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SECOND REPRINT

A.B. 364

ASSEMBLY BILL NO. 364—ASSEMBLYMEN COHEN, O'NEILL;
ANDERSON, BROWN-MAY, DICKMAN, D'SILVA AND
GORELOW

MARCH 21, 2023

Referred to Committee on Commerce and Labor

SUMMARY—Revises provisions governing the Board of Medical
Examiners. (BDR 54-148)

FISCAL NOTE: Effect on Local Government: Increases or Newly
Provides for Term of Imprisonment in County or City
Jail or Detention Facility.
Effect on the State: Yes.

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

AN ACT relating to medicine; revising the membership of the
Board of Medical Examiners; and providing other matters
properly relating thereto.

Legislative Counsel's Digest:

1 Existing law provides that the Board of Medical Examiners consists of: (1) six
2 licensed physicians; (2) one representative of the interests of persons or agencies
3 that regularly provide health care to persons who are indigent, uninsured or unable
4 to afford health care; and (3) two residents of this State who are not affiliated with
5 the healing arts. (NRS 631.050) **Section 1** of this bill increases the size of the Board
6 of Medical Examiners from 9 members to 11 members. **Sections 2 and 3** of this
7 bill revise the membership of the Board to require the appointment of one member
8 who is a physician assistant and one member who is a practitioner of respiratory
9 care.

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

1 **Section 1.** NRS 630.050 is hereby amended to read as follows:
2 630.050 1. The Board of Medical Examiners consists of
3 ~~nine~~ *11* members appointed by the Governor.
4 2. No person may be appointed as a member of the Board to
5 serve for more than two consecutive full terms, but a person may be
6 reappointed after the lapse of 4 years.



1 **Sec. 2.** NRS 630.060 is hereby amended to read as follows:
2 630.060 1. Six members of the Board must be persons who
3 are licensed to practice medicine in this State, are actually engaged
4 in the practice of medicine in this State and have resided and
5 practiced medicine in this State for at least 5 years preceding their
6 respective appointments.

7 2. *One member of the Board must be a person who is licensed*
8 *to practice as a physician assistant in this State, is actually*
9 *engaged in practice as a physician assistant in this State and has*
10 *resided and practiced as a physician assistant in this State for at*
11 *least 5 years preceding his or her appointment.*

12 3. *One member of the Board must be a person who is licensed*
13 *to engage in the practice of respiratory care in this State, is*
14 *actually engaged in the practice of respiratory care in this State*
15 *and has resided and practiced respiratory care in this State for at*
16 *least 5 years preceding his or her appointment.*

17 4. One member of the Board must be a person who has resided
18 in this State for at least 5 years and who represents the interests of
19 persons or agencies that regularly provide health care to patients
20 who are indigent, uninsured or unable to afford health care. This
21 member must not be licensed under the provisions of this chapter.

22 ~~3.~~ 5. The remaining two members of the Board must be
23 persons who have resided in this State for at least 5 years and who:

24 (a) Are not licensed in any state to practice any healing art;

25 (b) Are not the spouse or the parent or child, by blood, marriage
26 or adoption, of a person licensed in any state to practice any healing
27 art;

28 (c) Are not actively engaged in the administration of any facility
29 for the dependent as defined in chapter 449 of NRS, medical facility
30 or medical school; and

31 (d) Do not have a pecuniary interest in any matter pertaining to
32 the healing arts, except as a patient or potential patient.

33 ~~4.~~ 6. The members of the Board must be selected without
34 regard to their individual political beliefs.

35 **Sec. 3.** The amendatory provisions of sections 1 and 2 of this
36 act do not affect the current term of appointment of any person who,
37 before the effective date of this act, is a member of the Board of
38 Medical Examiners, and each member continues to serve until the
39 expiration of his or her term or until the member vacates his or her
40 office, whichever occurs first. On and after the effective date of this
41 act, the Governor shall make appointments to the Board of Medical
42 Examiners in accordance with NRS 630.060, as amended by section
43 2 of this act.



1 **Sec. 4.** This act becomes effective upon passage and approval.

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