



Joe Lombardo
Governor

NEVADA HEALTH AUTHORITY
HEALTH CARE PURCHASING AND COMPLIANCE DIVISION

NVHA.NV.GOV



Stacie Weeks
Director

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Administrator

Notice of Hearing for the Amendment of Regulations for Chapter 449

NOTICE OF INTENT TO ACT UPON A REGULATION

LCB File No. R107-26

Nevada Administrative Code (NAC) Chapter 449

NOTICE IS HEREBY GIVEN that the Health Care Purchasing and Compliance Division will hold a public hearing to consider amendments to Nevada Administrative Code (NAC) as the result of the passage of Senate Bill (SB) 299 of the 2025 legislative session. Section 3 of SB 299 requires the Division to adopt regulations to carry out the provisions of the Nevada Revised Statutes relating to senior living community referral agencies.

Health Care Purchasing and Compliance Division will be conducting the meeting via video conference beginning at 3:00 pm on August 5, 2026, at the following location:

Physical Location

Health Care Purchasing and Compliance Division
Bureau of Health Care Quality and Compliance
727 Fairview Dr. Suite E, Carson City, NV 89701

Virtual Information

Meeting Link

Microsoft Teams

<https://teams.microsoft.com/meet/291543820371795?p=tAXD8PhAEes4gCLFs5>

Meeting ID: 291 543 820 371 795

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

Join By Phone

+1 775-321-6111

conference ID: 321 086 43#

LCB File No. R107-26 addresses the following main topics:

- Requires an applicant who registers to operate a senior living community referral agency to submit an application on a form provided by the Division.
- Requires the Division to inspect a senior living community referral agency before issuing the registration.
- Prescribes the fees for issuance and renewal of registration to operate a senior living community referral agency and the modification of such registration in certain circumstances.
- Requires an employee of a senior living community referral agency to have certain knowledge necessary to properly perform his or her duties.
- Requires a senior living community referral agency to terminate an employee who has been convicted of certain crimes and make available to the Division, upon request, all personnel files.
- Requires a senior living community referral agency to conduct assessments of the needs of a person who is aged and the ability for that person to pay before referring the person to a senior living community.
- If a referral is determined to be inappropriate within 30 days after the admission of a person to a senior living community, section 5 of this regulation requires a senior living community referral agency to refund any fee paid by the person or his or her representative or refer the person to an appropriate senior living community for no additional fee.
- Prohibits a senior living community referral agency from: (1) receiving certain fees or other compensation; or (2) providing certain incentives to an employee or independent contractor of a senior living community.
- Requires a senior living community referral agency to: (1) maintain a file for each person referred to by the referral agency; and (2) provide certain records to the Division upon request.
- Provides that a senior living community referral agency is not generally subject to provisions governing certain other types of referral agencies.
- Various changes so that senior living community referral agencies are subject to the same administrative sanctions and the same procedures for the imposition of such sanctions as other facilities regulated by the Division.

1. Anticipated Effects On The Business Regulated By The Proposed Regulations

Adverse effects: There are no immediate adverse effects to small businesses described in the survey.

Indirect Adverse Economic Effects: There are no indirect adverse effects to small businesses described in the survey.

Beneficial Economic Effects: With oversight of those providing referrals, residents will be more likely to be placed in facilities where are appropriate for their needs.

Indirect Beneficial Economic Effects – Fewer residents will be placed incorrectly.

2. Anticipated Effects On The Public

No. No one showed up to the workshop for public comment.

3. Costs Associated with the Change

There are no anticipated costs to the agency for enforcement of the proposed regulations.

4. Comparison of State Proposed Regulations to the Federal Regulations

There are duplicative provisions regulating the same activity. A business that provides referrals to residential facilities for groups and other group housing and a senior living community referral. This will necessitate collecting applications and fees for both a license and a registration fee from referral agencies that refer individuals that are aged, which is the most common demographic that will receive these referrals.

MEETING AGENDA

NOTICE:

1. Agenda Items may be taken out of order.
2. Two or more items may be combined; and
3. Items may be removed from the agenda or delayed at any time.

- **Call to Order and introduction.**

- **Public comment.**

- No action may be taken upon a matter raised under public comment period unless the matter itself has been specifically included on an agenda as an action item. To provide public comment telephonically, you may join the meeting by dialing (775) 321-6111 and when prompted to provide the conference ID, enter 321 086 43#. Comments will be limited to three minutes per person. Persons making comment will unmute themselves by pressing *6 and speak up briefly. Persons making comment will be asked to begin by stating their name for the record and to spell their last name. Those who wish to provide a written comment may submit their comment via email to PIO@nvha.nv.gov.

- **Action item:** Consideration and Possible Adoption of Proposed Regulation of Amendments of Chapter 449 of Nevada Administrative Code (NAC), LCB File No. R107-26

 - **Public comment.**
 - No action may be taken upon a matter raised under public comment period unless the matter itself has been specifically included on an agenda as an action item. To provide public comment telephonically, you may join the meeting by dialing (775) 321-6111 and when prompted to provide the conference ID, enter 321 086 43#. Comments will be limited to three minutes per person. Persons making comment will unmute themselves by pressing *6 and speak up briefly. Persons making comment will be asked to begin by stating their name for the record and to spell their last name. Those who wish to provide a written comment may submit their comment via email to PIO@nvha.nv.gov.

 - **Adjournment**
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NOTICE AND AGENDA OF THIS PUBLIC HEARING IS POSTED FOR INSPECTION AT THE FOLLOWING LOCATIONS

PHYSICAL POSTINGS

- Nevada Health Authority – 4070 Silver Sage Dr. Carson City, NV 89701
- Nevada Health Authority, Health Care Purchasing and Compliance Division – 9850 Double R Blvd. Suite 200, 89701
- Nevada Health Authority, Bureau of Health Care Quality and Compliance – 500 E Warm Springs Rd., Suite 200 Las Vegas, NV 89119
- Nevada Health Authority, Bureau of Health Care Quality and Compliance – 727 Fairview Dr., Suite E Carson City, NV 89701
- Nevada State Library and Archives – 100 Stewart Street, Carson City, NV, 89701
- Southern Nevada Health District Red Rock Trail Rooms A & B – 208 S. Decatur Blvd., Las Vegas, NV 89107

ONLINE POSTINGS

- Health Care Quality and Compliance Website: <https://www.hcqc.nv.gov/notices/>
 - Nevada Administration’s website: <http://notice.nv.gov>
 - Legislative Council Bureau website: <https://www.leg.state.nv.us/app/notice/a/>
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The notice and agenda and supporting materials for this hearing may be requested at the above locations during normal business hours or by contacting Nevada Health Authority staff at PIO@nvha.nv.gov or by calling 775-684-1030.

In addition, the notice information was mailed to groups and individuals as requested and per NRS 233B.061. Supporting materials are available for the public at <https://www.hcqc.nv.gov/notices/>

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.

Note: The Nevada Health Authority, Health Care Purchasing and Compliance Division staff can be contacted to make reasonable accommodations for members of the public who are disabled and wish to attend the hearing. If special arrangements are necessary, please notify PIO@nvha.nv.gov before the meeting date. Si necesitas ayuda traduciendo este mensaje, por favor escribe a PIO@nvha.nv.gov.

If you need supporting documents for this meeting, please notify PIO@nvha.nv.gov before the meeting date.

Written information regarding this hearing can be sent to the Nevada Health Authority in advance of the meeting via email at PIO@nvha.nv.gov or if unable to send via email or need assistance please contact by telephone at 775-684-1070 to make other arrangements. 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 adequate time to review the documents.

If at any time during the meeting, an individual who has been named on the agenda or has an item specifically regarding them, included on the agenda is unable to participate because of technical or other difficulties, please email PIO@nvha.nv.gov and note at what time the difficulty started so that matters pertaining specifically to their participation may be continued to a future agenda if needed or otherwise addressed.

Please be cautious and do not click on links in the chat area of the meeting unless you have verified, they are safe. If you ever have questions about a link in a document purporting to be from Nevada Health Authority, please do not hesitate to contact PIO@nvha.nv.gov for verification.

This meeting is a public meeting, recorded and held in compliance with and pursuant to Nevada Revised Statutes 241, Nevada Open Meeting Law and Nevada Revised Statutes, 233B Nevada Administrative

Procedure Act. By participating, you consent to recording of your participation in this meeting. Please refrain from entering any information into the chat function of the video platform.

A person may also have comments added to the minutes of the meeting by submitting them in writing either in addition to testifying or in lieu of testifying. Written comments may be submitted electronically before, during, or after the meeting by email to PIO@nvha.nv.gov.

Use of obscenities or other behavior which disrupts the meeting to the extent that its orderly conduct is made impractical may result in the forfeiture of the opportunity to provide public comment or removal from the meeting.