

**PROPOSED REGULATION OF THE BOARD OF EXAMINERS FOR
LONG-TERM CARE ADMINISTRATORS**

LCB File No. R030-16

NOTICE OF INTENT TO ACT UPON A REGULATION

**NOTICE OF HEARING FOR THE AMENDMENT AND ADOPTION OF
REGULATION OF THE STATE OF NEVADA
BOARD OF EXAMINERS FOR LONG TERM CARE ADMINISTRATORS**

The State of Nevada Board of Examiners for Long Term Care Administrators will hold a public hearing at 9:30 am on July 26, 2016 to be video-conferenced in the following locations:

Sawyer State Office Building
555 East Washington Avenue
Room 4401
Las Vegas, Nevada 89102

and

Legislative Counsel Bureau
401 South Carson Street
Room 3138
Carson City, Nevada

The purpose of the hearing is to receive comments from all interest persons regarding the amendments/adoptions of regulations that pertain to Chapter 654 of the Nevada Administrative Code (NAC). If no person who is directly affected by the proposed action appears to request time to make an oral presentation, the Board of Examiners for Long Term Care Administrators may proceed immediately to act upon any written submissions.

The time for the hearing is scheduled as follows:

9:30 A.M. Public Hearing and Possible Adoption of Proposed Amendments to NAC 654 are related to the licensure requirements for Nursing Facility Administrators and Residential Facility Administrators, License Renewals for Nursing Facility Administrators and Residential Facility Administrators and status notices required from licensed administrators.

NOTE: Possible action to adopt may be taken at this meeting.

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

1. The need and the purpose of the proposed amendments to NAC Chapter 654 are Based on the recommendations from the State of Nevada Board of Examiners for Long Term Care Administrators. Proposed amendments are related to the licensure requirements for Nursing Facility Administrators and Residential Facility Administrators, License Renewals for Nursing Facility Administrators and Residential Facility Administrators and status notices required from licensed administrators.

2. The Subjects and Issues involved in the regulation are those who would be seeking, renewing and/or working in the capacity of a Nursing Facility Administrator or Residential Facility Administrator.
3. There is no economic effect of the regulation on the business and industry that it regulates. There is no economic effect of the regulation on the public. There are no immediate or long-term effects on the public.
4. The estimated cost to the State of Nevada Board of Examiners for Long Term Care Administrators for enforcement of the proposed regulations is none.
5. There are no federal laws affecting the proposed regulation and there is no duplication or overlap of state of local government agencies.
6. The proposed regulation is not required pursuant to federal law.
7. The proposed regulation does not include provisions which are more stringent than a federal regulation that regulates the same activity.
8. The proposed regulation does not establish a new fee. The proposed regulation does not increase the existing licensure fee.

Persons wishing to comment upon the proposed action of the State of Nevada Board of Examiners for Long Term Care Administrators may appear at the scheduled public hearing or may address their comments, data, views or arguments, in written form, to the Board Executive Director, State of Nevada Board of Examiners for Long Term Care Administrators, 3157 N. Rainbow Blvd. #313, Las Vegas, NV 89108. The Board must receive written submissions **on or before July 12, 2016**. If no person who is directly affected by the proposed action appears to request time to make an oral presentation, the State of Nevada Board of Examiners for Long Term Care Administrators may proceed immediately to act upon any written submissions.

A copy of this notice and the regulation to be amended/adopted will be on file at the State Library and Archives, 100 Stewart Street, Carson City, Nevada, for inspection by members of the public during business hours. Additional copies of the notice and the regulation to be amended/adopted will be available at the State of Nevada Board of Examiners for Long Term Care Administrators at <http://beltca.nv.gov/> and in all counties 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 also available at 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 any regulation, the agency, if requested to do so by an interested person, either prior to adoption or within 30 day thereafter, will issue a concise statement of the principal

reasons for and against its adoption and incorporate therein its reason or overruling the consideration urged against its adoption.

This notice of hearing has been posted at the following locations:

Grant Sawyer State Office Building
555 East Washington Ave.
Las Vegas, NV 89101
Fax: 702-486-2012

ADSD
3416 Goni Rd., Building – D 132
Carson City, NV 89706
Fax: 775-687-0574

ADSD
1860 East Sahara Ave.
Las Vegas, NV 89104
Fax: 702-486-3572

DPBH
727 Fairview Dr., Suite E
Carson City, NV 89706
Fax: 775-684-1073

DPBH
4220 S. Maryland Pkwy.
Suite 810, Bldg. D
Las Vegas, NV 89119
Fax: 702-486-6520

ADSD
445 Apple Street
Reno, NV 89502
Fax: 775-688-2969

Public Library
Sierra View Branch
Fax 775-827-8792

Carson City Courthouse
100 Stewart St.
Carson City, NV 89701
Fax: 775-887-2146

Clark County – Las Vegas Library
732 North Las Vegas Blvd.
Las Vegas, NV 89101
Fax: 702-507-3598

By E-Mail

Sue Levinsky, ADSD, LV
Paul Shubert, DPBH, LV
Carrie Embree, ADSD
Charles Perry
Jennifer Williams-Woods - ADSD
Theresa Brushfield

Jill Berntson, ADSD, Reno
Teresa Stricker, ADSD, LV
E. Beck (Grant Sawyer State Office Bldg)
Daniel Mathis, NVHCA
Shawn McGivney
Mark McBride, Administrator

Susan Magluilo, Administrator
Minou Nelson, DPBH

Donald Sampson, DPBH
Blayne Osborn, NRHP

**SMALL BUSINESS IMPACT STATEMENT
PURSUANT TO NRS 233B.0608**

Date: June 27, 2016

Re: Proposed Adoption of Regulations Revising NAC 654.

I, Sandy Lampert, Executive Director of the State of Nevada Board of Examiners for Long Term Care Administrators, do hereby certify that, to the best of my knowledge or belief:

1. The proposed changes to the regulation NAC 654 are not likely to (a) impose a direct or Significant economic burden upon a small business, or (b) directly restrict the formation, operation or expansion of a small business.
2. A concerted effort was made to determine any economic burden. The State of Nevada Board of Examiners for Long Term Care Administrators has relied on the expert knowledge of Board staff and the Attorney General's Office to determine that the impact is solely on long term care applicants and administrators.
3. All relevant materials were reviewed and the Board considered its history with implementing similar regulations; the proposed changes are within the historic scope of the Board's activities and present no new cost of enforcement.
4. Comment has not been solicited from small business, and no summary of their response is provided, because small business are not impacted by this regulation and thus no burden or economic impact can be assessed.

I hereby further certify that, to the best of my knowledge or belief, a concerted effort was made to determine the impact of the regulation on small businesses and that the information contained in the statement was prepared properly and is accurate.

Respectfully submitted,
State of Nevada Board of Examiners for Long Term Care Administrators

/s/

Sandy Lampert
Executive Director