

**PROPOSED REGULATION OF THE
STATE BOARD OF NURSING**

LCB File No. R113-11

NEVADA STATE BOARD OF NURSING
5011 Meadowood Mall Way, Suite 300, Reno, Nevada 89502
2500 W. Sahara Avenue, Suite 207, Las Vegas, Nevada 89102
telephone 775.687.7700 facsimile 775.687.7707
website www.nursingboard.state.nv.us
e-mail nursingboard@nsbn.state.nv.us

November 9, 2011

NOTICE OF INTENT TO ACT UPON A REGULATION

**NOTICE OF WORKSHOP AND HEARING FOR THE ADOPTION
AND AMENDMENT OF REGULATIONS OF
THE NEVADA STATE BOARD OF NURSING**

The Nevada State Board of Nursing will hold a public workshop at 1:00 p.m., on December 21, 2011, at the Nevada State Board of Nursing offices in Reno and Las Vegas, Nevada, connected by videoconference. The addresses of those offices are: Reno: 5011 Meadowood Mall Way, Suite 300, Reno, Nevada 89502; Las Vegas: 2500 W. Sahara Avenue, Suite 207, Las Vegas, Nevada 89102.

The Nevada State Board of Nursing will hold a public hearing at 9:00 a.m., on January 10, 2012, at the Nevada State Board of Nursing board meeting held in Reno, Nevada. The address of that hearing is the Tuscan Suites, 255 E. Flamingo Road, Las Vegas, NV 89169.

The purpose of the public hearing is to receive comments from all interested persons regarding the adoption and amendment of regulations that pertain to chapter 632 of the Nevada Administrative Code.

The following regulations will be adopted, amended or repealed:

Chapter 632 of the Nevada Administrative Code has approximately 197 separate regulations. The Nevada State Board of Nursing, through this Notice to Amend Regulations, seeks to adopt, amend, or repeal 20 of those regulations. For the most part, the regulations are to be amended to comply with the national trend to call an Advanced Practice Nurse by the title of Advanced Practice Registered Nurse. So, many changes to the regulations are sought to bring Nevada into the nationally accepted terminology for those nurses.

The exact regulation to be adopted, amended or repealed are:

The following information is provided pursuant to the requirements of NRS 233B.0603(1)(a):

1. The need for and the purpose of the proposed regulation.

632.255: The proposed change to NAC 632.255 is needed to amend the term “advanced practitioner of nursing” to the term now nationally recognized: “advanced practice registered nurse”.

632.2555: The proposed change to NAC 632.2555 is the regulation will be repealed in its entirety.

632.256: The proposed change to NAC 632.256 is needed to amend the term “advanced practitioner of nursing” to the term now nationally recognized: “advanced practice registered nurse”.

632.257: The proposed change to NAC 632.257 is needed to amend the term “advanced practitioner of nursing” to the term now nationally recognized: “advanced practice registered nurse”.

632.259: The proposed change to NAC 632.259 is needed to amend the term “advanced practitioner of nursing” to the term now nationally recognized: “advanced practice registered nurse”.

632.2595: The proposed change to NAC 632.2595 is needed to amend the term “advanced practitioner of nursing” to the term now nationally recognized: “advanced practice registered nurse”.

632.2597: The proposed change to NAC 632.2597 is needed to amend the term “advanced practitioner of nursing” to the term now nationally recognized: “advanced practice registered nurse”.

632.260: The proposed change to NAC 632.260 is needed to amend the term “advanced practitioner of nursing” to the term now nationally recognized: “advanced practice registered nurse”. The Board acknowledges that an attempt was made to amend this regulation in 2010, in file LCB 002-10. That LCB file was amended to not include an amendment to this regulation, based upon the Legislative Commission’s stated intent to make the changes in statute. This second attempt to amend the regulation is made to augment the new statute.

632.265: The proposed change to NAC 632.265 is needed to amend the term “advanced practitioner of nursing” to the term now nationally recognized: “advanced practice registered nurse”. The Board acknowledges that an attempt was made to amend this regulation in 2010, in file LCB 002-10. That LCB file was amended to not include an amendment to this regulation, based upon the Legislative Commission’s stated intent to

make the changes in statute. This second attempt to amend the regulation is made to augment the new statute.

632.285: The proposed change to NAC 632.285 is needed to amend the term “advanced practitioner of nursing” to the term now nationally recognized: “advanced practice registered nurse”.

632.290: The proposed change to NAC 632.290 is needed to amend the term “advanced practitioner of nursing” to the term now nationally recognized: “advanced practice registered nurse”.

632.291: The proposed change to NAC 632.291 is needed to amend the term “advanced practitioner of nursing” to the term now nationally recognized: “advanced practice registered nurse”. The Board acknowledges that an attempt was made to amend this regulation in 2010, in file LCB 002-10. That LCB file was amended to not include an amendment to this regulation, based upon the Legislative Commission’s stated intent to make the changes in statute. This second attempt to amend the regulation is made to augment the new statute.

632.292: The proposed change to NAC 632.292 is needed to amend the term “advanced practitioner of nursing” to the term now nationally recognized: “advanced practice registered nurse”.

632.293: The proposed change to NAC 632.293 is needed to amend the term “advanced practitioner of nursing” to the term now nationally recognized: “advanced practice registered nurse”.

632.295: The proposed change to NAC 632.295 is needed to amend the term “advanced practitioner of nursing” to the term now nationally recognized: “advanced practice registered nurse”.

632.300: The proposed change to NAC 632.300 is needed to amend the term “advanced practitioner of nursing” to the term now nationally recognized: “advanced practice registered nurse”.

632.355: The proposed change to NAC 632.355 is needed to amend the regulation to reflect current Board practices.

632.450: The proposed change to NAC 632.450 is needed to amend the term “advanced practitioner of nursing” to the term now nationally recognized: “advanced practice registered nurse”.

632.500: The proposed change to NAC 632.500 is needed to amend the term “advanced practitioner of nursing” to the term now nationally recognized: “advanced practice registered nurse”.

632.535: The proposed change to NAC 632.535 is needed to add anesthesiologists to the list of persons under which a nurse anesthetist may practice on a temporary license.

2. If the proposed regulation is a temporary regulation, either the terms or substance of the proposed regulation or a description of the subjects and issues involved.

The proposed regulations are not temporary regulations.

3. If the proposed regulations is a permanent regulation, a statement explaining how to obtain the approved or revised text of the proposed regulation prepared by the Legislative Counsel pursuant to NRS 233B.063.

The text of the proposed regulations may be inspected and copied at either of the offices of the Nevada State Board of Nursing. The addresses of those offices are: Reno: 5011 Meadowood Mall Way, Suite 300, Reno, Nevada 89502; Las Vegas: 2500 W. Sahara Avenue, Suite 207, Las Vegas, Nevada 89102.

4. The estimated economic effect of the regulation on the business which it is to regulate and on the public:

- (a) Both adverse and beneficial effects.

There will be no adverse economic effect of these regulations on the businesses which it is to regulate (nurses) or the public. The change of the regulations will benefit the nurses to be regulated and the public by providing clarification to the regulations.

- (b) Both immediate and long-term effects.

These changes will have immediate and long-term beneficial effects through the clarification of the regulations.

5. The methods used by the Nevada State Board of Nursing in determining the impact on a small business prepared pursuant to subsection 3 of NRS 233B.0608 include:

The method used by the Board in determining the impact on a small business was to examine whether or not the practice of the nurses the Board regulates will have their practice impacted. On the whole, the nurse's practice will not be impacted to any degree that a small business would feel an impact.

6. The estimated cost to the agency for enforcement of the proposed regulation.

There will be no cost to the Nevada State Board of Nursing for the enforcement of these proposed regulation.

7. A description of and citation to any regulations of other state or local government agencies which the proposed regulation overlaps or duplicates and a statement explaining why the duplication or overlapping is necessary. If the proposed regulation overlaps or duplicates a federal regulation, the notice must include the name of the regulating federal agency.

The Nevada State Board of Nursing is not aware of any similar regulations of other state or government agencies that the proposed regulations overlap or duplicate.

8. If the regulation is required pursuant to federal law, a citation and description of the federal law.

The Nevada State Board of Nursing is not aware of these regulations being required by federal law.

9. If the regulation includes provisions which are more stringent than a federal regulation that regulates the same activity, a summary of such provisions.

The Nevada State Board of Nursing is not aware of any similar federal regulations of the same activity in which the state regulations are more stringent.

10. The time when, the place where and the manner in which interested persons may present their views regarding the proposed regulations.

An interested person may present their views may appear at the scheduled public workshop and hearing or may address their comments, data, views, or arguments in written form to the Nevada State Board of Nursing, 5011 Meadowood Mall Way, Suite 300, Reno, Nevada 89502, or at the e-mail address: nursingboard@nsbn.state.nv.us. Written submissions must be received by the Board by December 20, 201 at 5:00 p.m. If no person who is directly affected by the proposed action appears to request time to make an oral presentation, the Board may proceed immediately to act upon any written submissions.

The following information is provided pursuant to the requirements of NRS 233B.0603(1)(b):

The proposed regulations are permanent regulations and not temporary regulations.

The text of the proposed regulations may be inspected and copied at either of the offices of the Nevada State Board of Nursing.

The addresses of those offices are: Reno: 5011 Meadowood Mall Way, Suite 300, Reno, Nevada 89502; Las Vegas: 2500 W. Sahara Avenue, Suite 207, Las Vegas, Nevada 89102.

The following information is provided pursuant to the requirements of NRS 233B.0603(1)(c):

An exact copy of subsection 2 of NRS 233B.064 reads: Upon adoption of any regulation, the agency, if requested to do so by an interested person, either before adoption or within 30 days thereafter, shall 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.

The following information is provided pursuant to the requirements of NRS 233B.0603(1)(d):

Whether the proposed regulation establishes a new fee or increases an existing fee.

These regulations do not provide a new or increase of fees.

The following information is provided pursuant to the requirements of NRS 233B.0603(1)(e):

A copy of this notice of intent to act upon a regulation has been mailed to all persons who have requested in writing that they be placed upon a mailing list, which has been kept by the Nevada State Board of Nursing for this purpose.

The following information is provided pursuant to the requirements of NRS 233B.0603(1)(f):

A copy of this notice of intent to act upon a regulation has been submitted to the Legislative Counsel Bureau for inclusion in the Register of Administrative Regulations.

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

Nevada State Board of Nursing
5011 Meadowood Mall Way, Suite 300
Reno, Nevada
Washoe County

Nevada State Board of Nursing
2500 W. Sahara Ave., Suite 207
Las Vegas, Nevada
Clark County

State Library and Archives
100 North Stewart Street
Carson City, Nevada 89701

Churchill County Library
553 South Maine Street
Fallon, NV 89406

Douglas County Library
P.O. Box 337
Minden, NV 89423

Elko County Library
720 Court Street
Elko, NV 89801

Humboldt County Library
85 East 5th Street
Winnemucca, NV 89404

Lincoln County Library
P.O. Box 330
Pioche, NV 89043

Mineral County Library
P.O. Box 1390
Hawthorne, NV 89415

Pershing County Library
P.O. Box 781
Lovelock, NV 89419

Goldfield Public Library
(Esmeralda County)
P.O. Box 430
Goldfield, NV 89013

White Pine County Library
Courthouse Plaza
Ely, NV 89301

Eureka Branch Library
P.O. BOX 293
Eureka, NV 89316

Battle Mountain Library
(Lander County)
P.O. Box 141
Battle Mountain, NV 89820

Lyon County Library
20 Nevin Way
Yerington, NV 89447

Ormsby Public Library
900 North Roop Street
Carson City, NV 89701

Storey County Library
P.O. Box 14
Virginia City, NV 89440

Tonopah Public Library
(Nye County)
P.O. Box 449
Tonopah, NV 89049

PROPOSED REGULATION OF THE STATE BOARD OF NURSING

LCB File No. R113-11

EXPLANATION – matter in *italics* is new,
matter in brackets ~~[omitted material]~~ is material to be omitted.

ADVANCED ~~[PRACTITIONERS OF NURSING]~~ *PRACTICE REGISTERED NURSE*

AUTHORITY: NRS 632.120, 632.237

A REGULATION relating to nursing.

Section 1. NAC 632.255 is hereby amended as follows:

NAC 632.255 Scope of practice.

An advanced ~~[practitioner of nursing]~~ *practice registered nurse* may perform the following acts in addition to the functions of a registered nurse if he is properly prepared and the acts are currently within the standard of practice for his specialty ~~[and appear in his protocols]~~:

1. Systematically assess the health status of persons and families by:
 - (a) Taking, recording and interpreting medical histories and performing physical examinations; and
 - (b) Performing or initiating selected diagnostic procedures.
2. Based on information obtained in the assessment of a person's health, manage the care of selected persons and families with common, acute, recurrent or long-term health problems. Management may include:
 - (a) Initiation of a program of treatment;
 - (b) Evaluation of responses to health problems and programs of treatment;
 - (c) Informing a person or family of the status of the patient's health and alternatives for care;
 - (d) Evaluation of compliance with a program of treatment agreed upon by the person or family and the advanced ~~[practitioner of nursing]~~ *practice registered nurse*;
 - (e) Modification of programs of treatment based on the response of the person or family to treatment;
 - (f) Referral to appropriate providers of health care; and
 - (g) Commencement of care required to stabilize a patient's condition in an emergency until a physician can be consulted.
3. Any other act if:
 - (a) The advanced ~~[practitioner of nursing]~~ *practice registered nurse* is certified to perform that act by an organization recognized by the Board;
 - (b) The performance of the act was taught in the program of education attended by the advanced ~~[practitioner of nursing]~~ *practice registered nurse*
 - (c) The performance of the act was taught in a comprehensive program of instruction successfully completed by the advanced ~~[practitioner of nursing]~~ *practice registered nurse*, which included clinical experience;

(d) The act is within the scope of practice of an advanced ~~practitioner of nursing~~ *practice registered nurse* as determined by the Board; or

(e) The advanced ~~practitioner of nursing~~ *practice registered nurse* is trained to perform that act by a physician or another advanced ~~practitioner of nursing~~ *practice registered nurse* and the act:

(1) Has been described as being performed by an advanced ~~practitioner of nursing~~ *practice registered nurse* in two or more national nursing publications, national nursing practice guidelines or national standards for nursing practice, or any combination thereof, which are listed in the *Cumulative Index to Nursing and Allied Health Literature*, as adopted by reference in NAC 632.110; or

(2) Has been individually approved by the Board.

AUTHORITY: NRS 632.120, 632.237

A REGULATION relating to nursing.

Section 2. NAC 632.256 is hereby amended as follows:

NAC 632.256 Records; system of quality assurance.

1. An advanced ~~practitioner of nursing~~ *practice registered nurse* shall maintain accurate records documenting all physical findings concerning a patient, the diagnosis and treatment, and any prescriptions written for a patient for whom he provides care.

2. A system of quality assurance must be in place ~~and set forth in protocols~~.

3. All the records must be available for review by the Board. Any review will be conducted in accordance with the laws relating to the confidentiality of medical records.

AUTHORITY: NRS 632.120, 632.237

A REGULATION relating to nursing.

Section 3. NAC 632.257 is hereby amended as follows:

NAC 632.257 Authorization to issue written prescriptions for controlled substances, poisons, dangerous drugs and devices.

1. An applicant for a certificate of recognition as an advanced ~~practitioner of nursing~~ *practice registered nurse* will be authorized to issue written prescriptions for controlled substances, poisons, dangerous drugs and devices only if he:

(a) Is authorized to do so by the Board;

(b) Submits an application for authority to issue written prescriptions for controlled substances, poisons, dangerous drugs or devices to the Board; and

(c) Has successfully completed:

(1) A program that complies with the requirements set forth in paragraph (a) of subsection 1 of NAC 632.260 and includes an advanced course in pharmacotherapeutics; or

(2) A program of academic study that:

(I) Is approved by the Board;

(II) Consists of at least 2 semester credits or an equivalent number of quarter credits in advanced pharmacotherapeutics; and

(III) Is completed within the 2 years immediately preceding the date the application is submitted to the Board.

2. In addition to the information contained in the application for a certificate of recognition as an advanced ~~{practitioner-of-nursing}~~ *practice registered nurse*, an applicant who completes, before June 1, 2005, a program designed to prepare an advanced ~~{practitioner-of-nursing}~~ *practice registered nurse* and who does not hold a master's *or doctoral* degree with a major in nursing or a related health field approved by the Board must, in his application for authority to write a prescription for controlled substances, poisons, dangerous drugs and devices, include documentation of 1,000 hours of active practice in the immediately preceding 2 years as an advanced ~~{practitioner-of-nursing}~~ *practice registered nurse* under ~~{a-collaborating}~~ *the supervision of a* physician. The documentation must consist of a signed statement from the ~~{collaborating}~~ *supervising* physician indicating to the Board that the applicant is competent to prescribe those classes of drugs listed in his protocols.

3. Except as otherwise provided in subsection 4, if an advanced ~~{practitioner-of-nursing}~~ *practice registered nurse* who is authorized to prescribe certain controlled substances, poisons, dangerous drugs and devices changes his ~~{medical}~~ specialty, he must submit an application to the Board for authority to prescribe those controlled substances, poisons, dangerous drugs and devices which are currently within the standard of ~~{medical}~~ practice in that specialty. In addition to the information contained in an application submitted pursuant to this subsection, an advanced ~~{practitioner-of-nursing}~~ *practice registered nurse* who completes, before June 1, 2005, a program designed to prepare an advanced ~~{practitioner-of-nursing}~~ *practice registered nurse* and who does not hold a master's degree with a major in nursing or a related health field approved by the Board must include in his application documentation of 1,000 hours of active *prescribing* practice in the new ~~{medical}~~ specialty as an advanced ~~{practitioner-of-nursing}~~ *practice registered nurse* under a ~~{collaborating}~~ *supervising* physician.

4. An advanced ~~{practitioner-of-nursing}~~ *practice registered nurse* who:

(a) Is authorized to prescribe certain controlled substances, poisons, dangerous drugs and devices; and

(b) Changes his ~~{medical}~~ specialty to a ~~{medical}~~ specialty that is substantially similar to his former ~~{medical}~~ specialty,

is not required to submit to the Board the application required pursuant to subsection 3 if the Board has authorized him to prescribe controlled substances, poisons, dangerous drugs and devices in the practice of his former ~~{medical}~~ specialty.

AUTHORITY: NRS 632.120, 632.237

A REGULATION relating to nursing.

Section 4. NAC 632.259 is hereby amended as follows:

NAC 632.259 Controlled substances, poisons, dangerous drugs or devices that may be prescribed.

An advanced ~~{practitioner-of-nursing}~~ *practice registered nurse* may only prescribe controlled substances, poisons, dangerous drugs or devices which are currently within the standard of practice in his identified ~~{medical}~~ specialty.

AUTHORITY: NRS 632.120

A REGULATION relating to nursing.

Section 5. NAC 632.2595 is hereby amended as follows:

NAC 632.2595 Certification to dispense controlled substances, poisons, dangerous drugs and devices.

1. The State Board of Nursing will issue a certificate to dispense controlled substances, poisons, dangerous drugs and devices to an advanced ~~practitioner of nursing~~ *practice registered nurse* if the practitioner:

(a) Successfully completes an examination administered by the State Board of Nursing on Nevada law relating to pharmacy; and

(b) Submits to the State Board of Nursing his affidavit verifying that he has made application with the State Board of Pharmacy for a certificate of registration.

2. An advanced ~~practitioner of nursing~~ *practice registered nurse* who receives a certificate of registration from the State Board of Pharmacy shall, upon receipt, submit a copy of the certificate to the State Board of Nursing.

AUTHORITY: NRS 632.120, 632.237

A REGULATION relating to nursing.

Section 6. NAC 632.2597 is hereby amended as follows:

NAC 632.2597 Certificate of recognition: Issuance in area of practice; specification of area of practice and ~~medical or~~ clinical specialty.

1. The Board will issue a certificate of recognition as an advanced ~~practitioner of nursing~~ *practice registered nurse* in one or more of the following ~~areas of~~ practice *roles*:

(a) *Certified* nurse midwife;

(b) ~~Nurse psychotherapist~~; *Certified Registered Nurse Anesthetist*

(c) *Certified* nurse practitioner; or

(d) Clinical nurse specialist.

2. An applicant for a certificate of recognition as an advanced ~~practitioner of nursing~~ *practice registered nurse* must submit to the Board documentation of completion of the educational requirements set forth in:

(a) NAC 632.260, to practice as a nurse midwife or a nurse practitioner;

(b) ~~[NAC 632.062 and 632.260, to practice as a nurse psychotherapist;]NAC 632.500-550 to practice as a Certified Registered Nurse Anesthetist~~

(a) NAC 632.260 and 632.300, to practice as a clinical nurse specialist.

3. If an applicant wishes to obtain a certificate of recognition as an advanced ~~practitioner of nursing~~ *practice registered nurse* in more than one area of practice, he must submit to the Board the documentation required pursuant to subsection 2 for each area of practice.

4. An applicant who wishes to obtain a certificate of recognition as an advanced ~~practitioner of nursing~~ *practice registered nurse* to practice as a nurse practitioner or a clinical nurse specialist may request that the Board issue the certificate to specify:

(a) The area of practice; and

(b) The ~~medical specialty or~~ clinical specialty,

□ of the applicant.

5. If an applicant makes a request pursuant to subsection 4, he must submit to the Board documentation of completion of the educational requirements prescribed by the Board for the ~~medical specialty or~~ clinical specialty for which certification is requested.

AUTHORITY: NRS 632.120, 632.237

A REGULATION relating to nursing.

Section 7. NAC 632.260 is hereby amended as follows:

NEW FIRST PARALLEL SECTION

NAC 632.260 Qualifications for certificate of recognition; practice by student.

1. An applicant for a certificate of recognition as an advanced ~~practitioner of nursing~~ *practice registered nurse* must:

(a) Have completed a program designed to prepare an advanced ~~practitioner of nursing~~ *practice registered nurse* which must:

(1) Be at least 1 academic year in length, including at least 4 months of instruction in the classroom and clinical experience with a qualified physician or advanced ~~practitioner of nursing~~ *practice registered nurse*;

(2) Be accredited or approved by an organization approved by the Board to accredit or approve those programs;

(3) Include an advanced course in the following areas of study:

(I) The assessment of the health of patients;

(II) Pathophysiology; and

(III) The preparation for practice as an advanced ~~practitioner of nursing~~ *practice registered nurse*;

(4) Include a concentration of courses in at least one ~~medical~~ specialty;

(5) Include clinical experience that requires the student to integrate the knowledge and skills that are taught in the program and emphasizes the ~~medical~~ specialty chosen by the student; and

(6) Include training in making clinical decisions, including, but not limited to, diagnosing ~~medical~~ *health* conditions and providing appropriate ~~medical~~ care.

(b) Present evidence to the Board that:

(1) Within 2 years before the date of his application, he completed a program to prepare an advanced ~~practitioner of nursing~~ *practice registered nurse*; or

(2) He will complete 1,000 hours of practice, without the privilege of writing prescriptions, under the supervision of a qualified physician or ~~certified~~ advanced ~~practitioner of nursing~~ *practice registered nurse*, within a time specified by the Board.

(c) If previously licensed or certified as an advanced ~~practitioner of nursing~~ *practice registered nurse* in another state or jurisdiction, have maintained the licensure or certification in good standing and complied with the requirements for continuing education of that state or jurisdiction.

(d) ~~He~~ *Except as otherwise provided in paragraph (e), if* the applicant completes a program designed to prepare an advanced ~~practitioner of nursing~~ *practice registered nurse* on or after July 1, 1992:

(1) Be certified as an advanced ~~practitioner of nursing~~ *practice registered nurse* by a nationally recognized certification agency; ~~or~~ *and*

(2) Hold a bachelor's degree in nursing from an accredited school.

(e) If the applicant completes a program designed to prepare an advanced ~~practitioner of nursing~~ *practice registered nurse* on or after June 1, 2005, hold a master's degree in nursing or in a related health field approved by the Board.

2. A student enrolled in a formal educational program for an advanced ~~practitioner of nursing~~ *practice registered nurse* may perform the functions of an advanced ~~practitioner of nursing~~ *practice registered nurse*, except writing prescriptions, if he does so under the supervision of a licensed physician or a certified advanced ~~practitioner of nursing~~ *practice registered nurse*. The student:

(a) Must hold a license as a registered nurse in this State~~[- and].~~

~~[(b) Shall notify the Board in writing of the agreement concerning the practice between the student and the supervisor.]~~

NEW SECOND PARALLEL SECTION

NAC 632.260 Qualifications for certificate of recognition; practice by student.

1. An applicant for a certificate of recognition as an advanced ~~practitioner of nursing~~ *practice registered nurse* must:

(a) Have completed a program designed to prepare an advanced ~~practitioner of nursing~~ *practice registered nurse* which must:

(1) Be at least 1 academic year in length, including at least 4 months of instruction in the classroom and clinical experience with a qualified physician or advanced ~~practitioner of nursing~~ *practice registered nurse*;

(2) Be accredited or approved by an organization approved by the Board to accredit or approve those programs;

(3) Include an advanced course in the following areas of study:

(I) The assessment of the health of patients;

(II) Pathophysiology; and

(III) The preparation for practice as an advanced ~~practitioner of nursing~~ *practice registered nurse*;

(4) Include a concentration of courses in at least one ~~medical~~ specialty;

(5) Include clinical experience that requires the student to integrate the knowledge and skills that are taught in the program and emphasizes the ~~medical~~ specialty chosen by the student; and

(6) Include training in making clinical decisions, including, but not limited to, diagnosing ~~medical~~ *health* conditions and providing appropriate ~~medical~~ care.

(b) Present evidence to the Board that:

(1) Within 2 years before the date of his application, he completed a program to prepare an advanced ~~practitioner of nursing~~ *practice registered nurse*; or

(2) He will complete 1,000 hours of practice, without the privilege of writing prescriptions, under the supervision of a qualified physician or ~~certified~~ advanced ~~practitioner of nursing~~ *practice registered nurse*, within a time specified by the Board.

(c) If previously licensed or certified as an advanced ~~practitioner of nursing~~ *practice registered nurse* in another state or jurisdiction, have maintained the licensure or certification in good standing and complied with the requirements for continuing education of that state or jurisdiction.

(d) Except as otherwise provided in paragraph (e) ~~[(f)]~~ or (f), if the applicant completes a program designed to prepare an advanced ~~practitioner of nursing~~ *practice registered nurse* on or after July 1, 1992:

(1) Be certified as an advanced ~~practitioner of nursing~~ *practice registered nurse* by a nationally recognized certification agency; ~~for] and~~

(2) Hold a bachelor's degree in nursing from an accredited school.

(e) ~~[(f)]~~ *Except as otherwise provided in paragraph (f), if* the applicant completes a program designed to prepare an advanced ~~practitioner of nursing~~ *practice registered nurse* on or after June 1, 2005, hold a master's degree in nursing or in a related health field approved by the Board.

(f) If the applicant completes a program designed to prepare an advanced practice registered nurse on or after June 1, 2014;

(1) Hold a graduate degree in nursing or in a related health field approved by the Board; and

(2) Be certified as an advanced practice registered nurse by the American Board of Nursing Specialties, the National Commission for Certifying Agencies of the Institute for Credentialing Excellence, or their successors, or any other nationally recognized certification agency approved by the Board.

2. A student enrolled in a formal educational program for an advanced ~~practitioner of nursing~~ *practice registered nurse* may perform the functions of an advanced ~~practitioner of nursing~~ *practice registered nurse*, except writing prescriptions, if he does so under the supervision of a licensed physician or a certified advanced ~~practitioner of nursing~~ *practice registered nurse*. The student:

(a) Must hold a license as a registered nurse in this State~~]; and].~~

~~[(b) Shall notify the Board in writing of the agreement concerning the practice between the student and the supervisor.]~~

AUTHORITY: NRS 632.120, 632.237

A REGULATION relating to nursing.

Section 8. NAC 632.265 is hereby amended as follows:

NAC 632.265 Certificate of recognition: Submission of application and other documents; temporary certificate.

1. A nurse registered in this State who wishes to obtain a certificate of recognition as an advanced ~~practitioner of nursing~~ *practice registered nurse* must submit the following for the approval of the Board:

(a) An application on forms provided by the Board.

~~[(b) An agreement signed by the applicant and a collaborating physician whose scope of practice includes the medical specialty of the applicant. The agreement must identify the medical, therapeutic or corrective measures the advanced practitioner will perform in collaboration with the physician. The measures must have been included in the advanced practitioner's basic educational program or the advanced practitioner must have successfully completed a comprehensive educational program approved by the Board that prepares him to perform those measures.]~~

~~[(c) Protocols signed by the collaborating physician, any other collaborating physician who will collaborate with the applicant in his absence, and the applicant.]~~

~~[(d) A statement signed by the collaborating physician that the applicant has demonstrated proficiency in the functions for which he is seeking authority to perform as an advanced practitioner of nursing]~~

~~[(e)] (b)~~ The documentation required pursuant to NAC 632.2597.

(c) If the advanced practice registered nurse is authorized by the Board and intends to prescribe controlled substances, poisons, dangerous drugs and devices as part of his practice, he must submit process protocols which reflect the ongoing collaborative relationship between the advanced practice registered nurse and the physician. Those protocols must:

(1) Reflect the current prescribing practices of the advanced practice registered nurse;

(2) Reflect established national or customary standards for his specialty;

(3) Be maintained at the place of his practice; and

(4) Be available for review by the Board

~~[(f)] (d)~~ Any other information deemed relevant by the Board.

(e) If the applicant completed a program designed to prepare and advanced practice registered nurse on or after June 1, 2014, proof of current certification as an advanced practice registered nurse from an agency described in paragraph (f) of subsection 1 of NAC 632.260.

~~[2. If an applicant has an agreement with more than one collaborating physician, he must submit the documentation required pursuant to subsection 1 for each such physician.]~~

~~[3. Upon the receipt of a completed application, a temporary certificate of recognition as an advanced practitioner of nursing] *practice registered nurse may be issued to an applicant for the length of time specified by the Board. A temporary certificate does not authorize the holder to write a prescription or dispense medication.*~~

AUTHORITY: NRS 632.120, 632.237

A REGULATION relating to nursing.

Section 9. NAC 632.285 is hereby amended as follows:

NAC 632.285 Change in medical specialty or location.

An advanced ~~practitioner of nursing]~~ *practice registered nurse* shall immediately:

1. Submit to the Board a new application for a certificate of recognition if there is any change in his ~~medical]~~ specialty; and

2. Notify the Board in writing of any change in location set forth in the agreement for its approval and shall submit a new agreement if the Board so requires.

AUTHORITY: NRS 632.120, 632.237

A REGULATION relating to nursing.

Section 10. NAC 632.290 is hereby amended as follows:

NAC 632.290 Certificate of recognition: Expiration and renewal.

1. The certificate issued to an advanced ~~practitioner of nursing~~ *practice registered nurse* expires at the same time as a license for a registered nurse.

2. An advanced ~~practitioner of nursing~~ *practice registered nurse* ~~may~~ *must* renew his certificate by renewing his license, submitting the information required to renew a certificate and *by* submitting the *required* fees for renewal ~~of the certificate~~.

AUTHORITY: NRS 632.120, 632.237

A REGULATION relating to nursing.

Section 11. NAC 632.291 is hereby amended as follows:

NAC 632.291 Certificate of recognition: Requirements for renewal; issuance of temporary certificate.

1. When he renews his certificate, an advanced ~~practitioner of nursing~~ *practice registered nurse* must submit, on forms supplied by the Board:

~~1.~~ (a) An attestation that:

~~(a)~~ (1) He has not been named as a defendant in any malpractice suits; and

~~(b)~~ (2) He has never had his clinical privileges limited, suspended or revoked.

□ If an advanced ~~practitioner of nursing~~ *practice registered nurse* attests in the affirmative to ~~paragraphs (a) and (b),~~ *subparagraphs (1) and (2)*, a temporary certificate may be issued until the next Board meeting.

~~2.—Proof~~ (b) *An attestation* that he has completed satisfactorily 45 hours of continuing education directly related to his area of specialization which may include the requirements for continuing education for renewal of a license for a registered nurse.

~~3.~~ (c) *If the advanced practice registered nurse completed a program designed to prepare an advanced practice registered nurse on or after June 1, 2014, proof that the advanced practice registered nurse has maintained certification by an agency described in paragraph (f) of subsection 1 of NAC 632.260.*

(d) Any other information required by the Board.

2. *The Board will perform random audits of advanced practice registered nurses for compliance with the requirements for continuing education.*

3. *If audited by the Board, an advanced practice registered nurse shall prove that he or she has completed the continuing education described in paragraph (b) of subsection 1 during the 24 months which immediately precede the most recent birthday of the advanced practice registered nurse by presenting authenticated photocopies of original certificates of completion or computer printouts from approved providers of continuing education to the Board. A certificate of completion or computer printout must include:*

(a) *The title of the course;*

(b) *The name of the provider of the course;*

(c) *The name of the body which approved the course;*

(d) *The date on which the course was presented;*

(e) *The name and certificate of recognition number of the advanced practice registered nurse; and*

(f) *The number of contact hours earned in the course.*

4. *An advanced practice registered nurse shall retain documentation of completion of the requirements for continuing education for at least 4 years.*

AUTHORITY: NRS 632.120, 632.237

A REGULATION relating to nursing.

Section 12. NAC 632.292 is hereby amended as follows:

NAC 632.292 Certificate of recognition : Placement on inactive status.

An advanced ~~practitioner of nursing~~ *practice registered nurse* must submit to the Board a written notification that he wishes his certificate of recognition to be placed on inactive status.

AUTHORITY: NRS 632.120, 632.237

A REGULATION relating to nursing.

Section 13. NAC 632.293 is hereby amended as follows:

NAC 632.293 Application to renew practice after period of inactivity or infrequent activity.

If an advanced ~~practitioner of nursing~~ *practice registered nurse* has not engaged in at least 800 hours of practice during the previous 5 years, or wishes to return from inactive to active status, he must submit to the Board an application to renew his practice which includes evidence that:

1. He has satisfactorily completed the continuing education required for that period; and
2. He has entered into an agreement with a ~~collaborating~~ physician or an advanced ~~practitioner of nursing~~ *practice registered nurse* who is in the same ~~medical~~ specialty which provides that the practice of the applicant will be closely supervised by that physician or advanced ~~practitioner of nursing~~ *practice registered nurse* for a period of ~~800~~ *1000* hours.

AUTHORITY: NRS 632.120, 632.237

A REGULATION relating to nursing.

Section 14. NAC 632.295 is hereby amended as follows:

NAC 632.295 Denial, suspension or revocation of certificate of recognition; unprofessional conduct.

1. The Board may deny the issuance or renewal of, or suspend or revoke a certificate of recognition as an advanced ~~practitioner of nursing~~ *practice registered nurse* after a hearing if it finds that ~~an~~ *the* advanced ~~practitioner of nursing~~ *practice registered nurse* has:

- (a) Performed tasks beyond those permitted pursuant to this chapter or otherwise authorized by the Board, or breached an approval agreement or a protocol;
- (b) Been negligent in performing services for patients;
- (c) Impersonated a physician or permitted others to represent to the public that he is a physician;

- ~~(d) Represented himself as able to practice without a collaborating physician;~~
- ~~(e)~~ *(d)* Violated any provision or failed to meet any requirement of this chapter;
- ~~(f)~~ *(e)* Made, or caused to be made, a false, fraudulent or forged statement or representation to procure or attempt to procure a certificate of recognition as an advanced ~~practitioner of nursing~~ *practice registered nurse*;

~~[(g)]~~ (f) Violated any statute or regulation relating to prescribing, dispensing or administering any controlled substance, poison, dangerous drug or device; or

~~[(h)]~~ (g) Failed to perform nursing functions in a manner consistent with established or customary standards.

2. Any licensed practical nurse or registered nurse who:

(a) Uses the title “advanced ~~practitioner of nursing~~ *practice registered nurse*” or any similar title or who acts as an advanced ~~practitioner of nursing~~ *practice registered nurse* without having obtained a certificate pursuant to this section; or

(b) Prescribes or dispenses, without authority, controlled substances, poisons, dangerous drugs or devices,

is guilty of unprofessional conduct.

AUTHORITY: NRS 632.120

A REGULATION relating to nursing.

Section 15. NAC 632.300 is hereby amended as follows:

NAC 632.300 General requirements; recognition as advanced ~~practitioner of nursing~~ *practice registered nurse*.

A nurse using the title “clinical nurse specialist”:

1. Must:

(a) Be licensed to practice nursing as a registered nurse in this State;

(b) Have a master’s or doctorate degree in nursing; and

(c) Be educated in an area of clinical specialty by completing a program designed to prepare clinical nurse specialists.

2. Shall present his credentials to any client, employer or representative of the Board upon request.

3. May seek recognition as an advanced ~~practitioner of nursing~~ *practice registered nurse* if he meets the requirements set forth in this section and NAC 632.260.

AUTHORITY: NRS 632.120, 632.343

A REGULATION relating to nursing.

Section 16. NAC 632.355 is hereby amended as follows:

NAC 632.355 Courses: Approval; employment of coordinator; review; audits; expiration of approval.

1. A course of continuing education shall be deemed to be approved by the Board if the course:

(a) Meets the requirements of NRS 632.343; and

(b) Is provided by:

(1) A provider approved by the Board;

(2) A national nursing organization;

(3) An academic institution;

(4) A provider of continuing education that is recognized by another board of nursing; or

(5) A provider of continuing education that is recognized by the regulatory body of a related discipline that approves courses of continuing education.

2. Each provider shall employ a coordinator and shall notify the Board of the name of its coordinator. A coordinator shall hold a current license as a registered nurse in Nevada and is responsible for ensuring that:

(a) The contents of the course of continuing education meet the national standards for the continuing education of nurses;

(b) The course incorporates principles of instruction which are specifically designed to facilitate learning by adult students; and

(c) The certificates of completion which are provided to the successful participants of the course are accurate and comply with the requirements set forth in NAC 632.340.

3. The Board will review all courses offered for the completion of the requirements for continuing education by:

(a) Considering each application to the Board for approval to act as a provider of continuing education;

(b) Maintaining a list of all providers approved by the Board; and

(c) Investigating any complaint regarding a course of continuing education.

4. The Board will perform random audits of courses of continuing education. For the purposes of an audit by the Board, a provider shall maintain a description of the contents of a course of continuing education, a list of the persons who attended the course and copies of the certificates of completion provided to the participants of the course for at least 4 years after the course was presented. If a provider or its coordinator fails to reflect the national requirements for the continuing education of nurses in its business practices, the Board will remove the provider from the list of providers approved by the Board.

~~{5. Approval of a course of continuing education by the Board expires on the date specified by the Board or on July 31 of the year after the date on which the course is deemed approved.}~~

AUTHORITY: NRS 632.120

A REGULATION relating to nursing.

Section 17. NAC 632.450 is hereby amended as follows:

NAC 632.450 Procedures delegable to licensed practical nurses.

1. A licensed practical nurse who has completed a course in intravenous therapy approved by the Board pursuant to NAC 632.242 and who acts pursuant to a written order issued by an advanced ~~{practitioner of nursing}~~ *practice registered nurse*, a licensed physician, a licensed physician assistant, a licensed dentist or a licensed podiatric physician and under the immediate supervision of a physician, physician assistant or registered nurse may:

(a) Start peripheral intravenous therapy using devices which act like needles and are not longer than 3 inches;

(b) Introduce one or more solutions of electrolytes, nutrients or vitamins;

(c) Piggyback solutions of electrolytes, nutrients and vitamins;

(d) Administer any of the following medications by adding a solution by piggyback:

(1) Antibiotics;

(2) Steroids; and

(3) Histamine H2 receptor antagonists;

(e) Administer fluid from a container which is properly labeled and contains antibiotics, steroids or histamine H2 receptor antagonists that were added by a pharmacist or a registered nurse designated by the pharmacist;

(f) Flush locks;

(g) Except as otherwise provided in paragraph (h), administer fluid by continuous or intermittent infusion through a peripheral device which uses a mechanism to control the flow;

(h) Administer fluid to a patient with a temporary central venous catheter by continuous or intermittent infusion through a peripheral device which uses an electronic mechanism to control the flow;

(i) Withdraw blood from a peripherally inserted central venous catheter;

(j) Discontinue peripheral intravenous catheters which are not longer than 3 inches; and

(k) Change a central venous catheter dressing.

2. In addition to the procedures set forth in subsection 1, a licensed practical nurse who has completed a course in intravenous therapy approved by the Board pursuant to NAC 632.242 and who acts pursuant to a written order of a physician and under the direct supervision of a registered nurse may assist the registered nurse in the intravenous administration of blood and blood products by collecting data and performing simple nursing tasks related to that administration of blood or blood products.

AUTHORITY: NRS 632.120

A REGULATION relating to nursing.

Section 18. NAC 632.500 is hereby amended as follows:

NAC 632.500 Authorized functions.

1. A certified registered nurse anesthetist may, in addition to those functions authorized for the registered nurse, perform the following acts, when it has been determined by a patient's physician, *advanced practice registered nurse, a licensed physician assistant*, dentist or podiatric physician that an anesthetic is necessary for a procedure, test or other treatment, in accordance with the applicable policies and procedures regarding the administration of anesthetics:

(a) Obtain a history of the patient's health, as appropriate to the anticipated procedure, test or treatment;

(b) Assess the client's condition, as appropriate to the anticipated procedure, test or treatment;

(c) Recommend, request and order pertinent diagnostic studies and evaluate the results of those studies;

(d) Prepare a written preanesthetic evaluation of the patient and obtain the patient's informed consent for the anesthesia;

(e) Select, order and administer preanesthetic medication;

(f) Order, prepare and use any equipment and supplies necessary for the administration of anesthesia and perform or order any necessary safety checks on the equipment;

(g) Order and prepare any drugs used for the administration of anesthesia;

(h) Select and order anesthesia techniques, agents and adjunctive drugs;

(i) Perform and manage general, regional and local anesthesia and techniques of hypnosis;

(j) Perform tracheal intubation and extubation and provide mechanical ventilation;

- (k) Provide perianesthetic invasive and noninvasive monitoring, as appropriate, and respond to any abnormal findings with corrective action;
- (l) Manage the patient's fluid, blood and balance of electrolytes and acid base;
- (m) Recognize abnormal response by a patient during anesthesia, select and take corrective action;
- (n) Identify and manage any related medical emergency requiring such techniques as cardiopulmonary resuscitation, airway maintenance, ventilation, tracheal intubation, pharmacological cardiovascular support and fluid resuscitation;
- (o) Evaluate the patient's response during emergence from anesthesia and institute pharmacological or supportive treatment to ensure adequate recovery from anesthesia;
- (p) Provide care consistent with the principles of infection control and anesthesia safety to prevent the spread of disease and prevent harm to the anesthetized patient and others in the anesthetizing environment;
- (q) Select, order and administer postanesthetic medication;
- (r) Report to the person providing postanesthetic care the patient's physical and psychological condition, perioperative course and any anticipated problems;
- (s) Initiate, order and administer respiratory support to ensure adequate ventilation and oxygenation in the immediate postanesthetic period;
- (t) Release the patient from the postanesthetic care unit or discharge the patient from the ambulatory surgical setting;
- (u) Include in a timely manner as a part of the patient's medical records a thorough report on all aspects of the patient's anesthesia care; and
- (v) Assess the patient's postanesthetic condition, evaluate the patient's response to anesthesia and take corrective action.

2. In addition, the nurse anesthetist may accept additional responsibilities which are appropriate to the practice setting and within his expertise. Such responsibilities may include, but are not limited to, the selection and administration of drugs and techniques for the control of pain in the preoperative, intraoperative and postoperative setting.

AUTHORITY: NRS 632.120

A REGULATION relating to nursing.

Section 19. NAC 632.535 is hereby amended as follows:

NAC 632.535 Temporary approval to practice.

1. A recent graduate of an accredited program for training as a nurse anesthetist may apply for temporary approval to practice as a nurse anesthetist. If temporary approval is granted, the applicant must take the first examination for certification available. During the period of the temporary approval, the applicant must practice under the direct supervision of a currently certified registered nurse anesthetist *or licensed anesthesiologist*.

2. A temporary approval to practice may also be issued to an applicant who has practiced as a nurse anesthetist in another state, has a license in this State as a registered nurse, is in good standing and not under investigation in any state, and is currently certified as a nurse anesthetist by a nationally organized group recognized by the Board.

3. The temporary approval expires automatically:

- (a) On the date designated by the Board;

- (b) If the applicant fails the examination; or
- (c) If the applicant does not take the first examination available.

The following regulations will be repealed:

~~[NAC 632.2555 Requirements for protocol. (NRS 632.120, 632.237) A protocol must:~~

- ~~— 1. Reflect the ongoing collaborative relationship between the advanced practitioner of nursing and the physician;~~
- ~~— 2. Reflect the current practice of the advanced practitioner of nursing;~~
- ~~— 3. Reflect established national or customary standards for his medical specialty;~~
- ~~— 4. Be maintained at the place of his practice; and~~
- ~~— 5. Be available for review by the Board.]~~