

**LCB File No. R051-03**

**PROPOSED REGULATION OF THE  
STATE BOARD OF NURSING**

**NOTICE OF INTENT TO ADOPT REGULATIONS**

**NOTICE OF WORKSHOPS TO SOLICIT COMMENTS ON  
PROPOSED REGULATIONS**

**NOTICE OF HEARING TO ACT UPON  
PROPOSED REGULATIONS**

Information on the following is provided pursuant to the requirements of NRS 233B.060:

1. NAC 632.190 is amended to increase fees for the Certified Nursing Assistant program
2. NAC 632.210 is amended to accurately reflect the Disability Advisory Committee's current mission.

**NEVADA STATE BOARD OF NURSING**

Proposed regulation changes to NAC 632.190 were approved in wording and concept by the Nevada State Board of Nursing on May 7, 2003 (A) and November 7, 2001 (B). They are:

- A. NAC 632.190 is amended to increase fees for the Certified Nursing Assistant (CNA) program.

This increase is needed to offset a decrease in the amount of federal funding received to administer the program and an increase in the cost of the program's discipline cases.

In the short-term, the proposed regulation change will have an adverse economic effect on individual CNAs, who will pay more for certification fees, and on businesses that run training programs for CNAs, which will pay more for approval and review fees. However, this is mitigated by the fact that most of the current fees have been at or near the bottom of the fee range since the Board was first given the statutory responsibility of regulating CNAs in 1989.

In the long-term, the proposed regulation change will have the beneficial effect of reducing the financial shortfall in the CNA program, thereby reducing the subsidy currently provided by RN and LPN licensure fees.

There will be no adverse or beneficial economic effects on the public, either in the short-term or in the long-term.

There will be no additional expense for enforcement of this regulation.

- B. NAC 632.210 is amended to accurately reflect the Disability Advisory Committee's current mission.

There will be no economic effect of this regulation on businesses or individuals that are regulated by the applicable administrative code.

There will be no economic effect on the public.

There will be no additional expense for enforcement of this regulation.

**NOTICE OF WORKSHOPS TO SOLICIT COMMENTS ON  
PROPOSED REGULATIONS  
OF THE NEVADA STATE BOARD OF NURSING**

The Nevada State Board of Nursing will hold (2) public workshops to receive comments from all interested persons regarding the adoption, amendment or repeal of regulations (NAC 632).

The first workshop will be conducted from 10:00-11:00 a.m. on Monday, June 9, 2003, at the Grant Sawyer Building, 555 E. Washington Avenue, Conference Room 1100, Las Vegas, Nevada 89101-1049.

The second workshop will be conducted from 2:00-3:00 p.m. on Tuesday, June 10, 2003, at Washoe County District Health Department, 1001 East Ninth, Meeting Room B, Reno, Nevada 89512.

**NOTICE OF HEARING TO ACT UPON  
PROPOSED REGULATIONS  
OF THE NEVADA STATE BOARD OF NURSING**

The Nevada State Board of Nursing will hold a public hearing to receive comments from all interested persons regarding the adoption, amendment or repeal of regulations (NAC 632).

This hearing will be conducted at 1:30 p.m. on Wednesday, July 23, 2003, at David Walley's Resort, Gazebo, Highway 206, Genoa, Nevada 89411.

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Persons wishing to comment upon the proposed action of the Nevada State Board of Nursing may appear at the scheduled public hearing or workshops or may address their comments, data, views or arguments, in written form, to the Nevada State Board of Nursing, 5011 Meadowood Mall Way, Suite 201 Reno, Nevada 89502. Written submissions must be received by the Nevada State Board of Nursing at least 5 days before the scheduled public hearing. If no person who is directly affected by the proposed action appears to request time to make an oral presentation, the Nevada State Board of Nursing may proceed immediately to act upon any written submissions.

A copy of this notice and the amendments and additions to the regulations will be on file at the State Library, 100 Stewart Street, Carson City, Nevada. Additional copies will be available at the Reno and Las Vegas offices of the Nevada State Board of Nursing for inspection and copying by members of the public during business hours and will be posted on its website at [nursingboard.state.nv.us](http://nursingboard.state.nv.us). This notice and the text of the proposed regulations are also available in the State of Nevada Register of Administrative Regulations, which is prepared and published monthly by the Legislative Counsel Bureau pursuant to NRS 233B.0653, and on the Internet at <http://www.leg.state.nv.us>. Copies will also be mailed to members of the public upon request. A reasonable fee may be charged for copies if it is deemed necessary.

Upon adoption of any regulation, the agency, if requested to do so by an interested person, either before adoption or within 30 days thereafter, will issue a concise statement of the principal reasons for and against its adoption, and incorporate therein its reason for overruling the consideration urged against its adoption.

This notice has been posted at the following locations:

**Nevada State Board of Nursing:**

5011 Meadowood Mall Way, Suite 201, Reno, NV 89502  
4330 S. Valley View, Suite 106, Las Vegas, NV 89103

**Nevada County Courthouses:**

Carson City Clerk  
198 N Carson Street  
Carson City NV 89701

Mineral County  
PO Box 1450  
Hawthorne NV 89415

Clark County  
200 S Third Street  
Las Vegas NV 89155

Washoe County  
PO Box 11130  
Reno NV 89520

Elko County  
571 Idaho St 3rd Floor  
Elko NV 89801

White Pine County District Court  
PO Box 149  
Ely, NV 89301

**Nevada Public Libraries:**

Churchill County Library  
553 South Maine Street  
Fallon, NV 89406

Minden, NV 89423

Douglas County Library  
PO Box 337

Elko County Library  
720 Court Street  
Elko, NV 89801

Esmeralda County Library  
Fourth & Crook Street  
PO Box 430  
Hawthorne, NV 89415

Eureka Branch Library  
PO Box 293  
Eureka, NV 89316

Battle Mountain Branch Library  
PO Box 141  
Battle Mountain, NV 89820

Goldfield Public Library  
PO Box 430  
Goldfield, NV 89013

Humboldt County Library  
85 East 5th Street  
Winnemucca, NV 89404

LV - Clark County Library  
833 N. Las Vegas Blvd.  
Las Vegas, NV 89101

Lincoln County Library  
93 Main Street  
PO Box 330  
Pioche, NV 89043

Lyon County Library  
20 Nevin Way  
Yerington, NV 89447

Mineral County Library  
PO Box 1390

Ormsby Public Library  
900 North Roop Street  
Carson City, NV 89701

Pershing County Library  
1125 Central Ave.  
PO Box 781  
Lovelock, NV 89419

Storey County Library  
95 S. Center  
PO Box 14  
Virginia City, NV 89440

Tonopah Public Library  
171 Central Street  
PO Box 449  
Tonopah, NV 89049

Washoe County Library  
301 S. Center Street  
PO Box 2151  
Reno, NV 89501

White Pine County Library  
Courthouse Plaza  
950 Campton Street  
Ely, NV 89301

State Documents  
Nevada State Library  
Capitol Complex  
Carson City, NV 89710

LCB File No. R051-03

**PROPOSED REGULATION OF THE  
STATE BOARD OF NURSING**

Authority NRS 632.120, NRS 632.237

Amend NAC 632.210 to read:

**632.210 Committee to advise board on nurses impaired by disability.** The board will appoint a committee to advise and report to the board on matters related to *supporting public protection and ensuring the safe practice of nurses who may have practiced pursuant to NAC 632.890(9), “Practicing nursing while with or without good cause, his physical, mental or emotional condition impairs his ability to act in a manner consistent with established or customary nursing standards, or both.” The committee will assist in the board’s Alternative Program for Chemically Dependent Nurses through ongoing education and evaluation and monitoring compliance with the board’s approved policies related to the program.* ~~nurses impaired by a disability.~~ The committee will consist of at least six persons who are knowledgeable concerning *conditions, diagnoses, and/or addictions, which may affect nursing practice.* ~~disabilities, including a~~ A member of the board or its *designated* representative ~~who~~ shall serve as the chairperson.

Authority NRS 632.120, NRS 632.345

Amend NAC 632.190 to read:

**632.190 Fees.** The following fees are established:

4. For nursing assistants:

Application for a certificate	<del>15.00</del>	50.00
Biennial renewal fee	<del>20.00</del>	50.00
Duplicate certificate	<del>5.00</del>	30.00
Certification examination	90.00	
Approval of proctors for certification examination	50.00	
Approval of training programs:		
If using model curriculum	<del>150.00</del>	250.00
If using alternate curriculum	<del>150.00</del>	250.00
Annual approval of instructors of training programs	<del>50.00</del>	100.00
Annual fee for review of training programs	<del>60.00</del>	100.00