

PROPOSED REGULATION OF THE BOARD
OF REGISTERED ENVIRONMENTAL
HEALTH SPECIALISTS

LCB File No. R125-03

September 29, 2003

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

AUTHORITY: §§1, 4 and 7, NRS 625A.080; §§2 and 3, NRS 625A.080 and 625A.130; §§5 and 6, NRS 625A.080 and 625A.150.

Section 1. Chapter 625A of NAC is hereby amended by adding thereto the provisions set forth as sections 2 and 3 of this regulation.

FIRST
PARALLEL
SECTION

Sec. 2. *If the certificate of registration of an environmental health specialist has been suspended pursuant to the provisions of NRS 625A.130, the Board will reinstate the certificate after the environmental health specialist submits to the Board:*

- 1. An application for reinstatement of the certificate of registration on a form approved by the Board.***
- 2. The statement prescribed by the Welfare Division of the Department of Human Resources required pursuant to NRS 625A.105 if the environmental health specialist failed to submit the statement to the Board.***
- 3. The annual fee for registration for each year in which the certificate was suspended and for the year in which the environmental health specialist requests reinstatement.***
- 4. A penalty fee equal to 50 percent of all fees required to be submitted pursuant to subsection 3, not to exceed \$200.***

5. Proof of completion of the units of continuing education required pursuant to NAC 625A.020 for the period in which the certificate of registration was suspended. Any units of continuing education required to be completed during the period in which the certificate of registration was suspended must be completed within the 2 years immediately preceding the date of application for reinstatement.

SECOND
PARALLEL
SECTION

Sec. 3. If the certificate of registration of an environmental health specialist has been suspended pursuant to the provisions of NRS 625A.130, the Board will reinstate the certificate after the environmental health specialist submits to the Board:

- 1. An application for reinstatement of the certificate of registration on a form approved by the Board.*
- 2. The annual fee for registration for each year in which the certificate was suspended and for the year in which the environmental health specialist requests reinstatement.*
- 3. A penalty fee equal to 50 percent of all fees required to be submitted pursuant to subsection 2, not to exceed \$200.*
- 4. Proof of completion of the units of continuing education required pursuant to NAC 625A.020 for the period in which the certificate of registration was suspended. Any units of continuing education required to be completed during the period in which the certificate of registration was suspended must be completed within the 2 years immediately preceding the date of application for reinstatement.*

Sec. 4. NAC 625A.010 is hereby amended to read as follows:

625A.010 As used in this ~~[section and NAC 625A.020 and 625A.030,]~~ chapter, unless the context otherwise requires:

1. “Approved course” means a course of study or training which must be related to ~~public health sanitation~~ ***sanitary measures for the benefit of the public*** and which is approved or presented by any of the following:

- (a) The National Environmental Health Association.
- (b) The American Public Health Association.
- (c) The Centers for Disease Control ~~H~~ ***and Prevention.***
- (d) The Food and Drug Administration.
- (e) The Department of Health and Human Services.
- (f) The Environmental Protection Agency.
- (g) The American Water Works Association.
- (h) The American Dietetic Association.
- (i) ~~[The Professional Achieving Continuing Education (P.A.C.E.) Program.~~
- ~~(j)~~ The State Board of Nursing.
- ~~(k)~~ (j) ***The Nevada Environmental Health Association.***
- (k) ***The American Society of Agricultural Engineers.***
- (l) Any other organization approved by the Board.
- ~~(m)~~ (m) An accredited college or university.

2. “Board” means the Board ~~[for Registration of Public Health Sanitarians.] of Registered Environmental Health Specialists.~~

- 3. “Contact hour” means 50 minutes of participation in an approved course.
- 4. ~~["Sanitarian"]~~ ***“Environmental health specialist”*** has the meaning ascribed to it in NRS 625A.020.
- 5. “Unit of continuing education” means ~~10~~ ***12*** contact hours of approved courses.

Sec. 5. NAC 625A.020 is hereby amended to read as follows:

625A.020 1. Except as otherwise provided in subsection 2, each ~~sanitarian must complete one unit~~ *environmental health specialist must complete 2 units* of continuing education ~~within the year immediately preceding his application for the renewal of his registration and every 2 years after the date of his initial renewal. Not later than 2 years after the date of his initial renewal and every 2 years thereafter, the environmental health specialist must~~ submit proof of completion of the ~~e~~course required units of continuing education to the Board with his application ~~for the renewal of his registration.~~

2. The provisions of this section do not apply to ~~a sanitarian:~~

~~—(a) Who~~ *an environmental health specialist who* has received an exemption pursuant to NRS 625A.150.

~~[(b) In the year of his initial registration.]~~

Sec. 6. NAC 625A.030 is hereby amended to read as follows:

625A.030 1. Each ~~sanitarian~~ *environmental health specialist* who is required to complete a program of continuing education shall retain proof of completion of an approved course for 4 years after completion of the course.

2. Proof of completion of an approved course must be in the form of a transcript, certificate of completion or other document furnished by the organization which conducted the course.

Sec. 7. 1. This section and sections 1, 2, 4, 5 and 6 of this regulation become effective upon filing with the Secretary of State.

2. Section 2 of this regulation expires by limitation on the date on which the provisions of 42 U.S.C. §666 requiring each state to establish procedures under which the state has authority to

withhold or suspend, or to restrict the use of professional, occupational and recreational licenses of persons who:

- (a) Have failed to comply with a subpoena or warrant relating to a procedure to determine the paternity of a child or to establish or enforce an obligation for the support of a child; or
 - (b) Are in arrears in the payment for the support of one or more children,
- are repealed by the Congress of the United States.

3. Section 3 of this regulation becomes effective on the date on which the provisions of 42 U.S.C. §666 requiring each state to establish procedures under which the state has authority to withhold or suspend, or to restrict the use of professional, occupational and recreational licenses of persons who:

- (a) Have failed to comply with a subpoena or warrant relating to a procedure to determine the paternity of a child or to establish or enforce an obligation for the support of a child; or
 - (b) Are in arrears in the payment for the support of one or more children,
- are repealed by the Congress of the United States.