

**NRS 233B.0608(3) Statement
Nevada State Board of Nursing
LCB File No. R105-15**

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

By way of background, the main ideas of the proposed regulation includes:

Detailing the training and experience necessary for an Advanced Practice Registered Nurse (APRN) to be authorized to complete certain certificates concerning the medical conditions of certain persons.

First, the proposed regulation began because NRS 632.120, as amended by section 4.2 of Senate Bill No. 7, chapter 496, Statutes of Nevada 2015, at page 2994, required the Nevada State Board of Nursing (Board) to adopt the regulation described above. The Nevada State Board of Nursing reached out to the Nevada State Board of Social Workers (who were also included in SB7), the Department of Health, and other stake holders in the health care area of mental illness.

Pursuant to NRS 233B.0608(2), it was determined the proposed regulation is 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 small businesses and the reasons for the conclusions from Board staff that the proposed regulation is 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 were to discuss the matter with key stakeholders. On one hand, the proposed regulation only concerns training and experience of an individual APRN. On the other hand, an individual APRN may be employed by a small business as defined by NRS 233B.0832. The consensus is that an individual APRN may require additional training and experience under the proposed regulation, but once qualified, the APRN will have greater abilities in the world of mental health. Additionally, by adding APRNs to the list of persons who can make certain certifications, the overall efficiency of mental health facilities will improve (regarding admission and discharge of patients), which will save those mental health facilities money.

The reasons for the conclusions that 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 are: 1) that the purposes of the proposed regulation are to comply with a legislative mandate and 2) the possible expense to individual APRNs for training and experience is counter balanced by a more efficient

delivery of health care in the area of mental health by adding an additional provider to make certain certifications.

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. R105-15

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.

The methods used in determining the impact of the proposed regulation on small businesses was to discuss the matter with key stakeholders. On one hand, the proposed regulation only concerns training and experience of an individual APRN. On the other hand, an individual APRN may be employed by a small business as defined by NRS 233B.0832. The consensus is that an individual APRN may require additional training and experience under the proposed regulation, but once qualified, the APRN will have greater abilities in the world of mental health. Additionally, by adding APRNs to the list of persons who can make certain certifications, the overall efficiency of mental health facilities will improve (regarding admission and discharge of patients), which will save those mental health facilities money.

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 key stakeholders in the State Health Department.

(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

On one hand, the proposed regulation only concerns training and experience of an individual APRN. Therefore, arguably, there is no adverse or beneficial effect on small business. On the other hand, an individual APRN may be employed by a small business as defined by NRS 233B.0832. The consensus is that an

individual APRN may require additional training and experience under the proposed regulation, but once qualified, the APRN will have greater practice capabilities in the world of mental health. Additionally, by adding APRNs to the list of persons who can make certain certifications, the overall efficiency of mental health facilities will improve (regarding admission and discharge of patients), which will save those mental health facilities money.

(2) Both direct and indirect effects.

The direct and indirect effect of the proposed regulation is that APRNs now have a greater practice capabilities (with proper training and experience) and the facilities will have more qualified persons with which to make determinations about the status of certain patients. This will have a positive direct and indirect effect on the efficiencies on these small businesses.

(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.

The proposed regulations will have 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 of the Nevada State Board of Nursing regarding the determination 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 that the purposes of the proposed regulation: to comply with a legislative mandate, the possible expense to individual APRNs for training and experience is counter balanced by a more efficient delivery of health care in the area of mental health by adding an additional provider to make certain certifications

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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