

Steve Sisolak  
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.*



Lisa Sherych  
Administrator

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

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**NOTICE OF INTENT TO ACT UPON A REGULATION**

Notice of Hearing for the Amendment of Regulations of the Board of Health  
LCB File No. R153-22 related to Infectious Diseases; Toxic Agents

NOTICE IS HEREBY GIVEN that the State Board of Health will hold a public hearing to consider amendments to Chapter 441A of the Nevada Administrative Code (NAC), Infectious Diseases; Toxic Agents. This public hearing is to be held in conjunction with the State Board of Health meeting on Friday, January 20, 2023.

The State Board of Health will be conducted via videoconference beginning at 9:00 am Friday, January 20, 2023, at the following locations:

**Virtual Meeting Location:**

[https://teams.microsoft.com/l/meetup-join/19%3ameeting\\_OTY1OWY2NzAtYTcxNy00MDg2LTlmY2QtNDcxNDRiZDI5Mjdl%40thread.v2/0?context=%7b%22Tid%22%3a%22e4a340e6-b89e-4e68-8eaa-1544d2703980%22%2c%22Oid%22%3a%22e2f9f008-841c-437d-b037-927c30ea003e%22%7d](https://teams.microsoft.com/l/meetup-join/19%3ameeting_OTY1OWY2NzAtYTcxNy00MDg2LTlmY2QtNDcxNDRiZDI5Mjdl%40thread.v2/0?context=%7b%22Tid%22%3a%22e4a340e6-b89e-4e68-8eaa-1544d2703980%22%2c%22Oid%22%3a%22e2f9f008-841c-437d-b037-927c30ea003e%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: 498 364 0#

Find local number: <https://dialin.teams.microsoft.com/1ef7fc5c-3859-4a06-ba30-c622c05e60f9?id=4983640>

The proposed changes to NAC 441A include the following:

- AB 181 (2021) directs the Board of Health to adopt regulations governing the procedures for reporting cases or suspected cases of attempted suicide to the Chief Medical Officer or his or her designee including the time within which such reports must be made and the information that such reports must include.
- The proposed regulation defines “attempted suicide” for the purpose of reporting attempted suicide; specifies health care providers required to report a case of attempted suicide and the information and procedures for submitting reports.

1. Anticipated effects on the business which NAC 441A regulates:

- A. *Adverse effects*: None identified.
- B. *Beneficial*: None identified.
- C. *Immediate*: None identified.
- D. *Long-term*: None identified.

2. Anticipated effects on the public:

- A. *Adverse*: None identified.
- B. *Beneficial*: This regulation will provide the Division of Public and Behavioral Health with more complete data on suicidality by including suicide attempts to better inform behavioral health program policy to benefit Nevadans experiencing behavioral health crisis and potentially reduce Nevada's relatively high suicide rate compared to other states.
- C. *Immediate*: This regulation will have no immediate public effects.
- D. *Long-term*: Over the long term the data on suicide attempts collected in accordance with this regulation is expected to produce the previously described public benefit.

3. Pursuant to NRS 233B.0608 (2)(a), the Division of Public and Behavioral Health requested input from health care providers including the Nevada Rural Hospitals Partners and the Nevada Hospital Association.

A Small Business Impact Questionnaire was disseminated through the SAPTA Listserv, the Substance Abuse Block Grant Agencies, the SAPTA Advisory Board, the BHPAC, and the HCQC Listserv. It was posted on the SAPTA website as well along with a copy of the proposed regulation changes, on August 1, 2022. One (1) response was received out of 827 small business impact questionnaires distributed indicating no beneficial or adverse small business impact.

4. The estimated cost to the Division of Public and Behavioral Health for enforcement of the proposed regulations is minor and absorbable within existing Division resources.

5. The proposed regulations do not overlap or duplicate any other Nevada state or federal 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, Lisa Sherych, to be received no later than Friday, January 13, 2023 at the following address:

Secretary, State Board of Health  
Division of Public and Behavioral Health  
4150 Technology Way, Suite 300  
Carson City, NV 89706  
[stateBOH@health.nv.gov](mailto:stateBOH@health.nv.gov)

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:

1. Division of Public and Behavioral Health, 4150 Technology Way, First Floor Lobby, Carson City
2. Division of Public and Behavioral Health, Bureau of Behavioral Health Wellness and Prevention, 4126 Technology Way, Carson City
3. Nevada State Library and Archives, 100 Stewart Street, Carson City

A copy of the regulations and small business impact statement can be found on-line by going to:

[https://dpbh.nv.gov/Programs/ClinicalSAPTA/Home\\_-\\_SAPTA/](https://dpbh.nv.gov/Programs/ClinicalSAPTA/Home_-_SAPTA/)

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

<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 775-684-4200.

Copies may also be obtained from the Nevada State Library at the address listed below:

Nevada State Library & Archives  
100 N. Stewart Street  
Carson City, NV 89701

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.