

Amendment No. 658

Senate Amendment to Assembly Bill No. 203 First Reprint

(BDR 54-1116)

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

Adoption of this amendment will MAINTAIN a 2/3s majority vote requirement for final passage of AB203 R1 (§ 12).

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 the bill as a whole by deleting sec. 8 and adding:

“**Sec. 8.** (Deleted by amendment.)”.

Amend sec. 17, page 11, by deleting lines 12 through 23 and inserting:

“2. The provisions of section 9 of this act expire by limitation on the date on which the provisions of 42 U.S.C. § 666 requiring each state to establish procedures under which the state has authority to withhold or suspend, or to restrict the use of professional, occupational and recreational licenses of persons who:

- (a) Have failed to comply with the subpoena or warrant relating to a proceeding to determine the paternity of a child or to establish or enforce an obligation for the support of a child; or
- (b) Are in arrears in the payment for the support of one or more children.

SP/MSM

Date: 4/28/2005

A.B. No. 203—Makes various changes concerning osteopathic medicine.



↪ are repealed by the Congress of the United States.

3. Section 10 of this act becomes effective on the date on which the provisions of 42 U.S.C. § 666 requiring each state to establish procedures under which the state has authority to withhold or suspend, or to restrict the use of professional, occupational and recreational licenses of persons who:

(a) Have failed to comply with a subpoena or warrant relating to a procedure to determine the paternity of a child or to establish or enforce an obligation for the support of a child; or

(b) Are in arrears in the payment for the support of one or more children,

↪ are repealed by the Congress of the United States.”.

Amend the title of the bill by deleting the fifth through the seventh lines and inserting:
“unprofessional conduct; revising the provisions”.

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

Legislative Counsel's Digest:

Existing law defines "unprofessional conduct" for the purpose of establishing conduct of a licensed osteopathic physician which is subject to disciplinary action by the State Board of Osteopathic Medicine. (NRS 633.131, 633.511)

This bill expands that definition of "unprofessional conduct" to include other conduct that may subject a licensed osteopathic physician to disciplinary action.

Existing law establishes the procedures for initiating disciplinary action against a licensed osteopathic physician and gives the State Board of Osteopathic Medicine certain powers and the authority to investigate complaints. (NRS 633.511, 633.526-633.681)

This bill authorizes the Board to employ or appoint hearing officers, or designate a panel, and to delegate to those hearing officers or the panel its authority to conduct disciplinary hearings. Such a hearing officer or panel is required to report back to the Board with findings of fact and conclusions of law. The Board is then authorized to take action, refer the matter back to the hearing officer or panel for further hearings, or to conduct its own hearings.

Existing law provides certain requirements for a licensee to renew his license, including a requirement that the applicant submit to the State Board of Osteopathic Medicine verified evidence of completion of the required continuing medical education. (NRS 633.471)

This bill requires that an applicant submit to the Board an affidavit stating that he has completed the required continuing medical education in lieu of verified evidence. However, the Board is

required to request verified evidence of completion of continuing medical education from at least one-third of the applicants for renewal of a license each year. Failure of an applicant to provide the Board with such verified evidence is grounds for disciplinary action.

This bill also authorizes a licensed osteopathic physician to have his license placed in inactive status and imposes an inactive license fee. Such a licensee is not required to annually renew his license, but may renew his license by complying with certain requirements including providing the Board with verified evidence that he has completed the required continuing medical education for the years in which his license was inactive.

Existing law imposes various fees relating to the practice of osteopathic medicine to be collected by the Board.

This bill increases each of those fees.