



STATE BOARD OF HEALTH

MEETING AGENDA

June 5th, 2020

9:00 am to Adjournment

Meeting Locations:

- This meeting will be held via teleconference only. Pursuant to Governor Sisolak’s March 22, 2020, Declaration of Emergency Directive 006, the requirement contained in NRS 241.023(1)(b) that there be a physical location is suspended in order to mitigate the possible exposure or transmission of COVID-19 (Coronavirus). Accordingly, all members of the public must participate by using the teleconference number provided in this notice.

- **Phone: 1-669-900-6833**
(Access code: 775-684-5906)

Please Note: Agenda items may be taken out of order, combined for consideration, and or removed from the agenda at the chairperson’s discretion.

- 1) Call to order/roll call – Jon Pennell, Chair

Members: Jon Pennell, DVM (Chair), Jeffrey Murawsky, M.D., Monica Ponce, DDS, Charles Smith, Judith Bittner, Dipti Shah, M.D.

- 2) Approval of minutes from March 6th, 2020 and March 18th, 2020. – Jon Pennell, Chair

PUBLIC COMMENT FOR POSSIBLE ACTION

- 3) Consent Agenda Items:

PUBLIC COMMENT FOR POSSIBLE ACTION

- a) Approval of Compliance Agreement pursuant to NAC 228.100 related to the provisions of subsection 3 (f) of NAC 228.100 at City of Las Vegas Municipal Court, Alternative Sentencing & Education Division. Regarding the COVID-19 outbreak social distancing and compliance with NAC chapter 228 – Leticia Metherell, Deputy Bureau Chief, Bureau of Health Care Quality and Compliance (HCQC), DPBH
- b) Approval of Compliance Agreement pursuant to NAC 228.100 related to the provisions of subsection 3 (f) of NAC 228.100 at LRS Systems Domestic Violence Program regarding the COVID-19 outbreak social distancing and compliance with NAC chapter 228 – Leticia Metherell, Deputy Bureau Chief, Bureau of Health Care Quality and Compliance (HCQC), DPBH

- c) Approval of Compliance Agreement pursuant to NAC 228.100 related to the provisions of subsection 3 (f) of NAC 228.100 at Empowerment Centre regarding the COVID-19 outbreak social distancing and compliance with NAC chapter 228 – Leticia Metherell, Deputy Bureau Chief, Bureau of Health Care Quality and Compliance (HCQC), DPBH
- d) Approval of Compliance Agreement pursuant to NAC 228.100 related to the provisions of subsection 3 (f) of NAC 228.100 at P.A.R.C. at Sankofa, LLC regarding the COVID-19 outbreak social distancing and compliance with NAC chapter 228 – Leticia Metherell, Deputy Bureau Chief, Bureau of Health Care Quality and Compliance (HCQC), DPBH
- e) Approval of Compliance Agreement pursuant to NAC 228.100 related to the provisions of subsection 3 (f) of NAC 228.100 at Sierra Counseling Center regarding the COVID-19 outbreak social distancing and compliance with NAC chapter 228 – Leticia Metherell, Deputy Bureau Chief, Bureau of Health Care Quality and Compliance (HCQC), DPBH
- f) Approval of Compliance Agreement pursuant to NAC 228.100 related to the provisions of subsection 3 (f) of NAC 228.100 at ABC Therapy, LLC. Located at 730 N. Eastern Ave #130, Las Vegas, Nevada 89101. Regarding the COVID-19 outbreak social distancing and compliance with NAC chapter 228 – Leticia Metherell, Deputy Bureau Chief, Bureau of Health Care Quality and Compliance (HCQC), DPBH
- g) Approval of Compliance Agreement pursuant to NAC 228.100 related to the provisions of subsection 3 (f) of NAC 228.100 at ABC Therapy, LLC. Located at 111 S. Frontage Rd, Unit C, Pahrump, Nevada 89048. Regarding the COVID-19 outbreak social distancing and compliance with NAC chapter 228 – Leticia Metherell, Deputy Bureau Chief, Bureau of Health Care Quality and Compliance (HCQC), DPBH
- h) Approval of Compliance Agreement pursuant to NAC 228.100 related to the provisions of subsection 3 (f) of NAC 228.100 at ABC Therapy, LLC. Located at 7 Water Street, Henderson, Nevada 89015. Regarding the COVID-19 outbreak social distancing and compliance with NAC chapter 228 – Leticia Metherell, Deputy Bureau Chief, Bureau of Health Care Quality and Compliance (HCQC), DPBH
- i) Approval of Compliance Agreement pursuant to NAC 228.100 related to the provisions of subsection 3 (f) of NAC 228.100 at Nueva Vida Mental Health, LLC, (NVMH) regarding the COVID-19 outbreak social distancing and compliance with NAC chapter 228 – Leticia Metherell, Deputy Bureau Chief, Bureau of Health Care Quality and Compliance (HCQC), DPBH
- j) Approval of Compliance Agreement pursuant to NAC 652.370 related to the provisions of NAC 652.370 subsection 2 at Vitalant - Carson City & Mobiles (Exempt Laboratory #1427) regarding the COVID-19 outbreak social distancing and compliance with NAC chapter 652 – Leticia Metherell, Deputy Bureau Chief, Bureau of Health Care Quality and Compliance (HCQC), DPBH

- k) Approval of Compliance Agreement pursuant to NAC 652.370 related to the provisions of NAC 652.370 subsection 2 at Vitalant – Las Vegas (Exempt Laboratory #1505) regarding the COVID-19 outbreak social distancing and compliance with NAC chapter 652 – Leticia Metherell, Deputy Bureau Chief, Bureau of Health Care Quality and Compliance (HCQC), DPBH
- l) Approval of Compliance Agreement pursuant to NAC 652.370 related to the provisions of NAC 652.370 subsection 2 at Vitalant – Northwest Las Vegas (Exempt Laboratory #3217) regarding the COVID-19 outbreak social distancing and compliance with NAC chapter 652 – Leticia Metherell, Deputy Bureau Chief, Bureau of Health Care Quality and Compliance (HCQC), DPBH
- m) Approval of Compliance Agreement pursuant to NAC 652.370 related to the provisions of NAC 652.370 subsection 2 at Vitalant – Green Valley (Exempt Laboratory #3216) regarding the COVID-19 outbreak social distancing and compliance with NAC chapter 652 – Leticia Metherell, Deputy Bureau Chief, Bureau of Health Care Quality and Compliance (HCQC), DPBH
- n) Approval of Compliance Agreement pursuant to NAC 652.370 related to the provisions of NAC 652.370 subsection 2 at MD Labs - (Exempt Laboratory #3216) regarding the COVID-19 outbreak social distancing and compliance with NAC chapter 652 – Leticia Metherell, Deputy Bureau Chief, Bureau of Health Care Quality and Compliance (HCQC), DPBH
- o) Approval of Compliance Agreement pursuant to NAC 652.370 related to the provisions of NAC 652.370 subsection 2 at Battle Mountain General Hospital Lab - (Licensed Laboratory #1448) regarding the COVID-19 outbreak social distancing and compliance with NAC chapter 652 – Leticia Metherell, Deputy Bureau Chief, Bureau of Health Care Quality and Compliance (HCQC), DPBH
- p) Approval of Compliance Agreement pursuant to NAC 432A.210 related to the provisions of NAC 432A.210, NAC 432A.534 and NRS 43A.077. Playschool at Tiffany’s regarding the COVID-19 outbreak social distancing, increased childcare capacity and compliance with NAC chapter 432 – Latisha Brown, Childcare Licensing Program Manager, Bureau of Health Care Quality and Compliance (HCQC), DPBH
- q) Approval of Compliance Agreement pursuant to NAC 432A.210 related to the provisions of NAC 432A.210, NAC 432A.534 and NRS 43A.077. Diana’s Lil Darlings Family Home regarding the COVID-19 outbreak social distancing, increased childcare capacity and compliance with NAC chapter 432 – Latisha Brown, Childcare Licensing Program Manager, Bureau of Health Care Quality and Compliance (HCQC), DPBH
- r) Approval of Compliance Agreement pursuant to NAC 432A.210 related to the provisions of NAC 432A.210, NAC 432A.534 and NRS 43A.077. Granny T’s regarding the COVID-19 outbreak social distancing, increased childcare capacity and compliance with NAC chapter 432 – Latisha Brown, Childcare Licensing Program Manager, Bureau of Health Care Quality and Compliance (HCQC), DPBH

- s) Approval of Compliance Agreement pursuant to NAC 652.370 related to the provisions of NAC 652.370 subsection 2 at Vitalant – Reno & Mobiles (Exempt Laboratory #9283) regarding the COVID-19 outbreak social distancing and compliance with NAC chapter 652 – Leticia Metherell, Deputy Bureau Chief, Bureau of Health Care Quality and Compliance (HCQC), DPBH
- t) Approval of Compliance Agreement pursuant to NAC 652.370 related to the provisions of NAC 652.370 subsection 2 at Vitalant – Sparks & Mobiles (Exempt Laboratory #5487) regarding the COVID-19 outbreak social distancing and compliance with NAC chapter 652 – Leticia Metherell, Deputy Bureau Chief, Bureau of Health Care Quality and Compliance (HCQC), DPBH
- u) Approval of Compliance Agreement pursuant to NAC 652.195 related to the provisions of NAC Chapter 652 laboratory specimen collection and testing locations. University Medical Center of Southern Nevada Pathology – Las Vegas (Licensed Laboratory #1507) regarding the COVID-19 outbreak and compliance with NAC chapter 652 Subsection C, number 3 – Leticia Metherell, Deputy Bureau Chief, Bureau of Health Care Quality and Compliance (HCQC), DPBH
- v) Approval of Compliance Agreement pursuant to NAC 652.4855 related to the provisions of NAC Chapter 652 Certification of an office laboratory assistant. Keck Medicine, a division of the University of Southern California (USC) – Las Vegas regarding the COVID-19 outbreak and compliance with NAC chapter 652.210 – Leticia Metherell, Deputy Bureau Chief, Bureau of Health Care Quality and Compliance (HCQC), DPBH
- w) Approval of Compliance Agreement pursuant to NAC 449.016 related to the provisions of NAC 449.016 at Rural Hospital Partners regarding the COVID-19 outbreak hospital bed capacity and compliance with NAC chapter 449 – Leticia Metherell, Deputy Bureau Chief, Bureau of Health Care Quality and Compliance (HCQC), DPBH
- x) Approval of Compliance Agreement pursuant to NAC 228.100 related to the provisions of subsection 3 (f) of NAC 228.100 at Smart Choices Located at 900 S. Valley View Blvd, Unit 195, Las Vegas, Nevada 89107. Regarding the COVID-19 outbreak social distancing and compliance with NAC chapter 228 – Leticia Metherell, Deputy Bureau Chief, Bureau of Health Care Quality and Compliance (HCQC), DPBH

**PUBLIC COMMENT
FOR POSSIBLE ACTION**

- 4) Consideration and Adoption of Proposed Regulation Amendments to NAC 433 Mental Health Crisis Hold, LCB File No. R011-20 - Stephen Wood, Health and Human Services Specialist, Behavioral Health Prevention & Treatment, DPBH

**PUBLIC COMMENT
FOR POSSIBLE ACTION**

- 5) Consideration and Adoption of Proposed Regulation Amendments to NAC 433 Involuntary Medication, LCB File No. R012-20 - Stephen Wood, Health and Human Services Specialist, Behavioral Health Prevention & Treatment, DPBH

**PUBLIC COMMENT
FOR POSSIBLE ACTION**

- 6) Consideration and Adoption of Proposed Regulation Amendments and Errata to NAC 433 Revised Language on Non-emergency Secure Behavioral Health Transport Services. LCB File No. R013-20 and Errata - Stephen Wood, Health and Human Services Specialist, Behavioral Health Prevention & Treatment, DPBH

**PUBLIC COMMENT
FOR POSSIBLE ACTION**

- 7) Consideration and Adoption of Proposed Regulation Amendments and Errata to NAC 439 J-1 Visa Waiver Program, LCB File No. R017-20 and Errata – Joseph Tucker, Primary Care Manager, DPBH

**PUBLIC COMMENT
FOR POSSIBLE ACTION**

- 8) Consideration and Adoption of Proposed Regulation Amendments and Errata to NAC 432A Child Care Licensing, LCB File No. R135-18 and Errata - Latisha Brown, Childcare Facilities Surveyor Manager, Childcare Services, DPBH; Paul Shubert, Bureau of Health Care Quality and Compliance, DPBH

**PUBLIC COMMENT
FOR POSSIBLE ACTION**

- 9) Reports
- a) Carson City Health and Human Services - Nicki Aaker, MSN, MPH, RN, Director Carson City Health and Human Services and Susan Pintar, MD, Carson City Health Officer
 - b) Washoe County Health District - Kevin Dick, District Health Officer, Washoe County Health District
 - c) Southern Nevada Health District - Dr. Fermin Leguen, Acting Chief Health Officer, Southern Nevada Health District
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- d) State of Nevada – Ihsan Azzam, PhD, MD, MPH, State of Nevada, Chief Medical Officer, DPBH
- e) Annual update regarding sentinel events, pursuant to NRS 439.843. – Jesse Wellman, Biostatistician, DPBH

INFORMATIONAL

- 10) Recommendations for future agenda items. – State Board of Health Members

PUBLIC COMMENT
FOR POSSIBLE ACTION

- 11) PUBLIC COMMENT (Action may not be taken on any matter brought up under this agenda item until scheduled on an agenda for a later meeting)

Because there is no physical location for this meeting, public testimony under this agenda item may be presented by phone or written comment. Because of time considerations, each caller offering testimony during this period for public comment will be limited to not more than **2:00 minutes**. To provide public testimony by telephone during this period of public comment, members of the public may call any time after 8:30 a.m. on June 5, 2020. To call in, dial (669) 900-6833. When prompted to provide the Meeting ID, please enter 775-684-5906 and then press #, and then # again. A person may also have comments added to the minutes of the meeting by submitting them in writing either in addition to testifying or in lieu of testifying. Written comments may be submitted electronically before, during, or after the meeting by email to jpfilippi@health.nv.gov. You may also mail written documents to the Division of Public and Behavioral Health, 4150 Technology Way, Suite 300, Carson City, NV 89706, or fax them to (775) 687-7570.

- 12) Adjournment – Jon Pennell, Chair

**NOTICES OF PUBLIC MEETING HAVE BEEN POSTED AT THE FOLLOWING
LOCATIONS:**

In accordance with Nevada Governor Sisolak’s Declaration of Emergency Directive 006 there will not be a physical location for the Board of Health Meeting. The public is strongly encouraged to participate by phone using phone number 1-669-900-6833 Access Code 775-684-5906 and downloading any material provided for the meeting at the website addresses below.

- As per Nevada Governor Sisolak’s Declaration of Emergency Directive 006; Subsection 3: The requirements contained in NRS 241.020 (4) (a) that public notice agendas be posted at physical locations within the State of Nevada are suspended.
 - As per Nevada Governor Sisolak’s Declaration of Emergency Directive 006; Subsection 4: Public bodies must still comply with requirements in NRS 241.020 (4)(b) and NRS 241.020 (4)(c) that public notice agendas be posted to Nevada’s notice website and the public body’s website, if it maintains one along with providing a copy to any person who has requested one via U.S. mail or electronic mail.
 - As per Nevada Governor Sisolak’s Declaration of Emergency Directive 006; Subsection 5: The requirement contained in NRS 241.020 (3)(c) that physical locations be available for the public
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to receive supporting material for public meetings is suspended.

- As per Nevada Governor Sisolak's Declaration of Emergency Directive 006; Subsection 6: If a public body holds a meeting and does not provide a physical location where supporting material is available to the public, the public body must provide on its public notice agenda the name and contact information for the person designated by the public body from whom a member of the public may request supporting material electronically and must post supporting material to the public body's website, if it maintains one.

On the Internet at the Nevada Division of Public and Behavioral Health website: <http://www.dpbh.nv.gov>

On the internet at the Nevada Public Notice website: <https://notice.nv.gov>

On the internet at the Legislative Counsel Bureau website: <http://leg.state.nv.us>

Written comments in excess of one typed page on any agenda items which requires a vote are respectfully requested to be submitted to the Board of Health at the above address five (5) calendar days prior to the meeting to ensure that adequate consideration is given to the material. We are pleased to make reasonable accommodations for members of the public who are disabled and wish to attend the meeting.

Members of the public who are disabled and require special accommodations or assistance at the meeting are requested to notify the Secretary of the State Board of Health in writing at: Division of Public and Behavioral Health, 4150 Technology Way, 3rd Floor, Carson City, NV 89706, or by calling Joseph Filippi at 775-684-5850 no later than three (3) working days prior to the meeting date.

Supporting material for this meeting can be obtained from the Division of Public and Behavioral Health, by calling Joseph Filippi at 775-684-5850 or emailing jpfilipp@health.nv.gov.