

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

LCB FILE NO. R124-12

These regulations are being proposed in accordance with NRS 449.050.

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

Chapter NAC 449 is hereby amended by adding thereto the provisions set forth as sections one to two, inclusive, of this regulation.

Section 1. NAC 449.013 License and renewal fees to operate ambulatory surgical center, home office or subunit agency of home health agency, branch office of home health agency, *facility for care of adults during the day*, rural clinic, obstetric center, program of hospice care, independent center for emergency medical care, nursing pool, facility for treatment with narcotics, medication unit, referral agency, facility for refractive surgery, mobile unit and agency to provide personal care services in the home; expiration of application for license. (NRS 439.150, 439.200, 449.0302, 449.0303, 449.0305, 449.050)

1. Except as otherwise provided NAC 449.0168, an applicant for a license to operate any of the following facilities, programs of hospice care or agencies must pay to the Health Division the following nonrefundable fees:

(a) An ambulatory surgical center	\$9,784
(b) A home office or subunit agency of a home health agency	5,168
(c) A branch office of a home health agency	5,358
(d) A rural clinic	4,058
(e) An obstetric center	1,564
(f) A program of hospice care	7,054
(g) An independent center for emergency medical care	4,060
(h) A nursing pool	4,602
(i) A facility for treatment with narcotics	5,046
(j) A medication unit	1,200
(k) A referral agency	2,708
(l) A facility for refractive surgery	6,700
(m) A mobile unit	2,090
(n) An agency to provide personal care services in the home	1,374
<i>(o) A facility for care of adults during the day with 50 or less clients</i>	<i>2,154</i>
<i>(p) A facility for care of adults during the day with 51 or more clients</i>	<i>3,398</i>

2. An applicant for the renewal of such a license must pay to the Health Division the following nonrefundable fees:

(a) An ambulatory surgical center	\$4,892
(b) A home office or subunit agency of a home health agency	2,584
(c) A branch office of a home health agency	2,679

(d) A rural clinic	2,029
(e) An obstetric center	782
(f) A program of hospice care	3,527
(g) An independent center for emergency medical care	2,030
(h) A nursing pool	2,301
(i) A facility for treatment with narcotics	2,523
(j) A medication unit	600
(k) A referral agency	1,354
(l) A facility for refractive surgery	3,350
(m) A mobile unit	1,045
(n) An agency to provide personal care services in the home	687
<i>(o) A facility for care of adults during the day with 50 or less clients</i>	<i>1,077</i>
<i>(p) A facility for care of adults during the day with 51 or more clients</i>	<i>1,699</i>

3. An application for a license is valid for one year after the date on which the application is submitted. If an applicant does not meet the requirements for licensure imposed by Chapter 449 of NRS or the regulations adopted pursuant thereto within one year after the date on which he submits his application, he must submit a new application and pay the required fee to be considered for licensure.

Sec. 2. NAC 449.01685 Health Division authorized to charge and collect fee from licensee to recover costs of investigating complaint ~~[if complaint is substantiated]~~. (NRS 439.150, 439.200, 449.0302)

1. The Health Division may charge and collect a fee from any licensee who is involved in a complaint submitted to the Health Division ~~[by a consumer]~~ to recover the costs of investigating the complaint after the investigation is completed ~~[and the complaint is substantiated]~~. The fee will be based upon the hourly rate established for each surveyor of health facilities as determined by the budget of the Health Division.

~~[2. As used in this section, "substantiated" means supported or established by evidence or proof.]~~