NOTICE OF PUBLIC HEARING

Intent to Adopt Regulations (LCB File No. R066-16)

NOTICE IS HEREBY GIVEN that the State Board of Health will hold a public hearing to consider amendments to Chapter 440 of Nevada Administrative Code (NAC), Vital Statistic. This public hearing is to be held in conjunction with the State Board of Health meeting on September 9, 2016.

The State Board of Health public hearing will be conducted via videoconference beginning at 9:00 a.m. on Friday, September 9, 2016 at the following locations:

Division of Public and	Southern Nevada Health	Division of Aging and Disability
Behavioral Health	District	Services
4150 Technology Way	280 S. Decatur Blvd	Early Intervention Services
Room #303	Las Vegas, NV 89107	1020 Ruby Vista Drive, Suite 102
Carson City, NV 89706		Elko, NV

The proposed changes to NAC 440 in LCB File No. R066-16 include the following:

- Proposed new regulations for homebirths and the requirements for filing for a birth certificate.
- Proposed new regulations for midwives to gain access to the Electronic Birth Registry System.
- Proposed new regulations regarding pronouncement of death.
- Proposed revisions to existing language regarding data and statistical requests.
- Proposed revisions to existing language regarding corrections and amendments to birth and death records through an affidavit of correction or a court order.
- Proposed revisions to existing language regarding the issuance of certificates.
- Proposed revisions to existing language regarding the certifying of a death record and the statement of cause of death.
- Proposed revisions to existing language regarding the filing for a delayed birth certificate.
- Proposed to repeal section 37 because of outdated language regarding the preparation of a new birth certificate for person having undergone sexual transformation.
- 1. Anticipated effects on the business which NAC 440 regulates:
 - A. *Adverse s*: None. The proposed regulations will produce neglible impact on small businesses
 - B. Beneficial: None.
 - C. Immediate: None.
 - D. Long-term: None.

- 2. Anticipated effects on the public:
 - A. Adverse: None.
 - B. Beneficial: Increased security and confidentiality will reduce identity theft and fraud.
 - C. Immediate: Increased security and confidentiality will reduce identity theft and fraud.
 - D. *Long-term:* Increased security and confidentiality will reduced identity theft and fraud
- 3. There is no anticipated cost to the agency for the enforcement of the proposed regulations.

Members of the public may make oral comments at this meeting.

Persons wishing to submit written testimony or documentary evidence in excess of two typed, 8-1/2" x 11" pages must submit the material to the Board's Secretary, Cody Phinney, to be received no later than August 24, 2016 at the following address:

Secretary, State Board of Health Division of Public and Behavioral Health 4150 Technology Way, Suite 300 Carson City, NV 89706

Written comments, testimony, or documentary evidence in excess of two typed pages will not be accepted at the time of the hearing. The purpose of this requirement is to allow Board members adequate time to review the documents.

A copy of the notice and proposed regulations are on file for inspection and/or may be copied at the following locations during normal business hours:

Nevada Division of Public and Behavioral Health 727 Fairview Drive, Suite E Carson City, NV 89701 Nevada State Library 100 Stewart Street Carson City, NV 89701

Nevada Division of Public and Behavioral Health 4220 S. Maryland Parkway, Suite 810, Building D Las Vegas, NV 89119

A copy of the regulations and small business impact statement can be found on-line by going to: http://dpbh.nv.gov/Programs/BirthDeath/Birth and Death Vital Records - Home/

Copies may be obtained in person, by mail, or by calling the Division of Public and Behavioral Health at (775) 684-1030 in Carson City or (702) 486-6515 in Las Vegas.

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Copies may also be obtained from any of the public libraries listed below:

Carson City Library 900 North Roop Street Carson City, NV 89702

Clark County District Library 1401 East Flamingo Road Las Vegas, NV 89119

Elko County Library 720 Court Street Elko, NV 89801

Eureka Branch Library 80 South Monroe Street Eureka, NV 89316-0283

Humboldt County Library 85 East 5th Street Winnemucca, NV 89445-3095

Lincoln County Library 93 Maine Street Pioche, NV 89043-0330

Mineral County Library 110 1st Street Hawthorne, NV 89415-1390

Pershing County Library 1125 Central Avenue Lovelock, NV 89419-0781

Tonopah Public Library 167 Central Street Tonopah, NV 89049-0449

White Pine County Library 950 Campton Street Page **3** of **4** Churchill County Library 553 South Main Street Fallon, NV 89406

Douglas County Library 1625 Library Lane Minden, NV 89423

Esmeralda County Library Corner of Crook and 4th Street Goldfield, NV 89013-0484

Henderson District Public Library 280 South Green Valley Parkway Henderson, NV 89012

Lander County Library 625 South Broad Street Battle Mountain, NV 89820-0141

Lyon County Library 20 Nevin Way Yerington, NV 89447-2399

Pahrump Library District 701 East Street Pahrump, NV 89041-0578

Storey County Library 95 South R Street Virginia City, NV 89440-0014

Washoe County Library 301 South Center Street Reno, NV 89505-2151

Ely, NV 89301-1965

Per NRS 233B.064(2), upon adoption of any regulation, the agency, if requested to do so by an interested person, either prior to adoption or within 30 days thereafter, shall issue a concise statement of the principal reasons for and against its adoption, and incorporate therein its reason for overruling the consideration urged against its adoption.