

/* The Nevada Administrative Code follows. */

SERVICES PROVIDED BY NURSES OF THE BUREAU OF COMMUNITY HEALTH SERVICES

439.500 Fees and donations for provision of services and medications.

1. For persons who are able to pay, the fees to be charged and collected by the bureau of community health services of the health division for the services and medications provided by the nurses of the bureau are as follows:

| Services and medications | Category I | Category II |
|--------------------------|------------|-------------|
|--------------------------|------------|-------------|

| | | |
|---|----|----|
| Testing and counseling for human immunodeficiency virus (a person in category II must also pay the costs for the laboratory analysis) | 15 | 20 |
|---|----|----|

| | | |
|---|----|----|
| Testing for a sexually transmitted disease other than human immunodeficiency virus, in addition to the cost for the laboratory analysis | is | 20 |
|---|----|----|

2. A person who is not able to pay a fee listed in subsection 1 will be asked to make a donation to help cover the cost of the service or medication.

3. For the purposes of this section, a person will be charged the fees listed in:

(a) Category I if the - annual gross income of his immediate family is not more than 249 percent of the poverty level designated by the United State Department of Health and Human Services.

(b) Category II if the annual gross income of his immediate family is at least 250 percent of the poverty level designated by the United State Department of Health and Human Services.

(Added to NAC by Bd. of Health, eff. 10-14-82; A 7-16-85; eff. 8-1-85; 1-31-90; 9-6-91)

FEEES FOR SERVICES PERFORMED~BY STATE HYGIENIC LABORATORY

439.510 Applicability, collection and waiver of fees.

1. In NAC 439.520 to 439.590, inclusive, the state board of

health prescribes fees to be charged and collected for certain services performed in the laboratory.

2. Except as otherwise provided in subsections 3 and 4, the fee for each test specified in NAC 439.520 to 439.590, inclusive, must be collected before the analysis is started unless arrangements are made in advance with the approval of the administrator.

3. If an applicant for any test specified in NAC 439.520 to 439.590, inclusive, declares under penalty of perjury that he does not have the money to pay the fee prescribed, the fee may be waived by the administrator.

4. A sample submitted to the laboratory that is required for certification or used for quality control is not subject to a fee.

(Added to NAC by Bd. of Health, eff. 10-14-82; A 9-1-8911-26-90)

Miscellaneous Communicable Diseases

441A.450 Acquired immune deficiency syndrome; human immunodeficiency virus infection.

1. The health authority shall encourage:

(a) A case having acquired immune deficiency syndrome (AIDS); or

(b) A person reported to have a human immunodeficiency virus infection (HIV), as identified by a confirmed positive human immunodeficiency virus infection (HIV) blood test administered by a medical laboratory, to notify each person with whom he has had sexual relations and each person with whom he has shared a needle, of their potential exposure, of the availability of counseling and of testing for the presence of human immunodeficiency virus infection (HIV). If a person reported pursuant to this section fails to provide such notice the health authority shall make reasonable efforts to provide the notice and counseling.

2. If the person reported pursuant to subsection 1 has donated or sold blood, plasma, sperm or other bodily tissues during the year preceding the diagnosis, the health authority shall make reasonable efforts to notify the recipient that the person has been reported to have human immunodeficiency virus infection (HIV).

3. If a person is reported pursuant to subsection 1 because of a sexual offense, the health authority shall seek the identity and location of the victim and make reasonable efforts to notify him of his possible exposure and to advise him of the availability of counseling and testing for human

immunodeficiency virus infection (Hiv).

4. If a person reported pursuant to subsection 1 has current tuberculosis, the health authority shall make reasonable efforts to ensure that appropriate remedial and medical treatment of the tuberculosis is provided.

5. If the case has requested assistance from the health authority for notifying and counseling persons with whom the case has had sexual relations or persons with whom the case has shared a needle, the health authority shall provide that service.

6. If a person reported pursuant to subsection 1 is in a medical facility, the medical facility shall provide care to the person in accordance with blood and body fluid precautions, and, if another communicable disease is present, universal precautions or the appropriate disease specific precautions.

(Added to NAC by Bd. of Health, eff. 1-24-92)

7. If the health authority determines that there is a case having a communicable disease against which immunity is required for admission to the college or university, at a college or university attended by a student who has not submitted proof of immunity to that disease, the president or other person in charge of the college or university shall require that:

(a) The student be immunized; or

(b) The student be excluded from the college or university until allowed to return by the health authority.

8. A student shall not attend a college or university from which he is excluded until allowed to return by the health authority. The parent or legal guardian of a student, if the student is a minor, shall not allow the student to attend a college or university from which he is excluded until allowed to return by the health authority.

(Added to NAC by Bd. of Health, eff. 1-24-92)

SEXUALLY TRANSMITTED DISEASES

441A.775 "Sexually transmitted disease" defined for purpose of NRS. As used in NRS 441A.240 to 441A.330, inclusive, "sexually transmitted disease" means a bacterial, viral, fungal or parasitic disease which may be transmitted through sexual contact, including but not limited to:

1. Acquired immune deficiency syndrome (AIDS).
2. Acute pelvic inflammatory disease.
3. Chancroid.
4. Chlamydia trachomatis infection of the genital tract.
5. Genital herpes simplex.
6. Genital human papilloma virus infection.
7. Gonorrhea.
8. Granuloma inguinale.

9. Hepatitis B infection.
10. Human immunodeficiency virus infection (HIV).
11. Lymphogranuloma venereum.
12. Nongonococcal urethritis.
13. Syphilis.

(Added to NAC by Bd. of Health, eff. 1-24-92)

PROSTITUTION

441A.800 Testing of prostitutes; prohibition of certain persons from employment as prostitute.

1. A person seeking employment as a prostitute in a licensed house of prostitution shall submit to the state hygienic laboratory in the division or a medical laboratory licensed pursuant to chapter 652 of NRS and certified by the Health Care Financing Administration of the Department of Health and Human Services:
 - (a) A sample of blood for a test to confirm the presence or absence of human immunodeficiency virus infection (HIV) and syphilis; and
 - (b) A cervical specimen for a test to confirm the presence or absence of gonorrhea and Chlamydia trachomatis by culture or antigen detection or DNA probe.
2. A person must not be employed as a prostitute in a licensed house of prostitution until the state hygienic laboratory in the division or a medical laboratory licensed pursuant to chapter 652 of NRS and certified by the Health Care Financing Administration of the Department of Health and Human Services has reported that the tests required pursuant to subsection 1 do not show the presence of infectious syphilis, gonorrhea, Chlamydia trachomatis or infection with the human immunodeficiency virus (HIV).
3. A person employed as a prostitute in a licensed house of prostitution shall submit to the state hygienic laboratory in the division or a medical laboratory licensed pursuant to chapter 652

of NRS and certified by the Health Care Financing Administration of the Department of Health and Human Services:

(a) Once each month, a sample of blood, identified by the name of the prostitute as it appears on her local work permit card, for a test to confirm the presence or absence of:

- (1) Infection with the human immunodeficiency virus (HIV); and
- (2) Syphilis.

(b) Once each week, a cervical specimen, identified by the name of the prostitute as it appears on her local work permit card, for a test to confirm the presence or absence of gonorrhea and Chlamydia trachomatis by culture or antigen detection or DNA probe.

4. If a test required pursuant to this section shows the presence of infectious syphilis, gonorrhea, Chlamydia trachomatis or infection with the human immunodeficiency virus (HIV), the person shall immediately cease and desist from employment as a prostitute in a licensed house of prostitution.
(Added to NAC by Bd. of Health, eff. 1-24-92)

441A.805 Use of latex prophylactic required. A person employed as a prostitute in a licensed house of prostitution shall require each patron to wear and use a latex prophylactic while engaging in sexual intercourse, oral-genital contact or any touching of the sexual organs or other intimate parts of a person.
(Added to NAC by Bd. of Health, eff. 1-24-92)

441A.810 House of prostitution required to post health notice. The person in charge of a licensed house of prostitution shall post a health notice provided by the division. The cost and mounting of the notice is the responsibility of the house of prostitution. The notice must be posted in a prominent location which is readily noticeable by patrons of the establishment and is approved by the division.
(Added to NAC by Bd. of Health, eff. 1-24-92)

441A.815 Person in charge of house of prostitution: Report of presence of communicable disease required; cooperation with health authority required.

1. The person in charge of a licensed house of prostitution who knows of or suspects the presence of a communicable disease within the house of prostitution shall report the disease to the health authority having jurisdiction where the house of prostitution is located.
2. A report of a communicable disease must be made to the health authority in accordance with the provisions set forth in NAC 441A.225.
3. A report must include:
 - (a) The communicable disease or suspected communicable disease;
 - (b) The name and the address or telephone number of the case or suspected case;
 - (c) The name, address and telephone number of the person making the report;
 - (d) The age, sex, race, date of birth, occupation and employer of the case or suspected case, if available;
 - (e) The date of onset and the date of diagnosis of the disease; and
 - (f) Any other information requested by the health authority, if available.
4. The person in charge of a licensed house of prostitution shall promptly cooperate with the health authority during:
 - (a) The investigation of the circumstances or cause of a case or suspected case, or of an outbreak or suspected outbreak; and
 - (b) The carrying out of measures for the prevention, suppression or control of a communicable disease, including procedures of exclusion, isolation and quarantine.

(Added to NAC by Bd. of Health, eff. 1-24-92)

442.745 Services for children testing positive for human immunodeficiency virus. Evaluation and diagnostic services will be provided pursuant to NAC 442.600 to 442.785, inclusive, for children testing positive for the human immunodeficiency virus. (Added to NAC by Bd. of Health, eff. 11-27-89)