

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

**LCB File No. R123-05**

September 28, 2005

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

AUTHORITY: §1, NRS 439.150, 449.0305, 449.037, 449.050.

A REGULATION relating to medical facilities; requiring an agency to provide nursing in the home to obtain a new license from the Health Division of the Department of Health and Human Services if there is a change in any of the services the agency provides; and providing other matters properly relating thereto.

**Section 1.** NAC 449.0168 is hereby amended to read as follows:

449.0168 1. Except as otherwise provided in subsection 2, a holder of a license to operate a medical facility, facility for the dependent, program of hospice care or referral agency who wishes or is required pursuant to NAC 449.190, 449.307, 449.7473 or 449.758 to modify his license to reflect:

- (a) A change in the name of the facility, program or agency;
- (b) A change of the administrator of the facility, program or agency;
- (c) A change in the number of beds in the facility;
- (d) A change in the type of facility licensed or the addition of another type of facility to be licensed;
- (e) A change in the category of residents who may reside at the facility; ~~or~~
- (f) A change in the designation of a staging area for a mobile unit or, if the mobile unit is operated by an independent facility, a change in the address of the independent facility ~~or~~; *or*

*(g) A change in any of the services provided by an agency to provide nursing in the home,*

↳ must submit an application for a new license to the Health Division and pay to the Health Division a fee of \$250.

2. An applicant who applies for a license pursuant to paragraph (c) of subsection 1 because of an increase in the number of beds in the facility must pay to the Health Division:

(a) A fee of \$250; and

(b) A fee for each additional bed as follows:

(1) If the facility is an intermediate care facility for the mentally retarded or persons with developmental disabilities .....	\$184
(2) Except as otherwise provided in subparagraph (3), if the facility is a residential facility for groups .....	184
(3) If the facility is a residential facility for groups and the fee for each bed in the facility is paid entirely with money from sources described in subsection 3 of NAC 449.016 .....	100
(4) If the facility is a facility for the treatment of abuse of alcohol or drugs .....	184
(5) If the facility is a facility for hospice care .....	184
(6) If the facility is a home for individual residential care .....	184
(7) If the facility is a facility for modified medical detoxification.....	184
(8) If the facility is a hospital .....	80
(9) If the facility is a rural hospital.....	80
(10) If the facility is a skilled nursing facility .....	60
(11) If the facility is an intermediate care facility, other than an intermediate care facility for the mentally retarded or persons with developmental disabilities .....	90

3. If the address of the home office of a home health agency has not changed, a holder of a license to operate a subunit agency or branch office of the home health agency who wishes or is required pursuant to NAC 449.758 to modify his license to reflect a change in the address of the subunit agency or branch office of the home health agency must:

- (a) Submit an application for a new license to the Health Division; and
- (b) Pay to the Health Division a fee of \$250.

4. A fee paid pursuant to this section is nonrefundable.

5. As used in this section:

(a) “Administrator” means the person who is responsible for the daily management of a medical facility, facility for the dependent or program of hospice care.

(b) “Independent facility” has the meaning ascribed to it in NAC 449.9701.

(c) “Staging area” has the meaning ascribed to it in NAC 449.97018.