

Joe Lombardo  
Governor

Richard Whitley,  
MS  
Director



Cody Phinney,  
MPH  
Administrator

Ihsan Azzam,  
Ph.D., M.D.  
Chief Medical  
Officer

---

## NOTICE OF PUBLIC WORKSHOP

NOTICE IS HEREBY GIVEN that the Division of Public and Behavioral Health will hold a public workshop to consider amendments to Nevada Administrative Code (NAC) 459.

The workshop will be conducted via videoconference beginning at 9:00 am on August 30, 2023, at the following locations:

Microsoft Teams Meeting [Click here to join the meeting](#)

Meeting ID: 253 779 892 317

Passcode: Ben2pc

[Download Teams](#) | [Join on the web](#)

Or call in (audio only)

[+1 775-321-6111,,958816463#](#) United States, Reno

Phone Conference ID: 958 816 463#

These workshops will be conducted in accordance with [NRS 241.020](#), Nevada's Open Meeting Law.

### AGENDA

1. Introduction of workshop process
2. Public comment on proposed amendments to Nevada Administrative Code (NAC) Chapter 459
3. General Public Comment

The proposed changes will revise [Chapter 459](#) of the Nevada Administrative Code and are being proposed in accordance with Nevada Revised Statute [\(NRS\) CHAPTER 459](#).

The proposed regulations provide provisions for the following:

1. Aligns the proposed regulations with [Assembly Bill \(AB\) 471](#) of the 2021 Legislative Session, which introduces an annual renewal and new licensure fee of a minimum of 6% for the renewal and issuance of radiation machine registration.
2. The proposed amendment affects two main entities. First, the fees collected from the renewal or issuance of radiation machine registration will be utilized to hire additional registry staff for the Nevada Central Cancer Registry. Second, facilities seeking to renew or register their radiological

machines will be impacted minimally, as the fee increase constitutes only 6% of the original fees, with potential for increases as minimal as \$30 annually.

3. The fees affected by the amendment are those related to the renewal or issuance of radiological machines. These fees are intended to support hiring additional registry staff for the Nevada Central Cancer Registry, and the increase amounts to only 6% of the original fees.

While the proposed fees are being introduced to financially support the Nevada Central Cancer Registry and hire additional registry staff, it is important to note that these fees are separate from the funds designated to sustain the operations and support the issuance and renewal of radiological certificates. The intention is to reinforce the registry's resources without compromising the essential functions and funding of the Program/Office that handles the radiological certificates and registration.

4. As of the current review, there are no existing agreements or compliance issues associated with the proposed amendment. The amendment has been thoroughly examined for any potential conflicts with current agreements or regulatory requirements, and none have been identified at this time.
5. The proposed amendment aims to provide clarifications on the use of fees collected pursuant to AB 471. Specifically, it clarifies that the Division will allocate these fees to support the system for reporting information on cancer and other neoplasms also known as the Nevada Central Cancer Registry during the immediately following fiscal year.
6. The proposed amendment introduces a new fee requirement for radiation machine licensees, specifying the amount as a percentage of the renewal fee. It also designates the purpose of the collected fees, emphasizing their utilization to support the reporting system for cancer and neoplasm data.

Members of the public may make oral comments at this meeting. Persons wishing to submit written testimony or documentary evidence may submit the material to the manager of the affected Regulatory Unit Aundrea Ogushi, Nevada Central Cancer Registry Manager at the following address:

Division of Public and Behavioral Health  
4126 Technology Way, Suite 200  
Carson City, NV 89701  
Phone: (775) 684-5968  
Email: [dpbhNCCR@health.nv.gov](mailto:dpbhNCCR@health.nv.gov)

Members of the public who require special accommodations or assistance at the workshops are required to notify Aundrea Ogushi, Nevada Central Cancer Registry Program Manager writing to the Division of Public and Behavioral Health, or by calling at least five (5) working days prior to the date of the public workshop.

You may contact Aundrea Ogushi by calling (775) 684-5968 for further information on the proposed regulations or how to obtain copies of the supporting documents.

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

List of offices where the proposed regulation will be on file for inspection.:

Division of Public and Behavioral Health  
4126 Technology Way, Suite #100  
Carson City, NV

Division of Public and Behavioral Health  
3811 W. Charleston Blvd. Suite #205  
Las Vegas, NV

Nevada State Library and Archives  
100 Stewart Street  
Carson City, NV

Division of Public and Behavioral Health  
675 Fairview Dr. Ste 218  
Carson City, NV

A copy of the regulations and small business impact statement can be found on the Division of Public and Behavioral Health's web page:

[https://dphh.nv.gov/Programs/NCCR/Nevada\\_Central\\_Cancer\\_Registry\\_Regulation\\_Public\\_Workshops\\_and\\_Public\\_Hearings/](https://dphh.nv.gov/Programs/NCCR/Nevada_Central_Cancer_Registry_Regulation_Public_Workshops_and_Public_Hearings/)

A copy of the public workshop notice can also be found at Nevada Legislature's web page:

<https://www.leg.state.nv.us/App/Notice/A/>

A copy of this notice has been posted at the following locations:

1. Division of Public and Behavioral Health, 4126 Technology Way, First Floor Lobby, Carson City
2. Division of Public and Behavioral Health, 3811 W. Charleston Blvd. Main Lobby, Las Vegas
3. Nevada State Library and Archives, 100 Stewart Street, Carson City
4. Division of Public and Behavioral 675 Fairview Dr. Ste 218, Carson City

Copies may be obtained in person, by mail, or by calling the Division of Public and Behavioral Health at (775) 684-5968.

Per NRS 233B.064(2), upon adoption of any regulations, 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.