

SENATE BILL NO. 310—SENATOR CARLTON

MARCH 19, 2007

Referred to Committee on Commerce and Labor

SUMMARY—Makes various changes relating to professions and occupations. (BDR 54-131)

FISCAL NOTE: Effect on Local Government: No.  
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 professions; revising provisions governing the grading of certain examinations; requiring the electronic filing of certain information and reports by certain regulatory bodies; revising provisions governing the expiration of the licenses of cosmetological establishments and certain licensees; revising the authority of certain professional and occupational boards to establish fees for providing certain services; increasing the maximum salary that members of certain occupational or professional boards are entitled to receive for each day of service on the board; requiring the Legislative Committee on Health Care to appoint a subcommittee to conduct a study of the regulation of providers of health care in Nevada; and providing other matters properly relating thereto.

**Legislative Counsel's Digest:**

Under existing law, various regulatory bodies governing professions and occupations under title 54 of NRS have examination requirements for licensure or certification. **Section 1** of this bill provides that, if such a regulatory body uses or accepts a national or other examination which is produced or administered by an organization other than the regulatory body and which includes a methodology for determining the level of performance that constitutes a passing grade or score on the examination, the regulatory body shall apply that methodology in determining whether a person who took the examination achieved a passing grade or score.

Under existing law, such regulatory bodies are required to submit periodic reports of their disciplinary actions and other regulatory activities to the Director of the Legislative Counsel Bureau for transmittal to the Legislative Commission and certain standing committees of the Legislature. (NRS 622.100, 622.110) **Section 2**



of this bill requires that all such reports be submitted quarterly and that they be submitted in an electronic format prescribed by the Director.

**Sections 3, 4, 6-12, 15, 18, 19, 21-23, 25, 27, 28, 30, 31, 33, 34, 36, 37, 39, 41-44 and 48-51** of this bill increase the maximum salary that members of certain professional or occupational boards are entitled to receive for each day of service on the board from \$80 to \$150 per day.

**Sections 5.5, 10.5, 20.5, 31.5, 36.5 and 51.5** of this bill revise the authority of certain professional and occupational boards to establish fees for providing certain services.

Under existing law, the license of every cosmetologist, aesthetician, electrologist, hair designer, manicurist, demonstrator of cosmetics, instructor and cosmetological establishment expires on July 1 of each odd-numbered year. (NRS 644.320, 644.350) **Sections 46 and 47** of this bill establish a procedure under which approximately half of those licenses will expire in even-numbered years, the other half in odd-numbered years.

**Section 54** of this bill requires the Legislative Committee on Health Care to appoint a subcommittee to conduct: (1) a review of the laws of this State that establish the scope of practice authorized for providers of health care; and (2) a study concerning the operation of the professional licensing boards for providers of health care with respect to barriers to licensing.

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

**Section 1.** Chapter 622 of NRS is hereby amended by adding thereto a new section to read as follows:

*Notwithstanding the provisions of any specific statute to the contrary, if a regulatory body, in any testing authorized or required pursuant to this title or any regulations adopted pursuant thereto, uses or accepts a national or other examination which is produced or administered by an organization other than the regulatory body and which includes a methodology for determining the level of performance that constitutes a passing grade or score on the examination, the regulatory body shall apply that methodology in determining whether a person who took the examination achieved a passing grade or score.*

**Sec. 2.** NRS 622.100 is hereby amended to read as follows:

622.100 1. Each regulatory body shall, on or before the 20th day of January, April, July and October, submit to the Director of the Legislative Counsel Bureau ~~in~~ *in an electronic format prescribed by the Director:*

(a) A summary of each disciplinary action taken by the regulatory body during the immediately preceding calendar quarter against any licensee of the regulatory body ~~and~~ *; and*

(b) A report that includes:

(1) *The number of licenses issued by the regulatory body during the immediately preceding calendar quarter; and*



*(2) Any other information that is requested by the Director or which the regulatory body determines would be helpful to the Legislature in evaluating whether the continued existence of the regulatory body is necessary.*

2. The Director ~~[of the Legislative Counsel Bureau]~~ shall:

(a) Provide any information he receives pursuant to subsection 1 to a member of the public upon request;

(b) Cause a notice of the availability of such information to be posted on the public website of the Nevada Legislature on the Internet; and

(c) Transmit a compilation of the information he receives pursuant to subsection 1 to the Legislative Commission quarterly, unless otherwise directed by the Commission.

*3. The Director, on or before the first day of each regular session of the Legislature and at such other times as directed, shall compile the reports he has received pursuant to paragraph (b) of subsection 1 and distribute copies of the compilation to the Senate Standing Committee on Commerce and Labor and the Assembly Standing Committee on Commerce and Labor, each of which shall review the compilation to determine whether the continued existence of each regulatory body is necessary.*

**Sec. 3.** NRS 623.070 is hereby amended to read as follows:

623.070 1. Each member of the Board is entitled to receive from the money of the Board:

(a) A salary of not more than ~~[\$80]~~ \$150 per day, as fixed by the Board, while engaged in the business of the Board; and

(b) A per diem allowance and travel expenses at a rate fixed by the Board, while engaged in the business of the Board. The rate must not exceed the rate provided for state officers and employees generally.

2. While engaged in the business of the Board, each employee of the Board is entitled to receive a per diem allowance and travel expenses at a rate fixed by the Board. The rate must not exceed the rate provided for state officers and employees generally.

3. The Secretary and Treasurer of the Board is entitled to be paid a salary out of the money of the Board in an amount to be determined by the Board.

**Sec. 4.** NRS 623A.090 is hereby amended to read as follows:

623A.090 1. Members of the Board are entitled to receive:

(a) A salary of not more than ~~[\$80]~~ \$150 per day, as fixed by the Board, while engaged in the business of the Board; and

(b) A per diem allowance and travel expenses, at a rate fixed by the Board, while engaged in the business of the Board. The rate must not exceed the rate provided for state officers and employees generally.



2. While engaged in the business of the Board, each employee of the Board is entitled to receive a per diem allowance and travel expenses at a rate fixed by the Board. The rate must not exceed the rate provided for state officers and employees generally.

3. Any salary, per diem allowance or travel expenses paid pursuant to the provisions of this section must be paid from money kept or deposited by the Board in accordance with the provisions of NRS 623A.150.

**Sec. 5.** NRS 623A.190 is hereby amended to read as follows:

623A.190 1. The Board shall administer or cause to be administered a written examination to each applicant for a certificate of registration or certificate to practice as a landscape architect intern.

2. The examination must be given at such times and places and under such supervision as the Board may determine.

3. The Board may include in the written examination any theoretical or applied fields and ethical issues it deems appropriate to determine professional skills and judgment.

4. ~~[The]~~ *Except as otherwise provided in section 1 of this act,* the Board shall, by regulation, establish the grade that is required to pass the written examination.

5. The written examination may be waived by the Board if the applicant:

(a) Presents documentation that he has passed an examination in another state or country that has been accepted as an equivalent by a national association of registered boards; or

(b) Has been certified by such an organization.

6. Written examination papers must be destroyed after a certificate of registration is issued.

7. If the applicant fails to pass the written examination or any part thereof, he may retake the examination or the part failed in a subsequent examination upon the payment of the applicable fees prescribed by the Board pursuant to the provisions of NRS 623A.240.

**Sec. 5.5.** NRS 623A.240 is hereby amended to read as follows:

623A.240 1. The following fees must be prescribed by the Board and must not exceed the following amounts:

Application fee .....	\$200.00
Examination fee .....	100.00,
	plus the actual
	cost of the
	examination
Certificate of registration .....	25.00



1	Annual renewal fee .....	\$200.00
2	Reinstatement fee .....	300.00
3	Delinquency fee .....	50.00
4	Change of address fee .....	10.00
5	Copy of a document, per page.....	.25

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7       2. In addition to the fees set forth in subsection 1, the Board  
8 may charge and collect a fee for *the expedited processing of a*  
9 *request or for* any other *incidental* service it provides. The fee must  
10 not exceed the cost incurred by the Board to provide the service.

11       3. The Board may authorize a landscape architect intern to pay  
12 the application fee or any portion of that fee during any period in  
13 which he is the holder of a certificate to practice as a landscape  
14 architect intern. If a landscape architect intern pays the fee or any  
15 portion of the fee during that period, the Board shall credit the  
16 amount paid by him towards the entire amount of the application fee  
17 for the certificate of registration required pursuant to this section.

18       4. The fees prescribed by the Board pursuant to this section  
19 must be paid in United States currency in the form of a check,  
20 cashier's check or money order. If any check submitted to the Board  
21 is dishonored upon presentation for payment, repayment of the fee,  
22 including the fee for a returned check in the amount established by  
23 the State Controller pursuant to NRS 353C.115, must be made by  
24 money order or certified check.

25       5. The fees prescribed by the Board pursuant to this section are  
26 nonrefundable.

27       **Sec. 6.** NRS 624.140 is hereby amended to read as follows:

28       624.140 1. Except as otherwise provided in subsection 3, if  
29 money becomes available from the operations of this chapter and  
30 payments made for licenses, the Board may pay from that money:

31       (a) The expenses of the operations of this chapter, including the  
32 maintenance of offices.

33       (b) The salary of the Executive Officer who must be named by  
34 the Board.

35       (c) A salary to each member of the Board of not more than ~~[\$80]~~  
36 **\$150** per day, as fixed by the Board, while engaged in the business  
37 of the Board.

38       (d) A per diem allowance and travel expenses for each member  
39 and employee of the Board, at a rate fixed by the Board, while  
40 engaged in the business of the Board. The rate must not exceed the  
41 rate provided for state officers and employees generally.

42       2. The Board may delegate to a hearing officer or panel its  
43 authority to take any disciplinary action pursuant to this chapter,  
44 impose and collect fines therefor and deposit the money therefrom  
45 in banks, credit unions or savings and loan associations in this State.



3. Except as otherwise provided in NRS 624.520, if a hearing officer or panel is not authorized to take disciplinary action pursuant to subsection 2, the Board shall deposit any money collected from the imposition of fines with the State Treasurer for credit to the Construction Education Account created pursuant to NRS 624.580.

**Sec. 7.** NRS 625.110 is hereby amended to read as follows:

625.110 1. The Board shall elect officers from its members and, by regulation, establish the:

- (a) Offices to which members may be elected;
- (b) Title and term for each office; and
- (c) Procedure for electing members to each office.

2. At any meeting, five members constitute a quorum.

3. Each member is entitled to receive:

(a) A salary of not more than ~~[\$80]~~ \$150 per day, as fixed by the Board, while engaged in the business of the Board; and

(b) A per diem allowance and travel expenses, at a rate fixed by the Board, while engaged in the business of the Board. The rate must not exceed the rate provided for state officers and employees generally.

4. While engaged in the business of the Board, each employee of the Board is entitled to receive a per diem allowance and travel expenses at a rate fixed by the Board. The rate must not exceed the rate provided for state officers and employees generally.

5. The salaries of members of the Board and employees of the Board must be paid from the fees received by the Board pursuant to the provisions of this chapter, and no part of those salaries may be paid out of the State General Fund.

6. The Board shall appoint an Executive Director who serves at the pleasure of the Board and is entitled to receive such compensation as may be fixed by the Board.

**Sec. 8.** NRS 625A.050 is hereby amended to read as follows:

625A.050 1. The Secretary of the Board is entitled to receive:

(a) A salary in an amount fixed by the Board; and

(b) A per diem allowance and travel expenses at a rate fixed by the Board, while engaged in the business of the Board. The rate must not exceed the rate provided for state officers and employees generally.

2. All other members of the Board are entitled to receive:

(a) A salary of not more than ~~[\$80]~~ \$150 per day, as fixed by the Board, while engaged in the business of the Board; and

(b) A per diem allowance and travel expenses at a rate fixed by the Board, while engaged in the business of the Board. The rate must not exceed the rate provided for state officers and employees generally.



3. While engaged in the business of the Board, each employee of the Board is entitled to receive a per diem allowance and travel expenses at a rate fixed by the Board. The rate must not exceed the rate provided for state officers and employees generally.

**Sec. 9.** NRS 628.110 is hereby amended to read as follows:

628.110 1. Each member of the Board is entitled to receive:

(a) A salary of not more than ~~[\$80]~~ \$150 per day, as fixed by the Board, while engaged in the business of the Board; and

(b) A per diem allowance and travel expenses at a rate fixed by the Board, while engaged in the business of the Board. The rate must not exceed the rate provided for state officers and employees generally.

2. While engaged in the business of the Board, each employee of the Board is entitled to receive a per diem allowance and travel expenses at a rate fixed by the Board. The rate must not exceed the rate provided for state officers and employees generally.

**Sec. 10.** NRS 630.110 is hereby amended to read as follows:

630.110 1. Out of the money coming into the possession of the Board, each member and advisory member of the Board is entitled to receive:

(a) A salary of not more than ~~[\$80]~~ \$150 per day, as fixed by the Board, while engaged in the business of the Board; and

(b) A per diem allowance and travel expenses at a rate fixed by the Board, while engaged in the business of the Board. The rate must not exceed the rate provided for state officers and employees generally.

2. While engaged in the business of the Board, each employee of the Board is entitled to receive a per diem allowance and travel expenses at a rate fixed by the Board. The rate must not exceed the rate provided for state officers and employees generally.

3. Expenses of the Board and the expenses and salaries of its members and employees must be paid from the fees received by the Board pursuant to the provisions of this chapter, and no part of the salaries or expenses of the Board may be paid out of the State General Fund or from the penalties imposed by the Board pursuant to this chapter.

4. All money received by the Board from:

(a) Fees must be deposited in financial institutions in this State that are federally insured or insured by a private insurer pursuant to NRS 678.755, invested in treasury bills or notes of the United States, deposited in institutions in this State whose business is the making of investments, or invested as authorized by NRS 355.140.

(b) Penalties must be deposited with the State Treasurer for credit to the State General Fund.



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**Sec. 10.5.** NRS 630.268 is hereby amended to read as follows:  
630.268 1. The Board shall charge and collect not more than  
the following fees:

For application for and issuance of a license to practice as a physician, including a license by endorsement....	\$600
For application for and issuance of a temporary, locum tenens, limited, restricted, special or special purpose license .....	400
For renewal of a limited, restricted or special license.....	400
For application for and issuance of a license as a physician assistant.....	400
For biennial registration of a physician assistant .....	800
For biennial registration of a physician.....	800
For application for and issuance of a license as a practitioner of respiratory care.....	400
For biennial registration of a practitioner of respiratory care.....	600
For biennial registration for a physician who is on inactive status.....	400
For written verification of licensure.....	50
For a duplicate identification card.....	25
For a duplicate license.....	50
For computer printouts or labels .....	500
For verification of a listing of physicians, per hour .....	20
For furnishing a list of new physicians .....	100

2. In addition to the fees prescribed in subsection 1, the Board  
shall charge and collect necessary and reasonable fees for ~~its other~~  
*services.] the expedited processing of a request or for any other*  
*incidental service the Board provides.*

3. The cost of any special meeting called at the request of a  
licensee, an institution, an organization, a state agency or an  
applicant for licensure must be paid for by the person or entity  
requesting the special meeting. Such a special meeting must not be  
called until the person or entity requesting it has paid a cash deposit  
with the Board sufficient to defray all expenses of the meeting.

**Sec. 11.** NRS 630A.160 is hereby amended to read as follows:  
630A.160 1. Out of the money coming into the possession of  
the Board, each member of the Board is entitled to receive:

(a) A salary of not more than ~~[\$80]~~ *\$150* per day, as fixed by the  
Board, while engaged in the business of the Board; and

(b) A per diem allowance and travel expenses at a rate fixed by  
the Board, while engaged in the business of the Board. The rate





1 must not exceed the rate provided for state officers and employees  
2 generally.

3 2. While engaged in the business of the Board, each employee  
4 of the Board is entitled to receive a per diem allowance and travel  
5 expenses at a rate fixed by the Board. The rate must not exceed the  
6 rate provided for state officers and employees generally.

7 3. Expenses of the Board and the expenses and salaries of the  
8 members and employees of the Board must be paid from the fees  
9 received by the Board pursuant to the provisions of this chapter.  
10 Except as otherwise provided in subsection 6, no part of the salaries  
11 or expenses of the members of the Board may be paid out of the  
12 State General Fund.

13 4. All money received by the Board must be deposited in  
14 financial institutions in this State that are federally insured or  
15 insured by a private insurer approved pursuant to NRS 678.755.

16 5. In a manner consistent with the provisions of chapter 622A  
17 of NRS, the Board may delegate to a hearing officer or panel its  
18 authority to take any disciplinary action pursuant to this chapter,  
19 impose and collect administrative fines, court costs and attorney's  
20 fees therefor and deposit the money therefrom in financial  
21 institutions in this State that are federally insured or insured by a  
22 private insurer approved pursuant to NRS 678.755.

23 6. If a hearing officer or panel is not authorized to take  
24 disciplinary action pursuant to subsection 5, the Board shall deposit  
25 the money collected from the imposition of administrative fines,  
26 court costs and attorney's fees with the State Treasurer for credit to  
27 the State General Fund. The Board may present a claim to the State  
28 Board of Examiners for recommendation to the Interim Finance  
29 Committee if money is needed to pay attorney's fees or the costs of  
30 an investigation, or both.

31 **Sec. 12.** NRS 631.180 is hereby amended to read as follows:

32 631.180 1. Each member of the Board is entitled to receive:

33 (a) A salary of not more than ~~[\$80]~~ **\$150** per day as fixed by the  
34 Board, while engaged in the business of the Board; and

35 (b) A per diem allowance and travel expenses at a rate fixed by  
36 the Board, while engaged in the business of the Board. The rate  
37 must not exceed the rate provided for state officers and employees  
38 generally.

39 2. While engaged in the business of the Board, each employee  
40 of the Board is entitled to receive a per diem allowance and travel  
41 expenses at a rate fixed by the Board. The rate must not exceed the  
42 rate provided for state officers and employees generally.

43 3. The Board shall deposit in banks, credit unions or savings  
44 and loan associations in this State all fees which it receives.



4. All expenses of the Board must be paid from the fees received by the Board, and no part thereof may be paid from the State General Fund.

**Sec. 13.** NRS 631.240 is hereby amended to read as follows:

631.240 1. Any person desiring to obtain a license to practice dentistry in this State, after having complied with the regulations of the Board to determine eligibility:

(a) ~~Must~~ *Except as otherwise provided in section 1 of this act, must* present to the Board a certificate granted by the Joint Commission on National Dental Examinations which contains a notation that the applicant has passed the National Board Dental Examination with an average score of at least 75; and

(b) Except as otherwise provided in this chapter, must:

(1) Successfully complete a clinical examination given by the Board which examines the applicant's practical knowledge of dentistry and which includes demonstrations of the applicant's skill in dentistry; or

(2) Present to the Board a certificate granted by the Western Regional Examining Board which contains a notation that the applicant has passed, within the 5 years immediately preceding the date of the application, a clinical examination administered by the Western Regional Examining Board.

2. The Board shall examine each applicant in writing on the contents and interpretation of this chapter and the regulations of the Board.

3. All persons who have satisfied the requirements for licensure as a dentist must be registered as licensed dentists on the board register, as provided in this chapter, and are entitled to receive a certificate of registration, signed by all members of the Board.

**Sec. 14.** NRS 631.300 is hereby amended to read as follows:

631.300 1. Any person desiring to obtain a license to practice dental hygiene, after having complied with the regulations of the Board to determine eligibility:

(a) ~~Must~~ *Except as otherwise provided in section 1 of this act, must* pass a written examination given by the Board upon such subjects as the Board deems necessary for the practice of dental hygiene or must present a certificate granted by the Joint Commission on National Dental Examinations which contains a notation that the applicant has passed the National Board Dental Hygiene Examination with a score of at least 75; and

(b) Except as otherwise provided in this chapter, must:

(1) Successfully complete a clinical examination in dental hygiene given by the Board which examines the applicant's practical knowledge of dental hygiene and which includes, but is not



1 limited to, demonstrations in the removal of deposits from, and the  
2 polishing of, the exposed surface of the teeth; or

3 (2) Present to the Board a certificate granted by the Western  
4 Regional Examining Board which contains a notation that the  
5 applicant has passed, within the 5 years immediately preceding the  
6 date of the application, a clinical examination administered by  
7 the Western Regional Examining Board.

8 2. The clinical examination given by the Board must include  
9 components that are:

10 (a) Written or oral, or a combination of both; and

11 (b) Practical, as in the opinion of the Board is necessary to test  
12 the qualifications of the applicant.

13 3. The Board shall examine each applicant in writing on the  
14 contents and interpretation of this chapter and the regulations of the  
15 Board.

16 4. All persons who have satisfied the requirements for  
17 licensure as a dental hygienist must be registered as licensed dental  
18 hygienists on the board register, as provided in this chapter, and are  
19 entitled to receive a certificate of registration, signed by all members  
20 of the Board.

21 **Sec. 15.** NRS 632.080 is hereby amended to read as follows:

22 632.080 1. The compensation of the members of the Board  
23 must be fixed by the Board, but may not exceed ~~[\$80]~~ **\$150** for each  
24 day spent by each member in the discharge of his official duties.

25 2. While engaged in the discharge of his official duties, each  
26 member and employee of the Board is entitled to receive a per diem  
27 allowance and travel expenses at a rate fixed by the Board. The rate  
28 must not exceed the rate provided for state officers and employees  
29 generally.

30 3. All compensation, per diem allowances and travel expenses  
31 of the members and employees of the Board must be paid out of the  
32 money of the Board.

33 **Sec. 16.** NRS 632.2856 is hereby amended to read as follows:

34 632.2856 1. The training program required for certification  
35 as a nursing assistant must consist of 75 hours of instruction. The  
36 program must include no less than 60 hours of theory and learning  
37 skills in a laboratory setting.

38 2. Except as otherwise provided in this subsection, the  
39 instructor of the program must be a registered nurse with:

40 (a) Three years of nursing experience which includes direct care  
41 of patients and supervision and education of members of the staff;  
42 and

43 (b) Proof of successful completion of training for instructors  
44 which has been approved by the Board.



1    ➔ The Board may approve a licensed practical nurse as an instructor  
2 if the Board determines that requiring instruction by a registered  
3 nurse would create a hardship.

4    3. ~~[Upon]~~ *Except as otherwise provided in section 1 of this*  
5 *act, upon* completion of the program, a nursing assistant trainee  
6 must pass a test in theory with an overall score of 80 percent and a  
7 test of skills on a pass or fail basis. The test of skills must be given  
8 by a registered nurse. If the nursing assistant trainee fails either of  
9 the tests, he must repeat the training in the areas in which he was  
10 deficient before taking the certification examination.

11    4. In a program which is based in a facility, a nursing assistant  
12 trainee may only perform those tasks he has successfully completed  
13 in the training program, and must perform those tasks under the  
14 direct supervision of a registered nurse or a licensed practical nurse.

15    5. The Board shall adopt regulations not inconsistent with law:

16    (a) Specifying the scope of the training program and the  
17 required components of the program;

18    (b) Establishing standards for the approval of programs and  
19 instructors; and

20    (c) Designating the basic nursing services which a nursing  
21 assistant may provide upon certification.

22    6. Any medical facility, educational institution or other  
23 organization may provide a training program if the program meets  
24 the requirements set forth in this chapter and in the regulations of  
25 the Board, and is approved by the Board. Such a program must be  
26 administered through:

27    (a) The Nevada System of Higher Education;

28    (b) A program for career and technical education approved by  
29 the State Board for Career and Technical Education;

30    (c) A public school in this State; or

31    (d) Any other nationally recognized body or agency authorized  
32 by law to accredit or approve such programs.

33    7. An educational institution or agency that administers a  
34 training program shall:

35    (a) Develop or approve the curriculum for training provided in  
36 its service district;

37    (b) Manage the training program; and

38    (c) Work with medical and other facilities to carry out the  
39 requirements of paragraphs (a) and (b).

40    **Sec. 17.** NRS 632.2858 is hereby amended to read as follows:

41    632.2858 1. The Board shall authorize the administration of  
42 the examination of applicants for certification as nursing assistants.

43    2. The Board may employ, contract with or cooperate with any  
44 person in the preparation, administration and grading of a uniform  
45 national examination, but , *except as otherwise provided in section*



1 *1 of this act*, shall retain sole discretion and responsibility for  
2 determining the standards of successful completion of the  
3 examination.

4 3. The Board shall determine whether an examination may be  
5 repeated and the frequency of authorized reexaminations.

6 4. If an applicant fails the examination three times, he must  
7 repeat the training program prescribed in NRS 632.2856.

8 **Sec. 18.** NRS 633.241 is hereby amended to read as follows:

9 633.241 1. Each member of the Board is entitled to receive:

10 (a) A salary of not more than ~~[\$80]~~ *\$150* per day, as fixed by the  
11 Board, while engaged in its business; and

12 (b) A per diem allowance and travel expenses at a rate fixed by  
13 the Board, while engaged in the business of the Board. The rate  
14 must not exceed the rate provided for state officers and employees  
15 generally.

16 2. While engaged in the business of the Board, each employee  
17 of the Board is entitled to receive a per diem allowance and travel  
18 expenses at a rate fixed by the Board. The rate must not exceed the  
19 rate provided for state officers and employees generally.

20 **Sec. 19.** NRS 634.025 is hereby amended to read as follows:

21 634.025 1. Each member of the Board is entitled to receive:

22 (a) A salary of not more than ~~[\$80]~~ *\$150* per day, as fixed by the  
23 Board, while engaged in the business of the Board; and

24 (b) A per diem allowance and travel expenses at a rate fixed by  
25 the Board, while engaged in the business of the Board. The rate  
26 must not exceed the rate provided for state officers and employees  
27 generally.

28 2. While engaged in the business of the Board, each employee  
29 of the Board is entitled to receive a per diem allowance and travel  
30 expenses at a rate fixed by the Board. The rate must not exceed the  
31 rate provided for state officers and employees generally.

32 **Sec. 20.** NRS 634.100 is hereby amended to read as follows:

33 634.100 1. An applicant for a license to practice chiropractic  
34 in this State must pay the required fee to the Secretary of the Board  
35 not less than 60 days before the date of the examination.

36 2. ~~[A]~~ *Except as otherwise provided in section 1 of this act, a*  
37 score of 75 percent or higher in all subjects taken on the  
38 examination is a passing score.

39 3. If an applicant fails to pass the first examination, he may  
40 take a second examination within 1 year without payment of any  
41 additional fees. ~~[Credit]~~ *Except as otherwise provided in section 1*  
42 *of this act, credit* must be given on this examination for all subjects  
43 previously passed with a score of 75 percent or higher.



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4. An applicant for a certificate as a chiropractor's assistant must pay the required fee to the Secretary of the Board before the application may be considered.

**Sec. 20.5.** NRS 634.135 is hereby amended to read as follows:

634.135 1. The Board may charge and collect fees not to exceed:

For an application for a license to practice chiropractic .....	\$200.00
For an examination for a license to practice chiropractic .....	200.00
For an application for, and the issuance of, a certificate as a chiropractor's assistant .....	100.00
For an examination for a certificate as a chiropractor's assistant.....	100.00
For the issuance of a license to practice chiropractic....	300.00
For the annual renewal of a license to practice chiropractic .....	500.00
For the annual renewal of an inactive license to practice chiropractic.....	150.00
For the annual renewal of a certificate as a chiropractor's assistant.....	100.00
For the restoration to active status of an inactive license to practice chiropractic.....	300.00
For reinstating a license to practice chiropractic which has been suspended or revoked .....	500.00
For reinstating a certificate as a chiropractor's assistant which has been suspended pursuant to NRS 634.130.....	100.00
For a review of any subject on the examination .....	25.00
For the issuance of a duplicate license or for changing the name on a license .....	35.00
For written certification of licensure.....	25.00
For providing a list of persons who are licensed to practice chiropractic to a person who is not licensed to practice chiropractic.....	25.00
For providing a list of persons who were licensed to practice chiropractic following the most recent examination of the Board to a person who is not licensed to practice chiropractic .....	10.00
For a set of mailing labels containing the names and addresses of the persons who are licensed to practice chiropractic in this State.....	35.00



1 For providing a copy of the statutes, regulations  
2 and other rules governing the practice of  
3 chiropractic in this State to a person who is not  
4 licensed to practice chiropractic..... \$25.00  
5 For each page of a list of continuing education  
6 courses that have been approved by the Board..... .50  
7 For an application to a preceptor program offered  
8 by the Board to graduates of chiropractic  
9 schools or colleges ..... 35.00  
10 For a review by the Board of a course offered by a  
11 chiropractic school or college or a course of  
12 continuing education in chiropractic..... 25.00  
13

14 2. In addition to the fees set forth in subsection 1, the Board  
15 may charge and collect reasonable and necessary fees for *the*  
16 *expedited processing of a request or for* any other *incidental*  
17 service it provides.

18 3. For a check or other method of payment made payable to the  
19 Board or tendered to the Board that is returned to the Board or  
20 otherwise dishonored upon presentation for payment, the Board  
21 shall assess and collect a fee in the amount established by the State  
22 Controller pursuant to NRS 353C.115.

23 **Sec. 21.** NRS 634A.050 is hereby amended to read as follows:

24 634A.050 1. Each member of the Board is entitled to receive:

25 (a) A salary of not more than ~~[\$80]~~ *\$150* per day, as fixed by the  
26 Board, while engaged in the business of the Board; and

27 (b) A per diem allowance and travel expenses at a rate fixed by  
28 the Board, while engaged in the business of the Board. The rate  
29 must not exceed the rate provided for state officers and employees  
30 generally.

31 2. While engaged in the business of the Board, each employee  
32 of the Board is entitled to receive a per diem allowance and travel  
33 expenses at a rate fixed by the Board. The rate must not exceed the  
34 rate provided for state officers and employees generally.

35 **Sec. 22.** NRS 635.020 is hereby amended to read as follows:

36 635.020 1. The State Board of Podiatry, consisting of five  
37 members appointed by the Governor, is hereby created.

38 2. The Governor shall appoint:

39 (a) Three members who are licensed podiatric physicians in the  
40 State of Nevada.

41 (b) One member who represents the interests of persons or  
42 agencies that regularly provide health care to patients who are  
43 indigent, uninsured or unable to afford health care. This member  
44 may be licensed under the provisions of this chapter.





(c) One member who is a representative of the general public.  
This member must not be:

- (1) A licensed podiatric physician in the State of Nevada; or
- (2) The spouse or the parent or child, by blood, marriage or adoption, of a licensed podiatric physician in the State of Nevada.

3. The members of the Board are entitled to receive:

(a) A salary of not more than ~~[\$80]~~ \$150 per day, as fixed by the Board, while engaged in the business of the Board; and

(b) A per diem allowance and travel expenses at a rate fixed by the Board, while engaged in the business of the Board. The rate must not exceed the rate provided for state officers and employees generally.

4. While engaged in the business of the Board, each employee of the Board is entitled to receive a per diem allowance and travel expenses at a rate fixed by the Board. The rate must not exceed the rate provided for state officers and employees generally.

5. If a member is not licensed under the provisions of this chapter, the member shall not participate in preparing, conducting or grading any examination required by the Board.

**Sec. 23.** NRS 636.075 is hereby amended to read as follows:

636.075 1. Each member of the Board is entitled to receive:

(a) A salary of not more than ~~[\$80]~~ \$150 per day, as fixed by the Board, while engaged in the business of the Board; and

(b) A per diem allowance and travel expenses at a rate fixed by the Board, while engaged in the business of the Board. The rate must not exceed the rate provided for state officers and employees generally.

2. While engaged in the business of the Board, each employee of the Board is entitled to receive a per diem allowance and travel expenses at a rate fixed by the Board. The rate must not exceed the rate provided for state officers and employees generally.

3. Compensation and expenses of the members and employees of the Board are payable out of the money derived from fees paid or transmitted to the Board pursuant to the provisions of this chapter and no part thereof may be paid out of the State Treasury.

**Sec. 24.** NRS 636.190 is hereby amended to read as follows:

636.190 ~~[A]~~ *Except as otherwise provided in section 1 of this act, a* grade of 75 or higher for each area tested on the examination is required to pass an examination.

**Sec. 25.** NRS 637.045 is hereby amended to read as follows:

637.045 1. Each member of the Board is entitled to receive:

(a) A salary of not more than ~~[\$80]~~ \$150 per day, as fixed by the Board, while engaged in the business of the Board; and

(b) A per diem allowance and travel expenses at a rate fixed by the Board, while engaged in the business of the Board. The rate



1 must not exceed the rate provided for state officers and employees  
2 generally.

3 2. While engaged in the business of the Board, each employee  
4 of the Board is entitled to receive a per diem allowance and travel  
5 expenses at a rate fixed by the Board. The rate must not exceed the  
6 rate provided for state officers and employees generally.

7 **Sec. 26.** NRS 637.110 is hereby amended to read as follows:

8 637.110 1. An application for the issuance of a license as an  
9 apprentice dispensing optician must be accompanied by a fee of not  
10 more than \$250 to cover the costs of the Board and the initial  
11 licensing.

12 2. An application for the issuance of a license as a dispensing  
13 optician must be accompanied by a fee of not more than \$500 to  
14 cover the cost of the examination by the Board and the initial  
15 licensing.

16 3. The Board shall, if it approves an application for the  
17 issuance of a license as a dispensing optician, examine the applicant  
18 in ophthalmic dispensing, except that the Board may waive the  
19 examination of an applicant who is, at the time of application,  
20 licensed as a dispensing optician in another state.

21 4. ~~[(F)]~~ *Except as otherwise provided in section 1 of this act,*  
22 *to* pass the examination for the issuance of a license as a dispensing  
23 optician, an applicant must achieve a score of at least 70 percent.

24 **Sec. 27.** NRS 637A.090 is hereby amended to read as follows:

25 637A.090 1. Each member of the Board is entitled to receive  
26 a salary of not more than ~~[\$80]~~ *\$150* per day, as fixed by the Board,  
27 while engaged in the business of the Board.

28 2. All necessary expenses incurred by the Board in the  
29 performance of its duties must be evidenced on claims signed by  
30 the Chairman and Secretary and paid out of money received by the  
31 Board from fees.

32 3. While engaged in the business of the Board, each member  
33 and employee of the Board is entitled to receive a per diem  
34 allowance and travel expenses at a rate fixed by the Board. The rate  
35 must not exceed the rate provided for state officers and employees  
36 generally.

37 **Sec. 28.** NRS 637B.130 is hereby amended to read as follows:

38 637B.130 1. A member of the Board is entitled to receive:

39 (a) A salary of not more than ~~[\$80]~~ *\$150* per day, as fixed by the  
40 Board, while engaged in the business of the Board; and

41 (b) A per diem allowance and travel expenses at a rate fixed by  
42 the Board, while engaged in the business of the Board. The rate  
43 must not exceed the rate provided for state officers and employees  
44 generally.



2. While engaged in the business of the Board, each employee of the Board is entitled to receive a per diem allowance and travel expenses at a rate fixed by the Board. The rate must not exceed the rate provided for state officers and employees generally.

**Sec. 29.** NRS 637B.170 is hereby amended to read as follows:

637B.170 1. Examinations for licensing must be given at least once a year at the time and place fixed by the Board.

2. The examination must be fair and impartial, practical in character, and the questions must be designed to discover the applicant's fitness.

3. ~~[The]~~ *Except as otherwise provided in section 1 of this act, the Board shall determine what constitutes a passing grade, except that in making that determination, the Board shall act fairly and impartially. ~~[If the Board elects to use a standard examination which is administered nationally, the Board may not establish a minimum passing grade which is higher than the national standard established for the examination.]~~*

**Sec. 30.** NRS 638.040 is hereby amended to read as follows:

638.040 1. Members of the Board are entitled to receive:

(a) A salary of not more than ~~[\$80]~~ *\$150* per day, as fixed by the Board, while engaged in the business of the Board; and

(b) A per diem allowance and travel expenses at a rate fixed by the Board, while engaged in the business of the Board. The rate must not exceed the rate provided for state officers and employees generally.

2. While engaged in the business of the Board, each employee of the Board is entitled to receive a per diem allowance and travel expenses at a rate fixed by the Board. The rate must not exceed the rate provided for state officers and employees generally.

3. Salaries and expenses may be paid only to the extent that sufficient money is received from licensees.

**Sec. 31.** NRS 639.050 is hereby amended to read as follows:

639.050 1. The Board shall hold a meeting at least once in every 6 months.

2. Four members of the Board constitute a quorum.

3. Meetings of the Board which are held to deliberate on the decision in an administrative action or to prepare, grade or administer examinations are closed to the public.

4. Each member of the Board is entitled to receive:

(a) A salary of not more than ~~[\$80]~~ *\$150* per day, as fixed by the Board, while engaged in the business of the Board; and

(b) A per diem allowance and travel expenses at a rate fixed by the Board, while engaged in the business of the Board. The rate must not exceed the rate provided for state officers and employees generally.



5. While engaged in the business of the Board, each employee of the Board is entitled to receive a per diem allowance and travel expenses at a rate fixed by the Board. The rate must not exceed the rate provided for state officers and employees generally.

**Sec. 31.5.** NRS 639.070 is hereby amended to read as follows:  
639.070 1. The Board may:

(a) Adopt such regulations, not inconsistent with the laws of this State, as are necessary for the protection of the public, appertaining to the practice of pharmacy and the lawful performance of its duties.

(b) Adopt regulations requiring that prices charged by retail pharmacies for drugs and medicines which are obtained by prescription be posted in the pharmacies and be given on the telephone to persons requesting such information.

(c) Adopt regulations, not inconsistent with the laws of this State, authorizing the Executive Secretary of the Board to issue certificates, licenses and permits required by this chapter and chapters 453 and 454 of NRS.

(d) Adopt regulations governing the dispensing of poisons, drugs, chemicals and medicines.

(e) Regulate the practice of pharmacy.

(f) Regulate the sale and dispensing of poisons, drugs, chemicals and medicines.

(g) Regulate the means of recordkeeping and storage, handling, sanitation and security of drugs, poisons, medicines, chemicals and devices, including, but not limited to, requirements relating to:

(1) Pharmacies, institutional pharmacies and pharmacies in correctional institutions;

(2) Drugs stored in hospitals; and

(3) Drugs stored for the purpose of wholesale distribution.

(h) Examine and register, upon application, pharmacists and other persons who dispense or distribute medications whom it deems qualified.

(i) Charge and collect necessary and reasonable fees for ~~its services.~~ *the expedited processing of a request or for any other incidental service the Board provides*, other than those specifically set forth in this chapter.

(j) Maintain offices in as many localities in the State as it finds necessary to carry out the provisions of this chapter.

(k) Employ an attorney, inspectors, investigators and other professional consultants and clerical personnel necessary to the discharge of its duties.

(l) Enforce the provisions of NRS 453.011 to 453.552, inclusive, and enforce the provisions of this chapter and chapter 454 of NRS.

(m) Adopt regulations concerning the information required to be submitted in connection with an application for any license,



1 certificate or permit required by this chapter or chapter 453 or 454  
2 of NRS.

3 (n) Adopt regulations concerning the education, experience and  
4 background of a person who is employed by the holder of a license  
5 or permit issued pursuant to this chapter and who has access to  
6 drugs and devices.

7 (o) Adopt regulations concerning the use of computerized  
8 mechanical equipment for the filling of prescriptions.

9 (p) Participate in and expend money for programs that enhance  
10 the practice of pharmacy.

11 2. This section does not authorize the Board to prohibit open-  
12 market competition in the advertising and sale of prescription drugs  
13 and pharmaceutical services.

14 **Sec. 32.** NRS 639.120 is hereby amended to read as follows:

15 639.120 1. An applicant to become a registered pharmacist in  
16 this State must:

17 (a) Be of good moral character.

18 (b) Be a graduate of a college of pharmacy or department of  
19 pharmacy of a university accredited by the ~~[American Council on~~  
20 ~~Pharmaceutical]~~ *Accreditation Council for Pharmacy* Education or  
21 Canadian Council for Accreditation of Pharmacy Programs and  
22 approved by the Board or a graduate of a foreign school who has  
23 passed an examination for foreign graduates approved by the Board  
24 to demonstrate that his education is equivalent.

25 (c) ~~[Pass]~~ *Except as otherwise provided in section 1 of this act:*

26 *(1) Pass* an examination approved and given by the Board  
27 with a grade of at least 75 on the examination as a whole and a  
28 grade of at least 75 on the examination on law. ~~[An]~~

29 *(2) If he is an* applicant for registration by reciprocity ,  
30 ~~[must]~~ pass the examination on law with at least a grade of 75.

31 (d) Complete not less than 1,500 hours of practical  
32 pharmaceutical experience as an intern pharmacist under the direct  
33 and immediate supervision of a registered pharmacist.

34 2. The practical pharmaceutical experience required pursuant  
35 to paragraph (d) of subsection 1 must relate primarily to the selling  
36 of drugs, poisons and devices, the compounding and dispensing of  
37 prescriptions, preparing prescriptions and keeping records and  
38 preparing reports required by state and federal statutes.

39 3. The Board may accept evidence of compliance with the  
40 requirements set forth in paragraph (d) of subsection 1 from boards  
41 of pharmacy of other states in which the experience requirement is  
42 equivalent to the requirements in this State.

43 **Sec. 33.** NRS 640.045 is hereby amended to read as follows:

44 640.045 1. Each member of the Board is entitled to receive:



(a) A salary of not more than ~~[\$80]~~ \$150 per day, as fixed by the Board, while engaged in the business of the Board; and

(b) A per diem allowance and travel expenses at a rate fixed by the Board, while engaged in the business of the Board. The rate must not exceed the rate provided for state officers and employees generally.

2. While engaged in the business of the Board, each employee of the Board is entitled to receive a per diem allowance and travel expenses at a rate fixed by the Board. The rate must not exceed the rate provided for state officers and employees generally.

**Sec. 34.** NRS 640C.170 is hereby amended to read as follows:

640C.170 Except as otherwise provided in NRS 640C.160, while engaged in the business of the Board:

1. Each member of the Board is entitled to receive a salary of not more than ~~[\$80]~~ \$150 per day, as established by the Board; and

2. Each member and employee of the Board is entitled to receive a per diem allowance and travel expenses at a rate fixed by the Board. The rate must not exceed the rate provided for officers and employees of this State generally.

**Sec. 35.** NRS 640C.320 is hereby amended to read as follows:

640C.320 The Board shall adopt regulations to carry out the provisions of this chapter. The regulations must include, without limitation, provisions that:

1. Establish the requirements for continuing education for the renewal of a license;

2. Establish the requirements for the approval of a course of continuing education, including, without limitation, a course on a specialty technique of massage therapy;

3. Establish the requirements for the approval of an instructor of a course of continuing education;

4. Establish requirements relating to sanitation, hygiene and safety relating to the practice of massage therapy;

5. ~~Prescribe~~ *Except as otherwise provided in section 1 of this act, prescribe* the requirements for any practical, oral or written examination for a license that the Board may require, including, without limitation, the passing grade for such an examination; and

6. Establish the period within which the Board or its designee must report the results of the investigation of an applicant.

**Sec. 36.** NRS 641.140 is hereby amended to read as follows:

641.140 1. Each member of the Board is entitled to receive:

(a) A salary of not more than ~~[\$80]~~ \$150 per day, as fixed by the Board, while engaged in the business of the Board; and

(b) A per diem allowance and travel expenses at a rate fixed by the Board, while engaged in the business of the Board. The rate



1 must not exceed the rate provided for state officers and employees  
2 generally.

3 2. While engaged in the business of the Board, each employee  
4 of the Board is entitled to receive a per diem allowance and travel  
5 expenses at a rate fixed by the Board. The rate must not exceed the  
6 rate provided for state officers and employees generally.

7 3. Compensation and expenses of the members and employees  
8 of the Board are payable out of the money derived from fees paid or  
9 transmitted to the Board pursuant to the provisions of this chapter,  
10 and no part thereof may be paid out of the State Treasury.

11 **Sec. 36.5.** NRS 641.370 is hereby amended to read as follows:

12 641.370 1. The Board shall charge and collect not more than  
13 the following fees respectively:

14	
15	For the written examination, in addition to the actual
16	cost to the Board of the examination ..... \$100
17	For the special oral examination, in addition to the
18	actual costs to the Board of the examination ..... 100
19	For the issuance of an initial license ..... 25
20	For the biennial renewal of a license..... 500
21	For the restoration of a license suspended for the
22	nonpayment of the biennial fee for the renewal of a
23	license ..... 100
24	For the registration of a firm, partnership or
25	corporation which engages in or offers to engage in
26	the practice of psychology ..... 300
27	For the registration of a nonresident to practice as a
28	consultant ..... 100
29	

30 2. An applicant who passes the examination and is eligible for  
31 a license shall pay the biennial fee for the renewal of a license which  
32 must be prorated for the period from the date the license is issued to  
33 the end of the biennium.

34 3. In addition to the fees set forth in subsection 1, the Board  
35 may charge and collect a fee *for the expedited processing of a*  
36 *request or* for any other *incidental* service it provides. The fee must  
37 not exceed the cost to provide the service.

38 **Sec. 37.** NRS 641A.200 is hereby amended to read as follows:

39 641A.200 1. A member of the Board is entitled to receive:

40 (a) A salary of not more than ~~[\$80]~~ **\$150** per day, as fixed by the  
41 Board, while engaged in the business of the Board; and

42 (b) A per diem allowance and travel expenses at a rate fixed by  
43 the Board, while engaged in the business of the Board. The rate  
44 must not exceed the rate provided for state officers and employees  
45 generally.





2. While engaged in the business of the Board, each employee of the Board is entitled to receive a per diem allowance and travel expenses at a rate fixed by the Board. The rate must not exceed the rate provided for state officers and employees generally.

3. Compensation and expenses of the members and employees of the Board are payable out of the money derived from fees and penalties paid or transmitted to the Board pursuant to the provisions of this chapter, and no part thereof may be paid out of the State Treasury.

**Sec. 38.** NRS 641A.230 is hereby amended to read as follows:

641A.230 1. Except as otherwise provided in subsection 2, each qualified applicant for a license must be given a written examination by the Board on his knowledge of marriage and family therapy. Examinations must be given at a time and place and under such supervision as the Board may determine. ~~[A]~~ *Except as otherwise provided in section 1 of this act,* a grade of 70 percent is a passing grade.

2. The Board shall accept receipt of a passing grade by a qualified applicant on the national examination sponsored by the American Association for Marriage and Family Therapy in lieu of requiring a written examination pursuant to subsection 1.

3. In addition to the requirements of subsections 1 and 2, the Board may require an oral examination. The Board may examine in whatever applied or theoretical fields it deems appropriate.

**Sec. 39.** NRS 641B.140 is hereby amended to read as follows:

641B.140 1. Each member of the Board is entitled to receive:

(a) A salary of not more than ~~[\$80]~~ \$150 per day, as fixed by the Board, while engaged in the business of the Board; and

(b) A per diem allowance and travel expenses at a rate fixed by the Board, while engaged in the business of the Board. The rate must not exceed the rate provided for state officers and employees generally.

2. While engaged in the business of the Board, each employee of the Board is entitled to receive a per diem allowance and travel expenses at a rate fixed by the Board. The rate must not exceed the rate provided for state officers and employees generally.

**Sec. 40.** (Deleted by amendment.)

**Sec. 41.** NRS 641C.170 is hereby amended to read as follows:

641C.170 1. Each member of the Board is entitled to receive:

(a) A salary of not more than ~~[\$80]~~ \$150 per day, as fixed by the Board, while engaged in the business of the Board; and

(b) A per diem allowance and travel expenses, at a rate fixed by the Board, while engaged in the business of the Board. The rate must not exceed the rate provided for officers and employees of this State generally.



2. While engaged in the business of the Board, each employee of the Board is entitled to receive a per diem allowance and travel expenses at a rate fixed by the Board. The rate must not exceed the rate provided for officers and employees of this State generally.

**Sec. 42.** NRS 642.030 is hereby amended to read as follows:

642.030 1. Before entering upon their duties the members of the Board shall respectively take and subscribe to the oath required of other state officers. The Secretary of State is authorized to administer the oath, and each oath must be filed in his office.

2. The members of the Board are entitled to receive:

(a) A salary of not more than ~~[\$80]~~ \$150 per day, as fixed by the Board, while engaged in the business of the Board; and

(b) A per diem allowance and travel expenses at a rate fixed by the Board, while engaged in the business of the Board. The rate must not exceed the rate provided for state officers and employees generally.

3. While engaged in the business of the Board, each employee of the Board is entitled to receive a per diem allowance and travel expenses at a rate fixed by the Board. The rate must not exceed the rate provided for state officers and employees generally.

**Sec. 43.** NRS 643.030 is hereby amended to read as follows:

643.030 1. The Board shall elect a President. No person may serve as President for more than 4 consecutive years.

2. The Board shall elect a Vice President.

3. The Board shall elect a Secretary-Treasurer, who may or may not be a member of the Board. The Board shall fix the salary of the Secretary-Treasurer, which must not exceed the sum of \$3,600 per year.

4. Each officer and member of the Board is entitled to receive:

(a) A salary of not more than ~~[\$80]~~ \$150 per day, as fixed by the Board, while engaged in the business of the Board; and

(b) A per diem allowance and travel expenses at a rate fixed by the Board, while engaged in the business of the Board. The rate must not exceed the rate provided for state officers and employees generally.

5. While engaged in the business of the Board, each employee of the Board is entitled to receive a per diem allowance and travel expenses at a rate fixed by the Board. The rate must not exceed the rate provided for state officers and employees generally.

6. The Secretary-Treasurer shall:

(a) Keep a record of all proceedings of the Board.

(b) Give to this State a bond in the sum of \$3,000, with sufficient sureties, for the faithful performance of his duties. The bond must be approved by the Board.



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**Sec. 44.** NRS 644.070 is hereby amended to read as follows:

644.070 1. The Board shall hold meetings at least four times a year for the examination of applicants for registration and for the transaction of such other business as pertains to its duties.

2. The Board may hold such other meetings for the examination of applicants for registration or for the transaction of necessary business at such times and places as it determines.

3. The members of the Board are entitled to receive:

(a) A salary of not more than ~~[\$80]~~ \$150 per day, as fixed by the Board, while engaged in the business of the Board; and

(b) A per diem allowance and travel expenses at a rate fixed by the Board, while engaged in the business of the Board. The rate must not exceed the rate provided for state officers and employees generally.

4. While engaged in the business of the Board, each employee of the Board is entitled to receive a per diem allowance and travel expenses at a rate fixed by the Board. The rate must not exceed the rate provided for state officers and employees generally.

5. All such compensation and expenses must be paid by the Board out of the fees and receipts received by it, and no part thereof may be paid by the State.

**Sec. 45.** NRS 644.206 is hereby amended to read as follows:

644.206 The Board shall admit to examination for a license as a demonstrator of cosmetics any person who has made application to the Board in proper form, paid the fee and:

1. Is at least 18 years of age;

2. Is of good moral character;

3. Has completed a course provided by the Board relating to sanitation; and

4. ~~[Has]~~ *Except as otherwise provided in section 1 of this act, has* received a score of not less than 75 percent on the examination administered by the Board.

**Sec. 46.** NRS 644.320 is hereby amended to read as follows:

644.320 1. The license of every cosmetologist, aesthetician, electrologist, hair designer, manicurist, demonstrator of cosmetics and instructor expires :

(a) *If the last name of the licensee begins with the letter "A" through the letter "M," on ~~[July 1 of]~~ the date of birth of the licensee in* the next succeeding odd-numbered year or such other date in that year as specified by the Board.

(b) *If the last name of the licensee begins with the letter "N" through the letter "Z," on the date of birth of the licensee in the next succeeding even-numbered year or such other date in that year as specified by the Board.*



2. The Board shall adopt regulations governing the proration of the fee required for initial licenses issued for less than 1 1/2 years.

**Sec. 47.** NRS 644.350 is hereby amended to read as follows:

644.350 1. The license of every cosmetological establishment expires :

(a) *If the last name of the owner begins with the letter "A" through the letter "M," on ~~July 1 of~~ the date of birth of the owner in the next succeeding odd-numbered year.*

(b) *If the last name of the owner begins with the letter "N" through the letter "Z," on the date of birth of the owner in the next succeeding even-numbered year.*

2. *If a cosmetological establishment has more than one owner, the Board shall designate one of the owners whose last name will be used for the purpose of determining the date of expiration of the license of the cosmetological establishment.*

3. If a cosmetological establishment fails to pay the required fee ~~[by October 1 of the year in which renewal of the license is required.]~~ *for renewal of its license within 90 days after the date of expiration of the license,* the establishment must be immediately closed.

**Sec. 48.** NRS 645.140 is hereby amended to read as follows:

645.140 1. Except as otherwise provided in this section, all fees, penalties and charges received by the Division pursuant to NRS 645.410, 645.660 and 645.830 must be deposited with the State Treasurer for credit to the State General Fund. The fees received by the Division:

(a) From the sale of publications, must be retained by the Division to pay the costs of printing and distributing publications.

(b) For examinations, must be retained by the Division to pay the costs of the administration of examinations.

➤ Any surplus of the fees retained by the Division must be deposited with the State Treasurer for credit to the State General Fund.

2. Money for the support of the Division must be provided by direct legislative appropriation, and be paid out on claims as other claims against the State are paid.

3. Each member of the Commission is entitled to receive:

(a) A salary of not more than ~~[\$80]~~ *\$150* per day, as fixed by the Commission, while engaged in the business of the Commission; and

(b) A per diem allowance and travel expenses at a rate fixed by the Commission, while engaged in the business of the Commission. The rate must not exceed the rate provided for state officers and employees generally.

4. While engaged in the business of the Commission, each employee of the Commission is entitled to receive a per diem



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1 allowance and travel expenses at a rate fixed by the Commission.  
2 The rate must not exceed the rate provided for state officers and  
3 employees generally.

4 **Sec. 49.** NRS 645C.200 is hereby amended to read as follows:

5 645C.200 1. The Commission shall:

6 (a) Operate on the basis of a fiscal year beginning on July 1 and  
7 ending on June 30.

8 (b) At the first meeting of each fiscal year, elect a President,  
9 Vice President and Secretary to serve for the ensuing year.

10 (c) Hold at least two meetings each year, one in the southern  
11 part of the State and one in the northern part of the State, at times  
12 and places designated by the Commission. When there is sufficient  
13 business, additional meetings of the Commission may be held at the  
14 call of the President of the Commission. Written notice of the time,  
15 place and purpose of each meeting must be given to each member at  
16 least 3 working days before the meeting.

17 2. While engaged in the business of the Commission, each  
18 member of the Commission is entitled to receive:

19 (a) A salary of not more than ~~[\$80]~~ \$150 per day, as fixed by the  
20 Commission; and

21 (b) A per diem allowance and travel expenses at a rate fixed by  
22 the Commission. The rate must not exceed the rate provided for  
23 state officers and employees generally.

24 **Sec. 50.** NRS 648.020 is hereby amended to read as follows:

25 648.020 1. The Private Investigator's Licensing Board,  
26 consisting of the Attorney General or his deputy and four members  
27 appointed by the Governor, is hereby created.

28 2. The Governor shall appoint:

29 (a) One member who is a private investigator.

30 (b) One member who is a private patrolman.

31 (c) One member who is a polygraphic examiner.

32 (d) One member who is a representative of the general public.

33 This member must not be:

34 (1) A licensee; or

35 (2) The spouse or the parent or child, by blood, marriage or  
36 adoption, of a licensee.

37 3. The Chairman of the Board is the Attorney General or a  
38 deputy attorney general designated by the Attorney General to act in  
39 that capacity.

40 4. Each member of the Board, except the Chairman, is entitled  
41 to receive:

42 (a) A salary of not more than ~~[\$80]~~ \$150, as fixed by the Board,  
43 for each day or portion of a day during which he attends a meeting  
44 of the Board; and



(b) A per diem allowance and travel expenses at a rate fixed by the Board, while engaged in the business of the Board. The rate must not exceed the rate provided for state officers and employees generally.

5. While engaged in the business of the Board, each employee of the Board is entitled to receive a per diem allowance and travel expenses at a rate fixed by the Board. The rate must not exceed the rate provided for state officers and employees generally.

6. The member who is a representative of the general public shall not participate in preparing, conducting or grading any examination required by the Board.

**Sec. 51.** NRS 656.070 is hereby amended to read as follows:

656.070 1. Each member of the Board is entitled to receive:

(a) A salary of not more than ~~[\$80]~~ \$150 per day, as fixed by the Board, while engaged in the business of the Board; and

(b) A per diem allowance and travel expenses at a rate fixed by the Board, while engaged in the business of the Board. The rate must not exceed the rate provided for state officers and employees generally.

2. While engaged in the business of the Board, each employee of the Board is entitled to receive a per diem allowance and travel expenses at a rate fixed by the Board. The rate must not exceed the rate provided for state officers and employees generally.

3. The expenses of the members and employees of the Board and the expenses of the Board must be paid from the fees collected pursuant to the provisions of this chapter and the expenses must not exceed the amount so collected.

**Sec. 51.5.** NRS 656.220 is hereby amended to read as follows:

656.220 1. The fees required by this chapter are fixed by the following schedule:

(a) The fee for filing an application for an examination must be fixed by the Board annually at not more than \$250 and not less than \$90.

(b) The fee for the original issuance of a certificate must be fixed by the Board annually at not more than \$250 and not less than \$150.

(c) For a certificate issued after July 1, 1973, the fee is an amount equal to the renewal fee in effect on the last regular renewal date before the date on which the certificate is issued, except that if the certificate will expire less than 1 year after its issuance, then the fee is 50 percent of the renewal fee in effect on the last regular renewal date before the date on which the certificate is issued. The Board may by regulation provide for the waiver or refund of the initial certificate fee if the certificate is issued less than 45 days before the date on which it will expire.



(d) The annual renewal fee for a certificate must be fixed by the Board annually at not more than \$250 and not less than \$150. Every holder of a certificate desiring renewal must pay the annual renewal fee to the board on or before May 15 of each year.

(e) For the renewal of a certificate which was suspended for failure to renew, the fee is an amount equal to all unpaid renewal fees accrued plus a reinstatement fee that must be fixed by the Board annually at not more than \$125 and not less than \$75.

(f) The fee for the original issuance of a license as a court reporting firm is \$250.

(g) The fee for the annual renewal of a license as a court reporting firm is \$175.

(h) The fee for the reinstatement of a license as a court reporting firm is \$175.

2. In addition to the fees set forth in subsection 1, the Board may charge and collect a fee for *the expedited processing of a request or for* any other *incidental* service it provides. The fee must not exceed the cost incurred by the Board to provide the service.

**Sec. 52.** NRS 353.333 is hereby amended to read as follows:

353.333 1. On or before January 1 of each year, the Governor shall compile a report on the status of the finances of the State including the information published in:

(a) The most recent executive budget report prepared pursuant to the provisions of NRS 353.185;

(b) The most recent report prepared by the State Controller pursuant to the provisions of NRS 227.110;

(c) The most recent report on the count of state money prepared pursuant to the provisions of NRS 353.075;

(d) The most recent report on the transactions and proceedings of the Department of Taxation prepared pursuant to the provisions of NRS 360.100;

~~(e) [The most recent report prepared by each regulatory agency pursuant to the provisions of NRS 622.110;~~

~~—(f)]~~ The most recent report prepared by each school district pursuant to the provisions of NRS 387.303;

~~(g)]~~ (f) The most recent report prepared and submitted by each local government pursuant to the provisions of NRS 360.220; and

~~(h)]~~ (g) Any other report prepared by the State, or a county, city, town or school district, or any public agency of this State or its political subdivisions that the Governor deems to be relevant to the status of finances of the State.

2. The report required pursuant to subsection 1 must be:

(a) Titled the “Nevada Report to Taxpayers”;

(b) Written in plain English; and





(c) Contain such information as the Governor deems appropriate to provide a full and accurate description on the status of the finances of the State, including, without limitation:

(1) The total amount of revenue collected by the State or an agency of the State during the preceding fiscal year;

(2) The actual total of all expenses and expenditures by the State or an agency of the State during the preceding fiscal year;

(3) A comparison of the total amount appropriated or authorized for expenditure by the State during the preceding fiscal year and the actual total of all expenses and expenditures by the State during the preceding fiscal year;

(4) The total amount of outstanding public debt of the State at the end of the preceding fiscal year;

(5) The total cost to pay the public debt of the State during the preceding fiscal year; and

(6) Such information on the revenue, expenditures and public debt of the State, or a county, city, town or school district, or any public agency of this State or its political subdivisions as the Governor deems necessary to provide a full and accurate description on the status of the finances of the State.

3. The Governor shall make the report required pursuant to subsection 1 available for access by the public on the Internet or its successor, if any.

**Sec. 53.** NRS 622.110 is hereby repealed.

**Sec. 54.** 1. The Legislative Committee on Health Care shall appoint a subcommittee to review the regulation of providers of health care in Nevada. The subcommittee must consist of:

(a) Two members of the Legislative Committee on Health Care appointed by the Chairman of that Committee;

(b) The Chairman of the Senate Standing Committee on Human Resources and Education;

(c) A member of the Senate Standing Committee on Commerce and Labor who served during the 74th Session of the Nevada Legislature appointed by the Chairman of that Committee;

(d) The Chairman of the Assembly Standing Committee on Health and Human Services; and

(e) A member of the Assembly Standing Committee on Commerce and Labor during the 74th Session of the Nevada Legislature appointed by the Chairman of that Committee.

2. The Chairman of the Legislative Committee on Health Care shall designate a member of the subcommittee to serve as chairman.

3. The subcommittee shall:

(a) Conduct:



(1) A review of the laws of this State relating to the scope of practice authorized for providers of health care.

(2) A study concerning the operation of the professional licensing boards for providers of health care with respect to barriers to licensing.

(b) Not later than June 30, 2008, submit a report of the results of its review and study and any recommendations for legislation to the Legislative Committee on Health Care.

4. The subcommittee may contract with such experts, researchers and consultants as may be necessary for the subcommittee to carry out its duties.

**Sec. 55.** 1. This act becomes effective upon passage and approval.

2. Section 54 of this act expires by limitation on June 30, 2008.

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### TEXT OF REPEALED SECTION

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#### **622.110 Reports of regulatory activities; contents of reports; duties of Director of Legislative Counsel Bureau.**

1. Each regulatory body shall, on or before November 1 of each even-numbered year, submit a report of its activities to the Director of the Legislative Counsel Bureau.

2. The report must include, without limitation:

(a) The number of licenses issued by the regulatory body during the immediately preceding 2 fiscal years;

(b) A summary of the budget of the regulatory body during the immediately preceding 2 fiscal years that is related to the duties of the regulatory body pursuant to this title, including, without limitation, a description of all income and expenditures related to such duties;

(c) A summary of each disciplinary action taken by the regulatory body during the immediately preceding 2 fiscal years against any licensee of the regulatory body; and

(d) Any other information that is requested by the Director of the Legislative Counsel Bureau or which the regulatory body determines would be helpful to the Legislature in evaluating whether the continued existence of the regulatory body is necessary.

3. The Director of the Legislative Counsel Bureau shall compile all the reports he receives and distribute copies of the compilation to the Senate Standing Committee on Commerce and Labor and the Assembly Standing Committee on Commerce and Labor, which each shall review the compilation to determine



whether the continued existence of each regulatory body is necessary.

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