

LCB File No. R054-99

PROPOSED REGULATION OF THE STATE BOARD OF HEALTH

DO-NOT-RESUSCITATE IDENTIFICATION

EXPLANATION – Italicized material is new; material in ~~{}~~ is to be deleted.

NOTE: Only those sections being changed are provided in this document.

Section 1. NAC 450B.955 is hereby amended to read as follows:

NAC 450B.955 Do-not-resuscitate identification: Form; issuance to qualified patient upon submission of application and fee. (NRS 450B.490)

1. A do-not-resuscitate identification must be in the form of an identification card, document or medallion that has been approved or issued by a health authority.

2. The health division shall issue a do-not-resuscitate identification in ~~{}~~ the form ~~{}~~ *described in subsection 1* of an identification card and document to a qualified patient who submits:

(a) A completed application containing the items described in NRS 450B.520 and NAC 450B.950; and

(b) A fee in the amount of \$5, *or*

3. *The health division shall issue a do-not-resuscitate identification in the form of a medallion to a qualified patient who submits:*

(a) A completed application containing the items described in NRS 450B.520 and NAC 450B.950; and

(b) A fee which does not exceed the actual cost of obtaining the medallion from a manufacturer, including the cost of engraving, shipping and handling.

(Added to NAC by Bd. of Health by R043-98, eff. 5-18-98)

INFORMATIONAL STATEMENT PER NRS 233B.066

1. DESCRIPTION OF HOW PUBLIC COMMENT WAS SOLICITED, SUMMARY OF PUBLIC RESPONSE, AND AN EXPLANATION OF HOW OTHER INTERESTED PERSONS MAY OBTAIN A COPY OF THE SUMMARY.

Workshops were held on December 29, 1998, in Reno and Elko, and December 30, 1998, in Las Vegas. Notice of public workshops was published in the Reno Gazette Journal, Elko Daily Free Press, and Las Vegas Review Journal on or before December 14, 1998. Notice of public workshops and proposed regulations were mailed to all county libraries in Nevada, EMS providers and other interested parties.

Notice of public hearing regarding the Board's intent to adopt amendments to NAC 450B was published in the Las Vegas Review Journal, Reno Gazette Journal, and Elko Daily Free Press on or before January 13, 1999. Notice of public hearing and proposed regulations were mailed to all county libraries in Nevada, EMS providers, and other interested parties on December 11, 1998.

Notice of public workshops held on August 19, 1999, in Las Vegas was published in the Las Vegas Review Journal, Reno Gazette journal, and Elko Daily Free Press on or before August 2, 1999. Notices of public workshops and proposed regulations were mailed to all county libraries in Nevada, permitted ambulance services, and interested parties.

Notice of public hearing regarding the Board's intent to adopt amendments was published in the Las Vegas Review Journal, Reno Gazette Journal, and Elko Daily Free Press on or before August 11, 1999. Notices of public hearing and proposed regulations were mailed to all county libraries in Nevada, permitted ambulance services, and interested parties on July 30, 1999. Attachment A is a summary of the comments received at the workshops.

In addition, copies of the proposed regulations were available during normal office hours at:

Bureau of Licensure and Certification - Carson City
Bureau of Licensure and Certification - Las Vegas
Bureau of Licensure and Certification - Reno
Nevada State Library
Emergency Medical Services - Elko
Emergency Medical Services - Tonopah

For public response copies of the minutes of the Board of Health meetings may be obtained by calling the Health Division at 684-4200.

2. THE NUMBER OF PERSONS WHO:

(A) ATTENDED THE HEARING;

Approximately 102 people attended the February 12, 1999, Board of Health hearing.
Approximately 37 people attended the September 10, 1999, Board of Health hearing.

(B) TESTIFIED AT EACH HEARING; AND

No members of the public testified at the Board of Health hearings.

(C) SUBMITTED TO THE AGENCY WRITTEN STATEMENTS.

No written statement was submitted at the Board of Health meeting.

3. 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

Comment was solicited from affected or potentially affected businesses by mailing EMS providers and all interested parties the proposed regulations and notice for the workshops and Board of Health hearing. Public response was in the form of written statements and testimony at the workshops and hearings. Copies the workshop minutes and Board of Health hearing minutes may be obtained by calling the Bureau of Licensure and Certification at (775) 687-4475.

4. IF THE REGULATION WAS ADOPTED WITHOUT CHANGING ANY PART OF THE PROPOSED REGULATION, A SUMMARY OF THE REASONS FOR ADOPTING THE REGULATION WITHOUT CHANGE.

None

5. THE ESTIMATED ECONOMIC EFFECT OF THE REGULATION ON THE BUSINESS WHICH IT IS TO REGULATE AND ON THE PUBLIC. THESE MUST BE STATED SEPARATELY, AND IN EACH CASE MUST INCLUDE:

- (A) BOTH ADVERSE AND BENEFICIAL EFFECTS; AND**
- (B) BOTH IMMEDIATE AND LONG TERM EFFECTS.**

Anticipated effects on the public are beneficial and immediate.
Adoption of this revision will affect the public in the following ways:

The amendments will add a section allowing the Health Division to collect a fee to pay for the cost of a do-not-resuscitate identification medallion. This medallion and fee will be in addition to the already approved identification form and wallet card which has a fee of five dollars for making application.

6. THE ESTIMATED COST TO THE AGENCY FOR ENFORCEMENT OF THE PROPOSED REGULATION.

None

7. 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, NAME THE REGULATING FEDERAL AGENCY.

None

8. IF THE REGULATION INCLUDES PROVISION WHICH ARE MORE STRINGENT THAN A FEDERAL REGULATION WHICH REGULATES THE SAME ACTIVITY, A SUMMARY OF SUCH PROVISION.

None

9. 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.

None