

## Amendment No. 523

Assembly Amendment to Assembly Bill No. 120

(BDR 54-888)

**Proposed by:** Committee on Commerce and Labor**Amendment Box:****Resolves Conflicts with:** N/A**Amends:** Summary: No Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes

ASSEMBLY ACTION	Initial and Date	SENATE ACTION	Initial and Date
Adopted <input type="checkbox"/> Lost <input type="checkbox"/>	_____	Adopted <input type="checkbox"/> Lost <input type="checkbox"/>	_____
Concurred In <input type="checkbox"/> Not <input type="checkbox"/>	_____	Concurred In <input type="checkbox"/> Not <input type="checkbox"/>	_____
Receded <input type="checkbox"/> Not <input type="checkbox"/>	_____	Receded <input type="checkbox"/> Not <input type="checkbox"/>	_____

Amend section 1, page 2, by deleting lines 3 through 5 and inserting:

***“1. The Board shall require each holder of a license to practice medicine to submit annually to the Board, on a form provided by the Board, and in the format required by the Board by regulation, a report:”.***

Amend section 1, page 2, line 6, after “***number***” by inserting “***and type***”.

Amend section 1, page 2, lines 8 and 9, by deleting:

***“facility during the most recent period of licensure,”*** and inserting “***facility,***”.

Amend section 1, page 2, by deleting lines 10 through 17 and inserting:

***“performed:***

***(1) At a medical facility as that term is defined in NRS 449.0151; or***

***(2) Outside of this State; and***

MGF/TMC

Date: 4/20/2005

A.B. No. 120—Requires physicians to report to their licensing boards certain information concerning performance of office-based surgery.

*(b) Reporting the occurrence of any sentinel event arising from any such surgery.*

*2. Failure to submit a report or knowingly filing false information in a report constitutes grounds for initiating disciplinary action.*

*3. The Board shall:*

*(a) Collect and maintain reports received pursuant to subsection 1; and*

*(b) Ensure that the reports, and any additional documents created from the reports, are protected adequately from fire, theft, loss, destruction and other hazards, and from unauthorized access.*

*4. A report received pursuant to subsection 1 is confidential, not subject to subpoena or discovery, and not subject to inspection by the general public.”.*

Amend section 1, page 2, line 18, by deleting “2.” and inserting “5.”.

Amend the bill as a whole by deleting sections 3 and 4 and renumbering sections 5 and 6 as sections 3 and 4.

Amend sec. 5, page 5, by deleting lines 6 through 9 and inserting:

*“1. The Board shall require each holder of a license issued pursuant to this chapter to submit annually to the Board, on a form provided by the Board, and in the format required by the Board by regulation, a report:”.*

Amend sec. 5, page 5, line 10, after “*number*” by inserting “*and type*”.

Amend sec. 5, page 5, lines 12 and 13, by deleting:

*“facility during the most recent period of licensure,”* and inserting “*facility,*”.

Amend sec. 5, page 5, by deleting lines 14 through 21 and inserting:

*“performed:*

- (1) At a medical facility as that term is defined in NRS 449.0151; or*
- (2) Outside of this State; and*
- (b) Reporting the occurrence of any sentinel event arising from any such surgery.*
- 2. Failure to submit a report or knowingly filing false information in a report constitutes grounds for initiating disciplinary action.*
- 3. The Board shall:*
  - (a) Collect and maintain reports received pursuant to subsection 1; and*
  - (b) Ensure that the reports, and any additional documents created from the reports, are protected adequately from fire, theft, loss, destruction and other hazards, and from unauthorized access.*
- 4. A report received pursuant to subsection 1 is confidential, not subject to subpoena or discovery, and not subject to inspection by the general public.”.*

Amend sec. 5, page 5, line 22, by deleting “2.” and inserting “5.”.

Amend sec. 6, page 6, line 10, by deleting “5” and inserting “3”.

Amend the bill as a whole by deleting sections 7 through 9.

Amend the title of the bill to read as follows:

“AN ACT relating to physicians; requiring a physician licensed to practice medicine or osteopathic medicine to report annually to the appropriate licensing board information concerning certain office-based surgery performed by him; providing that the failure to submit a report or knowingly filing false information in a report constitutes grounds for initiating disciplinary action; requiring the licensing boards of such physicians biennially to

compile and report such information to the Governor and the Legislature; and providing other matters properly relating thereto.”.

**If this amendment is adopted, the Legislative  
Counsel's Digest will be changed to read as follows:**

**Legislative Counsel's Digest:**

Existing law requires medical doctors to submit certain information to the Board of Medical Examiners when applying for biennial registration. (NRS 630.267) Under existing law, osteopathic physicians must submit certain information to the State Board of Osteopathic Medicine when annually renewing their license. (NRS 633.471) Existing law requires the Board of Medical Examiners and the State Board of Osteopathic Medicine to submit biennial reports concerning the activities of licensees to the Governor and to the Legislature. (NRS 630.130, 633.286)

This bill requires medical doctors and osteopathic physicians to report annually to the appropriate licensing board information concerning office-based surgeries they performed which required sedation or general anesthesia including information concerning any unexpected occurrence involving death or injury. This bill provides that the failure to submit a report or knowingly filing false information in a report constitutes grounds for initiating disciplinary action.

This bill also requires the Board of Medical Examiners and the State Board of Osteopathic Medicine to include in their biennial reports to the Governor and Legislature information received from licensees regarding office-based surgeries involving sedation or general anesthesia.