

## **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) Chapter 228.

The workshop will be conducted via videoconference beginning at 10:00 AM on Wednesday, November 29, 2017, at the following locations:

Division of Public and Behavioral Health Bureau of Health Care Quality and Compliance 727 Fairview Drive, Suite E Carson City, NV 89701	Division of Public and Behavioral Health Bureau of Health Care Quality and Compliance 4220 South Maryland Parkway, Suite 810, Building D Las Vegas, NV 89119
--	--

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 Chapter 228
3. Public Comment

The proposed changes will revise Chapter 228 of the Nevada Administrative Code and are being proposed in accordance with NRS 228.470 and Senate Bill 25 of the 2017 legislative session.

The proposed regulations provide provisions for the following:

- Allows for electronic submission of applications.
- Adds a few more requirements to the initial certification application such as Nevada business identification number unless exempt by Secretary of State's office and owner information.
- Requires that a program director be identified and establishes the director's qualifications and duties.
- Updates training requirements.
- Changes the initial application approval process from the Committee to having the Committee provide recommendations to the Division of Public and Behavioral Health regarding new domestic violence programs.
- Removes the requirements that CEU's must be obtained partially in person and allows CEU's to be completed entirely online.
- Removes the ability to renew a provisional certificate from two times to only one 18 months provisional certificate without the ability to renew.
- Describes the disciplinary action that can be taken for failure to comply with regulatory and statutory requirements.
- Models the inspection and complaint processes on the Bureau of Health Care Quality and Compliance's facility processes.
- Repeals the hearing/appeal processes in the current regulations and replaces them with the processes outlined in NAC 439.300 to NAC 439.345.
- Reduces the group counseling session size from not more than 24 offenders to not more than 16 offenders with an annual average of not more than 12 offenders per session.
- Allows an offender that resides more than 70 miles from the nearest program to attend counseling sessions by electronic media, if certain criteria are met.

- If an offender cannot pay for a program, despite use of a sliding scale, the program may require the offender to take the corresponding amount of community service equal to the length of the class he or she would take with the program.
- Requires a program to evaluate each offender to see if he or she would benefit from individual sessions and if it is determined that the offender would benefit, the program is to ensure the offender is provided individual counseling on a frequency determined by the provider of treatment.

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 Leticia Metherell, Health Program Manager III, at the following address:

Division of Public and Behavioral Health  
727 Fairview Drive, Suite E  
Carson City, NV 89701  
775-684-1073 (FAX)

Members of the public who require special accommodations or assistance at the workshops are required to notify Leticia Metherell, Health Program Manager III, in writing to the Division of Public and Behavioral Health, 727 Fairview Drive, Suite E, Carson City, Nevada, 89701, or by calling (775) 684-1030 at least five (5) working days prior to the date of the public workshop.

You may contact Leticia Metherell, Health Program Manager III by calling 775-684-1045 for further information on the proposed regulations.

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:

Division of Public and Behavioral Health  
727 Fairview Drive, Suite E  
Carson City, NV

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

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

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

[http://dpbh.nv.gov/Reg/HealthFacilities/State\\_of\\_Nevada\\_Health\\_Facility\\_Regulation\\_Public\\_Workshops/](http://dpbh.nv.gov/Reg/HealthFacilities/State_of_Nevada_Health_Facility_Regulation_Public_Workshops/)

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

1. Division of Public and Behavioral Health, 4150 Technology Way, First Floor Lobby, Carson City
2. Nevada State Library and Archives, 100 Stewart Street, Carson City
3. Legislative Building, 401 S. Carson Street, Carson City
4. Grant Sawyer Building, 555 E. Washington Avenue, Las Vegas
5. Washoe County District Health Department, 9<sup>TH</sup> and Wells, Reno

Copies may be obtained in person, by mail, or by calling (775) 684-1030.

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

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

Churchill County Library  
553 South Main Street  
Fallon, NV 89406

Clark County District Library  
833 Las Vegas Boulevard North  
Las Vegas, NV 89101

Douglas County Library  
1625 Library Lane  
Minden, NV 89423

Elko County Library  
720 Court Street  
Elko, NV 89801

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

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

Henderson District Public Library  
280 South Water Street  
Henderson, NV 89105

Humboldt County Library  
85 East 5<sup>th</sup> Street  
Winnemucca, NV 89445-3095

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

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

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

Mineral County Library  
110 1<sup>st</sup> Street  
Hawthorne, NV 89415-1390

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

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

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

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

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

White Pine County Library  
950 Campton Street  
Ely, NV 89301-1965

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.