

Joe Lombardo  
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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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**SMALL BUSINESS IMPACT STATEMENT 2023  
PROPOSED AMENDMENTS TO NAC 652**

The Division of Public and Behavioral Health (DPBH) has determined that the proposed amendments should have no negative impact upon a small business or create a burden in 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 Nevada Administrative Code (NAC) 652.600 was established and approved as a regulation to provide six required areas of training for a program to be approved to educate and qualify an individual to prepare to be certified as a Medical Technician. The regulation NAC 652.440(2)(c) refers to a Medical Technician being eligible for certification after having completed at least a 1-year program for training technicians in which the training program is approved by the Board. The approved program that is stated in NAC 652.440(2)(c) is not as specific as the regulatory requirements that are stated in NAC 652.600 which would first need to be approved by the Division. As a result, the proposed change to NAC Chapter 652 is to remove section NAC 652.600.

**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), the Division of Public and Behavioral Health has requested input from Medical Laboratories that are licensed by the State of Nevada.

A Small Business Impact Questionnaire was sent to 6946 laboratories along with a copy of the proposed regulation changes, on March 13, 2023. 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?
- 3) Will the regulation(s) have any beneficial effect upon your business?
- 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> (2 responses were received out of 6946 small business impact questionnaires distributed)			
<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>
2-No	1-Yes 1-No	1-Yes 1-No	1-Yes 1-No

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

Online feedback form emailed directly to affected licensees and interested parties.

**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.**

Both respondents answered, no.

**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 Division of Public and Behavioral Health has held several opportunities for licensed laboratories to provide input and comments regarding the proposed removal of regulations, including the economic impact the proposed regulations may have on the laboratories licensed in Nevada. No modifications to the proposed regulation removal have been made as a result of this input. A stakeholder meeting was held on March 22, 2023, allowing for further input by regarding the proposed regulations and how they will impact the regulation removal. A Public Workshop will be held on April 21, 2023, for additional comments. A report for public hearing about the changes will be presented to the Nevada Board of Health on Friday April 28, 2023.

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

The removal of NAC 652.600 would add no additional cost to the agency for this proposed regulation change.

**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.**

The removal of NAC 652.600 will not require a new fee or an increase to an existing fee.

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

There will be no duplication or more stringent provisions related to the removal of NAC 652.600.

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

The removal of the regulation NAC 652.600 will not have an affect on small businesses in Nevada. The regulation has not been utilized in at least 10 years in which a training program for Medical Technicians has submitted an application for approval based on the criteria stated in the regulation.

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

Division of Public and Behavioral Health  
4150 Technology Way, Suite 300  
Carson City, NV 89701  
Autumn Blattman  
Phone: 775-684-5850  
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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