

**PROPOSED REGULATION OF THE BOARD OF EXAMINERS FOR
MARRIAGE AND FAMILY THERAPISTS AND CLINICAL
PROFESSIONAL COUNSELORS**

LCB File No. R163-12

NOTICE OF INTENT TO ACT UPON A REGULATION

**NOTICE OF HEARING FOR THE ADOPTION AND
AMENDMENT OF REGULATIONS OF THE BOARD OF EXAMINERS
FOR MARRIAGE AND FAMILY THERAPISTS AND CLINICAL
PROFESSIONAL COUNSELORS**

The Nevada Board of Examiners for Marriage and Family Therapists and Clinical Professional Counselors will hold a public hearing at 10:00 a.m. on December 6, 2013, connected by videoconference at the following locations: Grant Sawyer Building, Room 4406, 555 E. Washington Avenue, Las Vegas, Nevada and Nevada Legislature, Room 2134, 401 South Carson Street, Carson City, Nevada.

The purpose of the hearing is to receive comments from all interested persons regarding the adoption and amendment of regulations that pertain to chapter 641A of the Nevada Administrative Code (NAC).

The following information is provided pursuant to the requirements of NRS 233B.0603:

1. The need for and the purpose of the proposed regulation or amendment.

Section 1 of the proposed regulation adds a procedure to follow to suspend or terminate supervisor agreements between interns and approved supervisors.

Section 2 641A.085: The proposed changes to NAC 641A.085 are needed to clarify the descriptions of courses of study and that years of experience as a licensed marriage and family therapist or clinical professional counselor may be considered in lieu of specific academic courses.

Section 3 641A.146: The proposed changes to NAC 641A.146 revise provisions concerning termination of internships for failure to file semiannual reports and clarify the procedures for interns who fail to complete internship after one three year extension.

Section 4 641A.182: The proposed changes to NAC 641A.182 are needed to provide clarification to the qualifications for approved supervisors.

Section 5 641A.252: The proposed change to NAC 641A.252 is needed to update the references and links to the current AAMFT Code of Ethics of the American Association for

Marriage and Family Therapy and the current Code of Ethics of the National Board for Certified Counselors.

2. A statement explaining how to obtain the approved or revised text of the proposed regulation prepared by the Legislative Counsel pursuant to NRS 233B.063.

A copy of the proposed amendment to the regulation is attached to this notice.

3. The methods used by the Nevada Board of Examiners for Marriage and Family Therapists and Clinical Professional Counselors in determining the impact on a small business prepared pursuant to NRS 233B.0608(3).

The method used by the Nevada Board of Examiners for Marriage and Family Therapists and Clinical Professional Counselors in determining the impact on a small business was to examine whether or not the practice of the marriage and family therapists and clinical professional counselors which the Board regulates will have their practice impacted. On the whole, a marriage and family therapist's or a clinical professional counselor's practice will not be impacted to any degree that a small business would feel an impact.

4. The estimated economic effect of the regulation on the business which it is to regulate and on the public:

- (a) Both adverse and beneficial effects;

There will be no adverse economic effect of these regulations on the businesses which it is to regulate (marriage and family therapists and clinical professional counselors) or the public. The amendment of the regulations will benefit the marriage and family therapists and clinical professional counselors to be regulated and the public by providing clarification to the regulations.

- (b) Both immediate and long-term effects.

These regulations will have immediate and long-term beneficial effects through the clarification of the regulations.

5. The estimated cost to the agency for enforcement of the proposed regulation.

There will be no cost incurred by the Nevada Board of Examiners for Marriage and Family Therapists and Clinical Professional Counselors for enforcement of the proposed regulations.

6. A description of and citation to any regulations of other state or local government agencies which the proposed regulation overlaps or duplicates and a statement explaining why the duplication or overlapping is necessary. If the proposed regulation overlaps or duplicates a federal regulation, the notice must include the name of the regulating federal agency.

The Nevada Board of Examiners for Marriage and Family Therapists and Clinical Professional Counselors is not aware of any similar regulations of other state or local government agencies that the proposed regulations overlap or duplicate.

7. If the regulation is required pursuant to federal law, a citation and description of the federal law.

The Nevada Board of Examiners for Marriage and Family Therapists and Clinical Professional Counselors is not aware of these regulations being required by federal law.

8. If the regulation includes provisions which are more stringent than a federal regulation that regulates the same activity, a summary of such provisions.

The Nevada Board of Examiners for Marriage and Family Therapists and Clinical Professional Counselors is not aware of any similar federal regulations of the same activity in which the regulations are more stringent.

9. Whether the proposed regulation establishes a new fee or increases an existing fee.

These regulations do not provide a new or increase of fees.

Persons wishing to comment upon the proposed action of the Nevada Board of Examiners for Marriage and Family Therapists and Clinical Professional Counselors may appear at the public hearing or may address their comments, data, views, or arguments, in written form, to the Nevada Board of Examiners for Marriage and Family Therapists and Clinical Professional Counselors, P.O. Box 370130, Las Vegas, Nevada 89134, or at the e-mail address: nvmftbd@mftbd.nv.gov. Written submissions must be received by the Nevada Board of Examiners for Marriage and Family Therapists and Clinical Professional Counselors by December 2, 2013 at 5:00 p.m. If no person who is directly affected by the proposed action appears to request time to make an oral presentation, the Nevada Board of Examiners for Marriage and Family Therapists and Clinical Professional Counselors may proceed immediately to act upon any written submissions.

A copy of this notice and the regulation to be adopted and amended will be on file at the State Library, 100 Stewart Street, Carson City, Nevada, for inspections by members of the public during business hours. Additional copies of the notice and the regulation to be adopted and amended will be available at the Nevada Board of Examiners for Marriage and Family Therapists and Clinical Professional Counselors, 9436 W. Lake Mead Blvd, Suite 11-J, Las Vegas, Nevada, and in all counties in which an office of the agency is not maintained, at the main public library, for inspection and copying by members of the public during business hours. This notice and the text of the proposed regulation are available on the Board's website at www.marriage.state.nv.us. This notice and the text of the proposed regulation 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 of this notice and the proposed regulation 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.

A copy of this notice of intent to act upon a regulation has been mailed to all persons who have requested in writing that they be placed upon a mailing list, which has been kept by the Nevada Board of Examiners for Marriage and Family Therapists and Clinical Professional Counselors for this purpose.

This notice of intent to act upon a regulation has been posted at the following locations:

Nevada Board of Marriage and Family
Therapists and Clinical Professional Counselors
9436 W. Lake Mead Blvd., Suite 11-K
Las Vegas, NV 89134

State Library and Archives
100 North Stewart Street
Carson City, NV 89701

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

Churchill County Library
553 South Main Street
Fallon, NV 89406

Douglas County Library
1625 Library Lane
Minden, NV 89423

Elko County Library
720 Court Street
Elko, NV 89801

Esmeralda County Library
Corner of Crook & 4th Streets
P.O. Box 430
Goldfield, NV 89013

Eureka County Library
P.O. Box 293
Eureka, NV 89316

Humboldt County Library
85 East 5th Street
Winnemucca, NV 89445

Battle Mountain Branch Library
625 South Broad Street
Battle Mountain, NV 89820

Lincoln County Library
63 Main Street
Pioche, NV 89043

Lyon County Library
20 Nevin Way
Yerington, NV 89447

Mineral County Public Library
110 1st Street
Hawthorne, NV 89415

Pershing County Library
1125 Central Avenue
Lovelock, NV 89419

Storey County Public Library
95 South R Street
Virginia City, NV 89440

Tonopah Public Library
167 Central Street
Tonopah, NV 89049

Washoe County Library
301 South Center Street
Reno, NV 89501

White Pine County Library
950 Campton Street
Ely, NV 89301

Grant Sawyer Building
555 E. Washington Street
Las Vegas, NV 89101

Legislative Building
401 South Carson Street
Carson City, NV 89701