposed regulation, and a hearing was held on January 14, 2016. There has been no opposition to the proposed regulation at the workshop or the regulation hearing.

The reasons for the conclusion the proposed regulation are not likely to impose a direct and significant economic burden upon a small business and/or directly restrict the formation, operation or expansion of a small business was that nothing in the proposed regulation increases or decreases an LPN's scope of practice. Therefore, there will be no direct or indirect economic burden on LPNs or any small businesses that employ LPNs.

I hereby certify that to the best of my knowledge or belief a concerted effort was made to determine the impact of the proposed regulation on small businesses and the information contained in the statement is prepared properly and is accurate.



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NRS 233B.0609 Small Business Impact Statement
Nevada State Board of Nursing
LCB File No. R091-15

The following statement is submitted for adopted amendments to Nevada Administrative Code (NAC) Chapter 632.

Pursuant to NRS 233B.0609(1), a small business impact statement prepared pursuant to NRS 233B.0608 must set forth the following information:

(a) A description of the manner in which comment was solicited from affected small businesses, a summary of their response and an explanation of the manner in which other interested persons may obtain a copy of the summary.

A description of the manner in which comment was solicited begins as a discussion at the Board's Nursing Practice Advisory Committee. After several meetings, the concept and wording of the proposed regulation was presented to the Board for review. After that review, the workshop and hearing were scheduled.

A summary of the responses is that no LPNs, or businesses that employ LPNs opposed the proposed regulations at the workshop and hearing.

An explanation of how an interested person may obtain a copy of the summary of public response would be to go to the Nevada State Board of Nursing's physical offices located at 5011 Meadowood Mall Way, Suite 300, Reno, Nevada, 89502, and at 4220 S. Maryland Parkway, Building B, Suite 300, Las Vegas, NV 89119 or go to the NSBN website.

(b) The manner in which the analysis was conducted.

The analysis of possible impact on small businesses was conducted by having several meetings before the committee and then before the Nevada State Board of Nursing before the concept and wording was presented to the LCB for drafting.

(c) The estimated economic effect of the proposed regulation on the small businesses which it is to regulate, including, without limitation:

(1) Both adverse and beneficial effects; and

There are no adverse or beneficial economic effects as a result of the proposed regulation because the amendments merely clarify what an LPN can do in conducting a focused nursing assessment. Additionally, the proposed regulation updates the terms regarding LPNs practice involving intravenous therapy. The LPNs nursing practice will not change. Therefore, any small businesses that employ LPNs will not feel an adverse or beneficial effect.

(2) Both direct and indirect effects.

The direct and indirect effect of the proposed regulation is that LPNs will practice within the full authority of their education and licensure. This will not have a direct or indirect effect on the efficiencies in small businesses that may employ LPNs.

(d) A description of the methods that the agency considered to reduce the impact of the proposed regulation on small businesses and a statement regarding whether the agency actually used any of those methods.

This proposed regulation has no impact on small businesses.

(e) The estimated cost to the agency for enforcement of the proposed regulation.

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

(f) If the proposed 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.

There is no new fee or increase to an existing fee, and the Nevada State Board of Nursing does not expect to collect any amount of money under the proposed regulation.

(g) If the proposed regulation includes provisions which duplicate or are more stringent than federal, state or local standards regulating the same activity, an explanation of why such duplicative or more stringent provisions are necessary.

The proposed regulation does not include any provisions which duplicate or are more stringent than federal, state, or local standards regulating the same activity.

(h) The reasons for the conclusions of the agency regarding the impact of a regulation on small businesses.

The reasons for the conclusion the proposed regulation are not likely to impose a direct and significant economic burden upon a small business and/or directly restrict the formation, operation or expansion of a small business is the extensive consultations with the small businesses at issue and the lack of any opposition at the workshop and hearing.

I hereby certify that to the best of my knowledge or belief the information contained in the statement is prepared properly and is accurate.



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