



Steve Sisolak
Governor

STATE OF NEVADA
BOARD OF OCCUPATIONAL THERAPY

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Loretta L. Ponton
Executive Director

NOTICE OF INTENT TO ACT UPON A REGULATION

**Notice of Hearing for the Adoption of
LCB No. R105-19
Of the
Board of Occupational Therapy**

The Board of Occupational Therapy will hold a Public Hearing at 10:00 a.m. on Saturday, February 8, 2020 at the Board Administrative Office, 6170 Mae Anne Ave, Suite 1, Reno, Nevada 89523, teleconference access 1-888-273-3658, access code 8751529.

The purpose of the hearing is to receive comments from all interested parties regarding the adoption of regulations that pertain to LCB File No. R105-19, Chapter 640A of the Nevada Administrative Code.

The proposed regulation requires a licensee to provide notification to the Board of Occupational Therapy after obtaining employment or changing his or her employment status; revises provisions relating to continuing education requirements; and providing other matters properly relating thereto.

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

LCB File No. R105-19

1. Need and purpose of the proposed regulations or amendments

The need for the proposed regulations is to protect the public health, safety and welfare by ensuring that only qualified and competent occupational therapists and occupational therapy assistants are licensed in the state.

The purpose of the adopted regulation is to provide clarity for the public, individuals and licensees through regulations. The proposed regulation requires a licensee to notify the Board when obtaining employment and to notify the Board when there is a change in employment status. The proposed regulation updates continuing education requirements to align with the biennial renewal cycle and makes conforming changes to the continuing education requirements for reinstatement of an expired license.

2. How to obtain the approved or revised text of regulations prepared by LCB

You may obtain a copy of the proposed regulations by writing to the Board of Occupational Therapy, P.O. Box 34779, Reno, Nevada 89533-4779; or by calling the Board office at 775-746-4101. The proposed regulations are also available for review and download on the Board website www.nvot.org.

3. Methods used in determining the impact on a small business

The agency used informed, reasonable judgment in determining that there will be no impact on small businesses due to the nature of the regulatory changes.

4. Estimated economic effect of regulations on business and the public

a. Adverse and beneficial effects

The adoption of these regulations should have no adverse economic effect on business, the public or practitioners of occupational therapy. The benefits of these regulations are that the public and the practitioners, (occupational therapists and occupational therapy assistants), will be provided clarity in NAC 640A and continuing education requirements will be consistent with the renewal term of a license.

b. Immediate and long-term effects

The immediate and long-term effects of the regulations proposed in R105-19 provides consistency in reporting employment and requirements for continuing education for licensed occupational therapists and occupational therapy assistants in Nevada.

5. Cost for enforcement of the regulations

There are no additional costs involved in enforcing the proposed regulations.

6. Overlap or duplication of other state or local governmental agencies

The proposed regulations do not overlap or duplicate any regulation of other state or local governmental entities.

7. Regulation required by federal law

Not applicable

8. More stringent than federal regulations

The Board is not aware of any similar federal regulations of the same activity in which the state regulations are more stringent.

9. New or increases in existing fees

The proposed regulations do not contain any new fees or increases in existing fees.

Persons wishing to comment on the proposed action of the Board of Occupational Therapy may appear at the scheduled public hearing or address their comments, data, views or arguments in written form to the Board of Occupational Therapy, P.O. Box 34779, Reno, Nevada 89533. The Board of Occupational Therapy must receive all written submissions on or before **February 8, 2020**. If no person who is directly affected by the proposed action appears to request time to make an oral presentation, the Board of Occupational Therapy may proceed immediately to action upon any written submissions.

A copy of this notice and the regulations to be adopted, R105-19, will be on file at the Nevada State Library, 100 Stewart Street, Carson City, Nevada, for inspection by members of the public during business hours. Additional copies of the notice and the regulations to be adopted, R105-19, will be available from the Board of Occupational Therapy, P.O. Box 34779, Reno, Nevada 89533, and in all counties at the main public library, for inspection and copying by members of the public during business hours. This notice and the text of the proposed regulations are also available in the State of Nevada Register of Administrative Regulations, which is prepared and published monthly by the Legislative Counsel Bureau pursuant to NRS 233B.0653 and on the Internet at <http://www.leg.state.nv.us>. Copies of this notice and the proposed regulation will also be mailed to members of the public upon request.

Upon adoption of any regulations, the agency, if requested to do so by an interested person, either before adoption or within 30 days thereafter, will issue a concise statement of the principal reasons for and against its adoption or incorporate therein its reason for overruling the consideration urged against its adoption.

This **Notice of Hearing** has been posted on the Board's website www.nvot.org; and at the following locations:

Washoe County Courthouse 75 Court Street Reno, NV 89501	Washoe County Clerk 1001 E. 9 th St. Bldg A P.O. Box 11130 Reno, NV 89520
Grant Sawyer State Office Building 555 E. Washington Avenue #3900 Las Vegas, Nevada 89101	All Nevada County Public Libraries
LCB website: www.leg.state.nv.us State of Nevada Public Notice Website: www.nv.gov	Office of the Attorney General 100 North Carson Street Carson City, Nevada 89701 and 5420 Kietzke Lane, Ste 202 Reno, Nevada 89511
Nevada State Library, Archives, and Public Records 100 North Stewart St., Carson City, NV 89701	Nevada State Legislature c/o Legislative Police 401 S. Carson St., Carson City, NV 89701

Dated: January 7, 2020