

Amendment No. 219

Senate Amendment to Senate Bill No. 266	(BDR 54-707)
Proposed by: Senate Committee on Commerce and Labor	
Amends: Summary: No Title: No Preamble: No Joint Sponsorship: No Digest: No	

Adoption of this amendment will MAINTAIN the 2/3s majority vote requirement for final passage of S.B. 266 (§§ 3, 5).

ASSEMBLY ACTION			Initial and Date	SENATE ACTION			Initial and Date		
Adopted	☐	Lost	☐	_____	Adopted	☐	Lost	☐	_____
Concurred In	☐	Not	☐	_____	Concurred In	☐	Not	☐	_____
Receded	☐	Not	☐	_____	Receded	☐	Not	☐	_____

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 dashed underlining* is newly added transitory language.

DP/WLK



Date: 4/7/2009

S.B. No. 266—Makes various changes concerning the practice of medicine.
(BDR 54-707)



SENATE BILL NO. 266—SENATOR CARLTON

MARCH 16, 2009

Referred to Committee on Commerce and Labor

SUMMARY—Makes various changes concerning the practice of medicine.
(BDR 54-707)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: Yes.

~

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

AN ACT relating to the practice of medicine; authorizing the Board of Medical Examiners and the State Board of Osteopathic Medicine to issue special event licenses and establish fees for those licenses; requiring those boards to adopt regulations concerning those licenses; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law authorizes the Board of Medical Examiners to issue certain types of special licenses. (NRS 630.258-630.265) **Sections 1 and 3** of this bill authorize the Board of Medical Examiners to issue special event licenses to licensed physicians of another state who wish to conduct demonstrations of medical techniques and procedures in this State. (NRS 630.268)

Existing law authorizes the State Board of Osteopathic Medicine to issue certain types of special licenses. (NRS 633.391-633.415) **Sections 4 and 6** of this bill authorize the State Board of Osteopathic Medicine to issue special event licenses to persons licensed to practice osteopathic medicine in another state who wish to conduct demonstrations of medical techniques and procedures in this State. (NRS 633.501)

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

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

1. Except as otherwise provided in NRS 630.161, the Board may issue a special event license to a licensed physician of another state to conduct demonstrations of medical techniques and procedures at a special event in this State.

2. A licensed physician of another state who applies for a special event license pursuant to this section:

(a) Must be in good standing in that state; and

(b) Is not required to take or pass a written examination concerning his qualifications to practice medicine but must satisfy the requirements for a special

event license set forth in regulations adopted by the Board pursuant to subsection 5.

3. A physician who holds a special event license issued pursuant to this section may perform medical techniques and procedures pursuant to the license for demonstration purposes only.

4. A special event license issued pursuant to the provisions of this section is valid for a short period, as determined by the Board, and is not renewable.

5. The Board shall adopt regulations to carry out the provisions of this section.

6. For the purposes of this section, "special event" means a scheduled activity or event at which a physician appears as a clinician for teaching or demonstrating certain methods of technical procedures if:

(a) The persons attending the scheduled activity or event are:

(1) Members of a medical society or other medical organization;

(2) Persons who are attending a medical convention;

(3) Students or faculty members of a medical school; or

(4) Licensed physicians; and

(b) The scheduled activity or event is being held before any combination of the persons described in paragraph (a) and is being held at:

(1) A meeting or other gathering of a medical society or other medical organization;

(2) A medical convention;

(3) A medical school; or

(4) A licensed hospital.

Sec. 2. NRS 630.160 is hereby amended to read as follows:

630.160 1. Every person desiring to practice medicine must, before beginning to practice, procure from the Board a license authorizing him to practice.

2. Except as otherwise provided in NRS 630.1605, 630.161 and 630.258 to 630.265, inclusive, *and section 1 of this act*, a license may be issued to any person who:

(a) Is a citizen of the United States or is lawfully entitled to remain and work in the United States;

(b) Has received the degree of doctor of medicine from a medical school:

(1) Approved by the Liaison Committee on Medical Education of the American Medical Association and Association of American Medical Colleges; or

(2) Which provides a course of professional instruction equivalent to that provided in medical schools in the United States approved by the Liaison Committee on Medical Education;

(c) Is currently certified by a specialty board of the American Board of Medical Specialties and who agrees to maintain the certification for the duration of his licensure, or has passed:

(1) All parts of the examination given by the National Board of Medical Examiners;

(2) All parts of the Federation Licensing Examination;

(3) All parts of the United States Medical Licensing Examination;

(4) All parts of a licensing examination given by any state or territory of the United States, if the applicant is certified by a specialty board of the American Board of Medical Specialties;

(5) All parts of the examination to become a licentiate of the Medical Council of Canada; or

(6) Any combination of the examinations specified in subparagraphs (1), (2) and (3) that the Board determines to be sufficient;

(d) Is currently certified by a specialty board of the American Board of Medical Specialties in the specialty of emergency medicine, preventive medicine or family practice and who agrees to maintain certification in at least one of these specialties for the duration of his licensure, or:

(1) Has completed 36 months of progressive postgraduate:

(I) Education as a resident in the United States or Canada in a program approved by the Board, the Accreditation Council for Graduate Medical Education or the Coordinating Council of Medical Education of the Canadian Medical Association; or

(II) Fellowship training in the United States or Canada approved by the Board or the Accreditation Council for Graduate Medical Education; or

(2) Has completed at least 36 months of postgraduate education, not less than 24 months of which must have been completed as a resident after receiving a medical degree from a combined dental and medical degree program approved by the Board; and

(e) Passes a written or oral examination, or both, as to his qualifications to practice medicine and provides the Board with a description of the clinical program completed demonstrating that the applicant's clinical training met the requirements of paragraph (b).

Sec. 3. 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 , for special purpose license <i>or special event license</i>	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 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.

1 **Sec. 4.** Chapter 633 of NRS is hereby amended by adding thereto a new
2 section to read as follows:

3 1. *Except as otherwise provided in NRS 633.315, the Board may issue a*
4 *special event license to a person licensed to practice osteopathic medicine in*
5 *another state to conduct demonstrations of medical techniques and procedures at*
6 *a special event in this State.*

7 2. *A person licensed to practice osteopathic medicine in another state who*
8 *applies for a special event license pursuant to this section:*

9 (a) *Must be in good standing in that state; and*

10 (b) *Is not required to take or pass a written examination concerning his*
11 *qualifications to practice osteopathic medicine but must satisfy the requirements*
12 *for a special event license set forth in regulations adopted by the Board pursuant*
13 *to subsection 5.*

14 3. *A person who holds a special event license issued pursuant to this section*
15 *may perform medical techniques and procedures pursuant to the license for*
16 *demonstration purposes only.*

17 4. *A special event license issued pursuant to the provisions of this section is*
18 *valid for a short period, as determined by the Board, and is not renewable.*

19 5. *The Board shall adopt regulations to carry out the provisions of this*
20 *section.*

21 6. *For the purposes of this section, “special event” means a scheduled*
22 *activity or event at which an osteopathic physician appears as a clinician for*
23 *teaching or demonstrating certain methods of technical procedures if:*

24 (a) *The persons attending the scheduled activity or event are:*

25 (1) *Members of an osteopathic medical society or other osteopathic*
26 *medical organization;*

27 (2) *Persons who are attending an osteopathic medical convention;*

28 (3) *Students or faculty members of a school of osteopathic medicine; or*

29 (4) *Osteopathic physicians; and*

30 (b) *The scheduled activity or event is being held before any combination of*
31 *the persons described in paragraph (a) and is being held at:*

32 (1) *A meeting or other gathering of an osteopathic medical society or*
33 *other osteopathic medical organization;*

34 (2) *An osteopathic medical convention;*

35 (3) *A school of osteopathic medicine; or*

36 (4) *A licensed hospital.*

37 **Sec. 5.** NRS 633.401 is hereby amended to read as follows:

38 633.401 1. Except as otherwise provided in NRS 633.315, the Board may
39 issue a special license to practice osteopathic medicine:

40 (a) To authorize a person who is licensed to practice osteopathic medicine in
41 an adjoining state to come into Nevada to care for or assist in the treatment of his
42 patients in association with an osteopathic physician in this State who has primary
43 care of the patients.

44 (b) To a resident while he is enrolled in a postgraduate training
45 program required pursuant to the provisions of paragraph (c) of subsection 4 of
46 NRS 633.311.

47 (c) ~~For~~ *Other than a license issued pursuant to section 4 of this act, for a*
48 *specified period and for specified purposes to a person who is licensed to practice*
49 *osteopathic medicine in another jurisdiction.*

50 2. A special license issued under this section may be renewed by the Board
51 upon application of the licensee.

3. Every person who applies for or renews a special license under this section shall pay respectively the special license fee or special license renewal fee specified in this chapter.

Sec. 6. NRS 633.501 is hereby amended to read as follows:
633.501 The Board shall charge and collect fees not to exceed the following amounts:

1. Application and initial license fee for an osteopathic physician.....\$800
2. Annual license renewal fee for an osteopathic physician.....500
3. Temporary license fee.....500
4. Special license fee.....200
5. *Special event license fee200*
6. Special license renewal fee200
- ~~6.~~ 7. Reexamination fee.....200
- ~~7.~~ 8. Late payment fee300
- ~~8.~~ 9. Application and initial license fee for a physician assistant.....400
- ~~9.~~ 10. Annual license renewal fee for a physician assistant.....400
- ~~10.~~ 11. Inactive license fee.....200

Sec. 7. This act becomes effective on July 1, 2009.