

# NOTICE OF PUBLIC HEARING

STEIN FORENSIC FACILITY, LAS VEGAS, NEVADA IS REQUESTING A VARIANCE, #688, FROM THE NEVADA STATE BOARD OF HEALTH REGULATIONS

NOTICE IS HEREBY GIVEN that Stein Forensic Facility, has requested a variance from Nevada Administrative Code (NAC) 439.200, NAC 449.312 (Eligibility of person to apply; submission of application, Change in ownership, use or construction; correction of deficiencies). A public hearing will be conducted on December 8, 2017 at 9:00 am, by the Nevada State Board of Health to consider this request as follows:

Division of Public and Behavioral Health  
4150 Technology Way, Suite 303  
Carson City, Nevada  
Southern Nevada Health District  
280 S. Decatur Blvd  
Red Rock Conference Room  
Las Vegas, NV 89107  
Washoe County  
Division of Aging and Disability Services  
Early Intervention Services  
1020 Ruby Vista Drive, Suite 102  
Elko, Nevada

NAC 439.200 states: “1) Any person who, because of unique circumstances, is unduly burdened by a regulation of the State Board of Health and thereby suffers a hardship and the abridgment of a substantial property right may apply for a variance from the regulation. 2) An application for such a variance must be made to the State Board of Health unless the regulation is enforced by a district board of health, in which case the application must be made to the appropriate district board.”

NAC 449.312 states: “1) Upon a change in ownership, change of use or change in construction, a hospital shall notify the Bureau of the changes and identify all areas of noncompliance with the guidelines specified in [NAC 449.3154](#) before the change in ownership, use or construction may take place. 2) Upon a change of use or change in construction, a hospital must come into compliance with the guidelines before it may admit patients into the area in which the change is made. 3) The Bureau shall notify a hospital in writing of the existence of any deficiencies and the hospital shall correct those deficiencies within a reasonable amount of time. Except for major deficiencies, including deficiencies which require structural alterations of a building or a portion of a building, and except as otherwise provided in this subsection, reasonable time for the purposes of this subsection shall be deemed to be not more than 180 days. Upon written request and just cause shown, the Bureau may grant an extension of the time in which a deficiency must be corrected based on extenuating circumstances. 4) If the deficiencies are likely to cause serious injury, serious harm or impairment to public health and welfare, the hospital shall take immediate action to correct the deficiencies or the hospital will not be allowed to continue to operate.”

Persons wishing to comment upon the proposed variance may appear at the scheduled public hearing or may submit written testimony at least five days before the scheduled hearing to:

Secretary, State Board of Health  
Division of Public and Behavioral Health  
4150 Technology Way, Suite 300

Carson City, NV 89706

Anyone wishing to testify for more than five minutes on the proposed variance must petition the Board of Health at the above address. Petitions shall contain the following: 1) a concise statement of the subject(s) on which the petitioner will present testimony; 2) the estimated time for the petitioner's presentation.

This notice has also been posted at the following locations:

DIVISION OF PUBLIC AND BEHAVIORAL HEALTH, 4150 TECHNOLOGY WAY LOBBY, CARSON CITY

DIVISION OF PUBLIC AND BEHAVIORAL HEALTH WEBSITE: [dphh.nv.gov](http://dphh.nv.gov)