

NOTICE OF HEARING

NOTICE IS HEREBY GIVEN; the Nevada Aging and Disability Services Division will hold a hearing to consider amendments to Nevada Administrative Code (NAC) Chapter 427A related to Services to Aging Persons and Persons with Disabilities in LCB File No. R111-19.

The hearing will be conducted via Teams video platform beginning at **1:00 p.m. August 31, 2020** and will have a physical location at the following address:

3416 Goni Rd.
Suite D-132
Carson City, NV 89706

Join Microsoft Teams Meeting

[+1 775-321-6111](tel:+17753216111) United States, Reno (Toll)

Conference ID: 681 257 05#

Members of the public are strongly encouraged to participate via teleconference or Teams.

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

AGENDA

1. Introduction of hearing process
2. Public Comment
3. Adoption of LCB File No. R111-19
4. Public Comment.
5. Adjournment

The proposed changes will amend Chapter 427A of the Nevada Administrative Code related to Services to Aging Persons and Persons with Disabilities in LCB File No. R111-19.

The proposed regulations will provide for:

- An expansion of the authority of the Office of the State Long Term Care Ombudsman to advocate for the rights of recipients of services of certain facilities
- A civil penalty not to exceed \$500 for failure of a facility for long-term care, day care center, facility for long-term rehabilitation services or provider or living arrangement services to post certain notices required under existing regulations.
- Renaming the Office of Specialist for the Rights of Elderly Persons to the Office of Attorney for the Rights of Older Persons and Persons with a Physical Disability, an Intellectual Disability, or a Related Condition
- Repealing the definition of "Specialist" and defining "Attorney for the Rights of Older Persons and Persons with a Physical Disability, an Intellectual Disability, or a Related Condition" consistent with existing law.

Anticipated effects on the business which NAC 427A regulates:

The following information is provided pursuant to the requirements of NRS 233B.0603

1. Anticipated effects on the business which NAC 427A regulates:
 - A. *Adverse effects*: The agency concludes the proposed regulations will produce a negligible impact on small businesses.
 - B. *Beneficial*: The agency concludes that the proposed regulation will produce a negligible impact on small businesses.
 - C. *Immediate*: The stated adverse and beneficial effects would be immediate impacts as soon as the proposed regulations become effective.
 - D. *Long-term*: The long-term impacts would be the same as the immediate impacts as it is not be expected that the impacts would go away.
2. Anticipated effects on the public:
 - A. *Adverse*: None anticipated.
 - B. *Beneficial*: Increased public health and safety.
 - C. *Immediate*: Increased public health and safety.
 - D. *Long-term*: Increased public health and safety.
3. There is no additional estimated cost for enforcement of the proposed regulations. Enforcement of the proposed regulations will be incorporated into current administrative, registration, licensing and inspection processes.
4. 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 may submit the material to Laryna Lewis at:

Aging and Disability Services Division
3416 Goni Road
Suite D-132
Carson City, NV 89706
FAX (775) 687-0574

We are pleased to make reasonable accommodations for members of the public who have disabilities and wish to attend the meeting. If special arrangements for the meeting are necessary, please notify Laryna Lewis at (775) 687-5956 as soon as possible and at least one business day in advance of the meeting. If you wish, you may e-mail her at Larynalewis@adsd.nv.gov.

Supporting materials for this meeting are available at 3416 Goni Road, D-132, Carson City, NV 89706, or by contacting Laryna Lewis at (775) 687-5956, or by e-mail: Larynalewis@adsd.nv.gov

A copy of the regulations and hearing information can also be found on-line by going to:
Nevada Aging and Disability Services Division:

[LCB File No.R111.19](#)

In accordance with Nevada Governor Sisolak's Declaration of Emergency Directive 006, the public is strongly encouraged to participate by phone or Teams link and download any material provided for the meeting at the website addresses below.

- As per Nevada Governor Sisolak's Declaration of Emergency Directive 006; Subsection 3: The requirements contained in NRS 241.020 (4) (a) that public notice agendas be posted at physical locations within the State of Nevada are suspended.
- As per Nevada Governor Sisolak's Declaration of Emergency Directive 006; Subsection 4: Public bodies must still comply with requirements in NRS 241.020 (4)(b) and NRS 241.020 (4)(c) that public notice agendas be posted to Nevada's notice website and the public body's website, if it maintains one along with providing a copy to any person who has requested one via U.S. mail or electronic mail.
- As per Nevada Governor Sisolak's Declaration of Emergency Directive 006; Subsection 5: The requirement contained in NRS 241.020 (3)(c) that physical locations be available for the public to receive supporting material for public meetings is suspended.
- As per Nevada Governor Sisolak's Declaration of Emergency Directive 006; Subsection 6: If a public body holds a meeting and does not provide a physical location where supporting material is available to the public, the public body must provide on its public notice agenda the name and contact information for the person designated by the public body from whom a member of the public may request supporting material electronically and must post supporting material to the public body's website, if it maintains one.

Notice of this meeting is also posted on the Internet: <https://ADSD.NV.gov>, and <https://notice.nv.gov> and has been sent to the Legislative Counsel Bureau.

Copies may be obtained in person, by mail, or by calling (775) 684-5956.

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.