

NOTICE OF PUBLIC HEARING

Intent to Adopt Regulations
LCB File No. R021-19

NOTICE IS HEREBY GIVEN that the Division of Public and Behavioral Health will hold a public hearing to consider amendments to 440 of Nevada Administrative Code (NAC), Office of Vital Records - Fee Increase in LCB File No. R021-19. This public hearing is to be held on September 30, 2019.

The Division of Public and Behavioral Health public hearing will be conducted via videoconference beginning at **9:00 am on Monday September 30, 2019** at the following locations:

Division of Public and Behavioral Health 4150 Technology Way Room #303 Carson City, NV 89706	Division of Public and Behavioral Health 2080 E. Flamingo Road Suite 319 Las Vegas, NV 89101
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Teleconference 1-877-810-9415 Access code: 3054502

The public hearing will be conducted in accordance with NRS 241.020, Nevada's Open Meeting Law.

AGENDA

1. Public hearing presentation on proposed amendments to NAC 440 in LCB File No. R021-19.
2. Public Comment on proposed amendments to NAC 440 in LCB File No. R021-19.
3. **For possible action:** Consideration and adoption of proposed amendments to NAC 440, LCB File No. R021-19, increase in fees for the Office of Vital Records.
4. Public Comment.

The proposed changes will revise 440 of the Nevada Administrative Code. The proposed changes to NAC 440 include the following:

- \$1 increase that will affect all death certificate purchases to support the cost of the new Electronic Death/Birth Registry System.
- \$1 increase that will affect all death certificate purchases that support the statewide coroner's fund.
- \$3 increase that will support the counties in which the board of county commissioners has created an account for the support of the office of the county coroner pursuant to NRS 259.025. This will only affect those counties who voluntarily participate in this beneficial program.
- Final fees for Death Certificates
 - For non-participating counties, the death certificate fee will be \$22 each.
 - For participating counties, the death certificate fee will be \$25 each.

1. Anticipated effects on the business which NAC 440 regulates:

A. *Adverse effects:* No adverse effects on small businesses are anticipated.

- B. *Beneficial*: The increase will assist in increasing the efficiency of the Electronic Death/Birth Registry System.
- C. *Immediate*: N/A
- D. *Long-term*: N/A

2. Anticipated effects on the public:

- A. *Adverse*: No adverse effects on the public are anticipated.
- B. *Beneficial*: The Nevada Legislature has increased the fee to add beneficial mental help programs for the employees of the coroner or to any person impacted as a result of providing services in his or her professional capacity in response to an incident involving mass casualties within the county or to provide bereavement services to members of the public within the county. The increase will also benefit a new more efficient Electronic Death/Birth Registry System.
- C. *Immediate*: N/A
- D. *Long-term*: A more efficient registry system will make the process of obtaining birth and death certificates faster, easier and less cumbersome. Assisting counties in establishing and maintaining mental health programs in their county.

3. The estimated cost to the Division of Public and Behavioral Health is negligible.

The proposed regulations do not overlap or duplicate any other Nevada state 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 Administrator of the Division, Lisa Sherych, to be received no later than Friday, September 16, 2019 at the following address:

Division of Public and Behavioral Health
Attention: Lisa Sherych, Administrator
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. Members of the public who are disabled and require special accommodations or assistance at the hearing are requested to notify Stephanie Morgan, in writing, no later than five (5) working days before the hearing via email at: s.morgan@health.nv.gov or by mailing request to:

Division of Public and Behavioral Health
Office of Vital Records and Statistics
Attention: Stephanie Morgan
4150 Technology Way, Suite 104
Carson City, NV 89706

A copy of the public hearing notice, proposed regulations and small business impact statement have been posted in 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. Emergency Medical Systems, 1020 Ruby Vista Drive, Ste. 102, Elko
4. Southern Nevada Health District, 280 S Decatur Blvd, Las Vegas
5. Washoe County District Health Department, 1001 E. Ninth, Building B, Reno
6. Rawson-Neal Psychiatric Hospital, 1650 Community College Drive, Las Vegas
7. Nevada Early Intervention Services, 3811 W. Charleston Blvd. Ste. 112, Las Vegas
8. Nevada State Division of Public and Behavioral Health, Office of Vital Records web page: [http://dpbh.nv.gov/Programs/BirthDeath/dta/Statutes/Birth/Death_Vital_Records -
_Statutes/](http://dpbh.nv.gov/Programs/BirthDeath/dta/Statutes/Birth/Death_Vital_Records_-_Statutes/)
9. Nevada Public Notice Website: <http://notice.nv.gov>
10. Nevada Legislature Website: <https://www.leg.state.nv.us/App/Notice/A/>

Copies may be obtained in person, by mail, or by calling the Division of Public and Behavioral Health at (775) 684-4162. 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
1401 East Flamingo Road
Las Vegas, NV 89119

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 4th Street
Goldfield, NV 89013-0484

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

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

Humboldt County Library
85 East 5th 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 1st 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 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.