

NEVADA BOARD OF EXAMINERS FOR ALCOHOL, DRUG AND GAMBLING
COUNSELORS

NOTICE OF PUBLIC WORKSHOP FOR PROPOSED REGULATION

DATE: October 13, 2023
TIME: 9:00 AM

LOCATIONS VIA VIDEO CONFERENCE:

The Nevada State Board of Examiners for Alcohol, Drug, and Gambling Counselors will hold a public workshop to solicit public comment on the proposed changes to the Nevada Administrative Code (NAC) chapter 641C regarding applications for renewal of a license or certificate. The Board may take items out of order, combine two or more agenda items at any time or remove agenda items.

Reasonable efforts will be made to assist and accommodate physically handicapped persons desiring to attend the hearing. If you require assistance, please contact the Agata Gawronski in advance of the hearing date Agata Gawronski, Executive Director via email: agawronski@adgc.nv.gov.

The public is invited to attend virtually by following the link below. Please join my meeting from your computer, tablet, or smartphone:

Zoom Meeting Info:

Join Zoom Meeting

<https://us06web.zoom.us/j/87131060235?pwd=RXN2bGxpVDhGWmwwOXduTkJscVoyUT09>

Meeting ID: 871 3106 0235

Passcode: 258113

One tap mobile

+14086380968,,87131060235#,,,,*258113# US (San Jose)

+16694449171,,87131060235#,,,,*258113# US

Dial by your location

• +1 408 638 0968 US (San Jose)

• +1 669 444 9171 US

• +1 669 900 6833 US (San Jose)

• +1 253 215 8782 US (Tacoma)

• +1 346 248 7799 US (Houston)

- +1 719 359 4580 US
- +1 253 205 0468 US
- +1 305 224 1968 US
- +1 309 205 3325 US
- +1 312 626 6799 US (Chicago)
- +1 360 209 5623 US
- +1 386 347 5053 US
- +1 507 473 4847 US
- +1 564 217 2000 US
- +1 646 876 9923 US (New York)
- +1 646 931 3860 US
- +1 689 278 1000 US
- +1 301 715 8592 US (Washington DC)

Meeting ID: 871 3106 0235

Passcode: 258113

Find your local number: <https://us06web.zoom.us/j/87131060235>

Attendees wishing to speak during public comment must raise their hand through the zoom platform to be called on or will be called upon by the chair.

A copy of the proposed regulatory changes, as well as posting of this Notice of Public Workshop can also be accessed at www.alcohol.nv.gov

To request supporting materials, including a copy of the regulation, please contact: Agata Gawronski, Executive Director via email: agawronski@adgc.nv.gov or they are available at the Board's office, located at 4600 Kietzke Lane, B-115, Reno, Nevada 89502.

This notice has been posted in accordance with NRS Chapter 241 in the following locations:

Board of Examiners for Alcohol, Drug and Gambling Counselors Website: www.alcohol.nv.gov
Nevada Public Notice website: <https://notice.nv.gov/Notice>

Certification on file in the office of the Board of Examiners for Alcohol, Drug and Gambling Counselors in Reno, NV. In compliance with the Americans with Disabilities Act (ADA) please contact the Board of Examiners for Alcohol and Drug Counselors, (775) 689 0562, if you are disabled or require special services to attend.

Small Business Impact Statement

The Nevada Board of Examiners for Alcohol, Drug and Gambling Counselors ("Board") has proposed changes to the Nevada Administrative Code ("NAC") Chapter 641C, regarding applications for renewal of a license or certificate and the fees charged by the Board.

The Board made a concerted effort to determine whether the regulation is likely to "[i]mpose a direct and significant economic burden upon a small business" or "[d]irectly restrict the formation, operation or expansion of a small business." NRS 233B.0608(1). The Board concluded the regulation would not cause these negative impacts or effects, after consultation with the licensing community and other potentially affected parties and internal staff. While the Board determined that no Small Business Impact Statement (SBIS) was required, the Board is submitting the following information to reflect how it might respond if a SBIS was required.

RE: NRS 233B.0609 Proposed permanent or temporary regulation: Contents of small business impact statement; person responsible for agency to sign impact statement.

1. A description of the manner in which comment was solicited from affected small businesses, a summary of their response and an explanation of the manner in which other interested persons may obtain a copy of the summary.

Public comment was solicited by public notice and by email when the Board submitted the proposed changes to the licensing community and other potentially affected parties to survey their thoughts regarding the proposed revisions. The Board also noticed and conducted a public workshop. Interested persons may review a copy of the summary of the public response by contacting Agata Gawronski, Executive Director for the Board, at agawronski@adgc.nv.gov or 775-689-0563.

2. The manner in which the analysis was conducted.

The manner in which the analysis was conducted was through reviewing and discussing the proposed changes with staff and the Board during a public workshop, Board staff, and the Board's attorney.

3. The estimated economic effect of the proposed regulation on the small businesses which it is to regulate, including, without limitation:

(1) Both adverse and beneficial effects; and

Adverse effects: There are no adverse effects of this regulation on the businesses it regulates or on the public.

Beneficial effects: The Board will be able process applications in a more proficient manner and will be able increase fees to reflect the increasing costs of doing business.

(2) Both direct and indirect effects.

Direct effects: The Board will be able to process applications more efficiently and continue to provide quality customer service to the public and its licensees.

Indirect effects: The licensees and certificate holders will receive their licenses and certificates more efficiently.

4. A description of the methods that the agency considered to reduce the impact of the proposed regulation on small businesses and a statement regarding whether the agency actually used any of those methods.

The Executive Director spoke with the Board's attorney and staff.

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

No cost is expected.

6. If the proposed regulation provides a new fee or increases an existing fee, the total annual amount the agency expects to collect and the manner in which the money will be used.

The Board anticipates that it will raise an additional \$4,800 with the increase to the costs of the exam, an additional \$17,600 with the cost of the increase to the renewal fees. These increases will help the Board offset increased cost associated with salaries for staff and fees charged the Board for Board operations.

7. If the proposed regulation includes provisions which duplicate or are more stringent than federal, state or local standards regulating the same activity, an explanation of why such duplicative or more stringent provisions are necessary.

There are no provisions which duplicate any other regulations.

8. The reasons for the conclusions of the agency regarding the impact of a regulation on small businesses.

The reasons for the conclusions of the agency regarding the impact of a regulation on small businesses are the result of communications with those most likely to be affected by the changes as well as others which have expertise in the matter. The Board Executive Director has communicated and researched this matter with affected stakeholders, with the Board's attorney, and with staff.

As the Executive Director who is responsible for the Board I certify that, to the best of my knowledge or belief, the information contained in the statement was prepared properly and is accurate.

Sincerely,
Nevada Board of Examiners for Alcohol, Drug and Gambling Counselors



Agata Gawronski
Executive Director
Nevada Board of Examiners for Alcohol, Drug and Gambling Counselors

Section 1. NAC 641C.235 is hereby amended to read as follows:

NAC 641C.235 1. To renew a license or certificate issued by the Board, the holder of the license or certificate must submit:

(a) An application for the renewal of a license or certificate on a form provided by the Board on or before the date on which the license or certificate expires.

(b) The appropriate renewal fee.

~~{(c) Pursuant to the requirements set forth in subsection 2, a complete set of fingerprints and the amount of the fees charged by the Central Repository for Nevada Records of Criminal History and the Federal Bureau of Investigation for the handling of the fingerprints and issuance of the reports of criminal histories.~~

~~——— 2. An applicant for the renewal of a license or certificate is only required to submit the fingerprints and the fees charged by the Central Repository for Nevada Records of Criminal History and the Federal Bureau of Investigation:~~

~~——— (a) If a license or certificate is valid for 1 year, with the application for renewal for the second biennial renewal period after the initial licensure or certification and every second biennial renewal period thereafter.~~

~~——— (b) If a license or certificate is valid for 2 years, with each application for renewal after the initial licensure and certification.}]~~

3. If a complete application for the renewal of a license or certificate, including the required renewal fee and a complete set of fingerprints, if applicable, is not postmarked on or before the last day for submitting the application for the renewal of the license or certificate, the license or certificate becomes delinquent. 1. To renew a license or certificate issued by the Board, the holder of the license or certificate must submit:

(a) An application for the renewal of a license or certificate on a form provided by the Board on or before the date on which the license or certificate expires.

(b) The appropriate renewal fee.

(c) Pursuant to the requirements set forth in subsection 2, a complete set of fingerprints and the amount of the fees charged by the Central Repository for Nevada Records of Criminal History and the Federal Bureau of Investigation for the handling of the fingerprints and issuance of the reports of criminal histories.

2. An applicant for the renewal of a license or certificate is only required to submit the fingerprints and the fees charged by the Central Repository for Nevada Records of Criminal History and the Federal Bureau of Investigation:

(a) If a license or certificate is valid for 1 year, with the application for renewal for the second biennial renewal period after the initial licensure or certification and every second biennial renewal period thereafter.

(b) If a license or certificate is valid for 2 years, with each application for renewal after the initial licensure and certification.

Sec. 2. NAC 641C.240 is hereby amended to read as follows:

NAC 641.240 1. For the initial application for a license or certificate	\$150
2. For the application for a certificate as a supervisor of certified interns	
\$60	
3. For the issuance of a provisional license or certificate	\$125
4. For the issuance of an initial license or certificate	\$60
5. For the issuance of a certificate as a supervisor of certified interns	
\$60	
6. For the renewal of a license or certificate as a counselor	(\$250) \$300
7. For the renewal of a certificate as a certified intern	\$75
8. For the renewal of a delinquent license or certificate	\$75
9. For the restoration of an expired license or certificate	\$150
10. For the deactivation of a license or certificate	\$25
11. For the reactivation of a license or certificate	\$25
12. For the replacement of a license or certificate	\$25
13. For the restoration or reinstatement of a suspended or revoked license or certificate	
\$300	

14. For the issuance of a license or certificate without examination \$150

15. For an examination ~~[\$100]~~ \$150,

plus the amount required by a testing company,

if any, used by the Board for testing applicants.

16. For the approval of a course of continuing education ~~{that includes:—~~

~~(a) Less than 10 hours of continuing education ————— \$30 —~~

~~(b) At least 10 but less than 20 hours of continuing education ————— \$50 —~~

~~(c) At least 20 but less than 30 hours of continuing education ————— \$75 —~~

~~(d) At least 30 but less than 40 hours of continuing education ————— \$100 —~~

~~(e) Forty or more hours of continuing education] \$150~~

17. The amount of the fees charged by the Central Repository for Nevada Records of Criminal History and the Federal Bureau of Investigation for the handling of the complete set of fingerprints and issuance of the reports of criminal histories.

3. If a complete application for the renewal of a license or certificate, including the required renewal fee and a complete set of fingerprints, if applicable, is not postmarked on or before the last day for submitting the application for the renewal of the license or certificate, the license or certificate becomes delinquent.