



Nevada Division of Public and Behavioral Health Technical Bulletin



Topic: Senate Bill 324

Section/Program/Contact: Bureau of Health Care Quality and Compliance/Dorothy Sims, RN

Date: August 2017

TO: Residential Facility for Groups providers, Agency to Provide Personal Care Services in the Home providers, Facility for the Care of Adults During the Day providers, Intermediary Service Organization providers and the Public

The purpose of this bulletin is to notify the affected health care providers and the public of recently adopted statutes.

On June 4, 2017, Governor Brian Sandoval signed into law Senate Bill (SB) 324. SB324 authorizes an employee of a resident facility for groups, an agency to provide personal services in the home, a facility for the care of adults during the day or an intermediary service organization to check vital signs, administer insulin and perform blood glucose tests. This law becomes effective January 1, 2018. There will be new regulations developed as a result of the law.

The bill requires the Board of Health to adopt regulations authorizing an employee of a residential facility for groups, an agency to provide personal care services in the home, an intermediary services organization or a facility for the care of adults during the day, with the consent of the person receiving services to:

- Check, record and report the temperature, blood pressure, apical or radial pulse, respiration or oxygen saturation of a person receiving services from the facility or agency;
- Use an auto-injection device approved by the Food and Drug Administration (FDA) for use in the home, administer to a person receiving services from the facility or agency insulin furnished by a registered pharmacist as directed by a physician or assist such a person with the self-administration of such insulin; and
- Use a device for monitoring blood glucose approved by the FDA for use in the home, conduct a blood glucose test on a person receiving services from the facility or agency or assist such a person to conduct a blood glucose test on himself or herself.

The bill also requires regulations adopted by the Board of Health to address the following:

- Requires the tasks described above be performed in conformance with the Clinical Laboratory Improvement Amendments of 1988, Public Law No. 100-578, 42 U.S.C. §263a, if applicable, and any other applicable federal law or regulation;

- Prohibits the use of a device for monitoring blood glucose on more than one person; and
- Requires a person to receive training before performing the tasks described above.

For the purposes of this bill, you may apply for a CLIA Certificate of Waiver starting January 1, 2018, by completing the three forms below and submitting them to the address indicated below:

- CMS-116: http://dpbh.nv.gov/Reg/MedicalLabs/dta/Forms/Medical_Laboratories_-_Forms/
(once this page opens click on the CMS-116 link to open form)
- CLIA Disclosure of Ownership & Control Interest Statement (Form 1513):
<http://dpbh.nv.gov/uploadedFiles/dpbhnavgov/content/Reg/MedicalLabs/Docs/Forms/disclosureofownership0001.pdf>
- Instructions for Completing Disclosure of Ownership and Control Interest Statement (Form 1513):
<http://dpbh.nv.gov/uploadedFiles/dpbhnavgov/content/Reg/MedicalLabs/Docs/Forms/InstructionsCompletingDisclosureOwnershipControlInterestStatementForm1513.pdf>

Division of Public and Behavioral Health
Bureau of Health Care Quality and Compliance
Attention: Medical Laboratory Services
727 Fairview Drive, Suite E
Carson City, NV 89701

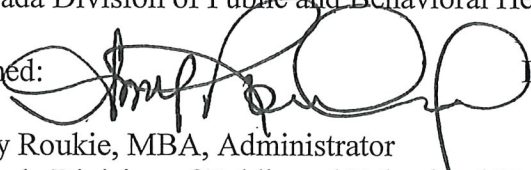
Signed:



Date: 9/27/2017

John DiMuro, DO, State Health Officer
Nevada Division of Public and Behavioral Health

Signed:



Date:

9/27/17

Amy Roukie, MBA, Administrator
Nevada Division of Public and Behavioral Health