

# **PROPOSED REGULATION OF THE BOARD OF MEDICAL EXAMINERS**

## **LCB File No. R043-11**

### **Notice of Workshops to Solicit Comments on Proposed Regulations**

The Nevada State Board of Medical Examiners, located at 1105 Terminal Way, Ste. 301, Reno, Nevada 89502, (775) 688-2559 is proposing the amendment of regulations pertaining to chapter 630 of the Nevada Administrative Code. A workshop has been set for 11:00 a.m., on Wednesday, December 7, 2011, at 1105 Terminal Way, Ste. 301, Reno, Nevada. The workshops will be videoconferenced to the conference room at the Nevada State Board of Medical Examiners/Dental Examiners located at 6010 S. Rainbow Blvd., Bldg. A, Ste. 1, Las Vegas, Nevada. The purpose of the workshops is to solicit comments from interested persons on the following general topics that may be addressed in the proposed regulations:

R043-11      1)      Relating to practitioners of respiratory care; revising provisions relating to proof the applicant for licensure is required to submit to the Board of Medical Examiners concerning the completion of an educational program as a practitioner of respiratory care; and providing other matters properly relating thereto.

R059-11      2)      Relating to standards for the provision of health care; updating the title of certain guidelines for pain control adopted by the Board of Medical Examiners; and providing other matters properly relating thereto.

R060-11      3)      Relating to providers of health care; revising provisions governing investigations concerning practitioners of respiratory care and perfusionists who test positive for exposure to human immunodeficiency virus; and providing other matters properly relating thereto.

R061-11      4)      Relating to perfusion; requiring an original signature on a document submitted to the Board of Medical Examiners by an applicant for a license to practice as a perfusionist; and providing other matters properly relating thereto.

R062-11      5)      Relating to disciplinary findings and orders; providing for the delivery of certain disciplinary findings and orders of the Board of Medical Examiners by electronic mail to hospitals and members of the media; revising provisions governing the delivery of disciplinary findings and orders of the Board to include findings and orders pertaining to perfusionists and practitioners of respiratory care; and providing other matters properly relating thereto.

A copy of all materials relating to the proposals may be obtained at the workshops or by contacting the Nevada State Board of Medical Examiners at P.O. Box 7238, Reno, Nevada 89510-7238, (775) 688-2559. A reasonable fee for copying may be charged.

This Notice of Workshops to Solicit Comments on Proposed Regulations has been sent to all persons on the agency's mailing list for administrative regulations and posted at the following locations:

Washoe County Courthouse	Reno, Nevada
Carson City Library	Carson City, Nevada
Clark County District Library	Las Vegas, Nevada
Churchill County Library	Fallon, Nevada
Douglas County Library	Minden, Nevada
Elko County Library	Elko, Nevada
Esmeralda County Library	Goldfield, Nevada
Humboldt County Library	Winnemucca, Nevada
Lander County Library	White Pine, Nevada
Lincoln County Library	Pioche, Nevada
Lyon County Library	Yerington, Nevada
Mineral County Library	Hawthorne, Nevada
Tonopah Public Library (Nye County)	Tonopah, Nevada
Pershing County Library	Lovelock, Nevada
Storey County Library	Virginia City, Nevada
White Pine County Library	Ely, Nevada

**NOTICE OF INTENT TO ACT UPON REGULATIONS**  
**Notice of Hearings for the Adoption/Amendment of Regulations of the**  
**Nevada State Board of Medical Examiners**

The Nevada State Board of Medical Examiners will hold public hearings at 11:00 am, on Wednesday, December 21, 2011, at the office of the Nevada State Board of Medical Examiners located at 1105 Terminal Way, Ste. 301, Reno, Nevada. The public hearings will be videoconferenced to the conference room at the Nevada State Board of Medical Examiners/Dental Examiners located at 6010 S. Rainbow Blvd., Bldg. A, Ste. 1, Las Vegas, Nevada. The purpose of the hearings is to receive comments from all interested persons regarding the adoption of regulations that pertain to chapter 630 of the Nevada Administrative Code.

The following information is provided pursuant to the requirements of NRS 233B.0603:

1. The proposed amendments are necessary to establish Board of Medical Examiners policy and to clarify existing Board of Medical Examiners policy.
2. A copy of this notice and the regulations to be adopted will be on file at the State Library, 100 Stewart Street, Carson City, Nevada, for inspection by members of the public during business hours. Additional copies of the notice and the regulations to be adopted will be available at the office of the Nevada State Board of Medical Examiners at 1105 Terminal Way, Ste. 301, Reno, Nevada 89502, and in all counties in which an office of the agency is not maintained, at the main public library, for inspection and copying by members of the public during business hours. This notice and the text of the proposed regulations are also available in the State of Nevada Register of Administrative Regulations, which is prepared and published monthly by the Legislative Counsel Bureau pursuant to NRS 233B.0653, and on the Internet at <http://www.leg.state.nv.us>. Copies of this notice and the proposed regulations will also be mailed to members of the public upon request. A reasonable fee may be charged for copies if it is deemed necessary.
3. The proposed amendment will not have a direct economic effect on the business of the practice of medicine or the public.
4. Enforcement of the proposed amendments will not result in an increased cost to the Nevada State Board of Medical Examiners.
5. To the Board's knowledge, the proposed amendments do not overlap or duplicate the regulations of other state or local governmental agencies or any federal regulations.
6. The proposed regulations do not establish new fees or increase existing fees.

Persons wishing to comment upon the proposed action of the Nevada State Board of Medical Examiners may appear at the scheduled public hearing or may address their comments, data, views, or arguments, in written form, to the Nevada State Board of Medical Examiners, P.O. Box 7238, Reno, Nevada 89510-7238. Written submissions must be received by the Nevada State Board of Medical Examiners on or before

**January 6, 2012.** If no person who is directly affected by the proposed action appears to request time to make an oral presentation, the Nevada State Board of Medical Examiners may proceed immediately to act upon any written submissions.

A copy of this notice and the regulations to be amended will be on file at the State Library, 100 Stewart Street, Carson City, Nevada, for inspection by members of the public during business hours. Additional copies of the notice and the regulations to be amended will be available at the office of the Nevada State Board of Medical Examiners at 1105 Terminal Way, Ste. 301, Reno, Nevada 89502, and in all counties in which an office of the agency is not maintained, at the main public library, for inspection and copying by members of the public during business hours. This notice and the text of the proposed regulations are also available in the State of Nevada Register of Administrative Regulations, which is prepared and published monthly by the Legislative Counsel Bureau pursuant to NRS 233B.0653, and on the Internet at <http://www.leg.state.nv.us>. Copies of this notice and the proposed regulation will also be mailed to members of the public upon request. A reasonable fee may be charged for copies if it is deemed necessary.

Upon adoption of any regulation, the agency, if requested to do so by an interested person, either before adoption or within 30 days thereafter, will issue a concise statement of the principal reasons for and against its adoption and incorporate therein its reason for overruling the consideration urged against its adoption.

This notice of hearings has been posted at the following locations:

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Churchill County Library	Fallon, Nevada
Douglas County Library	Minden, Nevada
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