

**PROPOSED REGULATION OF THE  
DIVISION OF PUBLIC AND BEHAVIORAL HEALTH OF THE  
DEPARTMENT OF HEALTH AND HUMAN SERVICES**

**LCB File No. R085-23**

November 16, 2023

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

AUTHORITY: § 1, NRS 439.948.

A REGULATION relating to health care; prescribing certain fees for the use of an Internet website for conducting background investigations; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

Existing law authorizes the Division of Public and Behavioral Health of the Department of Health and Human Services to establish an Internet website that makes certain information available to clients to conduct an investigation into the background and personal history of a person that is required by certain provisions of law. (NRS 439.942) Existing law authorizes the Division to prescribe a fee to be imposed on website clients for use of the Internet website. (NRS 439.948) This regulation establishes a fee for the use of the Internet website for certain clients.

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

*1. The Division will charge a facility, hospital, agency, program or home or an intermediary service organization a fee of not more than \$14 per application to conduct an investigation into the background and personal history of a person pursuant to NRS 439.942 to 439.948, inclusive.*

*2. A facility, hospital, agency, program or home or an intermediary service organization may recover the cost of a fee assessed pursuant to subsection 1 from the person subject to the investigation.*

*3. As used in this section:*

*(a) “Facility, hospital, agency, program or home” has the meaning ascribed to it in NRS 449.119.*

*(b) “Intermediary service organization” has the meaning ascribed to it in NRS 449.4304.*