

SENATE BILL NO. 305—SENATOR RAWSON

MARCH 17, 2003

Referred to Committee on Finance

SUMMARY—Requires Board of Regents of University of Nevada to establish Council on Graduate Medical Education. (BDR 34-931)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: Contains Appropriation not included in Executive Budget.

~

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

AN ACT relating to graduate medical education; requiring the Board of Regents of the University of Nevada to establish a Council on Graduate Medical Education; authorizing the Council to establish a program to encourage physicians under certain circumstances to undertake graduate medical education in medical specialties in which there is a shortage of physicians practicing in this state; making an appropriation; 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 396 of NRS is hereby amended by adding
2 thereto the provisions set forth as sections 2 to 7, inclusive, of this
3 act.
4 **Sec. 2.** *As used in sections 2 to 7, inclusive, of this act, unless*
5 *the context otherwise requires, “Council” means the Council on*
6 *Graduate Medical Education created pursuant to section 3 of this*
7 *act.*
8 **Sec. 3.** 1. *The Board of Regents shall establish a Council*
9 *on Graduate Medical Education at a facility within the System.*
10 2. *The Council must consist of the following persons*
11 *appointed by the Board of Regents:*



- 1 (a) *The Dean of the University of Nevada School of Medicine;*
- 2 (b) *Not fewer than three persons who are actively engaged in*
- 3 *providing graduate medical education at the University of Nevada*
- 4 *School of Medicine;*
- 5 (c) *A person who represents the health care insurance industry*
- 6 *in this state; and*
- 7 (d) *Not fewer than three persons who represent the general*
- 8 *public.*
- 9 3. *Except for the Dean, each member serves a term of 2*
- 10 *years.*
- 11 4. *The Council shall meet at least quarterly.*
- 12 5. *The Dean of the University of Nevada School of Medicine*
- 13 *shall serve as Chairman of the Council. The Council shall*
- 14 *annually elect a Vice Chairman from among its members.*
- 15 6. *A majority of the members of the Council constitutes a*
- 16 *quorum, and a majority of members present must concur in any*
- 17 *decision.*
- 18 **Sec. 4.** *1. A member of the Council is not entitled to receive*
- 19 *any compensation for his services.*
- 20 2. *Each member of the Council is entitled to receive while*
- 21 *attending meetings of the Council or while engaging in official*
- 22 *business of the Council within the State:*
- 23 (a) *A per diem expense allowance not to exceed the greater of:*
- 24 (1) *The rate of \$60; or*
- 25 (2) *The maximum rate established by the Federal*
- 26 *Government for the locality in which the travel is performed.*
- 27 (b) *An amount equal to the allowance for travel by private*
- 28 *conveyance provided for state officers and employees generally*
- 29 *pursuant to subsection 3 of NRS 281.160.*
- 30 3. *The per diem allowance and travel expenses of:*
- 31 (a) *A member of the Council who is an officer or employee of*
- 32 *this state, including the System, or a local government thereof*
- 33 *must be paid by the state agency or the local government.*
- 34 (b) *Any other member of the Council must be paid by the*
- 35 *Board of Regents.*
- 36 4. *Each member of the Council who is an officer or employee*
- 37 *of this state, including the System, or a local government must be*
- 38 *relieved from his duties without loss of his regular compensation*
- 39 *so that he may perform his duties relating to the Council in the*
- 40 *most timely manner practicable. A state agency or local*
- 41 *government shall not require an officer or employee who is a*
- 42 *member of the Council to:*
- 43 (a) *Make up the time he is absent from work to fulfill his*
- 44 *obligations as a member of the Council; or*
- 45 (b) *Take annual leave or compensatory time for the absence.*



1 5. *The Board of Regents shall provide such administrative*
2 *support to the Council as is required to carry out its duties.*

3 **Sec. 5.** *The Board of Regents may:*

4 1. *Apply for any gift, grant or other money available for*
5 *graduate medical education from the Federal Government or any*
6 *other source for the support of the Council.*

7 2. *Receive, accept, invest, disburse and account for all money*
8 *received from the Federal Government or any other source for the*
9 *Council.*

10 3. *Adopt such regulations as it determines necessary to carry*
11 *out the provisions of sections 2 to 7, inclusive, of this act.*

12 **Sec. 6.** *The Council shall:*

13 1. *Determine the medical specialties in which there is a*
14 *shortage of physicians practicing in this state;*

15 2. *Study and make recommendations to the Board of Regents*
16 *and the Legislature concerning options for financing graduate*
17 *medical education; and*

18 3. *Advise the Board of Regents and the Legislature on the*
19 *status and needs of physicians seeking graduate medical*
20 *education.*

21 **Sec. 7.** 1. *The Council may establish a program to*
22 *encourage physicians to undertake graduate medical education in*
23 *medical specialties in which there is a shortage of physicians*
24 *practicing in this state.*

25 2. *The program must be administered by the Board of*
26 *Regents directly or through a designated officer or employee of the*
27 *System.*

28 3. *The program may make gifts, grants or loans to a*
29 *physician to pursue graduate medical education if:*

30 (a) *The medical specialty in which the physician is seeking*
31 *graduate medical education has been determined by the Council to*
32 *be a medical specialty in which there is a shortage of physicians*
33 *practicing in this state;*

34 (b) *The physician:*

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

37 (2) *Has received the degree of doctor of medicine from a*
38 *medical school:*

39 (I) *Approved by the Liaison Committee on Medical*
40 *Education of the American Medical Association and Association*
41 *of American Medical Colleges; or*

42 (II) *Which provides a course of professional instruction*
43 *equivalent to that provided in medical schools in the United States*
44 *approved by the Liaison Committee on Medical Education; and*



1 (3) Gives adequate assurances of his intentions to practice
2 in Nevada in that medical specialty upon the completion of his
3 graduate medical education;

4 (c) The program of graduate medical education for which the
5 gift, grant or loan is sought is a program of graduate medical
6 education or fellowship training approved by the:

7 (1) Council;
8 (2) Accreditation Council for Graduate Medical Education
9 of the American Medical Association; or

10 (3) Coordinating Council of Medical Education of the
11 Canadian Medical Association; and

12 (d) The physician and program satisfy such other
13 requirements as may be established by the Board of Regents by
14 regulation.

15 **Sec. 8.** 1. There is hereby appropriated from the State
16 General Fund to the Board of Regents of the University of Nevada
17 the sum of \$350,000 for the use of the Council on Graduate Medical
18 Education created pursuant to section 3 of this act.

19 2. Any remaining balance of the appropriation made by
20 subsection 1 must not be committed for expenditure after June 30,
21 2005, and reverts to the State General Fund as soon as all payments
22 of money committed have been made.

23 **Sec. 9.** 1. This section and section 8 of this act become
24 effective upon passage and approval.

25 2. Sections 1 to 7, inclusive, of this act become effective on
26 July 1, 2003.

