

MOCK-UP

PROPOSED AMENDMENT 4571 TO
SENATE BILL NO. 261

PREPARED FOR SENATOR PARKS
MAY 10, 2017

PREPARED BY THE LEGAL DIVISION

NOTE: THIS DOCUMENT SHOWS PROPOSED AMENDMENTS IN CONCEPTUAL FORM. THE LANGUAGE AND ITS PLACEMENT IN THE OFFICIAL AMENDMENT MAY DIFFER.

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) variations of **green bold underlining** is language proposed to be added in this amendment; (3) ~~red strikethrough~~ is deleted language in the original bill; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) orange double underlining is deleted language in the original bill proposed to be retained in this amendment.

WHEREAS, A patient should have the right to self-determination concerning his or her health care decisions based on communications with his or her physician; and

1 WHEREAS, Principles of law having their roots in common law and the
2 United States Constitution that date back to the late 19th century establish
3 the right of every person to the possession and control of his or her own
4 body, free from restraint or interference by others; and

5 WHEREAS, It is necessary to promote awareness and discussion of
6 health care issues in preparation for decisions concerning the end of the
7 life of a person; and

8 WHEREAS, A person should have the right to self-determination
9 concerning medically assisted, informed, voluntary decisions about dying
10 with dignity and avoiding unnecessary suffering; and

11 WHEREAS, A person who suffers from a terminal condition should
12 have the right to determine whether to fight for his or her life using all
13 reasonable care until life's end, to enroll in hospice care, to seek palliative
14 care, to ingest a drug to end his or her life or to take any combination of
15 those actions; now, therefore,
16

1
2 THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
3 SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:
4

5 **Section 1.** NRS 440.380 is hereby amended to read as follows:

6 440.380 1. ~~The~~ Except as otherwise provided in subsection 3, the

7 medical certificate of death must be signed by the physician, if any, last in
8 attendance on the deceased, or pursuant to regulations adopted by the
9 Board, it may be signed by the attending physician's associate physician,
10 the chief medical officer of the hospital or institution in which the death
11 occurred, or the pathologist who performed an autopsy upon the deceased.

12 The person who signs the medical certificate of death shall specify:

13 (a) The social security number of the deceased.

14 (b) The hour and day on which the death occurred.

15 (c) The cause of death, so as to show the cause of disease or sequence
16 of causes resulting in death, giving first the primary cause of death or the
17 name of the disease causing death, and the contributory or secondary
18 cause, if any, and the duration of each.

19 2. In deaths in hospitals or institutions, or of nonresidents, the
20 physician shall furnish the information required under this section, and
21 may state where, in the physician's opinion, the disease was contracted.

22 **3.** ~~The person who signs the~~ medical certificate of death of a
23 patient who dies after self-administering a controlled substance that is
24 designed to end the life of the patient in accordance with the provisions
25 of sections 3 to 26, inclusive, of this act must be signed by the attending
26 physician, who shall specify the terminal condition with which the
27 patient was diagnosed as the cause of death of the patient.

28 **Sec. 2.** Chapter 453 of NRS is hereby amended by adding thereto the
29 provisions set forth as sections 3 to 26, inclusive of this act.

30 **Sec. 3.** *As used in sections 3 to 26, inclusive, of this act, unless the*
31 *context otherwise requires, the words and terms defined in sections 4 to*
32 *10, inclusive, of this act have the meanings ascribed to them in those*
33 *sections.*

34 **Sec. 4.** *"Attending physician" means the physician who has*
35 *primary responsibility for the treatment of a terminal condition from*
36 *which a patient suffers.*

37 **Sec. 5.** *"Competent" means that a person has the ability to make,*
38 *communicate and understand the nature of decisions concerning his or*
39 *her health care.*

40 **Sec. 6.** *"Consulting physician" means a physician to whom a*
41 *patient is referred pursuant to subsection 4 of section 14 of this act for*
42 *confirmation of the diagnosis and prognosis of the patient and that the*
43 *patient is competent.*

44 **Sec. 7.** *"Division" means the Division of Public and Behavioral*
45 *Health of the Department of Health and Human Services.*

1 Sec. 8. *“Health care facility” means any facility licensed pursuant*
2 *to chapter 449 of NRS.*

3 Sec. 9. *“Prescription” means an order given individually for the*
4 *person for whom prescribed, directly from the attending physician to a*
5 *pharmacist or indirectly by means of an order signed by the attending*
6 *physician or an electronic transmission from the attending physician to a*
7 *pharmacist.*

8 Sec. 10. *“Terminal condition” means an incurable and irreversible*
9 *condition that cannot be cured or modified by any known current*
10 *medical therapy or treatment and which will, in the opinion of the*
11 *attending physician, result in death within 6 months.*

12 Sec. 10.5. *The Legislature hereby finds and declares that:*

13 *1. Terminally ill patients who have suffered prolonged and*
14 *unbearable pain as well as the loss of physical control at the end of their*
15 *lives deserve the right to a peaceful and dignified death.*

16 *2. Adults diagnosed to be within 6 months of death and of sound*
17 *mental health, as determined by at least two physicians, should be*
18 *allowed to request and receive medication that may be self-administered*
19 *by the patient to peacefully end life.*

20 *3. Other states that have enacted laws that allow terminally ill*
21 *patients to choose a dignified death have found improvements in*
22 *palliative and hospice care, including that nearly all of such patients*
23 *participate in hospice care, and that such patients are able to die at home*
24 *surrounded by loved ones and friends.*

25 *4. The provisions of 3 to 26, inclusive, of this act are intended to*
26 *provide the safeguards, procedures, written requirements and reporting*
27 *functions to allow a safe framework for terminally ill patients to make a*
28 *request to end their lives so that they may have control over their final*
29 *days.*

30 Sec. 11. *A patient may request that his or her attending physician*
31 *prescribe a controlled substance that is designed to end the life of the*
32 *patient if the patient:*

33 1. *Is at least 18 years of age;*

34 2. *Has been diagnosed with a terminal condition by the attending*
35 *physician and at least one consulting physician;*

36 3. *Is a resident of this State;*

37 4. *Has made an informed and voluntary decision to end his or her*
38 *own life; ~~and~~*

39 5. *Is competent ~~+~~; and*

40 6. *Is not requesting the controlled substance because of coercion or*
41 *undue influence.*

42 Sec. 12. 1. *A patient who wishes to obtain a prescription for a*
43 *controlled substance that is designed to end his or her life must:*

44 (a) *Make two verbal requests for the controlled substance to his or*
45 *her attending physician. The second verbal request must be made at least*

1 15 days after the first verbal request and at least 48 hours after the
2 written request is delivered to the attending physician pursuant to
3 paragraph (b).

4 (b) Make a written request for the controlled substance in the
5 manner prescribed pursuant to section 13 of this act and deliver the
6 written request to the attending physician. The written request for such a
7 controlled substance must be signed by the patient and two witnesses,
8 neither of whom may be the attending physician. At least one of the
9 witnesses must be a person who is not:

10 (1) Related to the patient by blood, marriage or adoption;
11 (2) Entitled to any portion of the estate of the patient upon death
12 under a will or by operation of law; or

13 (3) An owner, operator or employee of a health care facility where
14 the patient is receiving treatment or is a resident.

15 (c) Provide to the attending physician proof that the patient is a
16 resident of this State, which may include, without limitation:

17 (1) A valid driver's license or other identification card issued to
18 the patient by this State;

19 (2) A voter registration card issued to the patient pursuant to NRS
20 293.517; or

21 (3) Evidence that the patient owns or leases property in this State.

22 2. If a patient resides in a facility for long-term care or a facility for
23 hospice care at the time the patient makes a written request pursuant to
24 this section, one of the witnesses described in paragraph (b) of
25 subsection 1 must be designated to serve as a witness by the facility and
26 may include, without limitation, an ombudsman, a chaplain or a social
27 worker.

28 3. As used in this section:

29 (a) "Facility for hospice care" has the meaning ascribed to it in NRS
30 449.0033.

31 (b) "Facility for long-term care" has the meaning ascribed to it in
32 NRS 427A.028.

33 **Sec. 13.** A written request for a controlled substance that is
34 designed to end the life of a patient must be in substantially the following
35 form:

36 **REQUEST FOR A CONTROLLED SUBSTANCE**
37 **THAT IS DESIGNED TO END MY LIFE**

38
39 I,, am an adult of sound mind.

40
41
42 I am suffering from, which my attending
43 physician has determined is a terminal condition and which has
44 been medically confirmed by a consulting physician.
45

1 *I have been fully informed of my diagnosis, my prognosis, the*
2 *nature of the medication to be prescribed and the potential*
3 *associated risks and expected result of the medication and the*
4 *feasible alternatives, including comfort care, hospice care and*
5 *pain control.*

6 *I request that my attending physician prescribe a controlled*
7 *substance that I may self-administer to end my life and authorize*
8 *my attending physician to contact a pharmacist to fill the*
9 *prescription.*

10 **INITIAL ONE:**

11
12
13 *..... I have informed my family of my decision and taken*
14 *their opinions into consideration.*

15
16 *..... I have decided not to inform my family of my decision.*

17
18 *..... I have no family to inform of my decision.*

19
20 *I understand that I have the right to revoke this request at any*
21 *time.*

22
23 *I understand the full import of this request, and I expect to die*
24 *when I take the controlled substance to be prescribed. I further*
25 *understand that although most deaths occur within 3 hours, my*
26 *death may take longer and my attending physician has counseled*
27 *me about this possibility.*

28
29 *I make this request voluntarily and without reservation, and I*
30 *accept full moral responsibility for my actions.*

31
32 *Signed:*

33
34 *Dated:*

35
36 **DECLARATION OF WITNESSES**

37
38 *By initialing and signing below on or after the date the person*
39 *named above signs, we declare that the person making and signing*
40 *the above request:*

41
42 *Witness 1 Witness 2*
43 *Initials Initials*
44

- 1 1. *Is personally known to us or has*
- 2 *provided proof of identity;*
- 3 2. *Signed this request in our presence*
- 4 *on the date of the person's*
- 5 *signature;*
- 6 3. *Appears to be of sound mind and not*
- 7 *under duress, fraud or undue*
- 8 *influence; and*
- 9 4. *Is not a patient for whom either of*
- 10 *us is the attending physician.*

11
 12 *Printed Name of Witness 1:*
 13 *Signature of Witness 1/Date:*
 14 *Printed Name of Witness 2:*
 15 *Signature of Witness 2/Date:*

16
 17 *NOTE: One witness must not be a relative by blood, marriage*
 18 *or adoption of the person signing this request, must not be entitled*
 19 *to any portion of the person's estate upon death and must not own,*
 20 *operate or be employed at a health care facility where the person is*
 21 *a patient or resident. If the patient is an inpatient at a facility for*
 22 *long-term care or a facility for hospice care, one of the witnesses*
 23 *must be a person designated by the facility.*

24 **Sec. 14.** *Before prescribing a controlled substance that is designed*
 25 *to end the life of a patient, the attending physician of the patient must:*

- 26 1. *Inform the patient that he or she may revoke a request for the*
- 27 *controlled substance at any time and provide the patient with the*
- 28 *opportunity to revoke his or her second verbal request made pursuant to*
- 29 *subsection 1 of section 12 of this act;*
- 30 2. *Determine and verify, after each verbal and written request for*
- 31 *the controlled substance made pursuant to subsection 1 of section 12 of*
- 32 *this act and immediately before writing the prescription, that the patient*
- 33 *meets the requirements of subsections 4 and 5 of section 11 of this act;*
- 34 3. *Confirm that the patient meets the requirements of subsection 6*
- 35 *of section 11 of this act by discussing with the patient, outside the*
- 36 *presence of all persons other than an interpreter, if required, whether the*
- 37 *patient is feeling coerced or unduly influenced by another person;*
- 38 4. *Discuss with the patient:*
- 39 (a) *The diagnosis and prognosis of the patient;*
- 40 (b) *All available methods of treating or managing the terminal*
- 41 *condition of the patient, including, without limitation, comfort care,*
- 42 *hospice care and pain control;*
- 43 (c) *The probable effects of the controlled substance; and*
- 44 (d) *The importance of having another person present when the*
- 45 *patient self-administers the controlled substance;*

1 ~~4.~~ 5. Refer the patient to a consulting physician who is qualified
2 by reason of specialty or experience to diagnose the terminal condition of
3 the patient for examination and receive confirmation from that physician
4 of the diagnosis and prognosis of the patient and that the patient meets
5 the requirements of subsections 4 and 5 of section 11 of this act; ~~and~~

6 ~~5.~~ 6. Instruct the patient against self-administering the
7 controlled substance in a public place; and

8 7. Recommend that the patient notify his or her next of kin of the
9 patient's decision to end his or her life.

10 Sec. 15. 1. If the attending physician to whom a patient makes a
11 request for a controlled substance that is designed to end the life of the
12 patient or a consulting physician determines that the patient may not be
13 competent, the attending physician:

14 (a) Shall refer the patient for examination by a psychiatrist or
15 psychologist; and

16 (b) Must not prescribe a controlled substance that is designed to end
17 the life of the patient unless the psychiatrist or psychologist concludes,
18 based on the examination, that the patient is competent to make a
19 decision concerning whether to end his or her life.

20 2. If a patient is examined pursuant to subsection 1, the psychiatrist
21 or psychologist shall report to the attending physician his or her
22 determination regarding whether the patient is competent to make a
23 decision concerning whether to end his or her life.

24 Sec. 16. 1. ~~The~~ Except as otherwise provided in section 16.5 of
25 this act, the attending physician of a patient may prescribe a controlled
26 substance that is designed to end the life of the patient after the attending
27 physician has ensured that the requirements of sections 11 to 15,
28 inclusive, of this act have been met. ~~An attending physician shall not~~
29 ~~prescribe a controlled substance that is designed to end the life of a~~
30 ~~patient based solely on the age or disability of the patient.~~

31 2. After an attending physician prescribes a controlled substance
32 that is designed to end the life of a patient, the attending physician shall,
33 with the written consent of the patient, contact a pharmacist and inform
34 the pharmacist of the prescription. After the pharmacist has been
35 notified, the attending physician shall give the prescription directly to the
36 pharmacist or electronically transmit the prescription directly to the
37 pharmacist.

38 3. A controlled substance that is designed to end the life of a patient
39 may only be dispensed by a registered pharmacist or by the attending
40 physician of the patient. A pharmacist may only dispense such a
41 controlled substance pursuant to a valid prescription provided by an
42 attending physician in accordance with subsection 2 to:

43 (a) The patient;

44 (b) The attending physician who prescribed the controlled substance;

45 or

1 (c) An agent of the patient who has been expressly identified to the
2 pharmacist as such by the patient.

3 4. A pharmacist shall not dispense a controlled substance that is
4 designed to end the life of a patient by mail or any other delivery service.

5 Sec. 16.5. An attending physician shall not prescribe a controlled
6 substance that is designed to end the life of a patient based solely on the
7 age or disability of the patient.

8 **Sec. 17. 1.** The attending physician of a patient who requests a
9 controlled substance that is designed to end the life of the patient shall
10 document in the medical record of the patient:

11 (a) Each request for such a controlled substance made by the patient
12 and each revocation of such a request;

13 (b) The diagnosis and the prognosis of the patient provided by the
14 attending physician;

15 (c) Each determination made by the attending physician concerning
16 whether the patient meets the requirements of subsections 4, ~~and~~ 5 and
17 6 of section 11 of this act;

18 (d) Confirmation that:

19 (1) The attending physician offered the patient the opportunity to
20 revoke his or her second verbal request for the controlled substance, as
21 required by subsection 1 of section 14 of this act; and

22 (2) The requirements set forth in sections 3 to 26, inclusive, of this
23 act have been satisfied; and

24 (e) The name, amount and dosage of any controlled substance
25 designed to end the life of the patient that the attending physician
26 prescribes for the patient.

27 2. A consulting physician shall report to the attending physician of
28 the patient and document in the medical record of the patient his or her:

29 (a) Diagnosis and opinion regarding the prognosis of the patient;
30 and

31 (b) Determination concerning whether the patient meets the
32 requirements of subsections 4 and 5 of section 11 of this act.

33 3. A psychiatrist or psychologist to whom a patient is referred
34 pursuant to section 15 of this act shall document in the medical record of
35 the patient his or her determination of whether the patient is competent
36 to make a decision concerning whether to end his or her life.

37 4. If a patient who has requested a controlled substance that is
38 designed to end his or her life changes his or her attending physician,
39 the prior attending physician must, upon the request of the patient or the
40 new attending physician, forward the medical records of the patient to
41 the new attending physician.

42 **Sec. 18. 1.** A patient who requests a controlled substance that is
43 designed to end his or her life may revoke the request at any time,
44 without regard to his or her age or physical or mental condition.

1 2. The revocation of a request for such a controlled substance
2 becomes effective immediately upon the patient communicating the
3 revocation to his or her attending physician. When the patient revokes
4 such a request, the attending physician must document the revocation in
5 the medical record of the patient.

6 **Sec. 19. 1.** Only a patient to whom a controlled substance
7 designed to end his or her life is prescribed may administer the
8 controlled substance. No other person may administer the controlled
9 substance to the patient.

10 2. If any amount of a controlled substance that is designed to end
11 the life of a patient is not self-administered, it must be disposed of in
12 accordance with law.

13 **Sec. 20. 1.** An attending physician who prescribes a controlled
14 substance that is designed to end the life of a patient shall ~~not~~ :

15 (a) Not more than 30 days after prescribing the controlled substance,
16 provide to the Division ~~the~~ name and amount of the controlled
17 substance prescribed, ~~and~~ the purpose for which the controlled
18 substance was prescribed ~~it~~; and

19 (b) If the patient died from self-administering the controlled
20 substance, not more than 30 days after the death of the patient, provide
21 to the Division the age at death, level of education, race, sex and type of
22 insurance of the patient and the terminal condition from which the
23 patient suffered.

24 2. A registered pharmacist who dispenses a controlled substance
25 that is designed to end the life of a patient shall, not more than 30 days
26 after dispensing the controlled substance, provide to the Division the
27 name and amount of the controlled substance ~~prescribed~~ dispensed and
28 the purpose for which the controlled substance was ~~prescribed~~
29 dispensed.

30 3. The Division may adopt regulations requiring an attending
31 physician who prescribes a controlled substance that is designed to end
32 the life of a patient pursuant to section 16 of this act or a registered
33 pharmacist who dispenses such a controlled substance to provide to the
34 Division any other relevant information, except that the Division may not
35 require the reporting of any personally identifiable information of a
36 patient to whom a controlled substance that is designed to end the life of
37 the patient is prescribed or dispensed.

38 4. Except as otherwise provided in section 20.5 of this act and NRS
39 239.0115, any information or records submitted to the Division pursuant
40 to this section are confidential.

41 **Sec. 20.5. The Division shall:**

42 1. Compile an annual report concerning the implementation of the
43 provisions of sections 3 to 26, inclusive, of this act. The report must
44 include, for the immediately preceding calendar year:

1 (a) The number of patients to whom a controlled substance that is
2 designed to end the life of the patient has been prescribed;

3 (b) The number of patients described in paragraph (a) who died and
4 the causes of those deaths;

5 (c) The number of deaths in this State from administering a controlled
6 substance that is designed to end the life of the patient per 10,000 deaths
7 in this State;

8 (e) The number of physicians who prescribed a controlled substance
9 that is designed to end the life of the patient;

10 (f) Demographic information for the patients who died from self-
11 administering a controlled substance that is designed to end the life of
12 the patient, including the age at death, level of education, race, sex, type
13 of insurance and the terminal condition from which the patients
14 suffered; and

15 (g) The name of each such controlled substance prescribed to end the
16 life of the patient and the frequency with which each such controlled
17 substance was prescribed for that purpose.

18 2. On or before February 1 of each year:

19 (a) Make the report compiled pursuant to subsection 1 publicly
20 available on the Internet website maintained by the Division; and

21 (b) Submit the report to the Director of the Legislative Counsel
22 Bureau for transmittal to the Legislative Committee on Health Care, if
23 the report concerns an odd-numbered year, or to the next session of the
24 Legislature, if the report concerns an even-numbered year.

25 Sec. 21. 1. A physician is not ~~guilty of unprofessional conduct~~
26 ~~and~~ subject to professional discipline, does not violate any applicable
27 standard of care and is not subject to civil or criminal liability solely
28 because the physician takes any action in good faith to comply with
29 sections 3 to 26, inclusive, of this act.

30 2. A psychiatrist or psychologist who examines a patient pursuant to
31 section 15 of this act is not ~~guilty of unprofessional conduct or~~ subject
32 to professional discipline, does not violate any applicable standard of
33 care and is not subject to civil or criminal liability solely because he or
34 she concludes and reports to the attending physician that the patient is
35 competent or not competent.

36 3. A registered pharmacist is not ~~guilty of unprofessional conduct~~
37 ~~or~~ subject to professional discipline, does not violate any applicable
38 standard of care and is not subject to civil or criminal liability solely
39 because the pharmacist dispenses a controlled substance that is designed
40 to end the life of a patient in good faith to comply with section 16 of this
41 act.

42 Sec. 22. 1. Death resulting from a patient self-administering a
43 controlled substance that is designed to end his or her life in accordance
44 with the provisions of sections 3 to 26, inclusive, of this act does not
45 constitute suicide or homicide.

1 2. Any report or other document produced by this State, any
2 political subdivision of this State or any agency, board, commission,
3 department, officer, employee or agent of this State must refer to a
4 request for, acquisition of, prescription of, dispensation of and self-
5 administration of a controlled substance that is designed to end the life
6 of a patient as ~~such~~ a request for, acquisition of, prescription of,
7 dispensation of and self-administration, as applicable, of a controlled
8 substance that is designed to end the life of a patient.

9 Sec. 23. 1. A person shall not prevent or require a patient to make
10 or revoke a request for a controlled substance that is designed to end the
11 life of the patient as a condition of receiving health care.

12 2. Any provision in any contract or agreement entered into on or
13 after the effective date of this act, whether written or oral, that would
14 affect the right of a patient to take any action in accordance with the
15 provisions of sections 3 to 26, inclusive, of this act is unenforceable and
16 void.

17 Sec. 24. 1. It is unlawful for any person to:

18 (a) Alter or forge a request for a controlled substance that is designed
19 to end the life of another person with the intent of causing the death of
20 the person;

21 (b) Coerce or exert undue influence on a person to:

22 (1) Request a controlled substance that is designed to end the life
23 of the person;

24 (2) Refrain from revoking a request for a controlled substance
25 that is designed to end the life of the person pursuant to section 18 of this
26 act; or

27 (3) Self-administer a controlled substance designed to end the life
28 of the person; or

29 (c) Willfully conceal, cancel, deface, obliterate or withhold personal
30 knowledge of the revocation by a person of a request for a controlled
31 substance that is designed to end the life of the person.

32 2. Any person who violates this section is guilty of a category A
33 felony and shall be punished by imprisonment in the state prison:

34 (a) For life with the possibility of parole, with eligibility for parole
35 beginning when a minimum of 5 years has been served; or

36 (b) For a definite term of 15 years, with eligibility for parole
37 beginning when a minimum of 5 years has been served.

38 Sec. 25. The provisions of sections 3 to 26, inclusive, of this act do
39 not:

40 1. Require an attending physician to prescribe a controlled
41 substance that is designed to end the life of a patient ~~or~~ or require a
42 pharmacist to fill a prescription for or dispense such a controlled
43 substance;

44 2. Affect the responsibility of a physician to provide treatment for a
45 patient's comfort or alleviation of pain; or

1 3. *Condone, authorize or approve mercy killing, euthanasia or*
2 *assisted suicide.*

3 **Sec. 26. 1.** *The owner or operator of a health care facility may*
4 *prohibit ~~[a physician, psychiatrist or psychologist who is employed by or~~*
5 *~~provides services on the premises] :~~*

6 *(a) Any employee or independent contractor of the health care*
7 *facility from providing any services described in sections 3 to 26,*
8 *inclusive, of this act while acting within the scope of his or her*
9 *employment or contract, as applicable, with the health care facility; or*
10 *font*

11 *(b) Any other person, including, without limitation, an employee or*
12 *independent contractor of the health care facility or another health care*
13 *provider who provides services on the premises of the health care facility,*
14 *from providing any services described in sections 3 to 26, inclusive, of*
15 *this act on the premises of the health care facility. ~~[by providing written]~~*

16 **2.** *An owner or operator of a health care facility who prohibits any*
17 *person from providing services described in sections 3 to 26, inclusive, of*
18 *this act shall provide notice of the prohibition to:*

19 *(a) Each ~~[such physician, psychiatrist and psychologist,]~~ employee*
20 *and independent contractor of the health care facility;*
21 *and*

22 *(b) Each ~~[patient of the health care facility,]~~ health care provider not*
23 *described in paragraph (a) who provides services on the premises of the*
24 *health care facility, including, without limitation, through telehealth as*
25 *defined in NRS 629.515.*

26 ~~2.~~ **3.** *The owner or operator of a health care facility may take any*
27 *action authorized by law or authorized pursuant to any applicable rule,*
28 *policy, procedure or contract against any ~~[physician, psychiatrist or~~*
29 *~~psychologist] person~~ who provides a service prohibited by the owner or*
30 *operator in compliance with subsection 1 while acting within the scope*
31 *of his or her employment or contract, as applicable, with or on the*
32 *premises of the health care facility.*

33 **Sec. 27.** NRS 453.256 is hereby amended to read as follows:

34 453.256 1. Except as otherwise provided in subsection 2, a
35 substance included in schedule II must not be dispensed without the
36 written prescription of a practitioner.

37 2. A controlled substance included in schedule II may be dispensed
38 without the written prescription of a practitioner only:

39 (a) In an emergency, as defined by regulation of the Board, upon oral
40 prescription of a practitioner, reduced to writing promptly and in any case
41 within 72 hours, signed by the practitioner and filed by the pharmacy.

42 (b) Pursuant to an electronic prescription of a practitioner which
43 complies with any regulations adopted by the Board concerning the use of
44 electronic prescriptions.

1 (c) Upon the use of a facsimile machine to transmit the prescription for
2 a substance included in schedule II by a practitioner or a practitioner's
3 agent to a pharmacy for:

- 4 (1) Direct administration to a patient by parenteral solution; or
5 (2) A resident of a facility for intermediate care or a facility for
6 skilled nursing which is licensed as such by the Division of Public and
7 Behavioral Health of the Department.

8 ↪ A prescription transmitted by a facsimile machine pursuant to this
9 paragraph must be printed on paper which is capable of being retained for
10 at least 2 years. For the purposes of this section, an electronic prescription
11 or a prescription transmitted by facsimile machine constitutes a written
12 prescription. The pharmacy shall keep prescriptions in conformity with the
13 requirements of NRS 453.246. A prescription for a substance included in
14 schedule II must not be refilled.

15 3. Except when dispensed directly by a practitioner, other than a
16 pharmacy, to an ultimate user, a substance included in schedule III or IV
17 which is a dangerous drug as determined under NRS 454.201, must not be
18 dispensed without a written or oral prescription of a practitioner. The
19 prescription must not be filled or refilled more than 6 months after the date
20 thereof or be refilled more than five times, unless renewed by the
21 practitioner.

22 4. A substance included in schedule V may be distributed or
23 dispensed only for a medical purpose, including medical treatment or
24 authorized research.

25 5. A practitioner may dispense or deliver a controlled substance to or
26 for a person or animal only for medical treatment or authorized research in
27 the ordinary course of his or her profession.

28 6. No civil or criminal liability or administrative sanction may be
29 imposed on a pharmacist for action taken in good faith in reliance on a
30 reasonable belief that an order purporting to be a prescription was issued
31 by a practitioner in the usual course of professional treatment or in
32 authorized research.

33 7. An individual practitioner may not dispense a substance included
34 in schedule II, III or IV for the practitioner's own personal use except in a
35 medical emergency.

36 8. A person who violates this section is guilty of a category E felony
37 and shall be punished as provided in NRS 193.130.

38 9. As used in this section:

39 (a) "Facsimile machine" means a device which sends or receives a
40 reproduction or facsimile of a document or photograph which is
41 transmitted electronically or telephonically by telecommunications lines.

42 (b) "Medical treatment" includes ~~dispensing~~ :
43 *(1) Dispensing* or administering a narcotic drug for pain, whether or
44 not intractable ~~H~~ ; and

1 (2) *Dispensing a controlled substance designed to end the life of a*
2 *patient pursuant to the provisions of sections 3 to 26, inclusive, of this*
3 *act.*

4 (c) "Parenteral solution" has the meaning ascribed to it in
5 NRS 639.0105.

6 **Sec. 28.** NRS 453.375 is hereby amended to read as follows:

7 453.375 1. ~~1A~~ *Except as otherwise provided in section 19 of this*
8 *act, a* controlled substance may be possessed and administered by the
9 following persons:

10 (a) A practitioner.

11 (b) A registered nurse licensed to practice professional nursing or
12 licensed practical nurse, at the direction of a physician, physician assistant,
13 dentist, podiatric physician or advanced practice registered nurse, or
14 pursuant to a chart order, for administration to a patient at another location.

15 (c) A paramedic:

16 (1) As authorized by regulation of:

17 (I) The State Board of Health in a county whose population is
18 less than 100,000; or

19 (II) A county or district board of health in a county whose
20 population is 100,000 or more; and

21 (2) In accordance with any applicable regulations of:

22 (I) The State Board of Health in a county whose population is
23 less than 100,000;

24 (II) A county board of health in a county whose population is
25 100,000 or more; or

26 (III) A district board of health created pursuant to NRS 439.362
27 or 439.370 in any county.

28 (d) A respiratory therapist, at the direction of a physician or physician
29 assistant.

30 (e) A medical student, student in training to become a physician
31 assistant or student nurse in the course of his or her studies at an accredited
32 college of medicine or approved school of professional or practical
33 nursing, at the direction of a physician or physician assistant and:

34 (1) In the presence of a physician, physician assistant or a registered
35 nurse; or

36 (2) Under the supervision of a physician, physician assistant or a
37 registered nurse if the student is authorized by the college or school to
38 administer the substance outside the presence of a physician, physician
39 assistant or nurse.

40 ↪ A medical student or student nurse may administer a controlled
41 substance in the presence or under the supervision of a registered nurse
42 alone only if the circumstances are such that the registered nurse would be
43 authorized to administer it personally.

44 (f) An ultimate user or any person whom the ultimate user designates
45 pursuant to a written agreement.

1 (g) Any person designated by the head of a correctional institution.
2 (h) A veterinary technician at the direction of his or her supervising
3 veterinarian.

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

7 (j) In accordance with applicable regulations of the State Board of
8 Pharmacy, an animal control officer, a wildlife biologist or an employee
9 designated by a federal, state or local governmental agency whose duties
10 include the control of domestic, wild and predatory animals.

11 (k) A person who is enrolled in a training program to become a
12 paramedic, respiratory therapist or veterinary technician if the person
13 possesses and administers the controlled substance in the same manner and
14 under the same conditions that apply, respectively, to a paramedic,
15 respiratory therapist or veterinary technician who may possess and
16 administer the controlled substance, and under the direct supervision of a
17 person licensed or registered to perform the respective medical art or a
18 supervisor of such a person.

19 2. As used in this section, "accredited college of medicine" means:

20 (a) A medical school that is accredited by the Liaison Committee on
21 Medical Education of the American Medical Association and the
22 Association of American Medical Colleges or their successor
23 organizations; or

24 (b) A school of osteopathic medicine, as defined in
25 NRS 633.121.

26 **Sec. 29.** NRS 133.065 is hereby amended to read as follows:

27 133.065 **1.** Except *as otherwise provided in subsection 2 or* to the
28 extent that it violates public policy, a testator may:

29 ~~H+~~ **(a)** Make a devise conditional upon a devisee's action or failure to
30 take action or upon the occurrence or nonoccurrence of one or more
31 specified events; and

32 ~~fz+~~ **(b)** Specify the conditions or actions which would disqualify a
33 person from serving or which would constitute cause for removal of a
34 person who is serving in any capacity under the will, including, without
35 limitation, as a personal representative, guardian or trustee.

36 **2.** *Any provision in a will executed on or after the effective date of*
37 *this act that conditions a devise on any person requesting or failing to*
38 *request a controlled substance designed to end his or her life, revoking*
39 *such a request or self-administering such a controlled substance in*
40 *accordance with the provisions of sections 3 to 26, inclusive, of this act is*
41 *unenforceable and void.*

42 **Sec. 30.** NRS 159.054 is hereby amended to read as follows:

43 159.054 **1.** If the court finds the proposed ward competent and not
44 in need of a guardian, the court shall dismiss the petition.

1 2. If the court finds the proposed ward to be of limited capacity and in
2 need of a special guardian, the court shall enter an order accordingly and
3 specify the powers and duties of the special guardian.

4 3. If the court finds that appointment of a general guardian is
5 required, the court shall appoint a general guardian of the ward's person,
6 estate, or person and estate.

7 ***4. A proposed ward shall not be deemed to be in need of a general***
8 ***or special guardian based solely upon a request by the proposed ward for***
9 ***a controlled substance that is designed to end his or her life or the***
10 ***revocation of such a request if made in accordance with the provisions of***
11 ***sections 3 to 26, inclusive, of this act.***

12 **Sec. 31.** NRS 239.010 is hereby amended to read as follows:

13 239.010 1. Except as otherwise provided in this section and NRS
14 1.4683, 1.4687, 1A.110, 41.071, 49.095, 62D.420, 62D.440, 62E.516,
15 62E.620, 62H.025, 62H.030, 62H.170, 62H.220, 62H.320, 75A.100,
16 75A.150, 76.160, 78.152, 80.113, 81.850, 82.183, 86.246, 86.54615,
17 87.515, 87.5413, 87A.200, 87A.580, 87A.640, 88.3355, 88.5927, 88.6067,
18 88A.345, 88A.7345, 89.045, 89.251, 90.730, 91.160, 116.757, 116A.270,
19 116B.880, 118B.026, 119.260, 119.265, 119.267, 119.280, 119A.280,
20 119A.653, 119B.370, 119B.382, 120A.690, 125.130, 125B.140, 126.141,
21 126.161, 126.163, 126.730, 127.007, 127.057, 127.130, 127.140,
22 127.2817, 130.312, 130.712, 136.050, 159.044, 172.075, 172.245,
23 176.015, 176.0625, 176.09129, 176.156, 176A.630, 178.39801, 178.4715,
24 178.5691, 179.495, 179A.070, 179A.165, 179A.450, 179D.160, 200.3771,
25 200.3772, 200.5095, 200.604, 202.3662, 205.4651, 209.392, 209.3925,
26 209.419, 209.521, 211A.140, 213.010, 213.040, 213.095, 213.131,
27 217.105, 217.110, 217.464, 217.475, 218A.350, 218E.625, 218F.150,
28 218G.130, 218G.240, 218G.350, 228.270, 228.450, 228.495, 228.570,
29 231.069, 231.1473, 233.190, 237.300, 239.0105, 239.0113, 239B.030,
30 239B.040, 239B.050, 239C.140, 239C.210, 239C.230, 239C.250,
31 239C.270, 240.007, 241.020, 241.030, 241.039, 242.105, 244.264,
32 244.335, 250.087, 250.130, 250.140, 250.150, 268.095, 268.490, 268.910,
33 271A.105, 281.195, 281A.350, 281A.440, 281A.550, 284.4068, 286.110,
34 287.0438, 289.025, 289.080, 289.387, 289.830, 293.5002, 293.503,
35 293.558, 293B.135, 293D.510, 331.110, 332.061, 332.351, 333.333,
36 333.335, 338.070, 338.1379, 338.16925, 338.1725, 338.1727, 348.420,
37 349.597, 349.775, 353.205, 353A.049, 353A.085, 353A.100, 353C.240,
38 360.240, 360.247, 360.255, 360.755, 361.044, 361.610, 365.138, 366.160,
39 368A.180, 372A.080, 378.290, 378.300, 379.008, 385A.830, 385B.100,
40 387.626, 387.631, 388.1455, 388.259, 388.501, 388.503, 388.513,
41 388.750, 391.035, 392.029, 392.147, 392.264, 392.271, 392.850, 394.167,
42 394.1698, 394.447, 394.460, 394.465, 396.3295, 396.405, 396.525,
43 396.535, 398.403, 408.3885, 408.3886, 408.3888, 408.5484, 412.153,
44 416.070, 422.2749, 422.305, 422A.342, 422A.350, 425.400, 427A.1236,
45 427A.872, 432.205, 432B.175, 432B.280, 432B.290, 432B.407, 432B.430,

1 432B.560, 433.534, 433A.360, 439.840, 439B.420, 440.170, 441A.195,
2 441A.220, 441A.230, 442.330, 442.395, 445A.665, 445B.570, 449.209,
3 449.245, 449.720, 450.140, 453.164, 453.720, 453A.610, 453A.700,
4 458.055, 458.280, 459.050, 459.3866, 459.555, 459.7056, 459.846,
5 463.120, 463.15993, 463.240, 463.3403, 463.3407, 463.790, 467.1005,
6 480.365, 481.063, 482.170, 482.5536, 483.340, 483.363, 483.575,
7 483.659, 483.800, 484E.070, 485.316, 503.452, 522.040, 534A.031,
8 561.285, 571.160, 584.655, 587.877, 598.0964, 598.098, 598A.110,
9 599B.090, 603.070, 603A.210, 604A.710, 612.265, 616B.012, 616B.015,
10 616B.315, 616B.350, 618.341, 618.425, 622.310, 623.131, 623A.137,
11 624.110, 624.265, 624.327, 625.425, 625A.185, 628.418, 628B.230,
12 628B.760, 629.047, 629.069, 630.133, 630.30665, 630.336, 630A.555,
13 631.368, 632.121, 632.125, 632.405, 633.283, 633.301, 633.524, 634.212,
14 634.214, 634A.185, 635.158, 636.107, 637.085, 637B.288, 638.087,
15 638.089, 639.2485, 639.570, 640.075, 640A.220, 640B.730, 640C.400,
16 640C.745, 640C.760, 640D.190, 640E.340, 641.090, 641A.191, 641B.170,
17 641C.760, 642.524, 643.189, 644.446, 645.180, 645.625, 645A.050,
18 645A.082, 645B.060, 645B.092, 645C.220, 645C.225, 645D.130,
19 645D.135, 645E.300, 645E.375, 645G.510, 645H.320, 645H.330,
20 647.0945, 647.0947, 648.033, 648.197, 649.065, 649.067, 652.228,
21 654.110, 656.105, 661.115, 665.130, 665.133, 669.275, 669.285,
22 669A.310, 671.170, 673.430, 675.380, 676A.340, 676A.370, 677.243,
23 679B.122, 679B.152, 679B.159, 679B.190, 679B.285, 679B.690,
24 680A.270, 681A.440, 681B.260, 681B.410, 681B.540, 683A.0873,
25 685A.077, 686A.289, 686B.170, 686C.306, 687A.110, 687A.115,
26 687C.010, 688C.230, 688C.480, 688C.490, 692A.117, 692C.190,
27 692C.3536, 692C.3538, 692C.354, 692C.420, 693A.480, 693A.615,
28 696B.550, 703.196, 704B.320, 704B.325, 706.1725, 706A.230, 710.159,
29 711.600, *and section 20 of this act*, sections 35, 38 and 41 of chapter 478,
30 Statutes of Nevada 2011 and section 2 of chapter 391, Statutes of Nevada
31 2013 and unless otherwise declared by law to be confidential, all public
32 books and public records of a governmental entity must be open at all
33 times during office hours to inspection by any person, and may be fully
34 copied or an abstract or memorandum may be prepared from those public
35 books and public records. Any such copies, abstracts or memoranda may
36 be used to supply the general public with copies, abstracts or memoranda
37 of the records or may be used in any other way to the advantage of the
38 governmental entity or of the general public. This section does not
39 supersede or in any manner affect the federal laws governing copyrights or
40 enlarge, diminish or affect in any other manner the rights of a person in
41 any written book or record which is copyrighted pursuant to federal law.
42 2. A governmental entity may not reject a book or record which is
43 copyrighted solely because it is copyrighted.
44 3. A governmental entity that has legal custody or control of a public
45 book or record shall not deny a request made pursuant to subsection 1 to

1 inspect or copy or receive a copy of a public book or record on the basis
2 that the requested public book or record contains information that is
3 confidential if the governmental entity can redact, delete, conceal or
4 separate the confidential information from the information included in the
5 public book or record that is not otherwise confidential.

6 4. A person may request a copy of a public record in any medium in
7 which the public record is readily available. An officer, employee or agent
8 of a governmental entity who has legal custody or control of a public
9 record:

10 (a) Shall not refuse to provide a copy of that public record in a readily
11 available medium because the officer, employee or agent has already
12 prepared or would prefer to provide the copy in a different medium.

13 (b) Except as otherwise provided in NRS 239.030, shall, upon request,
14 prepare the copy of the public record and shall not require the person who
15 has requested the copy to prepare the copy himself or herself.

16 **Sec. 32.** ~~NRS 287.010 is hereby amended to read as follows:~~

17 ~~287.010 1. The governing body of any county, school district,~~
18 ~~municipal corporation, political subdivision, public corporation or other~~
19 ~~local governmental agency of the State of Nevada may:~~

20 ~~(a) Adopt and carry into effect a system of group life, accident or~~
21 ~~health insurance, or any combination thereof, for the benefit of its officers~~
22 ~~and employees, and the dependents of officers and employees who elect to~~
23 ~~accept the insurance and who, where necessary, have authorized the~~
24 ~~governing body to make deductions from their compensation for the~~
25 ~~payment of premiums on the insurance.~~

26 ~~(b) Purchase group policies of life, accident or health insurance, or any~~
27 ~~combination thereof, for the benefit of such officers and employees, and~~
28 ~~the dependents of such officers and employees, as have authorized the~~
29 ~~purchase, from insurance companies authorized to transact the business of~~
30 ~~such insurance in the State of Nevada, and, where necessary, deduct from~~
31 ~~the compensation of officers and employees the premiums upon insurance~~
32 ~~and pay the deductions upon the premiums.~~

33 ~~(c) Provide group life, accident or health coverage through a self-~~
34 ~~insurance reserve fund and, where necessary, deduct contributions to the~~
35 ~~maintenance of the fund from the compensation of officers and employees~~
36 ~~and pay the deductions into the fund. The money accumulated for this~~
37 ~~purpose through deductions from the compensation of officers and~~
38 ~~employees and contributions of the governing body must be maintained as~~
39 ~~an internal service fund as defined by NRS 354.543. The money must be~~
40 ~~deposited in a state or national bank or credit union authorized to transact~~
41 ~~business in the State of Nevada. Any independent administrator of a fund~~
42 ~~created under this section is subject to the licensing requirements of~~
43 ~~chapter 683A of NRS, and must be a resident of this State. Any contract~~
44 ~~with an independent administrator must be approved by the Commissioner~~
45 ~~of Insurance as to the reasonableness of administrative charges in relation~~

1 ~~to contributions collected and benefits provided. The provisions of NRS~~
2 ~~687B.408, 689B.030 to 689B.050, inclusive, and 689B.287 and section 41~~
3 ~~of this act apply to coverage provided pursuant to this paragraph.~~

4 ~~—(d) Defray part or all of the cost of maintenance of a self-insurance~~
5 ~~fund or of the premiums upon insurance. The money for contributions~~
6 ~~must be budgeted for in accordance with the laws governing the county,~~
7 ~~school district, municipal corporation, political subdivision, public~~
8 ~~corporation or other local governmental agency of the State of Nevada.~~

9 ~~—2. If a school district offers group insurance to its officers and~~
10 ~~employees pursuant to this section, members of the board of trustees of the~~
11 ~~school district must not be excluded from participating in the group~~
12 ~~insurance. If the amount of the deductions from compensation required to~~
13 ~~pay for the group insurance exceeds the compensation to which a trustee is~~
14 ~~entitled, the difference must be paid by the trustee.~~

15 ~~—3. In any county in which a legal services organization exists, the~~
16 ~~governing body of the county, or of any school district, municipal~~
17 ~~corporation, political subdivision, public corporation or other local~~
18 ~~governmental agency of the State of Nevada in the county, may enter into~~
19 ~~a contract with the legal services organization pursuant to which the~~
20 ~~officers and employees of the legal services organization, and the~~
21 ~~dependents of those officers and employees, are eligible for any life,~~
22 ~~accident or health insurance provided pursuant to this section to the~~
23 ~~officers and employees, and the dependents of the officers and employees,~~
24 ~~of the county, school district, municipal corporation, political subdivision,~~
25 ~~public corporation or other local governmental agency.~~

26 ~~—4. If a contract is entered into pursuant to subsection 3, the officers~~
27 ~~and employees of the legal services organization:~~

28 ~~—(a) Shall be deemed, solely for the purposes of this section, to be~~
29 ~~officers and employees of the county, school district, municipal~~
30 ~~corporation, political subdivision, public corporation or other local~~
31 ~~governmental agency with which the legal services organization has~~
32 ~~contracted; and~~

33 ~~—(b) Must be required by the contract to pay the premiums or~~
34 ~~contributions for all insurance which they elect to accept or of which they~~
35 ~~authorize the purchase.~~

36 ~~—5. A contract that is entered into pursuant to subsection 3:~~

37 ~~—(a) Must be submitted to the Commissioner of Insurance for approval~~
38 ~~not less than 30 days before the date on which the contract is to become~~
39 ~~effective.~~

40 ~~—(b) Does not become effective unless approved by the Commissioner.~~

41 ~~—(c) Shall be deemed to be approved if not disapproved by the~~
42 ~~Commissioner within 30 days after its submission.~~

43 ~~—6. As used in this section, “legal services organization” means an~~
44 ~~organization that operates a program for legal aid and receives money~~
45 ~~pursuant to NRS 19.031.] **(Deleted by amendment.)**~~

1 **Sec. 33.** ~~NRS 287.04335 is hereby amended to read as follows:~~
2 ~~287.04335 If the Board provides health insurance through a plan of~~
3 ~~self insurance, it shall comply with the provisions of NRS 689B.255,~~
4 ~~695G.150, 695G.160, 695G.162, 695G.164, 695G.1645, 695G.1665,~~
5 ~~695G.167, 695G.170 to 695G.173, inclusive, 695G.177, 695G.200 to~~
6 ~~695G.230, inclusive, 695G.241 to 695G.310, inclusive, and 695G.405, and~~
7 ~~section 52 of this act in the same manner as an insurer that is licensed~~
8 ~~pursuant to title 57 of NRS is required to comply with those provisions.]~~
9 **(Deleted by amendment.)**

10 **Sec. 34.** NRS 639.1375 is hereby amended to read as follows:
11 639.1375 1. Subject to the limitations set forth in NRS 632.237 **†**
12 **and except as otherwise provided in section 16 of this act,** an advanced
13 practice registered nurse may dispense controlled substances, poisons,
14 dangerous drugs and devices if the advanced practice registered nurse:
15 (a) Passes an examination administered by the State Board of Nursing
16 on Nevada law relating to pharmacy and submits to the State Board of
17 Pharmacy evidence of passing that examination;
18 (b) Is authorized to do so by the State Board of Nursing in a license
19 issued by that Board; and
20 (c) Applies for and obtains a certificate of registration from the State
21 Board of Pharmacy and pays the fee set by a regulation adopted by the
22 Board. The Board may set a single fee for the collective certification of
23 advanced practice registered nurses in
24 the employ of a public or nonprofit agency and a different fee for the
25 individual certification of other advanced practice registered nurses.
26 2. The State Board of Pharmacy shall consider each application from
27 an advanced practice registered nurse separately, and may:
28 (a) Issue a certificate of registration limiting:
29 (1) The authority of the advanced practice registered nurse to
30 dispense controlled substances, poisons, dangerous drugs and devices;
31 (2) The area in which the advanced practice registered nurse may
32 dispense;
33 (3) The kind and amount of controlled substances, poisons,
34 dangerous drugs and devices which the certificate permits the advanced
35 practice registered nurse to dispense; and
36 (4) The practice of the advanced practice registered nurse which
37 involves controlled substances, poisons, dangerous drugs and devices in
38 any manner which the Board finds necessary to protect the health, safety
39 and welfare of the public;
40 (b) Issue a certificate of registration without any limitation not
41 contained in the license issued by the State Board of Nursing; or
42 (c) Refuse to issue a certificate of registration, regardless of the
43 provisions of the license issued by the State Board of Nursing.
44 3. If a certificate of registration issued pursuant to this section is
45 suspended or revoked, the Board may also suspend or revoke the

1 registration of the physician for and with whom the advanced practice
2 registered nurse is in practice to dispense controlled substances.

3 4. The Board shall adopt regulations setting forth the maximum
4 amounts of any controlled substance, poison, dangerous drug and devices
5 which an advanced practice registered nurse who holds a certificate from
6 the Board may dispense, the conditions under which they must be stored,
7 transported and safeguarded, and the records which each such nurse shall
8 keep. In adopting its regulations, the Board shall consider:

9 (a) The areas in which an advanced practice registered nurse who holds
10 a certificate from the Board can be expected to practice and the
11 populations of those areas;

12 (b) The experience and training of the advanced practice registered
13 nurse;

14 (c) Distances between areas of practice and the nearest hospitals and
15 physicians;

16 (d) Whether the advanced practice registered nurse is authorized to
17 prescribe a controlled substance listed in schedule II pursuant to a protocol
18 approved by a collaborating physician;

19 (e) Effects on the health, safety and welfare of the public; and

20 (f) Other factors which the Board considers important to the regulation
21 of the practice of advanced practice registered nurses who hold certificates
22 from the Board.

23 **Sec. 35.** NRS 639.238 is hereby amended to read as follows:

24 639.238 1. Prescriptions filled and on file in a pharmacy are not a
25 public record. Except as otherwise provided in NRS 439.538 and
26 639.2357, *and section 20 of this act*, a pharmacist shall not divulge the
27 contents of any prescription or provide a copy of any prescription, except
28 to:

29 (a) The patient for whom the original prescription was issued;

30 (b) The practitioner who originally issued the prescription;

31 (c) A practitioner who is then treating the patient;

32 (d) A member, inspector or investigator of the Board or an inspector of
33 the Food and Drug Administration or an agent of the Investigation
34 Division of the Department of Public Safety;

35 (e) An agency of state government charged with the responsibility of
36 providing medical care for the patient;

37 (f) An insurance carrier, on receipt of written authorization signed by
38 the patient or his or her legal guardian, authorizing the release of such
39 information;

40 (g) Any person authorized by an order of a district court;

41 (h) Any member, inspector or investigator of a professional licensing
42 board which licenses a practitioner who orders prescriptions filled at the
43 pharmacy;

1 (i) Other registered pharmacists for the limited purpose of and to the
2 extent necessary for the exchange of information relating to persons who
3 are suspected of:

4 (1) Misusing prescriptions to obtain excessive amounts of drugs; or
5 (2) Failing to use a drug in conformity with the directions for its use
6 or taking a drug in combination with other drugs in a manner that could
7 result in injury to that person;

8 (j) A peace officer employed by a local government for the limited
9 purpose of and to the extent necessary:

10 (1) For the investigation of an alleged crime reported by an
11 employee of the pharmacy where the crime was committed; or

12 (2) To carry out a search warrant or subpoena issued pursuant to a
13 court order; or

14 (k) A county coroner, medical examiner or investigator employed by
15 an office of a county coroner for the purpose of:

16 (1) Identifying a deceased person;
17 (2) Determining a cause of death; or
18 (3) Performing other duties authorized by law.

19 2. Any copy of a prescription for a controlled substance or a
20 dangerous drug as defined in chapter 454 of NRS that is issued to a county
21 coroner, medical examiner or investigator employed by an office of a
22 county coroner must be limited to a copy of the prescription filled or on
23 file for:

24 (a) The person whose name is on the container of the controlled
25 substance or dangerous drug that is found on or near the body of a
26 deceased person; or

27 (b) The deceased person whose cause of death is being determined.

28 3. Except as otherwise provided in NRS 639.2357, any copy of a
29 prescription for a controlled substance or a dangerous drug as defined in
30 chapter 454 of NRS, issued to a person authorized by this section to
31 receive such a copy, must contain all of the information appearing on the
32 original prescription and be clearly marked on its face "Copy, Not
33 Refillable—For Reference Purposes Only." The copy must bear the name
34 or initials of the registered pharmacist who prepared the copy.

35 4. If a copy of a prescription for any controlled substance or a
36 dangerous drug as defined in chapter 454 of NRS is furnished to the
37 customer, the original prescription must be voided and notations made
38 thereon showing the date and the name of the person to whom the copy
39 was furnished.

40 5. As used in this section, "peace officer" does not include:

41 (a) A member of the Police Department of the Nevada System of
42 Higher Education.

43 (b) A school police officer who is appointed or employed pursuant to
44 NRS 391.281.

1 **Sec. 36.** Chapter 688A of NRS is hereby amended by adding thereto
2 a new section to read as follows:

3 *An insurer shall not:*

4 1. *Deny a claim under a policy of life insurance or annuity contract,*
5 *cancel a policy of life insurance or annuity contract or impose an*
6 *additional charge on a policyholder or beneficiary solely because the*
7 ~~*policyholder or beneficiary*~~ *insured has, in accordance with the*
8 *provisions of sections 3 to 26, inclusive, of this act, requested a*
9 *controlled substance designed to end the life of the* ~~*policyholder or*~~
10 ~~*beneficiary, as applicable,*~~ *insured, revoked such a request or self-*
11 *administered such a controlled substance.*

12 2. *Refuse to sell, provide or issue a policy of life insurance or*
13 *annuity contract that covers a person or charge a higher rate to cover a*
14 *person solely because the person has, in accordance with the provisions*
15 *of sections 3 to 26, inclusive, of this act, requested a controlled substance*
16 *designed to end the life of the person or revoked such a request.*

17 **Sec. 37.** Chapter 688B of NRS is hereby amended by adding thereto
18 a new section to read as follows:

19 *An insurer shall not:*

20 1. *Deny a claim under a policy of group life insurance, cancel a*
21 *policy of group life insurance or impose an additional charge on a*
22 *policyholder or beneficiary solely because the* ~~*policyholder or*~~
23 ~~*beneficiary*~~ *insured has, in accordance with the provisions of sections 3*
24 *to 26, inclusive, of this act, requested a controlled substance designed to*
25 *end the life of the* ~~*policyholder or beneficiary, as applicable,*~~ *insured,*
26 *revoked such a request or self-administered such a controlled substance.*

27 2. *Refuse to sell, provide or issue a policy of group life insurance*
28 *that covers a person or charge a higher rate to cover a person solely*
29 *because the person has, in accordance with the provisions of sections 3*
30 *to 26, inclusive, of this act, requested a controlled substance designed to*
31 *end the life of the person or revoked such a request.*

32 **Sec. 38.** NRS 688B.040 is hereby amended to read as follows:

33 688B.040 No policy of group life insurance shall be delivered in this
34 State unless it contains in substance the provisions set forth in NRS
35 688B.040 to 688B.150, inclusive, *and section 37 of this act* or provisions
36 which in the opinion of the Commissioner are more favorable to the
37 persons insured, or at least as favorable to the persons insured and more
38 favorable to the policyholder; except:

39 1. NRS 688B.100 to 688B.140, inclusive, *and section 37 of this act*
40 do not apply to policies issued to a creditor to insure debtors of such
41 creditor;

42 2. The standard provisions required for individual life insurance
43 policies do not apply to group life insurance policies; and

44 3. If the group life insurance policy is on a plan of insurance other
45 than the term plan, it shall contain a nonforfeiture provision or provisions

1 which in the opinion of the Commissioner is or are equitable to the insured
2 persons and to the policyholder; but nothing in this subsection shall be
3 construed to require that group life insurance policies contain the same
4 nonforfeiture provisions as are required for individual life insurance
5 policies.

6 **Sec. 39.** ~~Chapter 689A of NRS is hereby amended by adding thereto~~
7 ~~a new section to read as follows:~~

8 ~~—An insurer shall not:~~

9 ~~—1. Deny a claim under a policy of health insurance, cancel a policy~~
10 ~~of health insurance or impose an additional charge on an insured solely~~
11 ~~because the insured has, in accordance with the provisions of sections 3~~
12 ~~to 26, inclusive, of this act, requested a controlled substance designed to~~
13 ~~end the life of the insured, revoked such a request or self administered~~
14 ~~such a controlled substance.~~

15 ~~—2. Refuse to sell, provide or issue a policy of health insurance or~~
16 ~~charge a higher rate to a person solely because the person has, in~~
17 ~~accordance with the provisions of sections 3 to 26, inclusive, of this act,~~
18 ~~requested a controlled substance designed to end the life of the person or~~
19 ~~revoked such a request.] (Deleted by amendment.)~~

20 **Sec. 40.** ~~NRS 689A.330 is hereby amended to read as follows:~~

21 ~~—689A.330— If any policy is issued by a domestic insurer for delivery to~~
22 ~~a person residing in another state, and if the insurance commissioner or~~
23 ~~corresponding public officer of that other state has informed the~~
24 ~~Commissioner that the policy is not subject to approval or disapproval by~~
25 ~~that officer, the Commissioner may by ruling require that the policy meet~~
26 ~~the standards set forth in NRS 689A.030 to 689A.320, inclusive [], and~~
27 ~~section 39 of this act.] (Deleted by amendment.)~~

28 **Sec. 41.** ~~Chapter 689B of NRS is hereby amended by adding thereto~~
29 ~~a new section to read as follows:~~

30 ~~—An insurer shall not:~~

31 ~~—1. Deny a claim under a policy of group health insurance or blanket~~
32 ~~accident and health insurance, cancel such a policy or impose an~~
33 ~~additional charge on an insured or policyholder solely because the~~
34 ~~insured or policyholder, as applicable, has, in accordance with the~~
35 ~~provisions of sections 3 to 26, inclusive, of this act, requested a~~
36 ~~controlled substance designed to end the life of the insured or~~
37 ~~policyholder, as applicable, revoked such a request or self administered~~
38 ~~such a controlled substance.~~

39 ~~—2. Refuse to sell, provide or issue a policy of group health insurance~~
40 ~~or blanket accident and health insurance or charge a higher rate to a~~
41 ~~person solely because the person has, in accordance with the provisions~~
42 ~~of sections 3 to 26, inclusive, of this act, requested a controlled substance~~
43 ~~designed to end the life of the person or revoked such a request.]~~
44 ~~(Deleted by amendment.)~~

1 **Sec. 42.** ~~Chapter 689C of NRS is hereby amended by adding thereto~~
2 ~~a new section to read as follows:~~

3 ~~—A carrier shall not:~~

4 ~~—1. Deny a claim under a health benefit plan, cancel a health benefit~~
5 ~~plan or impose an additional charge on an insured solely because the~~
6 ~~insured has, in accordance with the provisions of sections 3 to 26,~~
7 ~~inclusive, of this act, requested a controlled substance designed to end~~
8 ~~the life of the insured, revoked such a request or self-administered such~~
9 ~~a controlled substance.~~

10 ~~—2. Refuse to sell, provide or issue a health benefit plan or charge a~~
11 ~~higher rate to a person solely because the person has, in accordance with~~
12 ~~the provisions of sections 3 to 26, inclusive, of this act, requested a~~
13 ~~controlled substance designed to end the life of the person or revoked~~
14 ~~such a request. (Deleted by amendment.)~~

15 **Sec. 43.** ~~NRS 689C.155 is hereby amended to read as follows:~~

16 ~~—689C.155 The Commissioner may adopt regulations to carry out the~~
17 ~~provisions of NRS 689C.109 to 689C.143, inclusive, 689C.156 to~~
18 ~~689C.159, inclusive, 689C.165, 689C.183, 689C.187, 689C.191 to~~
19 ~~689C.198, inclusive, 689C.203, 689C.207, 689C.265, 689C.325, 689C.355~~
20 ~~and 689C.610 to 689C.940, inclusive, and section 42 of this act, and to~~
21 ~~ensure that rating practices used by carriers serving small employers are~~
22 ~~consistent with those sections, including regulations that:~~

23 ~~—1. Ensure that differences in rates charged for health benefit plans by~~
24 ~~such carriers are reasonable and reflect only differences in the designs of~~
25 ~~the plans, the terms of the coverage, the amount contributed by the~~
26 ~~employers to the cost of coverage and differences based on the rating~~
27 ~~factors established by the carrier.~~

28 ~~—2. Prescribe the manner in which rating factors may be used by such~~
29 ~~carriers. (Deleted by amendment.)~~

30 **Sec. 44.** ~~NRS 689C.156 is hereby amended to read as follows:~~

31 ~~—689C.156 1. As a condition of transacting business in this State with~~
32 ~~small employers, a carrier shall actively market to a small employer each~~
33 ~~health benefit plan which is actively marketed in this State by the carrier to~~
34 ~~any small employer in this State. A carrier shall be deemed to be actively~~
35 ~~marketing a health benefit plan when it makes available any of its plans to~~
36 ~~a small employer that is not currently receiving coverage under a health~~
37 ~~benefit plan issued by that carrier.~~

38 ~~—2. A carrier shall issue to a small employer any health benefit plan~~
39 ~~marketed in accordance with this section if the eligible small employer~~
40 ~~applies for the plan and agrees to make the required premium payments~~
41 ~~and satisfy the other reasonable provisions of the health benefit plan that~~
42 ~~are not inconsistent with NRS 689C.015 to 689C.355, inclusive, and~~
43 ~~section 42 of this act and 689C.610 to 689C.940, inclusive, except that a~~
44 ~~carrier is not required to issue a health benefit plan to a self-employed~~

1 ~~person who is covered by, or is eligible for coverage under, a health~~
2 ~~benefit plan offered by another employer.~~

3 ~~3. If a health benefit plan marketed pursuant to this section provides,~~
4 ~~delivers, arranges for, pays for or reimburses any cost of health care~~
5 ~~services through managed care, the carrier shall provide a system for~~
6 ~~resolving any complaints of an employee concerning those health care~~
7 ~~services that complies with the provisions of NRS 695G.200 to 695G.310,~~
8 ~~inclusive.] (Deleted by amendment.)~~

9 **Sec. 45.** ~~NRS 689C.193 is hereby amended to read as follows:~~

10 ~~689C.193 1. A carrier shall not place any restriction on a small~~
11 ~~employer or an eligible employee or a dependent of the eligible employee~~
12 ~~as a condition of being a participant in or a beneficiary of a health benefit~~
13 ~~plan that is inconsistent with NRS 689C.015 to 689C.355, inclusive [.] ,~~
14 ~~and section 42 of this act.~~

15 ~~2. A carrier that offers health insurance coverage to small employers~~
16 ~~pursuant to this chapter shall not establish rules of eligibility, including,~~
17 ~~but not limited to, rules which define applicable waiting periods, for the~~
18 ~~initial or continued enrollment under a health benefit plan offered by the~~
19 ~~carrier that are based on the following factors relating to the eligible~~
20 ~~employee or a dependent of the eligible employee:~~

21 ~~(a) Health status;~~

22 ~~(b) Medical condition, including physical and mental illnesses, or both;~~

23 ~~(c) Claims experience;~~

24 ~~(d) Receipt of health care;~~

25 ~~(e) Medical history;~~

26 ~~(f) Genetic information;~~

27 ~~(g) Evidence of insurability, including conditions which arise out of~~
28 ~~acts of domestic violence;~~

29 ~~(h) Disability;~~

30 ~~3. Except as otherwise provided in NRS 689C.190, the provisions of~~
31 ~~subsection 1 do not require a carrier to provide particular benefits other~~
32 ~~than those that would otherwise be provided under the terms of the health~~
33 ~~benefit plan or coverage.~~

34 ~~4. As a condition of enrollment or continued enrollment under a~~
35 ~~health benefit plan, a carrier shall not require any person to pay a premium~~
36 ~~or contribution that is greater than the premium or contribution for a~~
37 ~~similarly situated person covered by similar coverage on the basis of any~~
38 ~~factor described in subsection 2 in relation to the person or a dependent of~~
39 ~~the person.~~

40 ~~5. Nothing in this section:~~

41 ~~(a) Restricts the amount that a small employer may be charged for~~
42 ~~coverage by a carrier;~~

43 ~~(b) Prevents a carrier from establishing premium discounts or rebates~~
44 ~~or from modifying otherwise applicable copayments or deductibles in~~

1 ~~return for adherence by the insured person to programs of health~~
2 ~~promotion and disease prevention; or~~

3 ~~—(c) Precludes a carrier from establishing rules relating to employer~~
4 ~~contribution or group participation when offering health insurance~~
5 ~~coverage to small employers in this State.~~

6 ~~—6. As used in this section:~~

7 ~~—(a) “Contribution” means the minimum employer contribution toward~~
8 ~~the premium for enrollment of participants and beneficiaries in a health~~
9 ~~benefit plan.~~

10 ~~—(b) “Group participation” means the minimum number of participants~~
11 ~~or beneficiaries that must be enrolled in a health benefit plan in relation to~~
12 ~~a specified percentage or number of eligible persons or employees of the~~
13 ~~employer.] (Deleted by amendment.)~~

14 ~~Sec. 46. [NRS 689C.425 is hereby amended to read as follows:~~

15 ~~—689C.425 A voluntary purchasing group and any contract issued to~~
16 ~~such a group pursuant to NRS 689C.360 to 689C.600, inclusive, are~~
17 ~~subject to the provisions of NRS 689C.015 to 689C.355, inclusive, and~~
18 ~~section 42 of this act to the extent applicable and not in conflict with the~~
19 ~~express provisions of NRS 687B.408 and 689C.360 to 689C.600,~~
20 ~~inclusive.] (Deleted by amendment.)~~

21 ~~Sec. 47. [Chapter 695A of NRS is hereby amended by adding thereto~~
22 ~~a new section to read as follows:~~

23 ~~—A society that provides health benefits shall not:~~

24 ~~—1. Deny a claim under a benefit contract, cancel a benefit contract~~
25 ~~or impose an additional charge on an insured solely because an insured~~
26 ~~has, in accordance with the provisions of sections 3 to 26, inclusive, of~~
27 ~~this act, requested a controlled substance designed to end the life of the~~
28 ~~insured, revoked such a request or self administered such a controlled~~
29 ~~substance.~~

30 ~~—2. Refuse to sell, provide or issue a benefit contract or charge a~~
31 ~~higher rate to a person solely because the person has, in accordance with~~
32 ~~the provisions of sections 3 to 26, inclusive, of this act, requested a~~
33 ~~controlled substance designed to end the life of the person or revoked~~
34 ~~such a request.] (Deleted by amendment.)~~

35 ~~Sec. 48. [Chapter 695B of NRS is hereby amended by adding thereto~~
36 ~~a new section to read as follows:~~

37 ~~—A hospital or medical service corporation shall not:~~

38 ~~—1. Deny a claim under a policy of health insurance, cancel such a~~
39 ~~policy or impose an additional charge on an insured solely because the~~
40 ~~insured has, in accordance with the provisions of sections 3 to 26,~~
41 ~~inclusive, of this act, requested a controlled substance designed to end~~
42 ~~the life of the insured, revoked such a request or self administered such~~
43 ~~a controlled substance.~~

44 ~~—2. Refuse to sell, provide or issue a policy of health insurance to a~~
45 ~~person or charge a higher rate solely because the person has, in~~

~~accordance with the provisions of sections 3 to 26, inclusive, of this act, requested a controlled substance designed to end the life of the person or revoked such a request.~~ **(Deleted by amendment.)**

Sec. 49. ~~Chapter 695C of NRS is hereby amended by adding thereto a new section to read as follows:~~

~~A health maintenance organization shall not:~~

~~1. Deny a claim under a health care plan, cancel a health care plan or impose an additional charge on an enrollee solely because the enrollee has, in accordance with the provisions of sections 3 to 26, inclusive, of this act, requested a controlled substance designed to end the life of the enrollee, revoked such a request or self-administered such a controlled substance.~~

~~2. Refuse to sell or provide a health care plan to a person, refuse to enroll a person in a health care plan or charge a higher rate solely because the person has, in accordance with the provisions of sections 3 to 26, inclusive, of this act, requested a controlled substance designed to end the life of the person or revoked such a request.~~ **(Deleted by amendment.)**

Sec. 50. ~~NRS 695C.050 is hereby amended to read as follows:~~

~~695C.050 1. Except as otherwise provided in this chapter or in specific provisions of this title, the provisions of this title are not applicable to any health maintenance organization granted a certificate of authority under this chapter. This provision does not apply to an insurer licensed and regulated pursuant to this title except with respect to its activities as a health maintenance organization authorized and regulated pursuant to this chapter.~~

~~2. Solicitation of enrollees by a health maintenance organization granted a certificate of authority, or its representatives, must not be construed to violate any provision of law relating to solicitation or advertising by practitioners of a healing art.~~

~~3. Any health maintenance organization authorized under this chapter shall not be deemed to be practicing medicine and is exempt from the provisions of chapter 630 of NRS.~~

~~4. The provisions of NRS 695C.110, 695C.125, 695C.1691, 695C.1693, 695C.170, 695C.1703, 695C.1705, 695C.1709 to 695C.173, inclusive, 695C.1733, 695C.1735, 695C.1734, 695C.1735 to 695C.1755, inclusive, 695C.176 to 695C.200, inclusive, and section 49 of this act and 695C.265 do not apply to a health maintenance organization that provides health care services through managed care to recipients of Medicaid under the State Plan for Medicaid or insurance pursuant to the Children's Health Insurance Program pursuant to a contract with the Division of Health Care Financing and Policy of the Department of Health and Human Services. This subsection does not exempt a health maintenance organization from any provision of this chapter for services provided pursuant to any other contract.~~

1 ~~5. The provisions of NRS 695C.1694, 695C.1695, 695C.1708,~~
2 ~~695C.1731, 695C.17345 and 695C.1757 apply to a health maintenance~~
3 ~~organization that provides health care services through managed care to~~
4 ~~recipients of Medicaid under the State Plan for Medicaid.} **(Deleted by**~~
5 ~~**amendment.)**~~

6 **Sec. 51.** ~~{NRS 695F.090 is hereby amended to read as follows:~~
7 ~~695F.090 Prepaid limited health service organizations are subject to~~
8 ~~the provisions of this chapter and to the following provisions, to the extent~~
9 ~~reasonably applicable:~~

10 ~~1. NRS 687B.310 to 687B.420, inclusive, concerning cancellation~~
11 ~~and nonrenewal of policies.~~

12 ~~2. NRS 687B.122 to 687B.128, inclusive, concerning readability of~~
13 ~~policies.~~

14 ~~3. The requirements of NRS 679B.152.~~

15 ~~4. The fees imposed pursuant to NRS 449.465.~~

16 ~~5. NRS 686A.010 to 686A.310, inclusive, concerning trade practices~~
17 ~~and frauds.~~

18 ~~6. The assessment imposed pursuant to NRS 679B.700.~~

19 ~~7. Chapter 683A of NRS.~~

20 ~~8. To the extent applicable, the provisions of NRS 689B.340 to~~
21 ~~689B.580, inclusive, and chapter 689C of NRS relating to the portability~~
22 ~~and availability of health insurance.~~

23 ~~9. NRS 689A.035, 689A.0463, 689A.410, 689A.413 and 689A.415~~
24 ~~{ and section 39 of this act.~~

25 ~~10. NRS 680B.025 to 680B.039, inclusive, concerning premium tax,~~
26 ~~premium tax rate, annual report and estimated quarterly tax payments. For~~
27 ~~the purposes of this subsection, unless the context otherwise requires that a~~
28 ~~section apply only to insurers, any reference in those sections to "insurer"~~
29 ~~must be replaced by a reference to "prepaid limited health service~~
30 ~~organization."~~

31 ~~11. Chapter 692C of NRS, concerning holding companies.~~

32 ~~12. NRS 689A.637, concerning health centers.} **(Deleted by**~~
33 ~~**amendment.)**~~

34 **Sec. 52.** ~~{Chapter 695G of NRS is hereby amended by adding thereto~~
35 ~~a new section to read as follows:~~

36 ~~*A managed care organization shall not:*~~

37 ~~1. Deny a claim under a health care plan, cancel a health care plan~~
38 ~~or impose an additional charge on an insured solely because the insured~~
39 ~~has requested a controlled substance designed to end the life of the~~
40 ~~insured, revoked such a request or self administered such a controlled~~
41 ~~substance in accordance with the provisions of sections 3 to 26,~~
42 ~~inclusive, of this act.~~

43 ~~2. Refuse to sell or provide a health care plan to a person, refuse to~~
44 ~~enroll a person in a health care plan or charge a higher rate solely~~
45 ~~because the person has requested a controlled substance designed to end~~

1 ~~the life of the person in accordance with the provisions of sections 3 to~~
2 ~~26, inclusive, of this act or revoked such a request.] (Deleted by~~
3 ~~amendment.)~~

4 **Sec. 53.** ~~NRS 695G.090 is hereby amended to read as follows:~~

5 ~~695G.090 1. Except as otherwise provided in subsection 3, the~~
6 ~~provisions of this chapter apply to each organization and insurer that~~
7 ~~operates as a managed care organization and may include, without~~
8 ~~limitation, an insurer that issues a policy of health insurance, an insurer~~
9 ~~that issues a policy of individual or group health insurance, a carrier~~
10 ~~serving small employers, a fraternal benefit society, a hospital or medical~~
11 ~~service corporation and a health maintenance organization.~~

12 ~~2. In addition to the provisions of this chapter, each managed care~~
13 ~~organization shall comply with:~~

14 ~~(a) The provisions of chapter 686A of NRS, including all obligations~~
15 ~~and remedies set forth therein; and~~

16 ~~(b) Any other applicable provision of this title.~~

17 ~~3. The provisions of NRS 695G.164, 695G.165, 695G.167,~~
18 ~~695G.200 to 695G.230, inclusive, and 695G.430 and section 52 of this act~~
19 ~~do not apply to a managed care organization that provides health care~~
20 ~~services to recipients of Medicaid under the State Plan for Medicaid or~~
21 ~~insurance pursuant to the Children's Health Insurance Program pursuant to~~
22 ~~a contract with the Division of Health Care Financing and Policy of the~~
23 ~~Department of Health and Human Services. This subsection does not~~
24 ~~exempt a managed care organization from any provision of this chapter for~~
25 ~~services provided pursuant to any other contract.] (Deleted by~~
26 ~~amendment.)~~

27 **Sec. 53.5.** The provisions of subsection 1 of NRS 218D.380 do not
28 apply to any provision of this act which adds or revises a requirement
29 to submit a report to the Legislature.

30 **Sec. 54.** This act becomes effective upon passage and approval.

H