

**LEGISLATIVE REVIEW OF ADOPTED REGULATIONS AS REQUIRED BY NRS 233B.066
LCB FILE R081-23
INFORMATIONAL STATEMENT**

The following statement is submitted for adopted amendments to Nevada Administrative Code (NAC) Chapter 226.

1. A clear and concise explanation of the need for the adopted regulation.

The proposed regulation, LCB File No. R081-23, makes changes to Chapter 226 of the Nevada Administrative Code to allow for the implementation of the Student Loan Repayment for Providers of Health Care in Underserved Communities Program.

Specifically, LCB File No. R081-23 outlines the procedures for a provider of health care to apply for and receive repayment of student education loans under the program, the provisions governing the amount of repayment of student education loans that a provider of health care may receive under the program, and the manner in which the State Treasurer will prioritize the award of money available to make repayments of student education loans under the program.

Additionally, LCB File No R081-23 sets forth the requirements for agreements under which the State Treasurer will make repayments of student education loans under the program and provides for other matters properly relating to the establishment and administration of the Student Loan Repayment for Providers of Health Care in Underserved Communities Program.

2. A description of how public comment was solicited, a summary of public response, and an explanation how other interested persons may obtain a copy of the summary.

Copies of the proposed regulation, notices of workshop and notices of intent to act upon the regulation were sent by email to persons who were known to have an interest in the implementation of the Student Loan Repayment for Providers of Health Care in Underserved Communities Program as well as any persons who had specifically requested such notice. These documents were also made available at the website of the State Treasurer's Office, mailed to all county libraries in Nevada, posted on the Nevada Legislature's Administrative Regulations Notice page, deposited with the Nevada State Library and Archives, and posted at the following locations:

- The State of Nevada Public Notice website: (<https://notice.nv.gov/>)
- State Capitol Building, 1st & 2nd Floors, 101 North Carson Street
- Nevada Legislative Building, 401 South Carson Street
- Nevada State Library, 100 Stewart Street

- Blasdel Building, 209 East Musser Street
- Grant Sawyer State Office Building, 555 East Washington Avenue

The State Treasurer’s Office prepared an initial draft of the proposed regulation and worked with staff from the Legislative Counsel Bureau to prepare a formal draft of this proposed regulation. Once this draft of this regulation was received from the Legislative Counsel Bureau, the State Treasurer’s Office subsequently presented the recommended regulation changes during two public workshops that were held on January 8, 2024, and March 8, 2024. During these public workshops, the agency solicited comments from interested parties and the general public about various provisions of the regulation. Once the State Treasurer’s Office incorporated the feedback from both of these workshops and received a revised draft of LCB File R081-23 from the Legislative Counsel Bureau, the agency issued a Notice of Intent to Act Upon a Regulation for a hearing that took place on June 5, 2024.

During this hearing, the agency did not receive any written comments on the proposed LCB File R081-23. One individual from the Nevada Primary Care Association provided in-person testimony during the hearing, thanking the State Treasurer’s Office for being very collaborative and thoughtful during the regulatory process.

A copy of this summary of the public response to the proposed regulation may be obtained by contacting Erik Jimenez, Chief Policy Deputy for the Nevada State Treasurer’s Office at: Nevada State Treasurer’s Office, 101 N. Carson Street, Suite 4, Carson City, NV 89701, 775-684-5613, or by emailing: ejimenez@nevadatreasurer.gov.

3. The number persons who:

- (a) Attended the January 8, 2024, workshop: 34**
- (b) Testified at the January 8, 2024, workshop: 13**
- (c) Submitted to the agency written comments for the January 8, 2024, workshop: 3**
- (d) Attended the March 8, 2024, workshop: 23**
- (e) Testified at the March 8, 2024, workshop: 6**
- (f) Submitted to the agency written comments for the March 8, 2024, workshop: No** written comments were submitted.
- (g) Attended the June 5, 2024, hearing: 12**
- (e) Testified at the June 5, 2024, hearing: 1**
- (f) Submitted to the agency written comments for the June 5, 2024, hearing: No** written comments were submitted.

A list of names and contact information, including telephone number, electronic mail address, and name of entity or organization represented, for each person identified is included below:

(a) Individuals who attended the January 8, 2024, workshop:

1. Erik Jimenez, Chief Policy Deputy, Nevada State Treasurer's Office
(775) 684-5613
ejimenez@nevadatreasurer.gov
2. Kirsten Van Ry, Chief of Staff, Nevada State Treasurer's Office
KLVanRy@NevadaTreasurer.gov
3. Evelyn Castro, Student Loan Ombudsman, Nevada State Treasurer's Office
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ecastro@nevadatreasurer.gov
4. Itzel Fausto, Administrative Assistant IV, Nevada State Treasurer's Office
(775) 684-7109
itzel.fausto@nevadatreasurer.gov
5. Alex Tanchek, Silver State Government Relations
alex@ssgr.us
6. Lea Case, Belz & Case Government Affairs
lc@belzcase.com
7. Sabrina Schnur, Belz & Case Government Affairs
ss@belzcase.com
8. Elyse Monroy- Marsala, Belz & Case Government Affairs
emm@belzcase.com
9. Blayne Osborn, Nevada Rural Hospital Partners
blayne@nrhp.org
10. Lindsey Harmon, Planned Parenthood
lindsey_harmon@ppvotestnv.org
11. Steve Messinger, Nevada Primary Care Association
smessinger@nvpc.org
12. Jacqueline Nguyen, Nevada State Medical Association
13. Keith Clark, University of Nevada Reno, School of Medicine
kclark@med.unr.edu
14. John Packham, University of Nevada Reno, School of Medicine
jpackham@med.unr.edu
15. Julia Peek, Deputy Administrator, Division of Public and Behavioral Health
jpeek@health.nv.gov

16. Terri Ogden, Nevada Optometric Association
terri@nvoptometric.com
17. Anna Marie Binder
binder4nevada@gmail.com
18. Vance Farrow, Nevada Governor's Office of Economic Development
vfarrow@goed.nv.gov
19. Dr. Ron Aryel, Reno Center for Health
ron@renocenterforhealth.com
20. Maya Homes, Culinary Health Fund
mholmes@culinaryhealthfund.org
21. Brian Evans, The Perkins Company
brian@theperkinsco.com
22. Cullen McGinnis, College of Southern Nevada
CULLEN.MCGINNIS@student.csn.edu
23. Tom Clark, Tom Clark Solutions
tom@tomclarksolutions.com
24. Brian Reeder, Ferrari Reeder Public Affairs
brian@ferrarireeder.com
25. Amy Koo, One APIA Nevada
info@oneapianevada.org
26. Assemblyman Gregory Koenig
Gregory.Koenig@asm.state.nv.us
27. Areli Alarcon, Carrera Nevada
areli@carraranv.com
28. Julia Ratti, Northern Nevada Public Health
JURatti@nnph.org
29. Tess Opferman, Pinyon Public Affairs
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30. Chelsea Capurro
chelsea@g3nv.com
31. Mari Nakashima Nielsen, The Perkins Company

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32. Mike Willden, The Perikins Company
michael@theperkinsco.com
33. Megan Comlossy, University of Nevada Reno, School of Public Health
mcomlossy@unr.edu
34. Sara Hunt, University of Nevada Las Vegas
sara.hunt@unlv.edu

(b) Individuals who testified at the January 8, 2024, workshop:

1. Lea Case, Belz & Case Government Affairs
lc@belzcase.com
2. Dr. Ron Aryel, Reno Center for Health
ron@renocenterforhealth.com
3. Julia Ratti, Northern Nevada Public Health
JURatti@nnph.org
4. Anna Marie Binder
binder4nevada@gmail.com
5. Vance Farrow, Nevada Governor's Office of Economic Development
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6. Sara Hunt, University of Nevada Las Vegas
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7. Blayne Osborn, Nevada Rural Hospital Partners
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8. Lindsey Harmon, Planned Parenthood
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9. Steve Messinger, Nevada Primary Care Association
smessinger@nvpca.org
10. Terri Ogden, Nevada Optometric Association
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11. Megan Comlossy, University of Nevada Reno, School of Public Health
mcomlossy@unr.edu

12. Jacqueline Nguyen, Nevada State Medical Association
13. Keith Clark, University of Nevada Reno, School of Medicine
kclark@med.unr.edu

(c) Individuals who submitted to the agency written comments for the January 8, 2024, workshop:

1. Lindsey Harmon, Planned Parenthood
lindsey_harmon@ppvotesnv.org
2. Dr. Ron Aryel, Reno Center for Health
ron@renocenterforhealth.com
3. Sara Hunt, University of Nevada Las Vegas
sara.hunt@unlv.edu

(d) Individuals who attended the March 8, 2024, workshop:

1. Erik Jimenez, Chief Policy Deputy, Nevada State Treasurer's Office
(775) 684-5613
ejimenez@nevadatreasurer.gov
2. Lea Case, Belz & Case Government Affairs
lc@belzcase.com
3. Sabrina Schnur, Belz & Case Government Affairs
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4. Cherisa Conway, PACT Coalition
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5. Krystal Griffin, PACT Coalition
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6. Jessica Robertson, High Sierra Area Health Education Center
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7. Fergus Laughridge, Health Director, Ft. McDermitt Paiute Shoshone Tribe
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8. Dr. Ron Aryel, Reno Center for Health
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9. Itzel Fausto, Administrative Assistant IV, Nevada State Treasurer's Office
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10. Allison Genco, Dignity Health, St. Rose Dominican Hospitals
11. Vance Farrow, Nevada Governor's Office of Economic Development
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12. Alex Tanchek, Silver State Government Relations
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13. Dr. Joseph Wineman, Nevada Dental Association
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14. Megan Comlossy, University of Nevada Reno, School of Public Health
mcomlossy@unr.edu
15. Patty Porter, Nevada System of Higher Education
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16. Brian Evans, The Perkins Company
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17. Areli Alarcon, Carrera Nevada
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18. Sara Hunt, University of Nevada Las Vegas
sara.hunt@unlv.edu
19. Steve Messinger, Nevada Primary Care Association
smessinger@nvpc.org
20. John Packham, University of Nevada Reno, School of Medicine
jpackham@med.unr.edu
21. Dr. Mark Rosenberg
mjrosenbergdds@icloud.com
22. Dr. Barry Cole
23. Nancy Bowen, Nevada Primary Care Association
nbowen@nvpc.org

(e) Individuals who testified at the March 8, 2024, workshop:

1. Lea Case, Belz & Case Government Affairs
lc@belzcase.com

2. Dr. Mark Rosenberg
mjrosenbergdds@icloud.com
3. Steve Messinger, Nevada Primary Care Association
smessinger@nvpca.org
4. Steve Messinger, Nevada Primary Care Association
smessinger@nvpca.org
5. Dr. Ron Aryel, Reno Center for Health
ron@renocenterforhealth.com
6. Dr. Barry Cole

(f) Individuals who submitted to the agency written comments for the March 8, 2024, workshop:

No written comments were submitted.

(g) Individuals who attended the June 5, 2024, hearing:

1. Erik Jimenez, Chief Policy Deputy, Nevada State Treasurer's Office
(775) 684-5613
ejimenez@nevadatreasurer.gov
2. Ahmad Brooks, Program Officer I, Nevada State Treasurer's Office
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5. Julia Peek, Deputy Administrator, Division of Public and Behavioral Health
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6. Sabrina Schnur, Belz & Case Government Affairs
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7. Elyse Monroy- Marsala, Belz & Case Government Affairs
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8. Keith Clark, University of Nevada Reno, School of Medicine

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9. Kirsten Van Ry, Chief of Staff, Nevada State Treasurer's Office
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10. Julia Ratti, Washoe County
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11. Steve Messinger, Nevada Primary Care Association
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12. Veronica Kilgore, Administrative Assistant III, Nevada State Treasurer's Office
v.kilgore@nevadatreasurer.gov

(h) Individuals who testified at the June 5, 2024, hearing:

1. Steve Messinger, Nevada Primary Care Association
smessinger@nvpca.org

(i) Individuals who submitted to the agency written comments for the June 5, 2024, hearing:

No written comments were submitted.

4. A description of how comment was solicited from affected businesses, a summary of their response, and an explanation how other interested persons may obtain a copy of the summary.

Prior to drafting this proposed regulation, the State Treasurer's Office solicited feedback from numerous stakeholders who were involved during the passage and approval of Assembly Bill 45 during the 82nd Legislative Session, as well as members of the business community, on the content of these proposed regulatory changes.

Comments were solicited from potentially affected businesses in the same manner as they were solicited from the public. The summary may be obtained as instructed in the response to question #2. Through this process, the agency concluded that this proposed regulation would not negatively impact businesses in the State of Nevada.

A copy of this summary of the public response to the proposed regulation may be obtained by contacting Erik Jimenez, Chief Policy Deputy for the Nevada State Treasurer's Office at: Nevada State Treasurer's Office, 101 N. Carson Street, Suite 4, Carson City, NV 89701, 775-684-5613, or by emailing: ejimenez@nevadatreasurer.gov.

5. If the regulation was adopted without changing any part of the proposed regulation, a summary of the reasons for adopting the regulation without change.

The State Treasurer's Office presented an initial draft of the regulation that was prepared by the agency for the workshop, since the formal regulation text was still being formally drafted by the Legislative Counsel Bureau.

Since the agency received no written or in-person comments during the public workshop, the agency proceeded to schedule the hearing once the Legislative Counsel Bureau had finalized the formal draft of R081-23. During the hearing, the agency did not receive any written or in person testimony on the proposed changes in the regulation. Therefore, the agency adopted the regulation without changes.

6. The estimated economic effect of the adopted regulation on the businesses which it is to regulate and on the public. These must be stated separately, and each case must include:

(a) Both adverse and beneficial effects; and

(b) Both immediate and long-term effects.

Adverse effects:

The State Treasurer's Office does not anticipate any adverse economic impact from this regulation on businesses or the public.

Beneficial effects:

The State Treasurer's Office anticipates the beneficial effects of this regulation would be that providers of health care who choose to participate in the program and practice health care in underserved communities in the State would have access to student loan repayment in exchange for their service.

Immediate effects:

The State Treasurer's Office anticipates that the immediate effects of this regulation would be that providers of health care would relocate and/or continue to practice in underserved communities through this program.

Long-term effects:

The State Treasurer's Office anticipates that this regulation may have long-term beneficial effects for underserved communities across the State of Nevada who will gain access to additional health care providers through the student loan repayment incentives offered through this program.

7. The estimated cost to the agency for enforcement of the adopted regulation.

The State Treasurer's Office does not estimate any additional cost necessary for the enforcement of the proposed regulation.

- 8. A description of any regulations of other state or government agencies which the proposed regulation overlaps or duplicates and a statement explaining why the duplication or overlapping is necessary. If the regulation overlaps or duplicates a federal regulation, the name of the regulating federal agency.**

There are no other state or government agency regulations that the proposed regulation duplicates.

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

There are no federal regulations that apply.

- 10. If the regulation provides a new fee or increases an existing fee, the total annual amount the agency expects to collect and the manner in which the money will be used.**

This regulation does not provide a new fee or increase an existing fee.