

Joe Lombardo  
Governor



Richard Whitley, MS  
Director

**DEPARTMENT OF  
HEALTH AND HUMAN SERVICES**  
DIVISION OF PUBLIC AND BEHAVIORAL HEALTH  
*Helping people. It's who we are and what we do.*



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Administrator

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Chief Medical Officer

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**SMALL BUSINESS IMPACT STATEMENT 2023  
PROPOSED AMENDMENTS TO NAC 450B**

The Division of Public and Behavioral Health (DPBH) has determined that the proposed amendments should not have any adverse effect upon a small business or negatively impact the formation, operation or expansion of a small business in Nevada.

A small business is defined in Nevada Revised Statutes (NRS) 233B as a "business conducted for profit which employs fewer than 150 full-time or part-time employees."

This small business impact statement is made pursuant to NRS 233B.0608 (3) and complies with the requirements of NRS 233B.0609. As required by NRS 233B.0608(3), this statement identifies the methods used by the agency in determining the impact of the proposed regulation on a small business in sections 1, 2, 3, and 4 below and provides the reasons for the conclusions of the agency in section 8 below followed by the certification by the person responsible for the agency.

**Background**

The DPBH determined that existing Nevada Administrative Code (NAC) 450B.456, 450B.457, 450B.458, and 450B.459 needed to be removed as an unnecessary and burdensome regulation that could negatively affect medical dispatchers in Nevada. All medical dispatchers in Nevada already complete the national standards prior. Therefore, additional education requirements are not necessary.

**1) A description of the manner in which comment was solicited from affected small businesses, a summary of their response and an explanation of the manner in which other interested persons may obtain a copy of the summary.**

Pursuant to NRS 233B.0608 (2)(a), DPBH has requested input from stakeholders, small businesses, and users of the Vital Records System.

A Small Business Impact Questionnaire was sent to all users of the users of the Image Trend License Management system (which is the system all EMS personnel are required to use) along with a copy of the proposed regulations on March 24<sup>th</sup>, 2023. In addition, on March 22<sup>nd</sup>, 2023, the Small Business Impact Questionnaire was also sent out to multiple listservs for healthcare facilities, child care facilities, dieticians, music therapists, and laboratory personnel. These listservs were comprised of approximately 9,000 individuals.

The questions on the questionnaire were:

- 1) How many employees are currently employed by your business?
- 2) Will a specific regulation have an adverse economic effect upon your business? If so, please indicate the estimated dollar amount(s) you believe the adopted regulations will cost you over one calendar year with a brief explanation as to how the dollar amount was calculated.
- 3) Will the regulation(s) have any beneficial effect upon your business? If so, please include any cost savings you believe the adopted regulations will save you over one calendar year with an estimated dollar amount if applicable.
- 4) Do you anticipate any indirect adverse effects upon your business?
- 5) Do you anticipate any indirect beneficial effects upon your business?

**Summary of Response**

<b>Summary of Comments Received</b> <b>(3 responses were received out of 118 small business impact questionnaires distributed)</b>			
<b>Will a specific regulation have an adverse economic effect upon your business?</b>	<b>Will the regulation (s) have any beneficial effect upon your business?</b>	<b>Do you anticipate any indirect adverse effects upon your business?</b>	<b>Do you anticipate any indirect beneficial effects upon your business?</b>
0 – Yes 3 - No 0 - Unknown	1 – Yes 2 - No 0 - Unknown	1 – Yes 2 - No 0 - Unknown	0 – Yes 3 - No 0 - Unknown

**2) Describe the manner in which the analysis was conducted.**

On March 22<sup>nd</sup>, 2023, a Stakeholder Feedback Meeting was held to solicit feedback on regulations that businesses and the public felt needed deletion as part of the Governor’s Executive Order #2023-003. In addition, a Small Business Impact Questionnaire was sent to a listserv via email consisting of 118 Emergency Medical Services professionals and approximately 9,000 other healthcare licensees via group and individual emails. The survey was conducted via Microsoft Forms.

**3) The estimated economic effect of the proposed regulation on the small business which it is to regulate including, without limitation both adverse and beneficial effects and both direct and indirect effects.**

There is no estimated economic effect of the proposed regulations on small business.

**4) Provide a description of the methods that the agency considered to reduce the impact of the proposed regulation on small businesses and a statement regarding whether the agency actually used any of those methods.**

The DPBH received three (3) responses regarding the proposed regulations. A Public Workshop will be conducted on April 21<sup>st</sup>, 2023, to further solicit input on the proposed regulation changes. In addition, a Public Hearing will be held on April 28, 2023, allowing for further input by the public and regulated community regarding the proposed regulations and the impact. These comments will be taken into consideration for possible further revisions to the regulations to reduce the economic impact on facilities.

**5) The estimated cost to the agency for enforcement of the proposed regulation.**

There is no anticipated cost to the agency for enforcement of the proposed regulations.

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

There are no fee increases.

**7) An explanation of why any duplicative or more stringent provisions than federal, state or local standards regulating the same activity are necessary.**

At this time, there are no duplicative or more stringent provisions than federal, state or local standards.

**8) Provide a summary of the reasons for the conclusions of the agency regarding the impact of a regulation on small businesses.**

The agency concludes the proposed regulations will produce negligible impact on small businesses. The NAC 450B proposed regulation editions change dispatcher education and certification requirements to better.

Any other persons interested in obtaining a copy of the summary may e-mail, call, or mail in a request to Bobbie Sullivan at the Division of Public and Behavioral Health at:

Division of Public and Behavioral Health  
Emergency Medical Services Office  
Attn: Bobbie Sullivan, Program Manager  
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**Certification by Person Responsible for the Agency**

I, Lisa Sherych, Administrator of the Division of Public and Behavioral Health, certify to the best of my knowledge or belief, a concerted effort was made to determine the impact of the proposed regulation on small businesses and the information contained in this statement was prepared properly and is accurate.

Signature  Date: 04/05/2023