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ASSEMBLY BILL NO. 312—ASSEMBLYMAN MABEY (BY REQUEST)

MARCH 13, 2003

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Referred to Committee on Commerce and Labor

SUMMARY—Requires issuance of certain limited licenses to practice medicine, dentistry or osteopathic medicine. (BDR 54-1137)

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

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

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AN ACT relating to professions; requiring the issuance of a limited license to practice medicine, dentistry or osteopathic medicine at a health care facility of a governmental entity or a nonprofit organization under certain circumstances; and providing other matters properly relating thereto.

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

- 1     **Section 1.** Chapter 630 of NRS is hereby amended by adding  
2 thereto a new section to read as follows:  
3     1. *Except as otherwise provided in subsection 2 and NRS*  
4 *630.161, the Board shall, without an examination pursuant to*  
5 *NRS 630.160, issue a limited license to practice medicine to a*  
6 *person who:*  
7     (a) *At the time of his application, is licensed to practice*  
8 *medicine in another state or territory of the United States, or the*  
9 *District of Columbia; and*  
10     (b) *Is otherwise qualified to practice medicine in this state.*  
11     2. *The Board shall not issue a limited license to a person:*  
12     (a) *Whose license to practice medicine has been revoked or*  
13 *suspended; or*



1 (b) Who has been refused a license or is involved in a  
2 disciplinary action concerning his license to practice  
3 medicine,  
4 in this state, another state or territory of the United States, or the  
5 District of Columbia.

6 3. The holder of a limited license issued pursuant to this  
7 section may only provide care or assistance gratuitously to patients  
8 at a health care facility of a governmental entity or a nonprofit  
9 organization.

10 4. The Board:

11 (a) Shall expeditiously consider each application for the  
12 issuance of a limited license pursuant this section; and

13 (b) Shall not charge or collect a fee for issuing or renewing a  
14 limited license pursuant to this section.

15 5. As used in this section:

16 (a) "Gratuitously" has the meaning ascribed to it in  
17 NRS 41.500.

18 (b) "Health care facility" has the meaning ascribed to it in  
19 NRS 449.800.

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

21 630.160 1. Every person desiring to practice medicine must,  
22 before beginning to practice, procure from the Board a license  
23 authorizing him to practice.

24 2. Except as otherwise provided in NRS 630.161 ~~for 630.164,~~  
25 **, 630.164 and section 1 of this act,** a license may be issued to any  
26 person who:

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

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

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

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

37 (c) Has passed:

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

40 (2) All parts of the Federation Licensing Examination;

41 (3) All ~~parts~~ **steps** of the United States Medical Licensing  
42 Examination;

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



- 1 (5) All parts of the examination to become a licentiate of the  
2 Medical Council of Canada; or
- 3 (6) Any combination of the examinations specified in  
4 subparagraphs (1), (2) and (3) that the Board determined to be  
5 sufficient;
- 6 (d) Has completed 36 months of progressive postgraduate:  
7 (1) Education as a resident in the United States or Canada in  
8 a program approved by the Board, the Accreditation Council for  
9 Graduate Medical Education ~~[of the American Medical Association]~~  
10 or the Coordinating Council of Medical Education of the Canadian  
11 Medical Association; or  
12 (2) Fellowship training in the United States or Canada  
13 approved by the Board or the Accreditation Council for Graduate  
14 Medical Education; and
- 15 (e) Passes a written or oral examination, or both, as to his  
16 qualifications to practice medicine and provides the Board with a  
17 description of the clinical program completed demonstrating that the  
18 applicant's clinical training met the requirements of paragraph (b).
- 19 **Sec. 3.** NRS 630.267 is hereby amended to read as follows:  
20 630.267 1. Each holder of a license to practice medicine  
21 must, on or before July 1 of each alternate year:  
22 (a) Submit the statement required pursuant to NRS 630.197;  
23 (b) Submit a list of all actions filed or claims submitted to  
24 arbitration or mediation for malpractice or negligence against him  
25 during the previous 2 years; and  
26 (c) ~~[Pay]~~ *Except as otherwise provided in section 1 of this act,*  
27 *pay* to the Secretary-Treasurer of the Board the applicable fee for  
28 biennial registration. This fee must be collected for the period for  
29 which a physician is licensed.
- 30 2. When a holder of a license fails to pay the fee for biennial  
31 registration and submit the statement required pursuant to NRS  
32 630.197 after they become due, his license to practice medicine in  
33 this state is automatically suspended. The holder may, within 2  
34 years after the date his license is suspended, upon payment of twice  
35 the amount of the current fee for biennial registration to the  
36 Secretary-Treasurer and submission of the statement required  
37 pursuant to NRS 630.197 and after he is found to be in good  
38 standing and qualified under the provisions of this chapter, be  
39 reinstated to practice.
- 40 3. The Board shall make such reasonable attempts as are  
41 practicable to notify a licensee:  
42 (a) At least once that his fee for biennial registration and the  
43 statement required pursuant to NRS 630.197 are due; and



1 (b) That his license is suspended.  
2 A copy of this notice must be sent to the Drug Enforcement  
3 Administration of the United States Department of Justice or its  
4 successor agency.

5 **Sec. 4.** NRS 630.267 is hereby amended to read as follows:  
6 630.267 1. Each holder of a license to practice medicine  
7 must, on or before July 1 of each alternate year:

8 (a) Submit a list of all actions filed or claims submitted to  
9 arbitration or mediation for malpractice or negligence against him  
10 during the previous 2 years; and

11 (b) ~~Pay~~ *Except as otherwise provided in section 1 of this act,*  
12 *pay* to the Secretary-Treasurer of the Board the applicable fee for  
13 biennial registration. This fee must be collected for the period for  
14 which a physician is licensed.

15 2. When a holder of a license fails to pay the fee for biennial  
16 registration after it becomes due, his license to practice medicine in  
17 this state is automatically suspended. The holder may, within 2  
18 years after the date his license is suspended, upon payment of twice  
19 the amount of the current fee for biennial registration to the  
20 Secretary-Treasurer, and after he is found to be in good standing and  
21 qualified under the provisions of this chapter, be reinstated to  
22 practice.

23 3. The Board shall make such reasonable attempts as are  
24 practicable to notify a licensee:

25 (a) At least once that his fee for biennial registration is due; and

26 (b) That his license is suspended for nonpayment of the  
27 fee.

28 A copy of this notice must be sent to the Drug Enforcement  
29 Administration of the United States Department of Justice or its  
30 successor agency.

31 **Sec. 5.** NRS 630.268 is hereby amended to read as follows:  
32 630.268 1. ~~The~~ *Except as otherwise provided in section 1*  
33 *of this act, the* Board shall charge and collect not more than the  
34 following fees:

35	
36	For application for and issuance of a license to
37	practice as a physician ..... \$600
38	For application for and issuance of a temporary,
39	locum tenens, limited, restricted, special or
40	special purpose license..... 400
41	For renewal of a limited, restricted or special
42	license ..... 400
43	For application for and issuance of a license as a
44	physician assistant..... 400
45	For biennial registration of a physician assistant ..... 800



1 For biennial registration of a physician..... \$800  
2 For application for and issuance of a license as a  
3 practitioner of respiratory care..... 400  
4 For biennial registration of a practitioner of  
5 respiratory care..... 600  
6 For biennial registration for a physician who is on  
7 inactive status..... 400  
8 For written verification of licensure..... 50  
9 For a duplicate identification card..... 25  
10 For a duplicate license..... 50  
11 For computer printouts or labels ..... 500  
12 For verification of a listing of physicians, per hour ..... 20  
13 For furnishing a list of new physicians ..... 100  
14

15 2. In addition to the fees prescribed in subsection 1, the Board  
16 shall charge and collect necessary and reasonable fees for its other  
17 services.

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

24 **Sec. 6.** Chapter 631 of NRS is hereby amended by adding  
25 thereto a new section to read as follows:

26 *1. Except as otherwise provided in subsection 2, the Board*  
27 *shall, without an examination or a clinical demonstration required*  
28 *by NRS 631.240, issue a limited license to practice dentistry to a*  
29 *person who:*

30 *(a) At the time of his application, is licensed to practice*  
31 *dentistry in another state or territory of the United States, or the*  
32 *District of Columbia; and*

33 *(b) Is otherwise qualified to practice dentistry in this state.*

34 *2. The Board shall not issue a limited license to a person:*

35 *(a) Whose license to practice dentistry has been revoked or*  
36 *suspended; or*

37 *(b) Who has been refused a license or is involved in a*  
38 *disciplinary action concerning his license to practice*  
39 *dentistry,*  
40 *in this state, another state or territory of the United States, or the*  
41 *District of Columbia.*

42 *3. The holder of a limited license issued pursuant to this*  
43 *section may only provide care or assistance gratuitously to patients*  
44 *at a health care facility of a governmental entity or a nonprofit*  
45 *organization.*



1     **4. The Board:**  
2     (a) *Shall expeditiously consider each application for the*  
3     *issuance of a limited license pursuant this section; and*

4     (b) *Shall not charge or collect a fee for issuing or renewing a*  
5     *limited license pursuant to this section.*

6     **5. As used in this section:**

7     (a) *“Gratuitously” has the meaning ascribed to it in*  
8     *NRS 41.500.*

9     (b) *“Health care facility” has the meaning ascribed to it in*  
10    *NRS 449.800.*

11    **Sec. 7.** NRS 631.240 is hereby amended to read as follows:

12    631.240 1. Any person desiring to obtain a license to practice  
13    dentistry in this state, after having complied with the regulations of  
14    the Board to determine eligibility, must:

15    (a) Present to the Board a certificate granted by the Joint  
16    Commission on National Dental Examinations which contains a  
17    notation that the applicant has passed the National Board Dental  
18    Examination with an average score of at least 75; and

19    (b) ~~[Be]~~ *Except as otherwise provided in section 6 of this act,*  
20    *be* examined by the Board on the applicant’s practical knowledge of  
21    dentistry.

22    2. ~~[The]~~ *Except as otherwise provided in section 6 of this act,*  
23    *the* Board shall examine each applicant in writing on the contents  
24    and interpretation of this chapter and the regulations of the Board.

25    3. Except as otherwise provided in NRS 631.255, 631.271,  
26    631.272 ~~[and 631.274,]~~ *631.274 and section 6 of this act,* the  
27    examination required by paragraph (b) of subsection 1 must include  
28    clinical demonstrations of the applicant’s skill in dentistry.

29    4. All persons who present the appropriate certificate and  
30    successfully complete the examination must be registered as  
31    licensed dentists on the board register, as provided in this chapter,  
32    and are entitled to receive a certificate of registration, signed by the  
33    member of the Board who is a representative of the general public  
34    and those members of the Board who are dentists.

35    **Sec. 8.** NRS 631.240 is hereby amended to read as follows:

36    631.240 1. Any person desiring to obtain a license to practice  
37    dentistry in this state, after having complied with the regulations of  
38    the Board to determine eligibility, must:

39    (a) Present to the Board a certificate granted by the Joint  
40    Commission on National Dental Examinations which contains a  
41    notation that the applicant has passed the National Board Dental  
42    Examination with an average score of at least 75; and

43    (b) ~~[Be]~~ *Except as otherwise provided in section 6 of this act,*  
44    *be* examined by the Board on the applicant’s practical knowledge of  
45    dentistry.



1 2. ~~[The]~~ *Except as otherwise provided in section 6 of this act,*  
2 *the* Board shall examine each applicant in writing on the contents  
3 and interpretation of this chapter and the regulations of the Board.

4 3. Except as otherwise provided in NRS 631.255, 631.271 ~~[and~~  
5 ~~631.274.]~~ , *631.274 and section 6 of this act,* the examination  
6 required by paragraph (b) of subsection 1 must include clinical  
7 demonstrations of the applicant's skill in dentistry.

8 4. All persons who present the appropriate certificate and  
9 successfully complete the examination must be registered as  
10 licensed dentists on the board register, as provided in this chapter,  
11 and are entitled to receive a certificate of registration, signed by the  
12 member of the Board who is a representative of the general public  
13 and those members of the Board who are dentists.

14 **Sec. 9.** NRS 631.330 is hereby amended to read as follows:

15 631.330 1. Licenses must be renewed annually.

16 2. Except as otherwise provided in NRS 631.271:

17 (a) Each holder of a license to practice dentistry or dental  
18 hygiene must, upon:

19 (1) Submission of the statement required pursuant to  
20 NRS 631.225;

21 (2) ~~[Payment]~~ *Except as otherwise provided in section 6 of*  
22 *this act, payment* of the required fee; and

23 (3) Submission of proof of completion of the required  
24 continuing education,  
25 be granted a renewal certificate which will authorize continuation of  
26 the practice for 1 year.

27 (b) A licensee must comply with the provisions of this  
28 subsection and subsection 1 on or before June 30. Failure to comply  
29 with those provisions by June 30 of each year automatically  
30 suspends the license, and it may be reinstated only upon payment of  
31 the fee for reinstatement and compliance with the requirements of  
32 this subsection.

33 3. If a license suspended pursuant to this section is not  
34 reinstated within 12 months after suspension, it is automatically  
35 revoked.

36 **Sec. 10.** NRS 631.330 is hereby amended to read as follows:

37 631.330 1. Licenses must be renewed annually.

38 2. Except as otherwise provided in NRS 631.271:

39 (a) Each holder of a license to practice dentistry or dental  
40 hygiene must, upon

41 (1) *Except as otherwise provided in section 6 of this act,*  
42 payment of the required fee ; and ~~[submission]~~



1           (2) *Submission* of proof of completion of the required  
2 continuing education,  
3 be granted a renewal certificate which will authorize continuation of  
4 the practice for 1 year.

5           (b) The annual renewal fee must be paid, and proof of  
6 continuing education submitted on or before June 30. Failure to pay  
7 the fee or submit the proof to the board by June 30 of each year  
8 automatically suspends the license and it may be reinstated only  
9 upon payment of the fee for reinstatement in addition to the annual  
10 fee due and submission of proof of the required continuing  
11 education.

12          3. If a license suspended pursuant to this section is not  
13 reinstated within 12 months after suspension, it is automatically  
14 revoked.

15          **Sec. 11.** NRS 631.345 is hereby amended to read as follows:  
16          631.345 1. ~~The~~ *Except as otherwise provided in section 6*  
17 *of this act, the* Board shall by regulation establish fees for the  
18 performance of the duties imposed upon it by this chapter which  
19 must not exceed the following amounts:  
20

21	Examination fee for a license to practice dentistry .....	\$750
22	Examination fee for a license to practice dental	
23	hygiene.....	150
24	Application fee for a specialist license.....	125
25	Application fee for a limited or restricted license.....	125
26	Application and examination fee for a permit to	
27	administer general anesthesia, conscious	
28	sedation or deep sedation.....	500
29	Fee for any reinspection required by the Board to	
30	maintain a permit to administer general	
31	anesthesia, conscious sedation or deep sedation.....	250
32	Annual renewal fee for a permit to administer	
33	general anesthesia, conscious sedation or deep	
34	sedation .....	100
35	Fee for the inspection of a facility required by the	
36	Board to renew a permit to administer general	
37	anesthesia, conscious sedation or deep sedation.....	100
38	Annual license renewal fee for a general dentist or	
39	specialist.....	300
40	Annual license renewal fee for a dental hygienist .....	150
41	Annual license renewal fee for a limited license .....	100
42	Annual license renewal fee for an inactive dentist.....	100
43	Annual license renewal fee for a retired or disabled	
44	dentist.....	25





1 Annual license renewal fee for an inactive dental  
2 hygienist..... \$25  
3 Annual license renewal fee for a retired or disabled  
4 dental hygienist ..... 25  
5 Reinstatement fee for a suspended license to  
6 practice dentistry or dental hygiene ..... 200  
7 Reinstatement fee for a revoked license to practice  
8 dentistry or dental hygiene ..... 500  
9 Reinstatement fee to return an inactive, retired or  
10 disabled dentist or dental hygienist to active  
11 status ..... 200  
12 Fee for the certification of a license ..... 50  
13

14 2. Except as otherwise provided in this subsection, the Board  
15 shall charge a fee to review a course of continuing education for  
16 accreditation. The fee must not exceed \$150 per credit hour of the  
17 proposed course. The Board shall not charge a nonprofit  
18 organization or an agency of the State or of a political subdivision of  
19 the State a fee to review a course of continuing education.

20 3. All fees prescribed in this section are payable in advance and  
21 must not be refunded.

22 **Sec. 12.** NRS 631.350 is hereby amended to read as follows:

23 631.350 1. Except as otherwise provided in NRS 631.271  
24 ~~{and 631.347,}~~ **631.347 and section 6 of this act**, the Board may:

- 25 (a) Refuse to issue a license to any person;
- 26 (b) Revoke or suspend the license or renewal certificate issued  
27 by it to any person;
- 28 (c) Fine a person it has licensed;
- 29 (d) Place a person on probation for a specified period on any  
30 conditions the Board may order;
- 31 (e) Issue a public reprimand to a person;
- 32 (f) Limit a person’s practice to certain branches of dentistry;
- 33 (g) Require a person to participate in a program to correct  
34 alcohol or drug abuse or any other impairment;
- 35 (h) Require that a person’s practice be supervised;
- 36 (i) Require a person to perform community service without  
37 compensation;
- 38 (j) Require a person to take a physical or mental examination or  
39 an examination of his competence;
- 40 (k) Require a person to fulfill certain training or educational  
41 requirements;
- 42 (l) Require a person to reimburse a patient; or
- 43 (m) Any combination thereof,  
44 upon proof satisfactory to the Board that the person has engaged in  
45 any of the activities listed in subsection 2.



1 2. The following activities may be punished as provided in  
2 subsection 1:

3 (a) Engaging in the illegal practice of dentistry or dental  
4 hygiene;

5 (b) Engaging in unprofessional conduct; or

6 (c) Violating any regulations adopted by the Board or the  
7 provisions of this chapter.

8 3. The Board may delegate to a hearing officer or panel its  
9 authority to take any disciplinary action pursuant to this chapter,  
10 impose and collect fines therefor and deposit the money therefrom  
11 in banks, credit unions or savings and loan associations in this state.

12 4. If a hearing officer or panel is not authorized to take  
13 disciplinary action pursuant to subsection 3 and the Board deposits  
14 the money collected from the imposition of fines with the State  
15 Treasurer for credit to the State General Fund, it may present a  
16 claim to the State Board of Examiners for recommendation to the  
17 Interim Finance Committee if money is needed to pay attorney's  
18 fees or the costs of an investigation, or both.

19 **Sec. 13.** Chapter 633 of NRS is hereby amended by adding  
20 thereto a new section to read as follows:

21 *1. Except as otherwise provided in subsection 2 and NRS*  
22 *633.315, the Board shall, without an examination required by*  
23 *NRS 633.311, issue a limited license to practice osteopathic*  
24 *medicine to a person who:*

25 *(a) At the time of his application, is licensed to practice*  
26 *osteopathic medicine in another state or territory of the United*  
27 *States, or the District of Columbia; and*

28 *(b) Is otherwise qualified to practice osteopathic medicine in*  
29 *this state.*

30 *2. The Board shall not issue a limited license to a person:*

31 *(a) Whose license to practice osteopathic medicine has been*  
32 *revoked or suspended; or*

33 *(b) Who has been refused a license or is involved in a*  
34 *disciplinary action concerning his license to practice osteopathic*  
35 *medicine,*

36 *in this state, another state or territory of the United States, or the*  
37 *District of Columbia.*

38 *3. The holder of a limited license issued pursuant to this*  
39 *section may only provide care or assistance gratuitously to patients*  
40 *at a health care facility of a governmental entity or a nonprofit*  
41 *organization.*

42 *4. The Board:*

43 *(a) Shall expeditiously consider each application for the*  
44 *issuance of a limited license pursuant to this section; and*



1       ***(b) Shall not charge or collect a fee for issuing or renewing a***  
2 ***limited license pursuant to this section.***

3       **5. As used in this section:**

4       ***(a) "Gratuitously" has the meaning ascribed to it in***  
5 ***NRS 41.500.***

6       ***(b) "Health care facility" has the meaning ascribed to it in***  
7 ***NRS 449.800.***

8       **Sec. 14.** NRS 633.311 is hereby amended to read as follows:

9       633.311 Except as otherwise provided in NRS 633.315 ~~§~~ ***and***  
10 ***section 13 of this act,*** an applicant for a license to practice  
11 osteopathic medicine may be issued a license by the Board if:

12       1. He is 21 years of age or older;  
13       2. He is a citizen of the United States or is lawfully entitled to  
14 remain and work in the United States;

15       3. He is a graduate of a school of osteopathic medicine;

16       4. He:

17       (a) Has graduated from a school of osteopathic medicine before  
18 1995 and has completed:

19           (1) A hospital internship; or

20           (2) One year of postgraduate training that complies with the  
21 standards of intern training established by the American Osteopathic  
22 Association;

23       (b) Has completed 3 years of postgraduate medical education as  
24 a resident in the United States or Canada in a program approved by  
25 the Board, the Bureau of Professional Education of the American  
26 Osteopathic Association or the Accreditation Council for Graduate  
27 Medical Education; or

28       (c) Is a resident who is enrolled in a postgraduate training  
29 program in this state, has completed 24 months of the program and  
30 has committed, in writing, that he will complete the program;

31       5. He applies for the license as provided by law;

32       6. He passes:

33       (a) All parts of the licensing examination of the National Board  
34 of Osteopathic Medical Examiners;

35       (b) All parts of the licensing examination of the Federation of  
36 State Medical Boards of the United States, Inc.;

37       (c) All parts of the licensing examination of the Board, a state,  
38 territory or possession of the United States, or the District of  
39 Columbia, and he is certified by a specialty board of the American  
40 Osteopathic Association or by the American Board of Medical  
41 Specialties; or

42       (d) A combination of the parts of the licensing examinations  
43 specified in paragraphs (a), (b) and (c) of this subsection that is  
44 approved by the Board;



1       7. He submits the statement required pursuant to the provisions  
2 of NRS 633.326; and  
3       8. He pays the fees provided for in this chapter.  
4       **Sec. 15.** NRS 633.311 is hereby amended to read as follows:  
5       633.311 Except as otherwise provided in NRS 633.315 ~~§~~ *and*  
6 *section 13 of this act*, an applicant for a license to practice  
7 osteopathic medicine may be issued a license by the Board if:  
8       1. He is 21 years of age or older;  
9       2. He is a citizen of the United States or is lawfully entitled to  
10 remain and work in the United States;  
11       3. He is a graduate of a school of osteopathic medicine;  
12       4. He:  
13       (a) Has graduated from a school of osteopathic medicine before  
14 1995 and has completed:  
15           (1) A hospital internship; or  
16           (2) One year of postgraduate training that complies with the  
17 standards of intern training established by the American Osteopathic  
18 Association;  
19       (b) Has completed 3 years of postgraduate medical education as  
20 a resident in the United States or Canada in a program approved by  
21 the Board, the Bureau of Professional Education of the American  
22 Osteopathic Association or the Accreditation Council for Graduate  
23 Medical Education; or  
24       (c) Is a resident who is enrolled in a postgraduate training  
25 program in this state, has completed 24 months of the program and  
26 has committed, in writing, that he will complete the program;  
27       5. He applies for the license as provided by law;  
28       6. He passes:  
29       (a) All parts of the licensing examination of the National Board  
30 of Osteopathic Medical Examiners;  
31       (b) All parts of the licensing examination of the Federation of  
32 State Medical Boards of the United States, Inc.;  
33       (c) All parts of the licensing examination of the Board, a state,  
34 territory or possession of the United States, or the District of  
35 Columbia, and he is certified by a specialty board of the American  
36 Osteopathic Association or by the American Board of Medical  
37 Specialties; or  
38       (d) A combination of the parts of the licensing examinations  
39 specified in paragraphs (a), (b) and (c) of this subsection that is  
40 approved by the Board; and  
41       7. He pays the fees provided for in this chapter.  
42       **Sec. 16.** NRS 633.321 is hereby amended to read as follows:  
43       633.321 1. Every applicant for a license shall:  
44       (a) File an application with the Board in the manner prescribed  
45 by regulations of the Board;



1 (b) Submit verified proof satisfactory to the Board that he meets  
2 the age, citizenship and educational requirements prescribed by this  
3 chapter; and

4 (c) ~~[Pay]~~ *Except as otherwise provided in section 13 of this act,*  
5 *pay* in advance to the Board the application and initial license fee  
6 specified in this chapter.

7 2. An application filed with the Board pursuant to subsection 1  
8 must include the social security number of the applicant.

9 3. The Board may hold hearings and conduct investigations  
10 into any matter related to the application and, in addition to the  
11 proofs required by subsection 1, may take such further evidence and  
12 require such other documents or proof of qualifications as it deems  
13 proper.

14 4. The Board may reject an application if it appears that any  
15 credential submitted is false.

16 **Sec. 17.** NRS 633.321 is hereby amended to read as follows:

17 633.321 1. Every applicant for a license shall:

18 (a) File an application with the Board in the manner prescribed  
19 by regulations of the Board;

20 (b) Submit verified proof satisfactory to the Board that he meets  
21 the age, citizenship and educational requirements prescribed by this  
22 chapter; and

23 (c) ~~[Pay]~~ *Except as otherwise provided in section 13 of this act,*  
24 *pay* in advance to the Board the application and initial license fee  
25 specified in this chapter.

26 2. The Board may hold hearings and conduct investigations  
27 into any matter related to the application and in addition to the  
28 proofs required by subsection 1 may take such further evidence and  
29 require such other documents or proof of qualifications as it deems  
30 proper.

31 3. The Board may reject an application if it appears that any  
32 credential submitted is false.

33 **Sec. 18.** NRS 633.471 is hereby amended to read as follows:

34 633.471 1. Except as otherwise provided in subsection 3 and  
35 in NRS 633.491, every holder of a license issued under this chapter,  
36 except a temporary or a special license, may renew his license on or  
37 before January 1 of each calendar year after its issuance by:

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

39 (b) Submitting the statement required pursuant to NRS 633.326;

40 (c) ~~[Paying]~~ *Except as otherwise provided in section 13 of this*  
41 *act, paying* the annual license renewal fee specified in this chapter;

42 (d) Submitting a list of all actions filed or claims submitted to  
43 arbitration or mediation for malpractice or negligence against him  
44 during the previous year; and



1 (e) Submitting verified evidence satisfactory to the Board that in  
2 the year preceding the application for renewal he has attended  
3 courses or programs of continuing education approved by the Board  
4 totaling a number of hours established by the Board which must not  
5 be less than 35 hours nor more than that set in the requirements for  
6 continuing medical education of the American Osteopathic  
7 Association.

8 2. The Secretary of the Board shall notify each licensee of the  
9 requirements for renewal not less than 30 days before the date of  
10 renewal.

11 3. Members of the Armed Forces of the United States and the  
12 United States Public Health Service are exempt from payment of the  
13 annual license renewal fee during their active duty status.

14 **Sec. 19.** NRS 633.471 is hereby amended to read as follows:

15 633.471 1. Except as *otherwise* provided in subsection 3 and  
16 in NRS 633.491, every holder of a license issued under this chapter,  
17 except a temporary or a special license, may renew his license on or  
18 before January 1 of each calendar year after its issuance by:

- 19 (a) Applying for renewal on forms provided by the Board;
- 20 (b) ~~paying~~ *Except as otherwise provided in section 13 of this*  
21 *act, paying* the annual license renewal fee specified in this chapter;
- 22 (c) Submitting a list of all actions filed or claims submitted to  
23 arbitration or mediation for malpractice or negligence against him  
24 during the previous year; and

25 (d) Submitting verified evidence satisfactory to the Board that in  
26 the year preceding the application for renewal he has attended  
27 courses or programs of continuing education approved by the Board  
28 totaling a number of hours established by the Board which must not  
29 be less than 35 hours nor more than that set in the requirements for  
30 continuing medical education of the American Osteopathic  
31 Association.

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

35 3. Members of the Armed Forces of the United States and the  
36 United States Public Health Service are exempt from payment of the  
37 annual license renewal fee during their active duty status.

38 **Sec. 20.** NRS 633.501 is hereby amended to read as follows:

39 633.501 ~~The~~ *Except as otherwise provided in section 13 of*  
40 *this act, the* Board shall charge and collect fees not to exceed the  
41 following amounts:

- 42
- 43 1. Application and initial license fee ..... \$500
- 44 2. Annual license renewal fee..... 300
- 45 3. Temporary license fee ..... 100



1 4. Special license fee ..... \$100  
2 5. Special license renewal fee..... 100  
3 6. Reexamination fee..... 200  
4 7. Late payment fee ..... 100  
5 8. For a certificate as an osteopathic physician's  
6 assistant..... 200  
7 9. Renewal of a certificate as an osteopathic physician's  
8 assistant..... 100  
9 10. For an application to employ an osteopathic  
10 physician's assistant ..... 200  
11

**Sec. 21.** NRS 41.505 is hereby amended to read as follows:

12 41.505 1. Any physician or registered nurse who in good  
13 faith gives instruction or provides supervision to an emergency  
14 medical attendant or registered nurse, at the scene of an emergency  
15 or while transporting an ill or injured person from the scene of an  
16 emergency, is not liable for any civil damages as a result of any act  
17 or omission, not amounting to gross negligence, in giving that  
18 instruction or providing that supervision. An emergency medical  
19 attendant, registered nurse or licensed practical nurse who obeys an  
20 instruction given by a physician, registered nurse or licensed  
21 practical nurse and thereby renders emergency care, at the scene of  
22 an emergency or while transporting an ill or injured person from the  
23 scene of an emergency, is not liable for any civil damages as a result  
24 of any act or omission, not amounting to gross negligence, in  
25 rendering that emergency care.  
26

27 2. Except as otherwise provided in subsection 3, any person  
28 licensed under the provisions of chapter 630, 632 or 633 of NRS and  
29 any person who holds an equivalent license issued by another state,  
30 who renders emergency care or assistance in an emergency,  
31 gratuitously and in good faith, is not liable for any civil damages as  
32 a result of any act or omission, not amounting to gross negligence,  
33 by him in rendering the emergency care or assistance or as a result  
34 of any failure to act, not amounting to gross negligence, to provide  
35 or arrange for further medical treatment for the injured or ill person.  
36 This section does not excuse a physician or nurse from liability for  
37 damages resulting from his acts or omissions which occur in a  
38 licensed medical facility relative to any person with whom there is a  
39 preexisting relationship as a patient.

40 3. Any person licensed under the provisions of chapter 630,  
41 632 or 633 of NRS and any person who holds an equivalent license  
42 issued by another state who renders emergency obstetrical care or  
43 assistance to a pregnant woman during labor or the delivery of the  
44 child is not liable for any civil damages as a result of any act or  
45 omission by him in rendering that care or assistance if:



1 (a) The care or assistance is rendered in good faith and in a  
2 manner not amounting to gross negligence or reckless, willful or  
3 wanton conduct;

4 (b) The person has not previously provided prenatal or  
5 obstetrical care to the woman; and

6 (c) The damages are reasonably related to or primarily caused  
7 by a lack of prenatal care received by the woman.

8 A licensed medical facility in which such care or assistance is  
9 rendered is not liable for any civil damages as a result of any act or  
10 omission by the person in rendering that care or assistance if that  
11 person is not liable for any civil damages pursuant to this subsection  
12 and the actions of the medical facility relating to the rendering of  
13 that care or assistance do not amount to gross negligence or  
14 reckless, willful or wanton conduct.

15 4. Any person licensed under the provisions of chapter 630,  
16 632 or 633 of NRS and any person who holds an equivalent license  
17 issued by another state who:

18 (a) Is retired or otherwise does not practice on a full-time basis;  
19 and

20 (b) Gratuitously and in good faith, renders medical care within  
21 the scope of his license to an indigent person,  
22 is not liable for any civil damages as a result of any act or omission  
23 by him, not amounting to gross negligence or reckless, willful or  
24 wanton conduct, in rendering that care.

25 5. Any person licensed to practice medicine under the  
26 provisions of chapter 630 or 633 of NRS or licensed to practice  
27 dentistry under the provisions of chapter 631 of NRS who renders  
28 care or assistance to a patient at a health care facility of a  
29 governmental entity or a nonprofit organization is ~~not liable for~~  
30 *immune from* any civil *action for* damages as a result of any act or  
31 omission by him in rendering that care or assistance if the care or  
32 assistance is rendered gratuitously, in good faith and in a manner not  
33 amounting to gross negligence or reckless, willful or wanton  
34 conduct.

35 6. As used in this section:

36 (a) "Emergency medical attendant" means a person licensed as  
37 an attendant or certified as an emergency medical technician,  
38 intermediate emergency medical technician or advanced emergency  
39 medical technician pursuant to chapter 450B of NRS.

40 (b) "Gratuitously" has the meaning ascribed to it in NRS 41.500.

41 (c) "Health care facility" has the meaning ascribed to it in  
42 NRS 449.800.

43 **Sec. 22.** 1. This section and sections 1, 2, 3, 5, 6, 7, 9, 11 to  
44 14, inclusive, 16, 18, 20 and 21 of this act become effective on  
45 July 1, 2003.





1 2. Section 7 of this act expires by limitation on September 30,  
2 2005.

3 3. Section 8 of this act becomes effective at 12:01 a.m. on  
4 October 1, 2005.

5 4. Sections 3, 9, 14, 16 and 18 of this act expire by limitation  
6 on the date on which the provisions of 42 U.S.C. § 666 requiring  
7 each state to establish procedures under which the state has  
8 authority to withhold or suspend, or to restrict the use of  
9 professional, occupational and recreational licenses of persons who:

10 (a) Have failed to comply with a subpoena or warrant relating to  
11 a proceeding to determine the paternity of a child or to establish or  
12 enforce an obligation for the support of a child; or

13 (b) Are in arrears in the payment for the support of one or more  
14 children,  
15 are repealed by the Congress of the United States.

16 5. Sections 4, 10, 15, 17 and 19 of this act become effective on  
17 the date on which the provisions of 42 U.S.C. § 666 requiring each  
18 state to establish procedures under which the state has authority to  
19 withhold or suspend, or to restrict the use of professional,  
20 occupational and recreational licenses of persons who:

21 (a) Have failed to comply with a subpoena or warrant relating to  
22 a proceeding to determine the paternity of a child or to establish or  
23 enforce an obligation for the support of a child; or

24 (b) Are in arrears in the payment for the support of one or more  
25 children,  
26 are repealed by the Congress of the United States.

