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Governor

Richard Whitley, MS
Director



DEPARTMENT OF HEALTH AND HUMAN SERVICES

DIVISION OF HEALTH CARE FINANCING AND POLICY

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Stacie Weeks,
JD MPH
Administrator

PUBLIC NOTICE TO WITHDRAW PROPOSED REGULATION R060-22RP1

Date of Publication: March 15, 2023

Name of Organization: The State of Nevada, Department of Health and Human Services (DHHS),
Division of Health Care Financing and Policy

1. This Public Notice is to inform the public of the withdrawal of proposed regulation R060-22RP1.

The Nevada Department of Health and Human Services (DHHS) will not be moving forward with the process of adopting regulations as allowed in Nevada Revised Statutes (NRS) 439A.116(1)(m).

NRS 439A.116 requires the DHHS to establish and maintain a database of information that is collected from providers of health care during their renewal of a license, certificate, or registration. Subsection 1(m) allows for additional information to be collected through regulation. The DHCFP utilized this authority to develop regulation R060-22RP1 to collect additional data elements needed for Nevada's Health Professional Shortage Area and Medically Underserved Areas and Population designations.

The DHHS will continue to move forward with the statutory requirements of NRS 439A.111 – 439A.122. This includes the data that is required to be collected in NRS 439A.116 and the implementation of the Health Care Workforce Working Group.

This notice has been posted online at <https://dhcfp.nv.gov/Public/Home/>, <http://notice.nv.gov>, https://dpbh.nv.gov/Programs/PCO/PCO_Program_Public_Hearings_Workshops/ as well as Carson City, Las Vegas, Elko, and Reno central offices for DHCFP. E-mail notice has been made to such individuals as have requested notice of meetings. To request notifications please contact jenifer.graham@dhcfp.nv.gov, or at 1100 East William Street, Suite 101, Carson City, Nevada 89701.

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

1. Division of Health Care Financing and Policy, 1100 East William Street, Suite 101, Carson City
2. Division of Health Care Financing and Policy, 1010 Ruby Vista Drive, Suite 103, Elko
3. Division of Health Care Financing and Policy, 1210 S. Valley View, Suite 104, Las Vegas
4. Division of Health Care Financing and Policy, 745 W. Moana Lane, Suite 200, Reno
5. Department of Health and Human Services, 400 West King Street, Suite 300, Carson City
6. Legislative Building, 401 S. Carson St. Carson City
7. Grant Sawyer Building, 555 E. Washington Ave, Las Vegas
8. Nevada State Library and Archives, 100 Stewart St., Carson City

If you require a physical copy of this notice, please contact jenifer.graham@dhcfp.nv.gov, or at 1100 East William Street, Suite 101, Carson City, Nevada 89701. Any questions can be emailed to Erin Lynch, erin.lynch@dhcfp.nv.gov.

**REVISED PROPOSED REGULATION OF THE
DIRECTOR OF THE DEPARTMENT OF
HEALTH AND HUMAN SERVICES**

LCB File No. R060-22

August 29, 2022

EXPLANATION – Matter in *italics* is new; matter in brackets ~~omitted material~~ is material to be omitted.

AUTHORITY: § 1, NRS 439A.116 and 439A.122.

A REGULATION relating to health care; requiring the inclusion of certain information in the database of information collected from providers of health care; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law requires the Director of the Department of Health and Human Services to create and maintain a database of information collected from applicants for the renewal of a license, certificate or registration as a provider of health care. Existing law prescribes the information that must be included in the database and authorizes the Director to adopt regulations prescribing additional information to be included. (NRS 439A.116) This regulation prescribes information, in addition to the information prescribed by existing law, that must be included in the database.

Section 1. Chapter 439A of NAC is hereby amended by adding thereto a new section to read as follows:

In addition to the information prescribed in subsection 1 of NRS 439A.116, the database established pursuant to that section must include, for each applicant for the renewal of a license, certificate or registration as a provider of health care from whom information is collected:

- 1. The percentage of patients of the provider who are covered by Medicaid;*
- 2. The percentage of patients of the provider who use a sliding fee scale;*

3. *The percentage of patients who are:*
 - (a) *Homeless;*
 - (b) *American Indian or Alaska Native;*
 - (c) *Migrant agricultural workers, as defined in 29 C.F.R. § 500.20; or*
 - (d) *Seasonal agricultural workers, as defined in 29 C.F.R. § 500.20;*
4. *Whether the provider is accepting new patients;*
5. *The average number of patients the provider sees per week;*
6. *The average number of outpatient visits made to the provider per year;*
7. *The average wait time in days for routine or non-urgent appointments with the provider;*
8. *The average wait time in minutes for a patient once the patient arrives in the office of the provider;*
9. *If the provider is a physician, whether the provider is:*
 - (a) *A member of the National Health Service Corps;*
 - (b) *A holder of a J-1 visa waiver, as defined in NRS 439A.155;*
 - (c) *A holder of an H-1B visa;*
 - (d) *A holder of a locum tenens license issued by the Board of Medical Examiners or a temporary license issued by the State Board of Osteopathic Medicine;*
 - (e) *A hospitalist;*
 - (f) *A resident physician;*
 - (g) *An intern;*
 - (h) *An employee of the Federal Government;*
 - (i) *A recipient of student loan repayment from the State Government;*

(j) A holder of a restricted license; or

(k) An instructor; and

10. If the provider is a dentist, the number of dental auxiliaries who work with the provider, which may include, without limitation, receptionists, dental assistants, dental hygienists and dental therapists.

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