

PUBLIC HEARING 2022

Meeting Minutes

April 11, 2022

10:00 A.M.

Meeting Location: Online via Zoom

The Department of Health and Human Services held a public hearing on April 11th, 2022, beginning at 10:00 A.M. to adopt the regulations amendments to the Nevada Administrative Code (NAC) Chapter 439, LCB File No R121-20. This meeting was held via Zoom and began promptly at 10:00 A.M.

DEPARTMENT OF HEALTH AND HUMAN SERVICES (DHHS) STAFF PRESENT:

Marla McDade Williams, Deputy Director, Programs
Nevada Department of Health and Human Services Director's Office

Linda S. Fox, Pharmacist – Drug Transparency Program Manager

Jessica C. Gerhow -Drug Transparency Program-Management Analyst II, recorder

Deputy Director, Programs- Marla McDade Williams called the Public Workshop to order at 10:00 A.M. with introductions and process items.

1. The Deputy Director opened the meeting with invitation for Public Comment not directly related to the regulations. No public comment was made.
2. The Deputy Director handed the meeting over to the Drug Transparency Program Manager to discuss the proposed changes to the regulations regarding the appeals process for entities required to report to the Drug Transparency Program.

The Program Manager summarized the LCB File No. R121-20 proposed changes to NAC 439 which included the following:

- a. Sections 2-6 of the proposed amendment define terms related to reporting information relating to prescription drugs.
- b. Section 7 of the proposed regulation sets forth the process for the appointment of hearing officers.
- c. Section 8 of the proposed regulation sets forth the process for notification of the imposition of an administrative penalty.
- d. Section 9 of the proposed regulation sets forth the process for an appeal of the imposition of an administrative penalty.
- e. Sections 10-12 of the proposed regulation sets forth the process for a hearing and decision on the appeal of the imposition of an administrative penalty.
- f. Section 13-14 of the proposed regulation adds the term wholesaler to NAC 439.730, 439.735 and makes conforming changes pursuant to SB 380 from the 81st Session of the Nevada Legislature.
- g. Section 15 makes conforming changes to NAC 439.740 pursuant to SB 380 from the 81st Session of the Nevada Legislature.

3. Adoption of regulations contained in LCB File No. R121-20. Deputy Director Marla McDade Williams, pursuant to authority under NRS 439B.685 and on behalf of the Department of Health and Human Services, adopted regulation LCB File No. R121-20.

4. An invitation was put out for Public Comment on LCB File No. R121-20. No public comment was made.

5. Close Hearing. Meeting was adjourned at 10:05 A.M.