

Joe Lombardo
Governor

Richard Whitley, MS
Director



**DEPARTMENT OF
HEALTH AND HUMAN SERVICES**
DIVISION OF PUBLIC AND BEHAVIORAL HEALTH
Helping people. It's who we are and what we do.



Cody Phinney, MPH
Administrator

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

NOTICE OF PUBLIC HEARING

AZURA SURGERY CENTER HENDERSON, 3051 WEST HORIZON RIDGE PARKWAY, SUITE #110, HENDERSON, NEVADA 89052, IS REQUESTING A VARIANCE, CASE #786, FROM THE NEVADA STATE BOARD OF HEALTH REGULATIONS.

NOTICE IS HEREBY GIVEN THAT AZURA SURGERY CENTER located at 3051 WEST HORIZON RIDGE, Suite #110 HENDERSON, NEVADA 89052, has requested a variance from Nevada Administrative Code (NAC) 449.9843.2 and the Facility Guidelines Institute, *Guidelines for Design and Construction of Outpatient Facilities*, 2022 Edition.

A public hearing will be conducted on June 6, 2025, at 9:00 am by the Nevada State Board of Health to consider this request. This meeting will be held in person and online.

Physical Locations:

Southern Nevada Health District (SNHD)
Red Rock Trail Rooms A and B
280 S. Decatur Boulevard, Las Vegas, Nevada 89107

Nevada Division of Public and Behavioral Health (DPBH)
Hearing Room No. 303, 3rd Floor
4150 Technology Way, Carson City, Nevada 89706

Virtual Information

Meeting Link:

https://teams.microsoft.com/l/meetup-join/19%3ameeting_OWQzYjU1Y2UtZmU4OC00MWM2LTk2NmMtZGMyNjhiMzI5MTk2%40thread.v2/0?context=%7b%22Tid%22%3a%22e4a340e6-b89e-4e68-8eaa-1544d2703980%22%2c%22Oid%22%3a%22768e443d-3be6-48f0-9bb0-7e72f1276b8d%22%7d

Please Note: If you experience technical difficulties connecting online, please call into the meeting to participate by phone.

Join by Phone:

1-775-321-6111
Phone Conference ID Number: 233 211 116#

AZURA SURGERY CENTER, 3051 WEST HORIZON RIDGE, Suite #110, HENDRSON, NEVADA 89052 is requesting a variance from NAC 449.9843.2 which states:

NAC 449.9843 Compliance with certain standards, laws, ordinances and codes; submission and approval of building plans; prerequisites to approval of center for licensure. ([NRS 439.200](#), [449.0302](#))

2. Any new construction, remodeling or change in the use of an ambulatory surgical center must comply with the applicable provisions of the guidelines adopted by reference in paragraphs (c), (d) and (e) of subsection 1 of [NAC 449.0105](#), unless the remodeling is limited to refurbishing an area within the center, including, without limitation, painting the area, replacing flooring in the area, repairing windows in the area and replacing window or wall coverings in the area.

NAC 449.0105 Adoption of certain publications by reference; revision of publication after adoption. ([NRS 439.200](#), [449.0302](#))

1. The State Board of Health hereby adopts by reference:

e) *Guidelines for Design and Construction of Outpatient Facilities*, in the form most recently published by the Facility Guidelines Institute, unless the Board gives notice that the most recent revision is not suitable for this State pursuant to subsection 2.

2. A copy of the guidelines may be obtained from the Facility Guidelines Institute at the Internet address <https://shop.fgiguideelines.org> or by telephone at (800) 798-9296, for the price of \$235.

Guidelines for Design and Construction of Outpatient Facilities (2022 Edition):

Section 2.7-3.5 Pre- and Postoperative Patient Care.

Section 2.7-3.5.8.10 Ice-making equipment

Section 2.7-3.5.8.10(1) Ice-making equipment shall be provided in accordance with Section 2.1-3.8.10 (Ice-making Equipment).

Section 2.7-3.5.8.10(2) Ice making equipment shall not be located in the semi-restricted area.

Section 2.1-3.8.10 Ice-Making Equipment.

Section 2.1-3.8.10.1 Where ice-making equipment provides ice designated for human consumption, it shall be of the self-dispensing type.

Section 2.1-3.8.10.2 Where ice-making equipment provides ice designated for treatment purpose, use of storage bin-type equipment for making and dispensing ice shall be permitted. This equipment shall be located in areas restricted to staff.

Azura Surgery Center at 3051 West Horizon Ridge Parkway, Henderson, Nevada 89052, is a proposed surgical center for ambulatory patients with three Class B operating rooms. Azura Surgery Center intends to provide vascular surgeries/implants for dialysis patients that utilize grafts or fistulas (or possibly ports). The facility believes that it does not need ice-making equipment for the services they intend to provide. The facility indicated that they would be using disposable ice packs, which they believed would be less of an infection control concern.

Azura Surgery Center is requesting a variance to the requirement of having ice-making equipment in their proposed surgical center for ambulatory patients.

The authority of the State Board of Health to consider and grant a variance from the requirements of a regulation is set forth at NRS 439.200 and NAC 439.200 – 439.280.

Persons wishing to comment upon the proposed variance may appear at the scheduled public hearing or may submit written testimony at least five days before the scheduled hearing to:

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

Anyone wishing to testify for more than five minutes on the proposed variance must petition the Board of Health at the above address. Petitions shall contain the following: 1) a concise statement of the subject(s) on which the petitioner will present testimony; 2) the estimated time for the petitioner's presentation.

This notice has also been posted at the following locations:

DIVISION OF PUBLIC AND BEHAVIORAL HEALTH (DPBH), 4150 TECHNOLOGY WAY, CARSON CITY, NV

DIVISION OF PUBLIC AND BEHAVIORAL HEALTH WEBSITE:

<https://dpbh.nv.gov/Boards/BOH/Meetings/Meetings/>