

ASSEMBLY BILL NO. 91—ASSEMBLYWOMAN BENITEZ-THOMPSON

FEBRUARY 4, 2021

Referred to Committee on Commerce and Labor

SUMMARY—Revises provisions relating to the State Board of Nursing. (BDR 54-60)

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

~

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

AN ACT relating to nursing; revising provisions relating to the membership of the State Board of Nursing; and providing other matters properly relating thereto.

**Legislative Counsel's Digest:**

Existing law creates the State Board of Nursing, consisting of seven members appointed by the Governor, and confers authority upon the Board to regulate and enforce the practice of nursing in this State. (NRS 632.005, 632.020, 632.030, 632.120) Under existing law, three of the seven members of the Board are required to be registered nurses. (NRS 632.030) This bill requires: (1) at least one of the members who are registered nurses to be an advanced practice registered nurse; and (2) the member representing the interests of persons or agencies that regularly provide health care to patients who are indigent, uninsured or unable to afford health care to be a registered nurse.

With certain exceptions, existing law imposes a limitation of 12 years on the terms of service of members on certain regulatory boards, including the State Board of Nursing. (NRS 622.207) This bill removes the limitation on the number of consecutive terms that a member of the State Board of Nursing may serve in existing law, and therefore such a member is only subject to the 12-year term limitation. (NRS 632.030)

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

**Section 1.** NRS 632.030 is hereby amended to read as follows:  
632.030 1. The Governor shall appoint:  
(a) ~~Three~~ *Two* registered nurses who are graduates of an accredited school of nursing, are licensed as professional nurses in



the State of Nevada and have been actively engaged in nursing for at least 5 years preceding the appointment.

(b) *One advanced practice registered nurse who is licensed pursuant to NRS 632.237.*

(c) One practical nurse who is a graduate of an accredited school of practical nursing, is licensed as a practical nurse in this State and has been actively engaged in nursing for at least 5 years preceding the appointment.

~~((e))~~ (d) One nursing assistant who is certified pursuant to the provisions of this chapter.

~~((d))~~ (e) One ~~{member}~~ *registered nurse* 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]~~ *and who is* licensed under the provisions of this chapter.

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

(1) A licensed practical nurse, a registered nurse, a nursing assistant or an advanced practice registered nurse; or

(2) The spouse or the parent or child, by blood, marriage or adoption, of a licensed practical nurse, a registered nurse, a nursing assistant or an advanced practice registered nurse.

2. Each member of the Board must be:

(a) A citizen of the United States; and

(b) A resident of the State of Nevada who has resided in this State for not less than 2 years.

3. A representative of the general public may not:

(a) Have a fiduciary obligation to a hospital or other health agency;

(b) Have a material financial interest in the rendering of health services; or

(c) Be employed in the administration of health activities or the performance of health services.

4. The members appointed to the Board pursuant to paragraphs (a), (b) and ~~((b))~~ (c) of subsection 1 must be selected to provide the broadest representation of the various activities, responsibilities and types of service within the practice of nursing and related areas, which may include, without limitation, experience:

(a) In administration.

(b) In education.

(c) ~~[As an advanced practice registered nurse.~~

~~—(d))~~ In an agency or clinic whose primary purpose is to provide medical assistance to persons of low and moderate incomes.

~~((e))~~ (d) In a licensed medical facility.



1        5. Each member of the Board shall serve a term of 4 years. If a  
2 vacancy occurs during a member's term, the Governor shall appoint  
3 a person qualified under this chapter to replace that member for the  
4 remainder of the unexpired term.

5        ~~{6. No member of the Board may serve more than two~~  
6 ~~consecutive terms. For the purposes of this subsection, service of 2~~  
7 ~~or more years in filling an unexpired term constitutes a term.}~~

8        **Sec. 2.** The amendatory provisions of section 1 of this act do  
9 not affect the current term of appointment of any person who, on  
10 September 30, 2021, is a member of the State Board of Nursing, and  
11 each such member continues to serve until the expiration of his or  
12 her term or until the member vacates his or her office, whichever  
13 occurs first. On and after October 1, 2021, the Governor shall make  
14 appointments to the State Board of Nursing in accordance with NRS  
15 632.030, as amended by section 1 of this act.

