

**PROPOSED REGULATION OF THE
STATE BOARD OF HEALTH**

LCB File No. R118-03

September 25, 2003

EXPLANATION – Matter in *italics* is new; matter in brackets ~~omitted material~~ is material to be omitted.

AUTHORITY: §1, NRS 439.150 and 439.200.

Section 1. NAC 439.500 is hereby amended to read as follows:

439.500 1. For ~~persons who are~~ *a client who is* able to pay ~~the fees to be charged and collected by~~ *and who does not qualify pursuant to 42 U.S.C. §§ 300 et seq. for services and medications concerning family planning*, the Bureau of Community Health ~~Services~~ of the Health Division *of the Department of Human Resources shall charge and collect the following fees* for the services and medications provided by ~~the nurses~~ *a nurse* of the Bureau : ~~are as follows:~~

*Annual Gross Income of Household
(As Percentage of Federal Poverty Level)*

Services and medications	Category I	Category II
	<i><250%</i>	<i>>250%</i>
Administering <i>a</i> vaccine against influenza for pneumonia , <i>other than hemophilus B</i> <i>influenza, in addition to the cost of the</i> <i>vaccine</i>	[\$5] \$15	[\$10] \$20
<i>Administering a vaccine against pneumonia</i> <i>using a vaccine other than Pneumococcal</i> <i>Conjugate Vaccine 7-Valent (PCV7), in</i> <i>addition to the cost of the vaccine</i>	15	20
Administering <i>a</i> vaccine against both influenza , <i>other than hemophilus B</i> <i>influenza, and pneumonia using a vaccine</i> <i>other than Pneumococcal Conjugate</i> <i>Vaccine 7-Valent (PCV7), in addition to</i> <i>the cost of the vaccine</i>	10 15	20

*Annual Gross Income of Household
(As Percentage of Federal Poverty Level)*

	Category I	Category II
	<i><250%</i>	<i>>250%</i>

<p>Providing <i>Administering</i> an injection prescribed by a physician <i>and provided by</i> <i>a client</i>.....</p>	7 15	10 20
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<p>Providing <i>and administering</i> an immunization for a child who is less than 20 years of age against one or more diseases that may be prevented with a vaccine, such as diphtheria, polio, measles, mumps, rubella, pertussis, tetanus, <i>hemophilus B influenza , chicken pox</i> <i>(varicella), Pneumococcal Conjugate</i> <i>Vaccine 7-Valent (PCV7) for pneumonia</i> and others as may be available</p>	6 15	8 20
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*Annual Gross Income of Household
(As Percentage of Federal Poverty Level)*

Services and medications	Category I	Category II
	<i><250%</i>	<i>>250%</i>
Providing <i>and administering</i> an immunization for a person who is 20 years of age or older against one or more diseases that may be prevented with a vaccine, such as diphtheria, polio, measles, mumps, rubella, tetanus , <i>hemophilus B influenza, chicken pox (varicella)</i> and others as may be available.....	[6] 15	[8] 20
<i>Providing and administering a hepatitis A vaccine or hepatitis B vaccine, or a combination thereof, to a person who is eligible to receive the vaccine free of charge pursuant to any program of the State or Federal Government.....</i>	<i>15</i>	<i>20</i>

*Annual Gross Income of Household
(As Percentage of Federal Poverty Level)*

Services and medications	Category I	Category II
	<i><250%</i>	<i>>250%</i>
Administering <i>a hepatitis A vaccine or hepatitis B vaccine , or a combination thereof</i> , to a person who is not otherwise eligible to receive the vaccine free of charge pursuant to any program of the State or Federal Government, in addition to the cost of the vaccine	[10] 15	[10] 20
Providing a duplicate immunization record after providing an initial record.....	[4] 10	[2] 10
[Providing] <i>Administering</i> immune globulin or hepatitis B immune globulin, when ordered by a physician as prophylaxis following exposure to an infectious disease, in addition to the cost of the vaccine.....	[7] 15	[10] 20
Performing a physical examination of one system.....	[7] 26	[10] 39

*Annual Gross Income of Household
(As Percentage of Federal Poverty Level)*

	Category I	Category II
	<i><250%</i>	<i>>250%</i>
Services and medications		
Performing a physical examination of an adult, including, but not limited to, an examination of height, weight, heart, lungs, vision, hearing and reflexes, and completing any form	[20] 40	[30] 60
Performing a physical examination of a child, including screening of developmental status, height, weight, hemoglobin, counseling concerning diet, sleep, elimination, growth and development, and completing any report to a child care facility or school.....	[20] 40	[30] 60
Performing a physical examination of an infant, including a physical and developmental evaluation of the infant and parental counseling and education, per year	[35] 40	[45] 60

*Annual Gross Income of Household
(As Percentage of Federal Poverty Level)*

Services and medications	Category I	Category II
	<i><250%</i>	<i>>250%</i>
Performing a physical examination to screen for cancer, including a pap smear and examination of the breasts, screening for testicular cancer and screening for colorectal cancer.....	[35] 60	[50] 90
Performing a colposcopy examination to screen for cancer.....	[32] 90	[64] 120
<i>Performing an endometrial biopsy to screen for cancer.....</i>	<i>85</i>	<i>100</i>
Performing a cervical biopsy and endocervical curettage to screen for cancer	[23] 44	[47] 66
Performing cryosurgery procedures for dysplasia.....	63	[125] 126

*Annual Gross Income of Household
(As Percentage of Federal Poverty Level)*

	Category I	Category II
	<i><250%</i>	<i>>250%</i>
Services and medications		
Performing ongoing screening of an adult, including necessary surveillance and counseling, checking blood pressure and screening for, without limitation, chronic illness, diabetes, hypertension, obesity, complications of pregnancy, lung disease and heart disease, per year.....	[35] 45	[50] 60
[Testing the skin of a person for tuberculosis when the test is required for a health card, teacher's certificate or similar credential	5	8]
Testing the skin of a person for tuberculosis [when the client is a known contact of a person suspected of having tuberculosis] <i>using a Purified Protein Derivative (PPD).....</i>	[5] 20	[8] 25

*Annual Gross Income of Household
(As Percentage of Federal Poverty Level)*

Services and medications	Category I	Category II
	<i><250%</i>	<i>>250%</i>
Testing and counseling for human immunodeficiency virus (a person in category II shall also pay the costs for the laboratory analysis) <i>Human Immunodeficiency Virus</i>	[15] <i>30</i>	[20] <i>45</i>
Testing <i>and counseling</i> for a sexually transmitted disease other than human immunodeficiency virus, <i>Human Immunodeficiency Virus</i> , in addition to the cost for the laboratory analysis.....	[15] <i>27</i>	[20] <i>44</i>
[Laboratory tests, other than those performed in conjunction with an annual or initial examination: Hematocrit or hemoglobin.....	3	5
Test, by kit, for fecal occult blood	6	8
Urinalysis (reagent strip).....	3	6
Drawing fee for venipuncture	3	4

*Annual Gross Income of Household
(As Percentage of Federal Poverty Level)*

Services and medications	Category I	Category II
	<i><250%</i>	<i>>250%</i>
Other testing] Testing, other than pregnancy		
testing, or collection of specimen not		
specified in this table, in addition to the		
cost for the laboratory analysis.....7		
		10
Dispensing and providing instruction in the		
use of medication, in addition to the cost of		
the medicine provided, per medication [7] 15		
		[10] 20
[Administering medication for hormone		
replacement therapy15		
		25]
Direct professional nursing service [:] by		
<i>community health nurse:</i>		
[Community health nurse (] Registered Nurse		
(CHN II), per hour [)].....[44] 45		
		[50] 85
[Nurse practitioner (] Advanced Practitioner		
of Nursing (CHN III), per hour [)].....[49] 50		
		[55] 90

*Annual Gross Income of Household
(As Percentage of Federal Poverty Level)*

Services and medications	Category I	Category II
	<i><250%</i>	<i>>250%</i>
Administering medication or providing instruction in the use of antibiotic medication for sexually transmitted diseases, in addition to the cost of the medicine provided	{0} 20	{15} 30
Providing instruction for the control of parasites, in addition to the cost of the medicine provided	{5} 15	{15} 20
Processing a check returned for insufficient funds	{20} 25	{30} 25
Completing a form or record upon the request of a person relating to the health of that person, when a physical examination is not required.....	{5} 15	{8} 20
<i>Vaccines:</i>		
<i>Hepatitis A, per dose.....</i>	<i>20</i>	<i>25</i>
<i>Hepatitis B, per dose.....</i>	<i>30</i>	<i>35</i>

*Annual Gross Income of Household
(As Percentage of Federal Poverty Level)*

Services and medications	Category I	Category II
	<i><250%</i>	<i>>250%</i>
<i>Hepatitis A and B combination.....</i>	<i>50</i>	<i>60</i>
<i>Influenza, other than vaccine for hemophilus B influenza</i>	<i>10</i>	<i>20</i>
<i>Pneumonia, other than Pneumococcal Conjugate Vaccine 7-Valent (PCV7).....</i>	<i>15</i>	<i>20</i>
 <i>Laboratory Tests:</i>		
<i>Chlamydia screening: GenProbe</i>	<i>12</i>	<i>24</i>
<i>Chlamydia screening: Urine test - Nucleic Acid Amplification Tests (NAATS).....</i>	<i>24</i>	<i>48</i>
<i>Gonorrhea cocci: Gen-Probe</i>	<i>12</i>	<i>24</i>
<i>Gonorrhea cocci: Urine test - Nucleic Acid Amplification Tests (NAATS).....</i>	<i>24</i>	<i>48</i>
<i>Blood test for syphilis - Reactive Plasma Reagent (RPR)</i>	<i>12</i>	<i>24</i>
<i>Test for Human Immunodeficiency Virus (HIV) antibody.....</i>	<i>15</i>	<i>30</i>

*Annual Gross Income of Household
(As Percentage of Federal Poverty Level)*

Services and medications	Category I	Category II
	<i><250%</i>	<i>>250%</i>
<i>Hepatitis A, B or C analysis</i>	<i>18</i>	<i>28</i>
<i>Hematocrit or hemoglobin</i>	<i>8</i>	<i>12</i>
<i>Pertussis</i>	<i>65</i>	<i>85</i>
<i>Fecal occult blood</i>	<i>8</i>	<i>12</i>
<i>Urinalysis (reagent strip).....</i>	<i>8</i>	<i>12</i>
<i>Drawing fee for venipuncture</i>	<i>8</i>	<i>14</i>
<i>Laboratory tests, other than those listed</i>		
<i>above or performed in conjunction</i>		
<i>with an annual or initial examination</i>	<i>8</i>	<i>12</i>

2. ~~[A person]~~ *For a client described in subsection 1* who is not able to pay a fee listed in subsection 1 ~~[will be asked]~~, *the Bureau of Community Health:*

(a) May not deny the services or medications provided by a nurse of the Bureau to the client; and

(b) Shall ask the client to make a donation to help cover the cost of the service or medication.

3. For the purposes of this section, ~~[a person will be charged]~~ *except as otherwise provided in subsection 2, the Bureau shall charge a client described in subsection 1* the fees listed in:

(a) Category I if the annual gross income of ~~[his immediate family is not more than 249]~~ *the household of the client is less than 250* percent of the poverty level designated by the United States Department of Health and Human Services.

(b) Category II if the annual gross income of ~~[his immediate family]~~ *the household of the client* is at least 250 percent of the poverty level designated by the United States Department of Health and Human Services.

4. *As used in this section, “household” means an association of persons who live together as a single economic unit, regardless of whether they are related.*