

Amendment No. 700

Assembly Amendment to Senate Bill No. 310 First Reprint (BDR 54-131)

Proposed by: Assembly Committee on Commerce and Labor**Amends:** Summary: No Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes

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

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) *green bold italic underlining* is new language proposed in this amendment; (3) ~~red strikethrough~~ is deleted language in the original bill; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) orange double underlining is deleted language in the original bill that is proposed to be retained in this amendment; and (6) *green bold* is newly added transitory language.

TL/TMC



Date: 5/20/2007

S.B. No. 310—Makes various changes relating to professions and occupations.
(BDR 54-131)



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.

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 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

(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.

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

2 623.070 1. Each member of the Board is entitled to receive from the money
3 of the Board:

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

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

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

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

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

16 623A.090 1. Members of the Board are entitled to receive:

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

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

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

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

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

30 623A.190 1. The Board shall administer or cause to be administered a
31 written examination to each applicant for a certificate of registration or certificate to
32 practice as a landscape architect intern.

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

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

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

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

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

45 (b) Has been certified by such an organization.

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

48 7. If the applicant fails to pass the written examination or any part thereof, he
49 may retake the examination or the part failed in a subsequent examination upon the
50 payment of the applicable fees prescribed by the Board pursuant to the provisions
51 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
Annual renewal fee.....	200.00
Reinstatement fee	300.00
Delinquency fee.....	50.00
Change of address fee.....	10.00
Copy of a document, per page25

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.

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

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

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

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

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

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

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

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

(d) A per diem allowance and travel expenses for each member and employee of the Board, 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. The Board may delegate to a hearing officer or panel its authority to take any disciplinary action pursuant to this chapter, impose and collect fines therefor and deposit the money therefrom 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

1 shall deposit any money collected from the imposition of fines with the State
2 Treasurer for credit to the Construction Education Account created pursuant to
3 NRS 624.580.

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

5 625.110 1. The Board shall elect officers from its members and, by
6 regulation, establish the:

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

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

11 3. Each member is entitled to receive:

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

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

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

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

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

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

28 625A.050 1. The Secretary of the Board is entitled to receive:

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

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

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

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

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

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

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

44 628.110 1. Each member of the Board is entitled to receive:

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

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

50 2. While engaged in the business of the Board, each employee of the Board is
51 entitled to receive a per diem allowance and travel expenses at a rate fixed by the
52 Board. The rate must not exceed the rate provided for state officers and employees
53 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.

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

1 paid for by the person or entity requesting the special meeting. Such a special
2 meeting must not be called until the person or entity requesting it has paid a cash
3 deposit with the Board sufficient to defray all expenses of the meeting.

4 **Sec. 11.** NRS 630A.160 is hereby amended to read as follows:

5 630A.160 1. Out of the money coming into the possession of the Board,
6 each member of the Board is entitled to receive:

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

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

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

16 3. Expenses of the Board and the expenses and salaries of the members and
17 employees of the Board must be paid from the fees received by the Board pursuant
18 to the provisions of this chapter. Except as otherwise provided in subsection 6, no
19 part of the salaries or expenses of the members of the Board may be paid out of the
20 State General Fund.

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

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

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

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

38 631.180 1. Each member of the Board is entitled to receive:

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

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

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

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

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

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

2 631.240 1. Any person desiring to obtain a license to practice dentistry in
3 this State, after having complied with the regulations of the Board to determine
4 eligibility:

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

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

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

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

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

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

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

24 631.300 1. Any person desiring to obtain a license to practice dental
25 hygiene, after having complied with the regulations of the Board to determine
26 eligibility:

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

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

34 (1) Successfully complete a clinical examination in dental hygiene given
35 by the Board which examines the applicant's practical knowledge of dental hygiene
36 and which includes, but is not limited to, demonstrations in the removal of deposits
37 from, and the polishing of, the exposed surface of the teeth; or

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

42 2. The clinical examination given by the Board must include components that
43 are:

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

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

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

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

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

2 632.080 1. The compensation of the members of the Board must be fixed by
3 the Board, but may not exceed ~~[\$80]~~ **\$150** for each day spent by each member in
4 the discharge of his official duties.

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

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

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

12 632.2856 1. The training program required for certification as a nursing
13 assistant must consist of 75 hours of instruction. The program must include no less
14 than 60 hours of theory and learning skills in a laboratory setting.

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

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

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

21 ➤ The Board may approve a licensed practical nurse as an instructor if the Board
22 determines that requiring instruction by a registered nurse would create a hardship.

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

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

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

34 (a) Specifying the scope of the training program and the required components
35 of the program;

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

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

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

43 (a) The Nevada System of Higher Education;

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

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

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

49 7. An educational institution or agency that administers a training program
50 shall:

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

53 (b) Manage the training program; and

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

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

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

2. The Board may employ, contract with or cooperate with any person in the preparation, administration and grading of a uniform national examination, but , *except as otherwise provided in section 1 of this act*, shall retain sole discretion and responsibility for determining the standards of successful completion of the examination.

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

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

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

633.241 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 its business; 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. 19. NRS 634.025 is hereby amended to read as follows:

634.025 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. 20. NRS 634.100 is hereby amended to read as follows:

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

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

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

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
For providing a copy of the statutes, regulations and other rules governing the practice of chiropractic in this State to a person who is not licensed to practice chiropractic	25.00
For each page of a list of continuing education courses that have been approved by the Board50
For an application to a preceptor program offered by the Board to graduates of chiropractic schools or colleges.....	35.00
For a review by the Board of a course offered by a chiropractic school or college or a course of continuing education in chiropractic.....	25.00

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

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

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

634A.050 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. 22. NRS 635.020 is hereby amended to read as follows:

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

2. The Governor shall appoint:

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

(b) One member who represents the interests of persons or agencies that regularly provide health care to patients who are indigent, uninsured or unable to afford health care. This member 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 ~~800~~ \$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 ~~800~~ \$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.

1 **Sec. 24.** NRS 636.190 is hereby amended to read as follows:
2 636.190 ~~[A]~~ *Except as otherwise provided in section 1 of this act, a* grade of
3 75 or higher for each area tested on the examination is required to pass an
4 examination.

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

6 637.045 1. Each member of the Board is entitled to receive:

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

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

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

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

17 637.110 1. An application for the issuance of a license as an apprentice
18 dispensing optician must be accompanied by a fee of not more than \$250 to cover
19 the costs of the Board and the initial licensing.

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

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

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

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

31 637A.090 1. Each member of the Board is entitled to receive a salary of not
32 more than ~~[\$80]~~ *\$150* per day, as fixed by the Board, while engaged in the business
33 of the Board.

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

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

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

42 637B.130 1. A member of the Board is entitled to receive:

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

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

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

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

2 637B.170 1. Examinations for licensing must be given at least once a year
3 at the time and place fixed by the Board.

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

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

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

13 638.040 1. Members of the Board are entitled to receive:

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

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

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

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

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

26 639.050 1. The Board shall hold a meeting at least once in every 6 months.

27 2. Four members of the Board constitute a quorum.

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

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

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

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

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

41 **Sec. 31.5.** **NRS 639.070 is hereby amended to read as follows:**

42 639.070 1. The Board may:

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

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

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

52 (d) Adopt regulations governing the dispensing of poisons, drugs, chemicals
53 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, certificate or permit required by this chapter or chapter 453 or 454 of NRS.

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

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

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

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

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

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

(a) Be of good moral character.

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

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

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

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

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

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

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

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

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

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

For the written examination, in addition to the actual cost to the Board of the examination	\$100
For the special oral examination, in addition to the actual costs to the Board of the examination	100
For the issuance of an initial license	25
For the biennial renewal of a license	500
For the restoration of a license suspended for the nonpayment of the biennial fee for the renewal of a license	100
For the registration of a firm, partnership or corporation which engages in or offers to engage in the practice of psychology	300
For the registration of a nonresident to practice as a consultant	100

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

3. 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 to provide the service.

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

641A.200 1. A 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 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.

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 :

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

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

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

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

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

16 645.140 1. Except as otherwise provided in this section, all fees, penalties
17 and charges received by the Division pursuant to NRS 645.410, 645.660 and
18 645.830 must be deposited with the State Treasurer for credit to the State General
19 Fund. The fees received by the Division:

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

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

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

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

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

30 (a) A salary of not more than ~~\$801~~ *\$150* per day, as fixed by the Commission,
31 while engaged in the business of the Commission; and

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

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

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

40 645C.200 1. The Commission shall:

41 (a) Operate on the basis of a fiscal year beginning on July 1 and ending on June
42 30.

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

45 (c) Hold at least two meetings each year, one in the southern part of the State
46 and one in the northern part of the State, at times and places designated by the
47 Commission. When there is sufficient business, additional meetings of the
48 Commission may be held at the call of the President of the Commission. Written
49 notice of the time, place and purpose of each meeting must be given to each
50 member at least 3 working days before the meeting.

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

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

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

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

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

2. The Governor shall appoint:

(a) One member who is a private investigator.

(b) One member who is a private patrolman.

(c) One member who is a polygraphic examiner.

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

(1) A licensee; or

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

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

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

(a) A salary of not more than ~~§80~~ **\$150**, as fixed by the Board, for each day or portion of a day during which he attends a meeting 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)—~~ (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.

TEXT OF REPEALED SECTION

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.