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DEPARTMENT OF HUMAN SERVICES



NEVADA DIVISION of PUBLIC
and BEHAVIORAL HEALTH



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Notice of Hearing for the Amendment of Regulations of the Board of Health

NOTICE OF INTENT TO ACT UPON A REGULATION LCB File No. R119-26 (formerly R174-24) relating to public health.

Nevada Administrative Code (NAC) Chapter 441A

NOTICE IS HEREBY GIVEN the State Board of Health will hold a public hearing to consider proposed amendments to Nevada Administrative Code (NAC) Chapter 441A. The public hearing is to be held in conjunction with the State Board of Health meeting on September 11, 2026.

The State Board of Health will be conducted via videoconference beginning at 9:00 am, on Friday, September 11, 2026, at the following locations:

Physical Locations

Division of Public and Behavioral Health
Hearing Room 303
4150 Technology Way
Carson City, NV 89706

Southern Nevada Health District
Red Rock Trail Rooms A & B
208 S. Decatur Blvd.
Las Vegas, NV 89107

Virtual Information

Microsoft Teams

https://teams.microsoft.com/l/meetup-join/19%3ameeting_YzJIYTA1MzAtMmY2Mi00Yzg0LTljNDAtY2JkYWY5YjE4ZjU4%40thread.v2/0?context=%7b%22id%22%3a%22e4a340e6-b89e-4e68-8eaa-1544d2703980%22%2c%22oid%22%3a%22768e443d-3be6-48f0-9bb0-7e72f1276b8d%22%7d

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

Join By Phone
(775) 321-6111
Phone Conference ID: 405 000 367#

The proposed changes to NAC 441A addresses the following topics:

- Establishes a process to control tuberculosis in an educational institution.
- Revises the procedure for screening and testing for tuberculosis for health care personnel and in certain facilities.
- Revises requirements governing the reporting and investigation of coronavirus disease 2019 (COVID-19) cases.
- Revises the terminology used to refer to mpox.
- Establishes reporting of wastewater surveillance test results related to infectious pathogens and other biological substances.
- Establishes the ability for public health outreach to people who have experienced an overdose to provide connection to supportive services, treatment and other public health interventions.

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

- A. *Adverse effects:* There are no anticipated adverse effects on small businesses.
- B. *Beneficial:* It was noted that in some of the facilities and with some of the health care personnel that the tuberculosis screening and testing which is proposed in the regulations already occurs and the benefit of this is ensuring transmission to clients does not occur.
- C. *Immediate:* There are no anticipated immediate effects on small businesses.
- D. *Long-term:* There are no anticipated long-term effects on small businesses.

2. Anticipated effects on the public:

- A. *Adverse:* There are no anticipated adverse effects on the general public. There is potential for increased administrative burden within Nevada schools.
- B. *Beneficial:* These proposed regulations will help to reduce disease burden and facilitate connections to care.
- C. *Immediate:* As soon as the proposed regulations become effective, they would allow for enhanced tuberculosis screening and testing to occur, which will reduce burden and transmission risks within Nevada schools and communities. These regulations will also allow for reporting of detected pathogens or biological substances that pose a public health risk. These regulations also allow for public health outreach to people that have experienced an overdose.
- D. *Long-term:* The long-term beneficial impacts of these regulations are enhanced recognition of tuberculosis risks, and decreased risks of transmission to students while attending school. This helps protect Nevada's youth and decreases the stress and burden placed on school communities and their families as the result of large-scale contact tracing and testing efforts. In addition, having a standardized mechanism for reporting wastewater testing results to public health allows for early recognition and intervention to protect the health of Nevada communities. Finally, establishing a mechanism for public health outreach to people that have experienced an overdose provides opportunities for connection to resources, treatment options, and other necessary interventions to promote long-term health benefits.

3. The Division of Public and Behavioral Health determined the impact on small business pursuant to NRS 233B.0608 (2)(a). The Division of Public and Behavioral Health requested input from private schools, licensed health care facilities, and local water reclamation facilities throughout the State.

A Small Business Impact Questionnaire (SBIQ) was sent on June 30, 2025, and July 16, 2025. The SBIQ was distributed to licensed health care facilities, private schools, and local water reclamation facilities, along with a link to a copy of the proposed regulation changes.

4. These proposed regulations will not add any costs to the current regulatory enforcement activities conducted by DPBH. Additionally, the proposed regulations do not provide for a new fee or increase any existing fees.

5. The proposed regulations do not overlap or duplicate any other Nevada state or federal regulations.

Secretary, State Board of Health
Division of Public and Behavioral Health
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Carson City, NV 89706
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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:

- Nevada Division of Public and Behavioral Health
4150 Technology Way, First Floor Lobby
Carson City, NV 89706
- Nevada State Library and Archives
100 Stewart Street
Carson City, NV
- Nevada Division of Public and Behavioral Health
ATTN: Nevada Office of State Epidemiology (OSE)
10375 Professional Circle
Reno, NV 89521
- Southern Nevada Health District
280 S. Decatur Blvd.
Las Vegas, NV 89107
- Northern Nevada Public Health
1001 E. Ninth St.
Reno, NV 89512

A copy of the regulations and small business impact statement can be found online by going to:
<https://nvose.org/proposed-changes-to-nevada-administrative-code-chapters-441a-lcb-file-no-r119-26/>

A copy of the public hearing notice can also be found on the 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 775-400-0333.

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 regulation, the agency shall, if requested 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 include the agency's reasons for overruling the consideration urged against its adoption.