

ASSEMBLY BILL NO. 108—ASSEMBLYMEN McCLAIN, PARKS, KOIVISTO, ARBERRY, BOBZIEN, CLABORN, CONKLIN, DENIS, HOGAN, HORNE, KIHUEN, KIRKPATRICK, LESLIE, MANENDO, OCEGUERA, OHRENSCHALL, PARNELL, PIERCE, SEGERBLOM, SMITH AND WOMACK

FEBRUARY 14, 2007

Referred to Committee on Commerce and Labor

SUMMARY—Requires training in geriatrics and gerontology for certain professions and occupations. (BDR 54-161)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.
Effect on the State: Yes.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to older persons; requiring certain providers of health care, judges, and officers and employees of district, justice and municipal court to receive education in geriatrics and gerontology; urging the Nevada Supreme Court to require attorneys to receive education in gerontology as a requirement for initial licensure and continuing education; urging the justices of the Supreme Court to expand their knowledge of gerontology; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law establishes requirements for the initial licensure, certification or registration of certain providers of health care and for continuing education. (Chapters 630, 630A, 631, 632, 633, 634, 634A, 635, 636, 637, 637A, 637B, 639, 640, 640A, 641, 641A, 641B, 641C and 654 of NRS)

Sections 1, 3, 7, 9, 12, 14, 16, 18, 20, 26, 28, 34, 36, 38 and 40 of this bill require certain providers of health care to complete the equivalent of at least 6 semester hours of education in geriatrics and gerontology as a condition of obtaining initial licensure or certification.

Sections 2, 4-6, 8, 10, 11, 13, 15, 17, 19, 21-25, 27, 29-33, 35, 37, 39, 41 and 42 of this bill require those providers of health care, certain other health care workers and persons who practice other health care occupations to receive education in geriatrics and gerontology as part of their continuing education.



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Existing law regulates certain facilities that provide health care or personal care. (Chapter 449 of NRS)

Section 56 of this bill requires the State Board of Health to establish requirements for education or training in geriatrics and gerontology for persons who work in such facilities and prohibits the operator of such a facility from employing a person unless he satisfies those requirements.

Sections 43-53 of this bill require employees and officers of the Nevada Supreme Court and judges, officers and employees of district, justice and municipal courts to receive education or training in gerontology. **Section 55** of this bill requires peace officers to receive training in gerontology. **Section 57** of this bill urges the Supreme Court to require applicants for a license to practice law to receive education or training in gerontology as a condition of obtaining their initial licenses and to include that education or training in their continuing education. **Section 57** also urges the justices of the Supreme Court to expand their knowledge of gerontology.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Chapter 630 of NRS is hereby amended by adding thereto a new section to read as follows:

In addition to any other requirements for licensure, an applicant for a license to practice medicine must submit proof to the Board that he has successfully completed the equivalent of at least 6 semester hours of education in geriatrics and gerontology.

Sec. 2. NRS 630.253 is hereby amended to read as follows:

630.253 1. The Board shall, as a prerequisite for the:

(a) Renewal of a license as a physician assistant; or

(b) Biennial registration of the holder of a license to practice medicine,

➔ require each holder to comply with the requirements for continuing education adopted by the Board.

2. These requirements:

(a) May provide for the completion of one or more courses of instruction relating to risk management in the performance of medical services.

(b) Must provide for the completion of a course of instruction, within 2 years after initial licensure, relating to the medical consequences of an act of terrorism that involves the use of a weapon of mass destruction. The course must provide at least 4 hours of instruction that includes instruction in the following subjects:

(1) An overview of acts of terrorism and weapons of mass destruction;

(2) Personal protective equipment required for acts of terrorism;



(3) Common symptoms and methods of treatment associated with exposure to, or injuries caused by, chemical, biological, radioactive and nuclear agents;

(4) Syndromic surveillance and reporting procedures for acts of terrorism that involve biological agents; and

(5) An overview of the information available on, and the use of, the Health Alert Network.

➔ The Board may thereafter determine whether to include in a program of continuing education additional courses of instruction relating to the medical consequences of an act of terrorism that involves the use of a weapon of mass destruction.

3. The Board shall ~~encourage~~ **require** each holder of a license ~~[who treats or cares for persons who are more than 60 years of age] to receive [as a portion of their continuing education,] education in geriatrics and gerontology [including such topics as:] as part of his continuing education, including, without limitation:~~

(a) The skills and knowledge that the licensee needs to address aging issues;

(b) Approaches to providing health care to older persons, including both didactic and clinical approaches;

(c) The biological, behavioral, social and emotional aspects of the aging process; and

(d) The importance of maintenance of function and independence for older persons.

4. As used in this section:

(a) "Act of terrorism" has the meaning ascribed to it in NRS 202.4415.

(b) "Biological agent" has the meaning ascribed to it in NRS 202.442.

(c) "Chemical agent" has the meaning ascribed to it in NRS 202.4425.

(d) "Radioactive agent" has the meaning ascribed to it in NRS 202.4437.

(e) "Weapon of mass destruction" has the meaning ascribed to it in NRS 202.4445.

Sec. 3. Chapter 630A of NRS is hereby amended by adding thereto a new section to read as follows:

In addition to any other requirements for licensure, an applicant for a license to practice homeopathic medicine must submit proof to the Board that he has successfully completed the equivalent of at least 6 semester hours of education in geriatrics and gerontology.

Sec. 4. NRS 630A.295 is hereby amended to read as follows:
630A.295 The Board shall adopt regulations:



1 1. Specifying the training, education and experience necessary
2 for certification as an advanced practitioner of homeopathy.

3 2. Delineating the authorized scope of practice of an advanced
4 practitioner of homeopathy.

5 3. Establishing the procedure for application for certification as
6 an advanced practitioner of homeopathy.

7 4. Establishing the duration, renewal and termination of
8 certificates for advanced practitioners of homeopathy.

9 5. Establishing requirements for the continuing education of
10 advanced practitioners of homeopathy **[H]** , *including, without*
11 *limitation, a requirement that each advanced practitioner of*
12 *homeopathy receive education in geriatrics and gerontology as*
13 *part of his continuing education.*

14 6. Delineating the grounds respecting disciplinary actions
15 against advanced practitioners of homeopathy.

16 **Sec. 5.** NRS 630A.299 is hereby amended to read as follows:

17 630A.299 The Board shall adopt regulations regarding the
18 certification of a homeopathic assistant, including, but not limited
19 to:

20 1. The educational and other qualifications of applicants.

21 2. The required academic program for applicants.

22 3. The procedures for applications for and the issuance of
23 certificates.

24 4. The tests or examinations of applicants by the Board.

25 5. The medical services which a homeopathic assistant may
26 perform, except that he may not perform those specific functions
27 and duties delegated or restricted by law to persons licensed as
28 dentists, chiropractors, podiatric physicians, optometrists or hearing
29 aid specialists under chapter 631, 634, 635, 636 or 637A,
30 respectively, of NRS.

31 6. The duration, renewal and termination of certificates.

32 7. The grounds respecting disciplinary actions against
33 homeopathic assistants.

34 8. The supervision of a homeopathic assistant by a supervising
35 homeopathic physician.

36 9. The establishment of requirements for the continuing
37 education of homeopathic assistants **[H]** , *including, without*
38 *limitation, a requirement that each homeopathic assistant receive*
39 *education in geriatrics and gerontology as part of his continuing*
40 *education.*

41 **Sec. 6.** NRS 630A.325 is hereby amended to read as follows:

42 630A.325 1. To renew a license other than a temporary,
43 special or limited license issued pursuant to this chapter, each
44 person must, on or before January 1 of each year:

45 (a) Apply to the Board for renewal;



- 1 (b) Pay the annual fee for renewal set by the Board;
- 2 (c) Submit evidence to the Board of his completion of the
- 3 requirements for continuing education; and
- 4 (d) Submit all information required to complete the renewal.

5 2. The Board shall, as a prerequisite for the renewal or
6 restoration of a license other than a temporary, special or limited
7 license, require each holder of a license to comply with the
8 requirements for continuing education adopted by the Board.

9 3. *The Board shall require each holder of a license, other*
10 *than a temporary, special or limited license, to receive education*
11 *in geriatrics and gerontology as part of his continuing education.*

12 4. Any holder who fails to pay the annual fee for renewal and
13 submit all information required to complete the renewal after they
14 become due must be given a period of 60 days in which to pay the
15 fee and submit all required information and, failing to do so,
16 automatically forfeits his right to practice homeopathic medicine,
17 and his license to practice homeopathic medicine in this State is
18 automatically suspended. The holder may, within 2 years after the
19 date his license is suspended, apply for the restoration of his license.

20 ~~[4]~~ 5. The Board shall notify any holder whose license is
21 automatically suspended pursuant to subsection ~~[3]~~ 4 and send a
22 copy of the notice to the Drug Enforcement Administration of the
23 United States Department of Justice or its successor agency.

24 **Sec. 7.** Chapter 631 of NRS is hereby amended by adding
25 thereto a new section to read as follows:

26 *In addition to any other requirements for licensure, an*
27 *applicant for any license to practice dentistry issued pursuant to*
28 *this chapter must submit proof to the Board that he has*
29 *successfully completed the equivalent of at least 6 semester hours*
30 *of education in geriatrics and gerontology.*

31 **Sec. 8.** NRS 631.342 is hereby amended to read as follows:

32 631.342 1. The Board shall adopt regulations concerning
33 continuing education in dentistry and dental hygiene. The
34 regulations must include:

- 35 (a) The number of hours of credit required annually;
- 36 (b) The criteria used to accredit each course;
- 37 (c) The requirements for submission of proof of attendance at
38 courses; and

39 (d) A provision requiring the completion of a course of
40 instruction, within 2 years after initial licensure, relating to the
41 medical consequences of an act of terrorism that involves the use of
42 a weapon of mass destruction. The course must provide at least 4
43 hours of instruction that includes instruction in the following
44 subjects:



(1) An overview of acts of terrorism and weapons of mass destruction;

(2) Personal protective equipment required for acts of terrorism;

(3) Common symptoms and methods of treatment associated with exposure to, or injuries caused by, chemical, biological, radioactive and nuclear agents;

(4) Syndromic surveillance and reporting procedures for acts of terrorism that involve biological agents; and

(5) An overview of the information available on, and the use of, the Health Alert Network.

➤ The Board may thereafter determine whether to include in a program of continuing education additional courses of instruction relating to the medical consequences of an act of terrorism that involves the use of a weapon of mass destruction.

2. *The Board shall require each holder of a license to receive education in geriatrics and gerontology as part of his continuing education.*

3. As used in this section:

(a) "Act of terrorism" has the meaning ascribed to it in NRS 202.4415.

(b) "Biological agent" has the meaning ascribed to it in NRS 202.442.

(c) "Chemical agent" has the meaning ascribed to it in NRS 202.4425.

(d) "Radioactive agent" has the meaning ascribed to it in NRS 202.4437.

(e) "Weapon of mass destruction" has the meaning ascribed to it in NRS 202.4445.

Sec. 9. Chapter 632 of NRS is hereby amended by adding thereto a new section to read as follows:

In addition to any other requirements for licensure, an applicant for a license to practice as a professional nurse must submit proof to the Board that he has successfully completed the equivalent of at least 6 semester hours of education in geriatrics and gerontology.

Sec. 10. NRS 632.342 is hereby amended to read as follows:

632.342 1. The certificate of a nursing assistant must be renewed biennially on the date of the certificate holder's birthday.

2. The Board shall renew a certificate if the applicant:

(a) Submits a completed written application and the fee required by this chapter;

(b) Submits documentation of completion of continuing training, as required by the Board, in the previous 24 months;



(c) Has not committed any acts which are grounds for disciplinary action, unless the Board determines that sufficient restitution has been made or the act was not substantially related to nursing;

(d) Submits documentation of employment as a nursing assistant during the 2 years immediately preceding the date of the renewal; and

(e) Submits all information required to complete the renewal.

➔ The training program completed pursuant to paragraph (b) must be approved by the Board.

3. *The Board shall require each holder of a certificate as a nursing assistant to receive education in geriatrics and gerontology as part of his continuing education.*

4. Failure to renew the certificate results in forfeiture of the right to practice unless the nursing assistant qualifies for the issuance of a new certificate.

~~[4.]~~ 5. Renewal of a certificate becomes effective on the date on which:

(a) The application is filed;

(b) The renewal fee is paid; or

(c) All information required to complete the renewal is submitted,

➔ whichever occurs latest.

Sec. 11. NRS 632.343 is hereby amended to read as follows:

632.343 1. The Board shall not renew any license issued under this chapter until the licensee has submitted proof satisfactory to the Board of completion, during the 2-year period before renewal of the license, of 30 hours in a program of continuing education approved by the Board. The licensee is exempt from this provision for the first biennial period after graduation from:

(a) An accredited school of professional nursing;

(b) An accredited school of practical nursing;

(c) An approved school of professional nursing in the process of obtaining accreditation; or

(d) An approved school of practical nursing in the process of obtaining accreditation.

2. The Board shall review all courses offered to nurses for the completion of the requirement set forth in subsection 1. The Board may approve nursing and other courses which are directly related to the practice of nursing as well as others which bear a reasonable relationship to current developments in the field of nursing or any special area of practice in which a licensee engages. These may include academic studies, workshops, extension studies, home study and other courses.



3. The program of continuing education required by subsection 1 must include a course of instruction, to be completed within 2 years after initial licensure, relating to the medical consequences of an act of terrorism that involves the use of a weapon of mass destruction. The course must provide at least 4 hours of instruction that includes instruction in the following subjects:

(a) An overview of acts of terrorism and weapons of mass destruction;

(b) Personal protective equipment required for acts of terrorism;

(c) Common symptoms and methods of treatment associated with exposure to, or injuries caused by, chemical, biological, radioactive and nuclear agents;

(d) Syndromic surveillance and reporting procedures for acts of terrorism that involve biological agents; and

(e) An overview of the information available on, and the use of, the Health Alert Network.

➡ The Board may thereafter determine whether to include in a program of continuing education additional courses of instruction relating to the medical consequences of an act of terrorism that involves the use of a weapon of mass destruction.

4. The Board shall ~~encourage~~ **require** each licensee ~~[who treats or cares for persons who are more than 60 years of age]~~ to receive ~~[, as a portion of their continuing education,]~~ education in geriatrics and gerontology ~~[, including such topics as:]~~ **as part of his continuing education, including, without limitation:**

(a) The skills and knowledge that the licensee needs to address aging issues;

(b) Approaches to providing health care to older persons, including both didactic and clinical approaches;

(c) The biological, behavioral, social and emotional aspects of the aging process; and

(d) The importance of maintenance of function and independence for older persons.

5. As used in this section:

(a) "Act of terrorism" has the meaning ascribed to it in NRS 202.4415.

(b) "Biological agent" has the meaning ascribed to it in NRS 202.442.

(c) "Chemical agent" has the meaning ascribed to it in NRS 202.4425.

(d) "Radioactive agent" has the meaning ascribed to it in NRS 202.4437.

(e) "Weapon of mass destruction" has the meaning ascribed to it in NRS 202.4445.



1 **Sec. 12.** Chapter 633 of NRS is hereby amended by adding
2 thereto a new section to read as follows:

3 *In addition to any other requirements for licensure, an*
4 *applicant for a license to practice osteopathic medicine must*
5 *submit proof to the Board that he has successfully completed the*
6 *equivalent of at least 6 semester hours of education in geriatrics*
7 *and gerontology.*

8 **Sec. 13.** NRS 633.471 is hereby amended to read as follows:

9 633.471 1. Except as otherwise provided in subsection ~~4~~ 5
10 and in NRS 633.491, every holder of a license issued under this
11 chapter, except a temporary or a special license, may renew his
12 license on or before January 1 of each calendar year after its
13 issuance by:

14 (a) Applying for renewal on forms provided by the Board;

15 (b) Paying the annual license renewal fee specified in this
16 chapter;

17 (c) Submitting a list of all actions filed or claims submitted to
18 arbitration or mediation for malpractice or negligence against him
19 during the previous year;

20 (d) Submitting an affidavit to the Board that in the year
21 preceding the application for renewal he has attended courses or
22 programs of continuing education approved by the Board totaling a
23 number of hours established by the Board which must not be less
24 than 35 hours nor more than that set in the requirements for
25 continuing medical education of the American Osteopathic
26 Association; and

27 (e) Submitting all information required to complete the renewal.

28 2. *The Board shall require each holder of a license, except a*
29 *temporary or a special license, to receive education in geriatrics*
30 *and gerontology as part of his continuing education.*

31 3. The Secretary of the Board shall notify each licensee of the
32 requirements for renewal not less than 30 days before the date of
33 renewal.

34 ~~3~~ 4. The Board shall request submission of verified evidence
35 of completion of the required number of hours of continuing
36 medical education annually from no fewer than one-third of the
37 applicants for renewal of a license. Upon a request from the Board,
38 an applicant for renewal of a license shall submit verified evidence
39 satisfactory to the Board that in the year preceding the application
40 for renewal he attended courses or programs of continuing medical
41 education approved by the Board totaling the number of hours
42 established by the Board.

43 ~~4~~ 5. Members of the Armed Forces of the United States and
44 the United States Public Health Service are exempt from payment of
45 the annual license renewal fee during their active duty status.



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1 **Sec. 14.** Chapter 634 of NRS is hereby amended by adding
2 thereto a new section to read as follows:

3 *In addition to any other requirements for licensure, an*
4 *applicant for a license to practice chiropractic must submit proof*
5 *to the Board that he has successfully completed the equivalent of*
6 *at least 6 semester hours of education in geriatrics and*
7 *gerontology.*

8 **Sec. 15.** NRS 634.130 is hereby amended to read as follows:

9 634.130 1. Licenses and certificates must be renewed
10 annually. Each person who is licensed pursuant to the provisions of
11 this chapter must, upon the payment of the required renewal fee and
12 the submission of all information required to complete the renewal,
13 be granted a renewal certificate which authorizes him to continue to
14 practice for 1 year.

15 2. The renewal fee must be paid and all information required to
16 complete the renewal must be submitted to the Board on or before
17 January 1 of the year to which it applies.

18 3. Except as otherwise provided in subsection ~~4.4~~ 5, a licensee
19 in active practice within this State must submit satisfactory proof to
20 the Board that he has attended at least 12 hours of continuing
21 education which is approved or endorsed by the Board. The
22 educational requirement of this section may be waived by the Board
23 if the licensee files with the Board a statement of a chiropractic
24 physician, osteopathic physician or doctor of medicine certifying
25 that the licensee is suffering from a serious or disabling illness or
26 physical disability which prevented him from completing the
27 requirements for continuing education during the 12 months
28 immediately preceding the renewal date of his license.

29 4. *The Board shall require each licensee in active practice in*
30 *this State to receive education in geriatrics and gerontology as part*
31 *of his continuing education.*

32 5. A licensee is not required to comply with the requirements
33 of subsection 3 until the calendar year after the year the Board
34 issues to him an initial license to practice as a chiropractor in this
35 State.

36 ~~5.4~~ 6. If a licensee fails to:

37 (a) Pay his renewal fee by January 1;

38 (b) Submit proof of continuing education pursuant to
39 subsection 3;

40 (c) Notify the Board of a change in the location of his office
41 pursuant to NRS 634.129; or

42 (d) Submit all information required to complete the renewal,
43 ➔ his license is automatically suspended and may be reinstated only
44 upon the payment of the required fee for reinstatement in addition to
45 the renewal fee.



~~16-1~~ 7. If a holder of a certificate as a chiropractor's assistant fails to:

- (a) Pay his renewal fee by January 1;
- (b) Notify the Board of a change in the location of his office pursuant to NRS 634.129; or
- (c) Submit all information required to complete the renewal, his certificate is automatically suspended and may be reinstated only upon the payment of the required fee for reinstatement in addition to the renewal fee.

Sec. 16. Chapter 634A of NRS is hereby amended by adding thereto a new section to read as follows:

In addition to any other requirements for licensure, an applicant for a license to practice Oriental medicine must submit proof to the Board that he has successfully completed the equivalent of at least 6 semester hours of education in geriatrics and gerontology.

Sec. 17. NRS 634A.167 is hereby amended to read as follows:
634A.167 1. To renew a license issued pursuant to this chapter, each person must, on or before February 1 of each year:

- (a) Apply to the Board for renewal;
- (b) Pay the annual fee for a license prescribed by the Board;
- (c) Submit evidence to the Board of his completion of the requirements for continuing education; and
- (d) Submit all information required to complete the renewal.

2. The Board shall, as a prerequisite for the renewal or reinstatement of a license, require each holder of a license to comply with the requirements for continuing education adopted by the Board.

3. The Board shall require each holder of a license to receive education in geriatrics and gerontology as part of his continuing education.

Sec. 18. Chapter 635 of NRS is hereby amended by adding thereto a new section to read as follows:

In addition to any other requirements for licensure, an applicant for a license to practice podiatry must submit proof to the Board that he has successfully completed the equivalent of at least 6 semester hours of education in geriatrics and gerontology.

Sec. 19. NRS 635.115 is hereby amended to read as follows:
635.115 1. Every even-numbered year each podiatric physician must, at the time of paying the annual renewal fee, present to the Secretary of the Board satisfactory evidence that during the preceding 2 years he attended at least 50 hours of instruction in courses approved by the Board for purposes of continuing professional education and is currently certified in the techniques of administering cardiopulmonary resuscitation. The Board may waive



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1 all or part of the requirement of continuing education in a particular
2 year if the podiatric physician was prevented from that attendance
3 by circumstances beyond his control.

4 2. *The Board shall require each podiatric physician to receive*
5 *education in geriatrics and gerontology as part of his continuing*
6 *education.*

7 3. If a podiatric physician fails to provide proof of his
8 continuing education and does not obtain a waiver from the Board,
9 his license must not be renewed.

10 **Sec. 20.** Chapter 636 of NRS is hereby amended by adding
11 thereto a new section to read as follows:

12 *In addition to any other requirements for licensure, an*
13 *applicant for a license to practice optometry must submit proof to*
14 *the Board that he has successfully completed the equivalent of at*
15 *least 6 semester hours of education in geriatrics and gerontology.*

16 **Sec. 21.** NRS 636.260 is hereby amended to read as follows:

17 636.260 1. Before March 1 of each year, each licensee shall
18 pay a renewal fee to the Executive Director in the amount specified
19 in NRS 636.143. For the purposes of this subsection, the date of the
20 postmark on any payment received by mail shall be deemed to be
21 the date of receipt by the Executive Director.

22 2. The renewal fee must be accompanied by satisfactory
23 evidence that the licensee has, within the immediately preceding 12-
24 month period, completed the required number of hours in a course
25 or courses of continuing education that have been approved by the
26 Board. This evidence must be indicated on the form for proof of
27 completion of continuing education that is furnished by the Board.
28 The Board shall not require a licensee to complete more than 24
29 hours of continuing education during each year. The Board may
30 waive the requirement that a licensee complete all or part of the
31 required number of hours of continuing education upon good cause
32 shown by the licensee.

33 3. *The Board shall require each licensee to receive education*
34 *in geriatrics and gerontology as part of his continuing education.*

35 4. A licensee who is certified to administer and prescribe
36 therapeutic pharmaceutical agents pursuant to NRS 636.288 must, at
37 the time he pays the renewal fee, present evidence satisfactory to the
38 Executive Director that, during the 12 months immediately
39 preceding the payment of the renewal fee, he completed an
40 educational or postgraduate program approved by the Board. The
41 Board shall establish the number of hours for completion of the
42 program which must be not less than 30 hours nor more than 50
43 hours.



Sec. 22. NRS 637.121 is hereby amended to read as follows:

637.121 1. Except as otherwise provided in this section, a limited license as a dispensing optician authorizes the licensee to engage in the practice of ophthalmic dispensing pursuant to this chapter.

2. Only a person who is deemed to hold an active, inactive or delinquent limited license as a dispensing optician on February 1, 2004, may hold a limited license as a dispensing optician. A limited license as a dispensing optician may not be issued to any other person.

3. A person practicing ophthalmic dispensing pursuant to a limited license:

(a) Except as otherwise provided in this section, is subject to the provisions of this chapter in the same manner as a person practicing ophthalmic dispensing pursuant to a license issued pursuant to NRS 637.120, including, without limitation, the provisions of this chapter governing the renewal or reactivation of a license; and

(b) Shall not sell, furnish or fit contact lenses.

4. A limited license as a dispensing optician:

(a) Expires on January 31 of each year.

(b) May be renewed before its expiration upon:

(1) Presentation of proof of completion of the continuing education required by this section; and

(2) Payment of a renewal fee set by the Board of not more than \$200.

(c) Except as otherwise provided in subsection 5, is delinquent if it is not renewed before January 31 of each year. ~~Such a~~ The delinquent limited license may be reinstated, at the discretion of the Board, upon payment of each applicable annual renewal fee in addition to the annual delinquency fee set by the Board of not more than \$500.

5. Upon written request to the Board, and payment of a fee not to exceed \$300, a licensee in good standing may have his name and limited license as a dispensing optician transferred to an inactive list. ~~Such a~~ The licensee shall not practice ophthalmic dispensing during the time the limited license is inactive. If an inactive licensee desires to resume the practice of ophthalmic dispensing as limited by this section, the Board shall reactivate the limited license upon:

(a) If deemed necessary by the Board, the demonstration by the licensee that the licensee is then qualified and competent to practice;

(b) The completion of an application; and

(c) Payment of the renewal fee set by the Board pursuant to subsection 4.

6. To reactivate a limited license as a dispensing optician pursuant to subsection 5, an inactive licensee is not required to pay



1 the delinquency fee and the renewal fee for any year while the
2 license was inactive.

3 7. Except as otherwise provided in subsection ~~[8.]~~ 9, each
4 person with a limited license as a dispensing optician must complete
5 courses of continuing education in ophthalmic dispensing each year.
6 ~~[Such]~~ *The* continuing education must:

7 (a) Encompass such subjects as are established by regulations of
8 the Board.

9 (b) Consist of a minimum of 12 hours for a period of 12 months.

10 8. *Except as otherwise provided in subsection 9, the Board*
11 *shall require each person with a limited license as a dispensing*
12 *optician to receive education in geriatrics and gerontology as part*
13 *of his continuing education.*

14 9. A person with a limited license as a dispensing optician who
15 is on active military service is exempt from the requirements of
16 subsection 7.

17 ~~[9.]~~ 10. The Board shall adopt any regulations necessary to
18 carry out the provisions of this section.

19 **Sec. 23.** NRS 637.123 is hereby amended to read as follows:

20 637.123 1. Except as otherwise provided in this section:

21 (a) The license of an apprentice dispensing optician expires on
22 January 31 of each year unless the license is renewed before
23 expiration upon payment of the annual renewal fee set by the Board,
24 not to exceed \$200.

25 (b) The license of an apprentice dispensing optician that is not
26 renewed before January 31 is delinquent. A delinquent license may
27 be reinstated at the discretion of the Board upon payment of each
28 applicable annual renewal fee and an annual delinquency fee
29 established by the Board, not to exceed \$100.

30 2. The Board ~~[may]~~ *shall* by regulation require continuing
31 education as a prerequisite to the renewal of the license of an
32 apprentice dispensing optician.

33 3. *The Board shall require each person with a license as an*
34 *apprentice dispensing optician to receive education in geriatrics*
35 *and gerontology as part of his continuing education.*

36 4. The license of an apprentice dispensing optician may be
37 renewed not more than four times, unless the Board determines that
38 good cause exists for one or more additional renewals.

39 **Sec. 24.** NRS 637.135 is hereby amended to read as follows:

40 637.135 1. Except as otherwise provided in subsection 2, all
41 licensed dispensing opticians must complete a yearly program of
42 continuing education in ophthalmic dispensing.

43 2. Licensed dispensing opticians on active military service are
44 exempt from the requirement of this section.



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3. The program of continuing education in ophthalmic dispensing must:

(a) Encompass such subjects as are established by regulations of the Board.

(b) Consist of a minimum of 14 hours for a period of 12 months. Of these 14 hours, 7 hours must be related to contact lenses.

4. The Board shall require each licensed dispensing optician to receive education in geriatrics and gerontology as part of his continuing education.

Sec. 25. NRS 637A.110 is hereby amended to read as follows:

637A.110 In a manner consistent with the provisions of chapter 622A of NRS, the Board may:

1. Appoint a technical, clerical and operational staff as may be required. The number of the staff appointed must be limited by the money available for that purpose in the hearing aid licensing fund.

2. Grant or refuse licenses for any of the causes specified in this chapter.

3. Take disciplinary action against a licensee.

4. Take depositions and issue subpoenas for the purpose of any hearing authorized by this chapter.

5. Establish reasonable educational requirements for applicants and apprentices and reasonable requirements for the continuing education of hearing aid specialists and apprentices.

6. The Board shall require each hearing aid specialist or apprentice to receive education in geriatrics and gerontology as part of his continuing education.

Sec. 26. Chapter 637B of NRS is hereby amended by adding thereto a new section to read as follows:

In addition to any other requirements for licensure, an applicant for a license to engage in the practice of audiology or speech pathology must submit proof to the Board that he has successfully completed the equivalent of at least 6 semester hours of education in geriatrics and gerontology.

Sec. 27. NRS 637B.220 is hereby amended to read as follows:

637B.220 ***1.*** The Board may adopt regulations setting standards for ethical conduct and requiring continuing education as a prerequisite for the renewal of any license issued under this chapter.

2. The Board shall require each holder of a license to engage in the practice of audiology or speech pathology to receive education in geriatrics and gerontology as part of his continuing education.

3. Any regulations adopted by the Board under this section shall establish standards which make reasonably current knowledge



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1 the basis for a high standard of practice by audiologists and speech
2 pathologists in this State.

3 **Sec. 28.** Chapter 639 of NRS is hereby amended by adding
4 thereto a new section to read as follows:

5 *In addition to any other requirements for licensure, an*
6 *applicant for a license to engage in the practice of pharmacy must*
7 *submit proof to the Board that he has successfully completed the*
8 *equivalent of at least 6 semester hours of education in geriatrics*
9 *and gerontology.*

10 **Sec. 29.** NRS 639.2174 is hereby amended to read as follows:

11 639.2174 **1.** The Board shall not renew the certificate of any
12 registered pharmacist until the applicant has submitted proof to the
13 Board of the receipt of the required number of continuing education
14 units, obtained through the satisfactory completion of an accredited
15 program of continuing professional education during the period for
16 which the certificate was issued.

17 *2. The Board shall require each registered pharmacist to*
18 *receive education in geriatrics and gerontology as part of his*
19 *continuing education.*

20 **Sec. 30.** NRS 640.150 is hereby amended to read as follows:

21 640.150 **1.** A license to practice physical therapy expires on
22 July 31 of each year. A physical therapist may renew his license
23 before its expiration upon:

24 (a) Presentation of proof of completion of a program of
25 continuing education as required by subsection 3;

26 (b) Payment of a renewal fee established by the Board; and

27 (c) Submission of all information required to complete the
28 renewal.

29 **2.** A license that is not renewed before July 31 of each year
30 expires. An expired license may be reinstated, at the discretion of
31 the Board, upon:

32 (a) Payment of the annual renewal fee and the annual expiration
33 fee established by the Board for each year the license is expired; and

34 (b) Submission of all information required to complete the
35 renewal.

36 **3.** The Board shall require licensed physical therapists to
37 complete a program of continuing education as a requirement for the
38 renewal of licenses. The Board shall, by regulation:

39 (a) Prescribe the curriculum;

40 (b) Approve the courses of study or training; and

41 (c) Establish the fees,

42 ➡ for the program.

43 *4. The Board shall require each licensed physical therapist to*
44 *receive education in geriatrics and gerontology as part of his*
45 *continuing education.*



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1 **5.** The Board may, pursuant to subsection 3, establish a fee of
2 not more than \$150 to consider approval of a course of study or
3 training.

4 **Sec. 31.** NRS 640.280 is hereby amended to read as follows:

5 640.280 1. The license of a physical therapist's assistant
6 expires on July 31 of each year. A physical therapist's assistant may
7 renew his license before its expiration upon:

8 (a) Presentation of proof of completion of a program of
9 continuing education as required by subsection 3;

10 (b) Payment of the renewal fee established by the Board; and

11 (c) Submission of all information required to complete the
12 renewal.

13 2. A license that is not renewed before July 31 of each year
14 expires. The Board may reinstate an expired license upon payment
15 of the annual renewal fee and the annual expiration fee established
16 by the Board for each year the license is expired.

17 3. The Board shall require each physical therapist's assistant to
18 complete a program of continuing education as a prerequisite for the
19 renewal of his license. The Board shall prescribe the curriculum and
20 approve the courses of study or training for that program.

21 **4. *The Board shall require each physical therapist's assistant***
22 ***to receive education in geriatrics and gerontology as part of his***
23 ***continuing education.***

24 **Sec. 32.** NRS 640A.110 is hereby amended to read as follows:

25 640A.110 The Board shall:

26 1. Enforce the provisions of this chapter;

27 2. Maintain a record of its proceedings;

28 3. Evaluate the qualifications of an applicant for a license as an
29 occupational therapist or occupational therapy assistant and, upon
30 payment of the appropriate fee, issue the appropriate license to a
31 qualified applicant;

32 4. Adopt regulations establishing standards of practice for
33 persons licensed pursuant to this chapter and any other regulations
34 necessary to carry out the provisions of this chapter; ~~and~~

35 5. Require a person licensed pursuant to this chapter to submit
36 to the Board such documentation or perform such practical
37 demonstrations as the Board deems necessary to determine whether
38 the licensee has acquired the skills necessary to perform physical
39 therapeutic modalities ~~and~~; **and**

40 **6. *Require each person licensed pursuant to this chapter to***
41 ***receive education in geriatrics and gerontology as part of his***
42 ***continuing education.***

43 **Sec. 33.** NRS 640A.180 is hereby amended to read as follows:

44 640A.180 1. Except as otherwise provided in NRS
45 640A.170, a license issued pursuant to this chapter expires annually



1 unless renewed in the manner established pursuant to the regulations
2 of the Board, which ~~may~~ *must* include requirements for continuing
3 education.

4 2. The Board may adopt regulations providing for the late
5 renewal of a license, except that the Board may not renew a license
6 if 5 years have passed since its expiration.

7 3. The Board may, at the request of a person licensed pursuant
8 to this chapter, place his license on inactive status if the person:

9 (a) Does not practice occupational therapy, or represent that he
10 is authorized to practice occupational therapy, in this State; and

11 (b) Satisfies any requirements for continuing education
12 established by the Board.

13 **Sec. 34.** Chapter 641 of NRS is hereby amended by adding
14 thereto a new section to read as follows:

15 *In addition to any other requirements for licensure, an*
16 *applicant for a license must submit proof to the Board that he has*
17 *successfully completed the equivalent of at least 6 semester hours*
18 *of education in geriatrics and gerontology.*

19 **Sec. 35.** NRS 641.220 is hereby amended to read as follows:

20 641.220 1. To renew a license issued pursuant to this chapter,
21 each person must, on or before the first day of January of each odd-
22 numbered year:

23 (a) Apply to the Board for renewal;

24 (b) Pay the biennial fee for the renewal of a license;

25 (c) Submit evidence to the Board of his completion of the
26 requirements for continuing education; and

27 (d) Submit all information required to complete the renewal.

28 2. Upon renewing his license, the holder of the license shall
29 declare his areas of competence, as determined in accordance with
30 NRS 641.112.

31 3. The Board shall, as a prerequisite for the renewal of a
32 license, require each holder to comply with the requirements for
33 continuing education adopted by the Board.

34 *4. The Board shall require each holder of a license to receive*
35 *education in geriatrics and gerontology as part of his continuing*
36 *education.*

37 **Sec. 36.** Chapter 641A of NRS is hereby amended by adding
38 thereto a new section to read as follows:

39 *In addition to any other requirements for licensure, an*
40 *applicant for issuance of a license as a marriage and family*
41 *therapist must submit proof to the Board that he has successfully*
42 *completed the equivalent of at least 6 semester hours of education*
43 *in geriatrics and gerontology.*



Sec. 37. NRS 641A.260 is hereby amended to read as follows:

641A.260 1. To renew a license issued pursuant to this chapter, each person must, on or before the date of expiration of the current license:

(a) Apply to the Board for renewal;

(b) Pay the fee for renewal set by the Board;

(c) Submit evidence to the Board of his completion of the requirements for continuing education; and

(d) Submit all information required to complete the renewal.

2. The Board shall, as a prerequisite for the renewal of a license, require each holder to comply with the requirements for continuing education adopted by the Board.

3. The Board shall require each holder of a license to receive education in geriatrics and gerontology as part of his continuing education.

Sec. 38. Chapter 641B of NRS is hereby amended by adding thereto a new section to read as follows:

In addition to any other requirements for licensure, an applicant for issuance of a license to engage in social work as a social worker, an independent social worker or a clinical social worker must submit proof to the Board that he has successfully completed the equivalent of at least 6 semester hours of education in geriatrics and gerontology.

Sec. 39. NRS 641B.280 is hereby amended to read as follows:

641B.280 1. Every holder of a license issued pursuant to this chapter may renew his license annually by:

(a) Applying to the Board for renewal;

(b) Paying the annual renewal fee set by the Board;

(c) Submitting evidence to the Board of his completion of the required continuing education; and

(d) Submitting all information required to complete the renewal.

2. The Board shall, as a prerequisite for the renewal of a license, require the holder to comply with the requirements for continuing education adopted by the Board.

3. The Board shall require each holder of a license issued pursuant to this chapter to receive education in geriatrics and gerontology as part of his continuing education.

Sec. 40. Chapter 641C of NRS is hereby amended by adding thereto a new section to read as follows:

1. In addition to any other requirements for licensure, an applicant for a license as an alcohol and drug abuse counselor must submit proof to the Board that he has successfully completed the equivalent of at least 6 semester hours of education in geriatrics and gerontology.



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2. *In addition to any other requirements for certification, an applicant for a certificate as:*

(a) *An alcohol and drug abuse counselor, except an applicant for whom the Board, pursuant to NRS 641C.390, has waived the education requirement set forth in that section; or*

(b) *A problem gambling counselor,
↪ must submit proof to the Board that he has successfully completed the equivalent of at least 6 semester hours of education in geriatrics and gerontology.*

3. *In addition to any other requirements for certification, an applicant for a certificate as:*

(a) *An alcohol and drug abuse counselor intern; or*

(b) *A problem gambling counselor intern,
↪ must submit proof to the Board that he has successfully completed, or is enrolled in a program at an accredited college or university in which he will complete, the equivalent of at least 6 semester hours of education in geriatrics and gerontology.*

Sec. 41. NRS 641C.200 is hereby amended to read as follows:

641C.200 1. The Board shall adopt such regulations as are necessary to carry out the provisions of this chapter, including, without limitation, regulations that prescribe:

(a) The ethical standards for licensed and certified counselors and certified interns; and

(b) The requirements for continuing education for the renewal, restoration or reinstatement of a license or certificate.

2. *The Board shall require each licensed and certified counselor and certified intern to receive education in geriatrics and gerontology as part of his continuing education.*

3. The Board may adopt regulations that prescribe:

(a) The contents of a written examination concerning the practice of counseling problem gamblers;

(b) The grounds for initiating disciplinary action against a certified problem gambling counselor or certified problem gambling counselor intern; and

(c) Disciplinary procedures for certified problem gambling counselors and certified problem gambling counselor interns, including the suspension, revocation and reinstatement of a certificate as a problem gambling counselor or problem gambling counselor intern.

~~3.1~~ 4. Any regulations adopted by the Board pursuant to this section must be consistent with the provisions of chapter 622A of NRS.

Sec. 42. NRS 654.170 is hereby amended to read as follows:

654.170 1. The Board shall issue a numbered license, in such form as it may prescribe, to each applicant who meets the



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requirements of NRS 654.150 or 654.155 and shall affix its official seal to the license.

2. Each license issued by the Board pursuant to this chapter expires 2 years after the last day of the calendar month in which it was issued and may be renewed on or before that date biennially.

3. Any licensed nursing facility administrator or administrator of a residential facility for groups may renew his license by applying for renewal in the manner prescribed by the Board, paying the renewal fee fixed by the Board and submitting all information required to complete the renewal.

4. The Board shall, as a prerequisite for the renewal of a license, require each holder to comply with:

(a) The requirements for continuing education adopted by the Board; and

(b) The duties of the administrator set forth in NRS 449.0357.

5. The Board shall require each holder of a license to receive education in geriatrics and gerontology as part of his continuing education.

Sec. 43. Chapter 1 of NRS is hereby amended by adding thereto a new section to read as follows:

The Court Administrator, at the direction of the Chief Justice of the Supreme Court, shall:

1. Establish requirements for education or training in gerontology for the justices, judges, officers and employees of the courts of justice for this State.

2. Identify and approve courses or programs of education or training in gerontology.

Sec. 44. Chapter 2 of NRS is hereby amended by adding thereto a new section to read as follows:

A person may not be employed by the Supreme Court or eligible for appointment as an officer of the Supreme Court unless the person satisfies the requirements for education or training in gerontology established by the Court Administrator pursuant to section 43 of this act.

Sec. 45. Chapter 3 of NRS is hereby amended by adding thereto the provisions set forth as sections 46 and 47 of this act.

Sec. 46. Unless he has previously attended such a course, each district judge who is first elected or appointed after October 1, 2007, shall, within 12 months after taking office, attend a course in gerontology that is approved by the Court Administrator pursuant to section 43 of this act.

Sec. 47. A person may not be employed by a district court or eligible for appointment as an officer of a district court unless the person satisfies the requirements for education or training in



gerontology established by the Court Administrator pursuant to section 43 of this act.

Sec. 48. Chapter 4 of NRS is hereby amended by adding thereto the provisions set forth as sections 49 and 50 of this act.

Sec. 49. *Unless he has previously attended such a course, each justice of the peace who is first elected or appointed after October 1, 2007, shall, within 12 months after taking office, attend a course in gerontology that is approved by the Court Administrator pursuant to section 43 of this act.*

Sec. 50. *A person may not be employed by a justice court or eligible for appointment as an officer of a justice court unless he satisfies the requirements for education or training in gerontology established by the Court Administrator pursuant to section 43 of this act.*

Sec. 51. Chapter 5 of NRS is hereby amended by adding thereto the provisions set forth as sections 52 and 53 of this act.

Sec. 52. *Unless he has previously attended such a course, each municipal judge who is first elected or appointed after October 1, 2007, shall, within 12 months after taking office, attend a course in gerontology that is approved by the Court Administrator pursuant to section 43 of this act.*

Sec. 53. *A person may not be employed by a municipal court or eligible for appointment as an officer of a municipal court unless he satisfies the requirements for education or training in gerontology established by the Court Administrator pursuant to section 43 of this act.*

Sec. 54. Chapter 246 of NRS is hereby amended by adding thereto a new section to read as follows:

Unless he has previously attended such a course, each county clerk who is first elected or appointed after October 1, 2007, shall, within 12 months after taking office, attend a course in gerontology that is approved by the Court Administrator pursuant to section 43 of this act.

Sec. 55. NRS 289.510 is hereby amended to read as follows:

289.510 1. The Commission:

(a) Shall meet at the call of the Chairman, who must be elected by a majority vote of the members of the Commission.

(b) Shall provide for and encourage the training and education of persons whose primary duty is law enforcement to ensure the safety of the residents of and visitors to this State.

(c) Shall adopt regulations establishing minimum standards for the certification and decertification, recruitment, selection and training of peace officers. The regulations must establish:

(1) Requirements for basic training for category I, category II and category III peace officers and reserve peace officers;



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(2) Standards for programs for the continuing education of peace officers, including minimum courses of study and requirements concerning attendance;

(3) Qualifications for instructors of peace officers; and

(4) Requirements for the certification of a course of training.

(d) Shall, when necessary, present courses of training and continuing education courses for category I, category II and category III peace officers and reserve peace officers.

(e) May make necessary inquiries to determine whether the agencies of this State and of the local governments are complying with standards set forth in its regulations.

(f) Shall carry out the duties required of the Commission pursuant to NRS 432B.610 and 432B.620.

(g) May perform any other acts that may be necessary and appropriate to the functions of the Commission as set forth in NRS 289.450 to 289.600, inclusive.

(h) May enter into an interlocal agreement with an Indian tribe to provide training to and certification of persons employed as police officers by that Indian tribe.

2. Regulations adopted by the Commission:

(a) Apply to all agencies of this State and of local governments in this State that employ persons as peace officers;

(b) Must require that all peace officers receive training in ~~the~~ :

(1) *The* handling of cases involving abuse or neglect of children or missing children; and

(2) *Gerontology; and*

(c) May require that training be carried on at institutions which it approves in those regulations.

Sec. 56. Chapter 449 of NRS is hereby amended by adding thereto a new section to read as follows:

1. A person who operates an agency to provide nursing in the home, a facility for the dependent, facility for hospice care or home for individual residential care shall not employ a person unless the person satisfies the requirements for education or training in geriatrics and gerontology established by the Board pursuant to this section.

2. The Board shall identify and approve courses and programs of education and training in geriatrics and gerontology for a person who is employed by an agency to provide nursing in the home, a facility for the dependent, facility for hospice care or home for individual residential care.

3. The Board shall ensure that the requirements for education or training in geriatrics and gerontology established pursuant to this section do not duplicate or conflict with a



requirement for education or training imposed on an employee as a condition of licensure or certification.

Sec. 57. The Legislature hereby finds and declares that:

1. In the decade from 1990-2000, Nevada ranked first nationwide among the states in the percentage increase of its population that is at least 65 years of age with an increase of 72 percent. During that decade, the number of Nevadans who are at least 85 years of age grew by 128 percent.

2. The State Demographer projects that by 2017 nearly 20 percent of all persons living in the State will be at least 60 years of age.

3. Older persons confront the legal system with unique problems that are associated with the process of aging.

4. Mandatory education or training of attorneys and counselors at law in gerontology is desirable, and the Nevada Supreme Court is urged to require:

(a) Each applicant for a license as an attorney and counselor at law, in addition to any other requirements for licensure, to complete a course in gerontology that is approved by the Court Administrator pursuant to section 43 of this act; and

(b) Each holder of a license as an attorney and counselor at law to receive education in gerontology as part of his continuing education.

5. Knowledge of gerontology is desirable for justices of the Supreme Court, and each justice is urged to expand his knowledge of gerontology.

Sec. 58. This act becomes effective:

1. Upon passage and approval for the purpose of adopting regulations and performing any other preparatory administrative tasks that are necessary to carry out the provisions of this act; and

2. On October 1, 2007, for all other purposes.

