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ASSEMBLY BILL NO. 489—COMMITTEE ON  
COMMERCE AND LABOR

MARCH 24, 2003

Referred to Committee on Commerce and Labor

SUMMARY—Revises provisions relating to dental hygiene.  
(BDR 54-185)

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 dental hygiene; authorizing the issuance of a temporary license to practice dental hygiene; creating the Advisory Committee on Dental Hygiene; prescribing the powers and duties of the Advisory Committee; expanding the definition of the term “dental hygiene”; changing the term “dental hygienist” to “dental hygiene professional”; 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 631 of NRS is hereby amended by adding  
2     thereto the provisions set forth as sections 2, 3 and 4, inclusive, of  
3     this act.  
4     **Sec. 2. 1. *The Board shall, without a practical examination***  
5     *required by NRS 631.300, issue a temporary license to practice*  
6     *dental hygiene to a person who:*  
7     *(a) Has a license to practice dental hygiene issued pursuant to*  
8     *the laws of another state or territory of the United States, or the*  
9     *District of Columbia;*  
10    *(b) Satisfies the requirements of NRS 631.290;*  
11    *(c) Has practiced dental hygiene pursuant to the laws of*  
12    *another state or territory of the United States, or the District of*  
13    *Columbia, for at least 5 years immediately preceding the date that*  
14    *he applies for a temporary license;*



\* A B 4 8 9 \*

- 1       (d) *Has not had his license to practice dental hygiene revoked*  
2 *or suspended in this state, another state or territory of the United*  
3 *States, or the District of Columbia;*
- 4       (e) *Has not been denied a license to practice dental hygiene in*  
5 *this state, another state or territory of the United States, or the*  
6 *District of Columbia;*
- 7       (f) *Is not involved in or does not have pending a disciplinary*  
8 *action concerning his license to practice dental hygiene in this*  
9 *state, another state or territory of the United States, or the District*  
10 *of Columbia;*
- 11       (g) *Pays the application, examination and renewal fees in the*  
12 *same manner as a person licensed pursuant to NRS 631.300; and*
- 13       (h) *Submits the statement required by NRS 631.225.*
- 14       2. *A person to whom a temporary license is issued pursuant*  
15 *to this section may:*
- 16       (a) *Practice dental hygiene for the duration of the temporary*  
17 *license; and*
- 18       (b) *Apply for a permanent license to practice dental hygiene*  
19 *without a practical examination required by NRS 631.300 if:*
- 20           (1) *The person has held a temporary license to practice*  
21 *dental hygiene issued pursuant to this section for at least 2 years;*  
22 *and*
- 23           (2) *The person has not been involved in any disciplinary*  
24 *action during the time he has held a temporary license issued*  
25 *pursuant to this section.*
- 26       3. *The Board shall examine each applicant in writing*  
27 *concerning the contents and interpretation of this chapter and the*  
28 *regulations of the Board.*
- 29       **Sec. 3. 1. The Advisory Committee on Dental Hygiene,**  
30 *consisting of four members, is hereby created.*
- 31       2. *The Advisory Committee consists of:*
- 32       (a) *The three members of the Board who are dental hygiene*  
33 *professionals; and*
- 34       (b) *One dentist who is a member of the Board and who has*  
35 *supervised a dental hygiene professional for at least 3 years*  
36 *immediately preceding his appointment to the Advisory Committee*  
37 *by the Board.*
- 38       3. *The Advisory Committee:*
- 39       (a) *May provide advice and make recommendations to the*  
40 *Board concerning:*
- 41           (1) *The practice of dental hygiene; and*
- 42           (2) *The licensing of dental hygiene professionals,*  
43 *including, without limitation, requirements relating to the*  
44 *education, examination and discipline of dental hygiene*  
45 *professionals.*



1 (b) Shall carry out any duties the Board may assign to the  
2 Advisory Committee.

3 **Sec. 4.** A dentist who provides a written or oral authorization  
4 to a dental hygiene professional for the provision of services by  
5 that dental hygiene professional is not required to be present when  
6 those services are provided.

7 **Sec. 5.** NRS 631.030 is hereby amended to read as follows:

8 631.030 “Dental hygiene” means ~~the~~ :

9 (a) The performance of educational, preventive and therapeutic  
10 periodontal treatment including scaling, curettage and planing of  
11 roots ;

12 (b) The collection, analysis and organization of data  
13 concerning patients, including, without limitation, data that is  
14 obtained through surveys and oral screening, to identify oral  
15 health problems and the oral health needs of patients, and to  
16 facilitate the establishment of plans pursuant to paragraph (c);

17 (c) The establishment of plans that are designed to address  
18 the oral health needs of patients, which include realistic goals and  
19 strategies for treating patients, and that are based on the  
20 collection, analysis and organization of data concerning patients;

21 (d) The evaluation of the effectiveness of plans established  
22 pursuant to paragraph (c), including, without limitation,  
23 evaluations based on information obtained through reevaluations  
24 of the oral health status of patients, the subsequent oral health  
25 needs of patients, the provision of continuing care to patients and  
26 surveys of patient satisfaction including, without limitation,  
27 whether patients refer the oral health services to other persons;  
28 and ~~any~~

29 (e) Any related and required *intraoral or* extraoral procedures  
30 that a dentist is authorized to assign to a dental ~~hygienist he~~  
31 ~~employs.~~ *hygiene professional.*

32 **Sec. 6.** NRS 631.040 is hereby amended to read as follows:

33 631.040 “Dental ~~hygienist~~” *hygiene professional*” means any  
34 person who practices dental hygiene ~~and is licensed pursuant to~~  
35 *this chapter.*

36 **Sec. 7.** NRS 631.120 is hereby amended to read as follows:

37 631.120 The Board of Dental Examiners of Nevada, consisting  
38 of ~~10~~ *11* members appointed by the Governor, is hereby created.

39 **Sec. 8.** NRS 631.130 is hereby amended to read as follows:

40 631.130 1. The Governor shall appoint:

41 (a) Seven members who are graduates of accredited dental  
42 schools or colleges, are residents of Nevada and have ethically  
43 engaged in the practice of dentistry in Nevada for a period of *at*  
44 *least* 5 years.

45 (b) ~~Two~~ *Three* members who:



- 1 (1) Are graduates of accredited schools or colleges of dental  
2 hygiene;  
3 (2) Are residents of Nevada; and  
4 (3) Have been actively engaged in the practice of dental  
5 hygiene in Nevada for a period of at least 5 years before their  
6 appointment to the Board.

7 (c) One member who is a representative of the general public.  
8 2. The members who are dental ~~[hygienists]~~ *hygiene*  
9 *professionals* may vote on all matters but may not participate in  
10 examinations for the licensing of dentists.

11 3. The member who is a representative of the general public  
12 must not participate in grading any examination required by the  
13 Board.

14 **Sec. 9.** NRS 631.140 is hereby amended to read as follows:

15 631.140 1. The seven members of the Board who are dentists  
16 and the member who is a representative of the general public must  
17 be appointed from areas of the State as follows:

18 (a) Three of those members must be from Carson City, Douglas  
19 County or Washoe County.

20 (b) Four of those members must be from Clark County.

21 (c) One of those members may be from any county of the State.

22 2. ~~[One of the two]~~ *The three* members of the Board who are  
23 dental ~~[hygienists]~~ *hygiene professionals* must be appointed from  
24 ~~[Clark County; the other must be appointed from some other~~  
25 ~~county]~~ *areas* of the State ~~[ ]~~ *as follows:*

26 (a) *One of those members must be from Carson City, Douglas*  
27 *County or Washoe County.*

28 (b) *One of those members must be from Clark County.*

29 (c) *One of those members may be from any county of the State.*

30 **Sec. 10.** NRS 631.170 is hereby amended to read as follows:

31 631.170 1. The Board shall meet at least once annually to  
32 examine applicants. The dates of the examinations must be fixed by  
33 the Board. The Board may conduct examinations outside of this  
34 state, and for this purpose may use the facilities of dental colleges,  
35 but all examinations must be conducted by members of the Board or  
36 examiners appointed by the Board.

37 2. The Board may also meet at such other times and places and  
38 for such other purposes as it may deem proper.

39 3. A quorum consists of ~~[ ]~~:

40 ~~—(a) For matters relating to dental hygiene,]~~ five members who  
41 are dentists and ~~[one member who is a dental hygienist.~~

42 ~~—(b) For all other matters, five members who are dentists.]~~ *two*  
43 *members who are dental hygiene professionals.*



1     **Sec. 11.** NRS 631.190 is hereby amended to read as follows:  
2     631.190 In addition to the powers and duties provided in this  
3 chapter, the Board : ~~{shall:}~~

4     1. *Shall:*

5     (a) Adopt rules and regulations necessary to carry out the  
6 provisions of this chapter.

7     ~~{2:}~~ (b) Appoint such committees, examiners, officers,  
8 employees, agents, attorneys, investigators and other professional  
9 consultants and define their duties and incur such expense as it may  
10 deem proper or necessary to carry out the provisions of this chapter,  
11 the expense to be paid as provided in this chapter.

12     ~~{3:}~~ (c) Fix the time and place for and conduct examinations for  
13 the granting of licenses to practice dentistry and dental hygiene.

14     ~~{4:}~~ (d) Examine applicants for licenses to practice dentistry and  
15 dental hygiene.

16     ~~{5:}~~ (e) Collect and apply fees as provided in this chapter.

17     ~~{6:}~~ (f) Keep a register of all dentists and dental ~~{hygienists}~~  
18 *hygiene professionals* licensed in this state, together with their  
19 addresses, license numbers and renewal certificate numbers.

20     ~~{7:}~~ (g) Have and use a common seal.

21     ~~{8:}~~ (h) Keep such records as may be necessary to report the acts  
22 and proceedings of the Board. Except as otherwise provided in NRS  
23 631.368, the records must be open to public inspection.

24     ~~{9:}~~ (i) Maintain offices in as many localities in the State as it  
25 finds necessary to carry out the provisions of this chapter.

26     ~~{10: Have discretion to}~~

27     2. *May* examine work authorizations in dental offices or dental  
28 laboratories.

29     **Sec. 12.** NRS 631.215 is hereby amended to read as follows:

30     631.215 1. Any person shall be deemed to be practicing  
31 dentistry who:

32     (a) Uses words or any letters or title in connection with his name  
33 which in any way represents him as engaged in the practice of  
34 dentistry, or any branch thereof;

35     (b) Advertises or permits to be advertised by any medium that  
36 he can or will attempt to perform dental operations of any kind;

37     (c) Diagnoses, professes to diagnose or treats or professes to  
38 treat any of the diseases or lesions of the oral cavity, teeth, gingiva  
39 or the supporting structures thereof;

40     (d) Extracts teeth;

41     (e) Corrects malpositions of the teeth or jaws;

42     (f) Takes impressions of the teeth, mouth or gums other than as  
43 authorized by the regulations of the Board;

44     (g) Examines a person for, or supplies artificial teeth as  
45 substitutes for natural teeth;



- 1 (h) Places in the mouth and adjusts or alters artificial teeth;
- 2 (i) Does any practice included in the clinical dental curricula of
- 3 accredited dental colleges or a residency program for those colleges;
- 4 (j) Administers or prescribes such remedies, medicinal or
- 5 otherwise, as are needed in the treatment of dental or oral diseases;
- 6 (k) Uses X-ray radiation for dental treatment or dental
- 7 diagnostic purposes; or
- 8 (l) Determines:
  - 9 (1) Whether a particular treatment is necessary or advisable;
  - 10 or
  - 11 (2) Which particular treatment is necessary or advisable.
- 12 2. Nothing in this section:
  - 13 (a) Prevents a dental assistant, dental ~~hygienist~~ *hygiene*
  - 14 *professional* or X-ray technician from making radiograms or X-ray
  - 15 exposures for diagnostic purposes upon the direction of a licensed
  - 16 dentist.
  - 17 (b) Prohibits the performance of mechanical work, on inanimate
  - 18 objects only, by any person employed in or operating a dental
  - 19 laboratory upon the written work authorization of a licensed dentist.
  - 20 (c) Prevents students from performing dental procedures that are
  - 21 part of the curricula of an accredited dental school or college or an
  - 22 accredited school of dental hygiene or an accredited school of dental
  - 23 assisting.
  - 24 (d) Prevents a licensed dentist or dental ~~hygienist~~ *hygiene*
  - 25 *professional* from another state or country from appearing as a
  - 26 clinician for demonstrating certain methods of technical procedures
  - 27 before a dental society or organization, convention or dental college
  - 28 or an accredited school of dental hygiene or an accredited school of
  - 29 dental assisting.
  - 30 (e) Prohibits the manufacturing of artificial teeth upon receipt of
  - 31 a written authorization from a licensed dentist if the manufacturing
  - 32 does not require direct contact with the patient.
- 33 **Sec. 13.** NRS 631.287 is hereby amended to read as follows:
  - 34 631.287 1. The Board shall, upon application by a dental
  - 35 ~~hygienist who is licensed pursuant to this chapter and~~ *hygiene*
  - 36 *professional who* has such qualifications as the Board specifies by
  - 37 regulation, issue a special endorsement of his license allowing him
  - 38 to practice public health dental hygiene pursuant to subsection 2.
  - 39 2. The State Dental Health Officer may authorize a person who
  - 40 holds a special endorsement issued pursuant to subsection 1 to
  - 41 provide or cause to be provided such services for the promotion of
  - 42 public health dental hygiene as the State Dental Health Officer
  - 43 deems appropriate. Such services:



1 (a) May be provided at schools, community centers, hospitals,  
2 nursing homes and such other locations as the State Dental Health  
3 Officer deems appropriate.

4 (b) May not be provided at a dental office that is not operated by  
5 a public or nonprofit entity.

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

7 631.300 1. Any person desiring to obtain a license to practice  
8 dental hygiene, after having complied with the regulations of the  
9 Board to determine eligibility, must be examined by the Board upon  
10 such subjects as the Board deems necessary and, except as otherwise  
11 provided in NRS 631.271 and 631.274, *and section 2 of this act* be  
12 given a practical examination in dental hygiene, including, but not  
13 limited to, the removal of deposits from, and the polishing of, the  
14 exposed surface of the teeth.

15 2. The examination must be:

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

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

19 3. The Board shall examine each applicant in writing on the  
20 contents and interpretation of this chapter and the regulations of the  
21 Board.

22 4. In lieu of the written examination which may be required by  
23 subsection 2, the Board shall recognize a certificate from the Joint  
24 Commission on National Dental Examinations which contains a  
25 notation that the applicant has passed the National Board Dental  
26 *Hygiene* Examination with a score of at least 75.

27 **Sec. 15.** NRS 631.310 is hereby amended to read as follows:

28 631.310 1. Except as otherwise provided in NRS 631.271  
29 and 631.287, the holder of a license or renewal certificate to practice  
30 dental hygiene may practice dental hygiene in this state in the  
31 following places:

32 (a) In the office of any licensed dentist.

33 (b) In a clinic or in clinics in the public schools of this state as  
34 an employee of the Health Division of the Department of Human  
35 Resources.

36 (c) In a clinic or in clinics in a state institution as an employee of  
37 the institution.

38 (d) In a clinic established by a hospital approved by the Board as  
39 an employee of the hospital where service is rendered only to  
40 patients of the hospital, and upon the authorization of a member of  
41 the dental staff.

42 (e) In an accredited school of dental hygiene.

43 (f) In other places if specified in a regulation adopted by the  
44 Board.





1 2. A dental ~~hygienist~~ *hygiene professional* may perform only  
2 the services which are authorized by a dentist licensed in the State  
3 of Nevada, unless otherwise provided in a regulation adopted by the  
4 Board.

5 3. Except as otherwise provided in NRS 631.287 or  
6 specifically authorized by a regulation adopted by the Board, a  
7 dental ~~hygienist~~ *hygiene professional* shall not provide services to  
8 a person unless that person is a patient of the dentist who authorized  
9 the performance of those services.

10 **Sec. 16.** NRS 631.313 is hereby amended to read as follows:

11 631.313 1. A licensed dentist may assign to a person in his  
12 employ who is a dental ~~hygienist,~~ *hygiene professional*, dental  
13 assistant or other person directly or indirectly involved in the  
14 provision of dental care only such intraoral tasks as may be  
15 permitted by a regulation of the Board or by the provisions of this  
16 chapter.

17 2. The performance of these tasks must be:

18 (a) If performed by a dental assistant or a person, other than a  
19 dental ~~hygienist,~~ *hygiene professional*, who is directly or  
20 indirectly involved in the provision of dental care, under the  
21 supervision of the licensed dentist who made the assignment.

22 (b) If performed by a dental ~~hygienist,~~ *hygiene professional*,  
23 authorized by the licensed dentist of the patient for whom the tasks  
24 will be performed, except as otherwise provided in NRS 631.287.

25 3. No such assignment is permitted that requires:

26 (a) The diagnosis, treatment planning, prescribing of drugs or  
27 medicaments, or authorizing the use of restorative, prosthodontic or  
28 orthodontic appliances.

29 (b) Surgery on hard or soft tissues within the oral cavity or any  
30 other intraoral procedure that may contribute to or result in an  
31 irremediable alteration of the oral anatomy.

32 (c) The administration of general anesthesia, conscious sedation  
33 or deep sedation except as otherwise authorized by regulations  
34 adopted by the Board.

35 (d) The performance of a task outside the authorized scope of  
36 practice of the employee who is being assigned the task.

37 4. A dental ~~hygienist~~ *hygiene professional* may, pursuant to  
38 regulations adopted by the Board, administer local anesthesia or  
39 nitrous oxide in a health care facility, as defined in NRS 449.800, if:

40 (a) He is so authorized by the licensed dentist of the patient to  
41 whom the local anesthesia or nitrous oxide is administered; and

42 (b) The health care facility has licensed medical personnel and  
43 necessary emergency supplies and equipment available when the  
44 local anesthesia or nitrous oxide is administered.





1     **Sec. 17.** NRS 631.317 is hereby amended to read as follows:  
2     631.317 The Board shall adopt rules or regulations:

3     1. Specifying the intraoral tasks that may be assigned by a  
4 licensed dentist to a dental ~~hygienist~~ *hygiene professional* or  
5 dental assistant in his employ or that may be performed by a dental  
6 ~~hygienist~~ *hygiene professional* engaged in school health activities  
7 or employed by a public health agency.

8     2. Governing the practice of dentists and dental ~~hygienists~~  
9 *hygiene professionals* in full-time employment with the State of  
10 Nevada.

11    **Sec. 18.** NRS 631.345 is hereby amended to read as follows:

12    631.345 1. The Board shall by regulation establish fees for  
13 the performance of the duties imposed upon it by this chapter which  
14 must not exceed the following amounts:  
15

|    |   |       |
|----|---|-------|
| 16 | Examination fee for a license to practice dentistry ..... | \$750 |
| 17 | Examination fee for a license to practice dental          |       |
| 18 | hygiene.....  | 150   |
| 19 | Application fee for a specialist license.....             | 125   |
| 20 | Application fee for a limited or restricted license.....  | 125   |
| 21 | Application and examination fee for a permit to           |       |
| 22 | administer general anesthesia, conscious                  |       |
| 23 | sedation or deep sedation. ....                           | 500   |
| 24 | Fee for any reinspection required by the Board to         |       |
| 25 | maintain a permit to administer general                   |       |
| 26 | anesthesia, conscious sedation or deep                    |       |
| 27 | sedation .....  | 250   |
| 28 | Annual renewal fee for a permit to administer             |       |
| 29 | general anesthesia, conscious sedation or deep            |       |
| 30 | sedation .....  | 100   |
| 31 | Fee for the inspection of a facility required by the      |       |
| 32 | Board to renew a permit to administer general             |       |
| 33 | anesthesia, conscious sedation or deep                    |       |
| 34 | sedation .....  | 100   |
| 35 | Annual license renewal fee for a general dentist          |       |
| 36 | or specialist .....                                       | 300   |
| 37 | Annual license renewal fee for a dental                   |       |
| 38 | <del>hygienist</del> <i>hygiene professional</i> .....    | 150   |
| 39 | Annual license renewal fee for a limited license .....    | 100   |
| 40 | Annual license renewal fee for an inactive dentist.....   | 100   |
| 41 | Annual license renewal fee for a retired or               |       |
| 42 | disabled dentist.....                                     | 25    |
| 43 | Annual license renewal fee for an inactive dental         |       |
| 44 | <del>hygienist</del> <i>hygiene professional</i> .....    | 25    |



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

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

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

21 **Sec. 19.** NRS 631.346 is hereby amended to read as follows:

22 631.346 The following acts, among others, constitute  
23 unprofessional conduct:

24 1. Employing, directly or indirectly, any student or any  
25 suspended or unlicensed dentist or dental ~~hygienist~~ *hygiene*  
26 *professional* to perform operations of any kind to treat or correct the  
27 teeth or jaws, except as provided in this chapter;

28 2. Except as otherwise provided in NRS 631.287, giving a  
29 public demonstration of methods of practice any place other than the  
30 office where the licensee is known to be regularly engaged in this  
31 practice;

32 3. Employing, procuring, inducing, aiding or abetting a person  
33 not licensed or registered as a dentist to engage in the practice of  
34 dentistry, but a patient shall not be deemed to be an accomplice,  
35 employer, procurer, inducer, aider or abettor;

36 4. For a dental ~~hygienist,~~ *hygiene professional*, practicing in  
37 any place not authorized pursuant to this chapter; or

38 5. Practicing while his license is suspended or without a  
39 renewal certificate.

40 **Sec. 20.** NRS 631.3465 is hereby amended to read as follows:

41 631.3465 The following acts, among others, constitute  
42 unprofessional conduct:

43 1. Dividing fees or agreeing to divide fees received for services  
44 with any person for bringing or referring a patient, without the



1 knowledge of the patient or his legal representative, but licensed  
2 dentists are not prohibited from:

- 3 (a) Practicing in a partnership and sharing professional fees;
- 4 (b) Employing another licensed dentist or dental ~~hygienist;~~  
5 *hygiene professional*; or
- 6 (c) Rendering services as a member of a nonprofit professional  
7 service corporation.

8 2. Associating with or lending his name to any person engaged  
9 in the illegal practice of dentistry or associating with any person,  
10 firm or corporation holding himself or itself out in any manner  
11 contrary to the provisions of this chapter.

12 3. Associating with or being employed by a person not licensed  
13 pursuant to this chapter if that person exercises control over the  
14 services offered by the dentist, owns all or part of the dentist's  
15 practice or receives or shares the fees received by the dentist. The  
16 provisions of this subsection do not apply to a dentist who  
17 associates with or is employed by a person who owns or controls a  
18 dental practice pursuant to NRS 631.385.

19 4. Using the name "clinic," "institute," "referral services" or  
20 other title or designation that may suggest a public or semipublic  
21 activity.

22 5. Practicing under the name of a dentist who has not been in  
23 active practice for more than 1 year.

24 **Sec. 21.** NRS 631.3475 is hereby amended to read as follows:

25 631.3475 The following acts, among others, constitute  
26 unprofessional conduct:

- 27 1. Malpractice;
- 28 2. Professional incompetence;
- 29 3. Suspension or revocation of his license to practice dentistry,  
30 the imposition of a fine or other disciplinary action by any agency of  
31 another state authorized to regulate the practice of dentistry in that  
32 state;
- 33 4. More than one act by the dentist or dental ~~hygienist~~  
34 *hygiene professional* constituting substandard care in the practice of  
35 dentistry or dental hygiene;
- 36 5. Administering, dispensing or prescribing any controlled  
37 substance or any dangerous drug as defined in chapter 454 of NRS,  
38 if it is not required to treat the dentist's patient;
- 39 6. Chronic or persistent inebriety or addiction to a controlled  
40 substance, to such an extent as to render him unsafe or unreliable as  
41 a practitioner, or such gross immorality as tends to bring reproach  
42 upon the dental profession;
- 43 7. Conviction of a felony or misdemeanor involving moral  
44 turpitude or which relates to the practice of dentistry in this state, or  
45 conviction of any criminal violation of this chapter; or



1 8. Conviction of violating any of the provisions of NRS  
2 616D.200, 616D.220, 616D.240 or 616D.300 to 616D.440,  
3 inclusive.

4 **Sec. 22.** NRS 631.390 is hereby amended to read as follows:  
5 631.390 Except as otherwise provided in subsection 2 of NRS  
6 631.317, this chapter does not apply to:

7 1. A legally qualified physician or surgeon unless he practices  
8 dentistry as a specialty.

9 2. A dentist or dental ~~hygienist~~ *hygiene professional* of the  
10 United States Army, Navy, Air Force, Public Health Service, Coast  
11 Guard or Department of Veterans Affairs in the discharge of his  
12 official duty.

13 **Sec. 23.** NRS 631.395 is hereby amended to read as follows:  
14 631.395 A person is guilty of the illegal practice of dentistry or  
15 dental hygiene who:

16 1. Sells or barter, or offers to sell or barter, any diploma or  
17 document conferring or purporting to confer any dental degree, or  
18 any certificate or transcript made or purporting to be made pursuant  
19 to the laws regulating the licensing and registration of dentists or  
20 dental ~~hygienists;~~ *hygiene professionals;*

21 2. Purchases or procures by barter any such diploma, certificate  
22 or transcript, with the intent that it be used as evidence of the  
23 holder's qualifications to practice dentistry, or in fraud of the laws  
24 regulating that practice;

25 3. With fraudulent intent, alters in a material regard any such  
26 diploma, certificate or transcript;

27 4. Uses or attempts to use any diploma, certificate or transcript,  
28 which has been purchased, fraudulently issued, counterfeited or  
29 materially altered, either as a license or color of license to practice  
30 dentistry, or in order to procure registration as a dentist or a dental  
31 ~~hygienist;~~ *hygiene professional;*

32 5. Practices dentistry under a false or assumed name;

33 6. Assumes the degree of "Doctor of Dental Surgery" or  
34 "Doctor of Dental Medicine" or appends the letters "D.D.S." or  
35 "D.M.D." or "R.D.H." to his name, not having conferred upon him,  
36 by diploma from an accredited dental or dental hygiene college or  
37 school legally empowered to confer the title, the right to assume the  
38 title ~~hygienist~~ or assumes any title or appends any letters to his name with  
39 the intent to represent falsely that he has received a dental degree or  
40 license;

41 7. Willfully makes, as an applicant for examination, license or  
42 registration under this chapter, a false statement in a material regard  
43 in an affidavit required by this chapter;

44 8. Within 10 days after a demand is made by the Secretary-  
45 Treasurer, fails to furnish to the Board the names and addresses of



1 all persons practicing or assisting in the practice of dentistry in the  
2 office of the person at any time within 60 days before the notice,  
3 together with a sworn statement showing under and by what license  
4 or authority the person and his employee are and have been  
5 practicing dentistry, but the affidavit must not be used as evidence  
6 against the person in any proceeding under this chapter;

7 9. Except as otherwise provided in NRS 629.091, practices  
8 dentistry or dental hygiene in this state without a license;

9 10. Except as otherwise provided in NRS 631.385, owns or  
10 controls a dental practice, shares in the fees received by a dentist or  
11 controls or attempts to control the services offered by a dentist if the  
12 person is not himself licensed pursuant to this chapter; or

13 11. Aids or abets another in violating any of the provisions of  
14 this chapter.

15 **Sec. 24.** NRS 632.472 is hereby amended to read as follows:

16 632.472 1. The following persons shall report in writing to  
17 the Executive Director of the Board any conduct of a licensee or  
18 holder of a certificate which constitutes a violation of the provisions  
19 of this chapter:

20 (a) Any physician, dentist, dental ~~hygienist,~~ *hygiene*  
21 *professional*, chiropractor, optometrist, podiatric physician, medical  
22 examiner, resident, intern, professional or practical nurse, nursing  
23 assistant, physician assistant, psychiatrist, psychologist, marriage  
24 and family therapist, alcohol or drug abuse counselor, driver of an  
25 ambulance, advanced emergency medical technician or other person  
26 providing medical services licensed or certified to practice in this  
27 state.

28 (b) Any personnel of a medical facility or facility for the  
29 dependent engaged in the admission, examination, care or treatment  
30 of persons or an administrator, manager or other person in charge of  
31 a medical facility or facility for the dependent upon notification by a  
32 member of the staff of the facility.

33 (c) A coroner.

34 (d) Any person who maintains or is employed by an agency to  
35 provide nursing in the home.

36 (e) Any employee of the Department of Human Resources.

37 (f) Any employee of a law enforcement agency or a county's  
38 office for protective services or an adult or juvenile probation  
39 officer.

40 (g) Any person who maintains or is employed by a facility or  
41 establishment that provides care for older persons.

42 (h) Any person who maintains, is employed by or serves as a  
43 volunteer for an agency or service which advises persons regarding  
44 the abuse, neglect or exploitation of an older person and refers them  
45 to persons and agencies where their requests and needs can be met.



1 (i) Any social worker.

2 2. Every physician who, as a member of the staff of a medical  
3 facility or facility for the dependent, has reason to believe that a  
4 nursing assistant has engaged in conduct which constitutes grounds  
5 for the denial, suspension or revocation of a certificate shall notify  
6 the superintendent, manager or other person in charge of the facility.  
7 The superintendent, manager or other person in charge shall make a  
8 report as required in subsection 1.

9 3. A report may be filed by any other person.

10 4. Any person who in good faith reports any violation of the  
11 provisions of this chapter to the Executive Director of the Board  
12 pursuant to this section is immune from civil liability for reporting  
13 the violation.

14 **Sec. 25.** NRS 200.5093 is hereby amended to read as follows:

15 200.5093 1. Any person who is described in subsection 4 and  
16 who, in his professional or occupational capacity, knows or has  
17 reasonable cause to believe that an older person has been abused,  
18 neglected, exploited or isolated shall:

19 (a) Except as otherwise provided in subsection 2, report the  
20 abuse, neglect, exploitation or isolation of the older person to:

21 (1) The local office of the Aging Services Division of the  
22 Department of Human Resources;

23 (2) A police department or sheriff's office;

24 (3) The county's office for protective services, if one exists  
25 in the county where the suspected action occurred; or

26 (4) A toll-free telephone service designated by the Aging  
27 Services Division of the Department of Human Resources; and

28 (b) Make such a report as soon as reasonably practicable but not  
29 later than 24 hours after the person knows or has reasonable cause to  
30 believe that the older person has been abused, neglected, exploited  
31 or isolated.

32 2. If a person who is required to make a report pursuant to  
33 subsection 1 knows or has reasonable cause to believe that the  
34 abuse, neglect, exploitation or isolation of the older person involves  
35 an act or omission of the Aging Services Division, another division  
36 of the Department of Human Resources or a law enforcement  
37 agency, the person shall make the report to an agency other than the  
38 one alleged to have committed the act or omission.

39 3. Each agency, after reducing a report to writing, shall forward  
40 a copy of the report to the Aging Services Division of the  
41 Department of Human Resources.

42 4. A report must be made pursuant to subsection 1 by the  
43 following persons:

44 (a) Every physician, dentist, dental ~~hygienist,~~ *hygiene*  
45 *professional*, chiropractor, optometrist, podiatric physician, medical



1 examiner, resident, intern, professional or practical nurse, physician  
2 assistant, psychiatrist, psychologist, marriage and family therapist,  
3 alcohol or drug abuse counselor, driver of an ambulance, advanced  
4 emergency medical technician or other person providing medical  
5 services licensed or certified to practice in this state, who examines,  
6 attends or treats an older person who appears to have been abused,  
7 neglected, exploited or isolated.

8 (b) Any personnel of a hospital or similar institution engaged in  
9 the admission, examination, care or treatment of persons or an  
10 administrator, manager or other person in charge of a hospital or  
11 similar institution upon notification of the suspected abuse, neglect,  
12 exploitation or isolation of an older person by a member of the staff  
13 of the hospital.

14 (c) A coroner.

15 (d) Every clergyman, practitioner of Christian Science or  
16 religious healer, unless he acquired the knowledge of abuse, neglect,  
17 exploitation or isolation of the older person from the offender during  
18 a confession.

19 (e) Every person who maintains or is employed by an agency to  
20 provide nursing in the home.

21 (f) Every attorney, unless he has acquired the knowledge of  
22 abuse, neglect, exploitation or isolation of the older person from a  
23 client who has been or may be accused of such abuse, neglect,  
24 exploitation or isolation.

25 (g) Any employee of the Department of Human Resources.

26 (h) Any employee of a law enforcement agency or a county's  
27 office for protective services or an adult or juvenile probation  
28 officer.

29 (i) Any person who maintains or is employed by a facility or  
30 establishment that provides care for older persons.

31 (j) Any person who maintains, is employed by or serves as a  
32 volunteer for an agency or service which advises persons regarding  
33 the abuse, neglect, exploitation or isolation of an older person and  
34 refers them to persons and agencies where their requests and needs  
35 can be met.

36 (k) Every social worker.

37 (l) Any person who owns or is employed by a funeral home or  
38 mortuary.

39 5. A report may be made by any other person.

40 6. If a person who is required to make a report pursuant to  
41 subsection 1 knows or has reasonable cause to believe that an older  
42 person has died as a result of abuse, neglect or isolation, the person  
43 shall, as soon as reasonably practicable, report this belief to the  
44 appropriate medical examiner or coroner, who shall investigate the  
45 cause of death of the older person and submit to the appropriate





1 local law enforcement agencies, the appropriate prosecuting  
2 attorney and the Aging Services Division of the Department of  
3 Human Resources his written findings. The written findings must  
4 include the information required pursuant to the provisions of NRS  
5 200.5094, when possible.

6 7. A division, office or department which receives a report  
7 pursuant to this section shall cause the investigation of the report to  
8 commence within 3 working days. A copy of the final report of the  
9 investigation conducted by a division, office or department, other  
10 than the Aging Services Division of the Department of Human  
11 Resources, must be forwarded to the Aging Services Division within  
12 90 days after the completion of the report.

13 8. If the investigation of a report results in the belief that an  
14 older person is abused, neglected, exploited or isolated, the Aging  
15 Services Division of the Department of Human Resources or the  
16 county's office for protective services may provide protective  
17 services to the older person if he is able and willing to accept them.

18 9. A person who knowingly and willfully violates any of the  
19 provisions of this section is guilty of a misdemeanor.

20 **Sec. 26.** NRS 432B.220 is hereby amended to read as follows:

21 432B.220 1. Any person who is described in subsection 3  
22 and who, in his professional or occupational capacity, knows or has  
23 reasonable cause to believe that a child has been abused or neglected  
24 shall:

25 (a) Except as otherwise provided in subsection 2, report the  
26 abuse or neglect of the child to an agency which provides child  
27 welfare services or to a law enforcement agency; and

28 (b) Make such a report as soon as reasonably practicable but not  
29 later than 24 hours after the person knows or has reasonable cause to  
30 believe that the child has been abused or neglected.

31 2. If a person who is required to make a report pursuant to  
32 subsection 1 knows or has reasonable cause to believe that the abuse  
33 or neglect of the child involves an act or omission of:

34 (a) A person directly responsible or serving as a volunteer for or  
35 an employee of a public or private home, institution or facility  
36 where the child is receiving child care outside of his home for a  
37 portion of the day, the person shall make the report to a law  
38 enforcement agency.

39 (b) An agency which provides child welfare services or a law  
40 enforcement agency, the person shall make the report to an agency  
41 other than the one alleged to have committed the act or omission,  
42 and the investigation of the abuse or neglect of the child must be  
43 made by an agency other than the one alleged to have committed the  
44 act or omission.



1 3. A report must be made pursuant to subsection 1 by the  
2 following persons:

3 (a) A physician, dentist, dental ~~hygienist,~~ *hygiene*  
4 *professional*, chiropractor, optometrist, podiatric physician, medical  
5 examiner, resident, intern, professional or practical nurse, physician  
6 assistant, psychiatrist, psychologist, marriage and family therapist,  
7 alcohol or drug abuse counselor, advanced emergency medical  
8 technician or other person providing medical services licensed or  
9 certified in this state;

10 (b) Any personnel of a hospital or similar institution engaged in  
11 the admission, examination, care or treatment of persons or an  
12 administrator, manager or other person in charge of a hospital or  
13 similar institution upon notification of suspected abuse or neglect of  
14 a child by a member of the staff of the hospital;

15 (c) A coroner;

16 (d) A clergyman, practitioner of Christian Science or religious  
17 healer, unless he has acquired the knowledge of the abuse or neglect  
18 from the offender during a confession;

19 (e) A social worker and an administrator, teacher, librarian or  
20 counselor of a school;

21 (f) Any person who maintains or is employed by a facility or  
22 establishment that provides care for children, children's camp or  
23 other public or private facility, institution or agency furnishing care  
24 to a child;

25 (g) Any person licensed to conduct a foster home;

26 (h) Any officer or employee of a law enforcement agency or an  
27 adult or juvenile probation officer;

28 (i) An attorney, unless he has acquired the knowledge of the  
29 abuse or neglect from a client who is or may be accused of the abuse  
30 or neglect;

31 (j) Any person who maintains, is employed by or serves as a  
32 volunteer for an agency or service which advises persons regarding  
33 abuse or neglect of a child and refers them to persons and agencies  
34 where their requests and needs can be met; and

35 (k) Any person who is employed by or serves as a volunteer for  
36 an approved youth shelter. As used in this paragraph, "approved  
37 youth shelter" has the meaning ascribed to it in NRS 244.422.

38 4. A report may be made by any other person.

39 5. If a person who is required to make a report pursuant to  
40 subsection 1 knows or has reasonable cause to believe that a child  
41 has died as a result of abuse or neglect, the person shall, as soon as  
42 reasonably practicable, report this belief to the appropriate medical  
43 examiner or coroner, who shall investigate the report and submit to  
44 an agency which provides child welfare services his written  
45 findings. The written findings must include, if obtainable, the



1 information required pursuant to the provisions of subsection 2 of  
2 NRS 432B.230.

3 **Sec. 27.** NRS 439.272 is hereby amended to read as follows:

4 439.272 1. The Health Division shall appoint a State Dental  
5 Health Officer, who is in the unclassified service of the State. The  
6 State Dental Health Officer must:

7 (a) Be a resident of this state;

8 (b) Hold a current license to practice dentistry issued pursuant to  
9 chapter 631 of NRS; and

10 (c) Be appointed on the basis of his education, training and  
11 experience and his interest in public dental health and related  
12 programs.

13 2. The State Dental Health Officer shall:

14 (a) Determine the needs of the residents of this state for public  
15 dental health;

16 (b) Provide the Health Division with advice regarding public  
17 dental health;

18 (c) Make recommendations to the Health Division and the  
19 Legislature regarding programs in this state for public dental health;

20 (d) Supervise the activities of the State Public Health Dental  
21 ~~Hygienist;~~ *Hygiene Professional*; and

22 (e) Seek such information and advice from a dental school of the  
23 University and Community College System of Nevada as necessary  
24 to carry out his duties.

25 3. Except as otherwise provided in this subsection, the State  
26 Dental Health Officer shall devote all of his time to the business of  
27 his office and shall not pursue any other business or vocation or  
28 hold any other office of profit. Notwithstanding the provisions of  
29 NRS 281.127 and 284.143, the State Dental Health Officer may  
30 engage in academic instruction, research and studies at a dental  
31 school of the University and Community College System of  
32 Nevada.

33 4. The Health Division may solicit and accept gifts and grants  
34 to pay the costs associated with the position of State Dental Health  
35 Officer.

36 **Sec. 28.** NRS 439.279 is hereby amended to read as follows:

37 439.279 1. The Health Division shall appoint a State Public  
38 Health Dental ~~Hygienist;~~ *Hygiene Professional*, who is in the  
39 unclassified service of the State. The State Public Health Dental  
40 ~~Hygienist;~~ *Hygiene Professional* must:

41 (a) Be a resident of this state;

42 (b) Hold a current license to practice dental hygiene issued  
43 pursuant to chapter 631 of NRS with a special endorsement issued  
44 pursuant to NRS 631.287; and



1 (c) Be appointed on the basis of his education, training and  
2 experience and his interest in public health dental hygiene and  
3 related programs.

4 2. The State Public Health Dental ~~{Hygienist}~~ *Hygiene*  
5 *Professional*:

6 (a) Shall assist the State Dental Health Officer in carrying out  
7 his duties; and

8 (b) May:

9 (1) Make recommendations to the Health Division regarding  
10 programs in this state for public health dental hygiene; and

11 (2) Perform any acts authorized pursuant to NRS 631.287.

12 3. Except as otherwise provided in this subsection, the State  
13 Public Health Dental ~~{Hygienist}~~ *Hygiene Professional* shall devote  
14 all of his time to the business of his office and shall not pursue any  
15 other business or vocation or hold any other office of profit.  
16 Notwithstanding the provisions of NRS 281.127 and 284.143, the  
17 State Public Health Dental ~~{Hygienist}~~ *Hygiene Professional* may  
18 engage in academic instruction, research and studies in a program of  
19 the University and Community College System of Nevada.

20 4. The Health Division may solicit and accept gifts and grants  
21 to pay the costs associated with the position of State Public Health  
22 Dental ~~{Hygienist}~~ *Hygiene Professional*.

23 **Sec. 29.** NRS 454.213 is hereby amended to read as follows:

24 454.213 A drug or medicine referred to in NRS 454.181 to  
25 454.371, inclusive, may be possessed and administered by:

26 1. A practitioner.

27 2. A physician assistant at the direction of his supervising  
28 physician or a licensed dental ~~{hygienist}~~ *hygiene professional*  
29 acting in the office of and under the supervision of a dentist.

30 3. Except as otherwise provided in subsection 4, a registered  
31 nurse licensed to practice professional nursing or licensed practical  
32 nurse, at the direction of a prescribing physician, physician assistant,  
33 dentist, podiatric physician or advanced practitioner of nursing, or  
34 pursuant to a chart order, for administration to a patient at another  
35 location.

36 4. In accordance with applicable regulations of the Board, a  
37 registered nurse licensed to practice professional nursing or licensed  
38 practical nurse who is:

39 (a) Employed by a health care agency or health care facility that  
40 is authorized to provide emergency care, or to respond to the  
41 immediate needs of a patient, in the residence of the patient; and

42 (b) Acting under the direction of the medical director of that  
43 agency or facility who works in this state.

44 5. An intermediate emergency medical technician or an  
45 advanced emergency medical technician, as authorized by



1 regulation of the State Board of Pharmacy and in accordance with  
2 any applicable regulations of:

3 (a) The State Board of Health in a county whose population is  
4 less than 100,000;

5 (b) A county board of health in a county whose population is  
6 100,000 or more; or

7 (c) A district board of health created pursuant to NRS 439.370  
8 in any county.

9 6. A respiratory therapist employed in a health care facility.  
10 The therapist may possess and administer respiratory products only  
11 at the direction of a physician.

12 7. A dialysis technician, under the direction or supervision of a  
13 physician or registered nurse only if the drug or medicine is used for  
14 the process of renal dialysis.

15 8. A medical student or student nurse in the course of his  
16 studies at an approved college of medicine or school of professional  
17 or practical nursing, at the direction of a physician and:

18 (a) In the presence of a physician or a registered nurse; or

19 (b) Under the supervision of a physician or a registered nurse if  
20 the student is authorized by the college or school to administer the  
21 drug or medicine outside the presence of a physician or  
22 nurse.

23 A medical student or student nurse may administer a dangerous drug  
24 in the presence or under the supervision of a registered nurse alone  
25 only if the circumstances are such that the registered nurse would be  
26 authorized to administer it personally.

27 9. Any person designated by the head of a correctional  
28 institution.

29 10. An ultimate user or any person designated by the ultimate  
30 user pursuant to a written agreement.

31 11. A nuclear medicine technologist, at the direction of a  
32 physician and in accordance with any conditions established by  
33 regulation of the Board.

34 12. A radiologic technologist, at the direction of a physician  
35 and in accordance with any conditions established by regulation of  
36 the Board.

37 13. A chiropractic physician, but only if the drug or medicine  
38 is a topical drug used for cooling and stretching external tissue  
39 during therapeutic treatments.

40 14. A physical therapist, but only if the drug or medicine is a  
41 topical drug which is:

42 (a) Used for cooling and stretching external tissue during  
43 therapeutic treatments; and

44 (b) Prescribed by a licensed physician for:

45 (1) Iontophoresis; or



1 (2) The transmission of drugs through the skin using  
2 ultrasound.

3 15. In accordance with applicable regulations of the State  
4 Board of Health, an employee of a residential facility for groups, as  
5 defined in NRS 449.017, pursuant to a written agreement entered  
6 into by the ultimate user.

7 16. A veterinary technician at the direction of his supervising  
8 veterinarian.

9 17. In accordance with applicable regulations of the Board, a  
10 registered pharmacist who:

11 (a) Is trained in and certified to carry out standards and practices  
12 for immunization programs;

13 (b) Is authorized to administer immunizations pursuant to  
14 written protocols from a physician; and

15 (c) Administers immunizations in compliance with the  
16 "Standards of Immunization Practices" recommended and approved  
17 by the United States Public Health Service Advisory Committee on  
18 Immunization Practices.

19 **Sec. 30.** NRS 695D.040 is hereby amended to read as follows:  
20 695D.040 "Dentist" includes a dental ~~hygienist~~ *hygiene*  
21 *professional*.

22 **Sec. 31.** Section 2 of this act is hereby amended to read as  
23 follows:

24 Sec. 2. 1. The Board shall, without a practical  
25 examination required by NRS 631.300, issue a temporary  
26 license to practice dental hygiene to a person who:

27 (a) Has a license to practice dental hygiene issued  
28 pursuant to the laws of another state or territory of the United  
29 States, or the District of Columbia;

30 (b) Satisfies the requirements of NRS 631.290;

31 (c) Has practiced dental hygiene pursuant to the laws of  
32 another state or territory of the United States, or the District  
33 of Columbia, for at least 5 years immediately preceding the  
34 date that he applies for a temporary license;

35 (d) Has not had his license to practice dental hygiene  
36 revoked or suspended in this state, another state or territory  
37 of the United States, or the District of Columbia;

38 (e) Has not been denied a license to practice dental  
39 hygiene in this state, another state or territory of the United  
40 States, or the District of Columbia;

41 (f) Is not involved in or does not have pending a  
42 disciplinary action concerning his license to practice dental  
43 hygiene in this state, another state or territory of the United  
44 States, or the District of Columbia; *and*



1 (g) Pays the application, examination and renewal fees in  
2 the same manner as a person licensed pursuant to NRS  
3 631.300. ~~f; and~~

4 ~~—(h) Submits the statement required by NRS 631.225.]~~

5 2. A person to whom a temporary license is issued  
6 pursuant to this section may:

7 (a) Practice dental hygiene for the duration of the  
8 temporary license; and

9 (b) Apply for a permanent license to practice dental  
10 hygiene without a practical examination required by NRS  
11 631.300 if:

12 (1) The person has held a temporary license to practice  
13 dental hygiene issued pursuant to this section for at least 2  
14 years; and

15 (2) The person has not been involved in any  
16 disciplinary action during the time he has held a temporary  
17 license issued pursuant to this section.

18 3. The Board shall examine each applicant in writing  
19 concerning the contents and interpretation of this chapter and  
20 the regulations of the Board.

21 **Sec. 32.** Section 14 of this act is hereby amended to read as  
22 follows:

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

25 631.300 1. Any person desiring to obtain a license to  
26 practice dental hygiene, after having complied with the  
27 regulations of the Board to determine eligibility, must be  
28 examined by the Board upon such subjects as the Board  
29 deems necessary and, except as otherwise provided in NRS  
30 631.271 and 631.274, ~~[and section 2 of this act]~~ be given a  
31 practical examination in dental hygiene, including, but not  
32 limited to, the removal of deposits from, and the polishing of,  
33 the exposed surface of the teeth.

34 2. The examination must be:

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

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

38 3. The Board shall examine each applicant in writing on  
39 the contents and interpretation of this chapter and the  
40 regulations of the Board.

41 4. In lieu of the written examination which may be  
42 required by subsection 2, the Board shall recognize a  
43 certificate from the Joint Commission on National Dental  
44 Examinations which contains a notation that the applicant has





1 passed the National Board Dental Hygiene Examination with  
2 a score of at least 75.

3 **Sec. 33.** As soon as practicable after October 1, 2003, the  
4 Governor shall appoint to the Board of Dental Examiners of Nevada  
5 pursuant to subsection 2 of NRS 631.140, as amended by this act,  
6 one dental hygiene professional whose term expires on  
7 September 30, 2006.

8 **Sec. 34.** 1. This section and sections 1 to 30, inclusive, and  
9 33 of this act become effective on October 1, 2003.

10 2. Section 2 of this act expires by limitation on September 30,  
11 2005, or on the date on which the provisions of 42 U.S.C. § 666  
12 requiring each state to establish procedures under which the state  
13 has authority to withhold or suspend, or to restrict the use of  
14 professional, occupational and recreational licenses of persons who:

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

18 (b) Are in arrears in the payment for the support of one or more  
19 children,  
20 are repealed by the Congress of the United States, whichever occurs  
21 first.

22 3. Section 31 of this act becomes effective on the date on  
23 which the provisions of 42 U.S.C. § 666 requiring each state to  
24 establish procedures under which the state has authority to withhold  
25 or suspend, or to restrict the use of professional, occupational and  
26 recreational licenses of persons who:

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

30 (b) Are in arrears in the payment for the support of one or more  
31 children,  
32 are repealed by the Congress of the United States, and expires by  
33 limitation on September 30, 2005.

34 4. Section 32 of this act becomes effective on October 1, 2005.

