



State of Nevada

Speech-Language Pathology, Audiology & Hearing Aid Dispensing Board

6170 Mae Anne Avenue, Suite 1, Reno, NV 89523

(775) 787-3421 / Fax (775) 746-4105

www.nvspeechhearing.org Email board@nvspeechhearing.org

SMALL BUSINESS IMPACT STATEMENT AS REQUIRED BY NRS 233B.0608

LCB File No. R095-19 | January 2020

1. 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.

It was determined that the proposed regulation did not impose a direct and significant economic burden upon a small business or directly restrict the formation, operation or expansion of a small business. The Board used informed, reasonable judgment in making the determination, due to the nature of the regulation changes. The regulations do the following:

- Sec. 2. Clarifies existing regulation language regarding the exemption from licensure by defining “practice within scope of credential” issued by the Department of Education;
- Sec. 3. Establishes parameters in existing regulation language on issuing citations to cease and desist and assessing administrative fines for violation of law for practicing without a valid license or endorsement, as well as a waiver of an administrative fine for “good cause”;
- Sec. 4. Grants the Board authority to consider requiring applicants take and pass a Jurisprudence Examination as a condition for initial license or reinstatement of an expired license;
- Sec. 5. Establishes a 30-day waiting period between attempts for the hearing aid dispensing practical examination.
- Sec. 6. Allows an individual who wishes to reinstate and Apprentice license credit for up to two (2) years of in-service training completed during the initial license period; and
- Sec. 7. Clarifies existing regulation language to require that a sponsor and an apprentice shall have the same employer.

Comments were solicited from affected businesses in the same manner as they were solicited from the public. No comments were received from small businesses.

Copies of the proposed regulations and notices of workshops were sent and posted as follows:

SENT VIA EMAIL TO THE FOLLOWING:

- ✓ All Nevada licensed Speech-Language Pathologists, Audiologists, and Hearing Aid Specialists
- ✓ All persons on the agency’s mailing list for administrative regulations

POSTED ONLINE AT THE FOLLOWING SITES:

Nevada Speech-Language Pathology, Audiology and Hearing Aid Dispensing Board Website
www.nvspeechhearing.org

Nevada Administrative Website

<https://notice.nv.gov/>

Nevada Legislature Website

<https://www.leg.state.nv.us/App/Notice/A/>

POSTED AT THE FOLLOWING PHYSICAL LOCATIONS:

State of Nevada, Speech-Language Pathology, Audiology & Hearing Aid Dispensing Board

6170 Mae Anne Avenue, Suite 1, Reno, Nevada 89523

Nevada State Library, Archives and Public Records

100 North Stewart Street, Carson City, NV 89701

Office of the Attorney General

100 North Carson Street, Carson City, NV 89701

Office of the Attorney General

5420 Kietzke Lane, Ste 202, Reno, Nevada 89511

Office of the Attorney General

Grant Sawyer State Office Building, 555 E. Washington Ave #3900, Las Vegas, NV 89101

Washoe County Clerk

1001 E. 9th Street, Building A, Reno, NV 89520

Washoe County Courthouse

75 Court Street, Reno, NV 89501

All Nevada County Public Libraries

A summary of the public response to the proposed regulations may be obtained from the Speech-Language Pathology, Audiology and Hearing Aid Dispensing Board, 6170 Mae Anne Avenue, Suite 1, Reno, Nevada 89523, 775-787-3421, or email to board@nvspeechhearing.org.

2. The manner in which the analysis was conducted, including the methods used to determine the impacts of the proposed regulation on small business.

The Board used informed, reasonable judgment in determining that there will not be an impact on small businesses due to the nature of the regulation changes. In making this determination, the Board considered whether or not the speech-language pathology, audiology, and hearing aid dispensing practitioners regulated by the Board will have their practice impacted. On the whole, the speech-language pathology, audiology and hearing aid dispensing practices will not be impacted to any degree that a small business will be affected.

3. The estimated economic effect of the proposed regulation on the small businesses which it is to regulate, including, without limitation: (a) Adverse and beneficial effects; and (b) Immediate and long-term effects.

The Speech-Language Pathology, Audiology and Hearing Aid Dispensing Board has determined that the adopted regulations do not impose a direct and significant economic burden upon a small business or restrict the formation, operation or expansion of a small business.

- a) **Adverse and Beneficial Effects:** There will be no adverse economic effect of these adopted regulations on small businesses. The Board regulates individuals in the practice of speech-language pathology, audiology and the fitting and dispensing of hearing aids. The adopted regulations will benefit small businesses and the speech-language pathology, audiology and hearing aid dispensing practitioners by providing clarifications to the regulations and providing access to qualified professionals.
- b) **Direct and Indirect Effects:** Direct effect will be to improve and clarify existing law and regulatory requirements. Indirectly, small businesses may experience the effect of having more knowledgeable practitioners.

4. 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.

The Board used informed, reasonable judgment in determining that there will not be an impact on small businesses due to the content and nature of the regulation changes. No other methods were utilized.

5. The estimated cost to the agency for enforcement of the proposed regulation.

There are no additional costs involved in the enforcement of these adopted regulations.

6. 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.

The regulation does not provide for any new or increased fees.

7. 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 Speech-Language Pathology, Audiology and Hearing Aid Dispensing Board is not aware of any similar federal, state or local standards regulating the practice of speech-language pathology, audiology and hearing aid dispensing. These adopted regulations do not duplicate nor are they more stringent than federal, state or local standards.

8. The reasons for the conclusion of the agency regarding the impact of a regulation on small businesses.

The Speech-Language Pathology, Audiology and Hearing Aid Dispensing Board regulates the practice of speech-language pathology, audiology and fitting and dispensing of hearing aids and licenses qualified individuals as speech-language pathologists, audiologists and hearing aid specialists.

The adopted regulations do not impact small businesses as the regulations do the following: 1) clarify exemption from licensure when holding a Department of Education Credential; 2) revises existing regulation language on issuing citations for unlicensed practice; 3) grants the Board authority to administer a jurisprudence examination to licensees; 4) establishes a 30-day waiting period between attempts for the hearing aid dispensing practical examination; 5) allows experience credit for Apprentices; and 6) clarifies existing regulation language to require that a sponsor and an apprentice shall have the same employer.

I hereby certify 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 that this statement was properly prepared and the information contained herein is accurate.


Executive Director