

Notice Of Intent To Act Upon a Regulation

The Nevada State Board of Dental Examiners will hold a public hearing at 6:00PM on the 16th day of May, 2024, at 2651 N. Green Valley Parkway, Suite 104, Henderson, Nevada 89014. The purpose of the hearing is to receive comments from all interested persons regarding the Adoption of regulations that pertain to Chapter 631 of the Nevada Administrative Code.

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

1. ***The need for and the purpose of the proposed regulation or amendment.***

-The proposed regulation results from a legislative directive SB 310 revising provisions governing the submission of a complaint, the investigation of a complaint, review of said investigation and the imposition of disciplinary action and revising which acts constitute unprofessional conduct.

2. ***If the proposed regulation is a temporary regulation, the terms or the substance of the proposed regulation to be adopted, amended, or repealed, or a description of the subjects and issues involved.***

N/A

3. ***If the proposed regulation is a permanent regulation, a statement explaining how to obtain the approved or revised text of the proposed regulation.***

-The proposed regulation is available on the website of the Nevada State Board of Dental Examiners; it is also available at the office of the Nevada State Board of Dental Examiners located at 2651 N. Green Valley Parkway, Suite 104, Henderson, Nevada 89014.

4. *The estimated economic effect of the regulation on the business which it is to regulate and on the public. These must be stated separately and in each case must include:*

- (a) *Both adverse and beneficial effects; and*
- (b) *Both immediate and long term effects.*

Regulated Business

-The estimated beneficial economic effect on the regulated businesses will be to potentially reduce the number of instances in which dental practitioners expend monies to respond to complaints while providing further due process assurances that complaints are addressed fairly and equitably. There is no anticipated adverse economic effect upon the regulated businesses at this time.

-The anticipated immediate effect on the regulated businesses will be to increase the number of complaints resolved expeditiously through mutual resolutions while potentially reducing the number of complaints that proceed to full hearing and the associated expense of said hearings. The anticipated long term effect on the regulated businesses will be to renew the confidence of dental practitioners in the complaint process and in the Nevada State Board of Dental Examiners.

Public

-The estimated beneficial economic effect on the public will be reduced costs to the public as monies expended to address complaints against dental practitioners and potential subsequent treatment will decrease with quicker resolution of complaints; there is no projected negative economic effect on the public.

-The anticipated immediate effect on the public will be faster resolution of complaints against dental practitioners thereby reducing the time and expense necessary to address and resolve public complaints; public confidence with the Nevada State Board of Dental Examiners service will concomitantly increase. The long term effect will be the same over time.

5. *The methods used by the agency in determining the impact on a small business.*

-The Nevada State Board of Dental Examiners solicited written and oral comments, objections and suggestions from various stakeholders at meetings designed to address the legislative directive of SB 310 proposing revisions to the complaint and investigatory process along with the imposition of disciplinary action and revisions as to which acts constitute unprofessional conduct.

6. *The estimated cost to the agency for enforcement of the proposed regulation.*

N/A

7. *A description of and citation to any regulations of other state or local governmental agencies which the proposed regulation overlaps or duplicates and a statement explaining why the duplication or overlapping is necessary. If the proposed regulation overlaps or duplicates a federal regulation, the notice must include the name of the regulating federal agency.*

N/A

8. *If the regulation is required pursuant to federal law, a citation and description of the federal law.*

N/A

9. *If the regulation includes provisions which are more stringent than a federal regulation that regulates the same activity, a summary of such provisions.*

N/A

10. *Whether the proposed regulation establishes a new fee or increases an existing fee.*

N/A

11. *If the proposed regulation is a temporary regulation, each address at which the test of the regulation may be inspected and copied.*

N/A

Persons wishing to comment upon the action of the Nevada State Board of Dental Examiners may appear at the scheduled public hearing or may address their comments, data, views, or arguments, in written form, to Nevada State Board of Dental Examiners, 2651 N. Green Valley Parkway, Suite 104, Henderson, Nevada 89014. Written submissions must be received by the Nevada State Board of Dental Examiners on or before May 14, 2024. If no person who is directly affected by the proposed action appears to request time to make an oral presentation, the Nevada State Board of Dental Examiners may proceed immediately to act upon any written submissions.

A copy of this notice and the regulation to be Adopted will be on file at the State Library, Archives and Public Records, 100 Stewart Street, Carson City, Nevada, for inspection by members of the public during business hours. Additional copies of the notice and the regulation to be Adopted will be available at the Nevada State Board of Dental Examiners for inspection and copying by

members of the public during business hours. This notice and the text of the proposed regulation 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 at no charge upon request.

Upon adoption of any regulation, the agency, if requested to do so by an interested person, either before 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.

This notice of hearing has been posted at the following locations:

- 1) Nevada State Board of Dental Examiners, 2651 N. Green Valley Parkway, Henderson, Nevada 89014 - www.dental.nv.gov
- 2) Legislative Counsel Bureau - www.leg.state.nv.us
- 3) State Library and Archives - www.nsla.nv.gov
- 4) Green Valley Library, 2797 N. Green Valley Parkway, Henderson, Nevada 89014