

**ADOPTED REGULATION OF
THE BOARD OF MEDICAL EXAMINERS**

LCB File No. R041-12

Effective February 20, 2013

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

AUTHORITY: §1, NRS 630.130 and 630.275.

A REGULATION relating to physician assistants; repealing a provision providing for the examination of the competence of a physician assistant under certain circumstances; and providing other matters properly relating thereto.

Section 1. NAC 630.395 is hereby repealed.

TEXT OF REPEALED SECTION

630.395 Examination to test medical competence. (NRS 630.130, 630.275) If there is reason to believe that the conduct of any licensed physician assistant has raised a reasonable question as to his or her competence to practice with reasonable skill and safety to patients, an examination testing the medical competence of the physician assistant may be ordered by the Board or the investigative committee of the Board to determine his or her fitness to practice. A physician assistant who is subject to an examination pursuant to this section shall pay the cost of the examination.

**REGULATION ADOPTED BY THE
NEVADA STATE BOARD OF MEDICAL EXAMINERS
LCB File No. R041-12**

INFORMATIONAL STATEMENT

Pursuant to the provisions of NRS 233B.066, the following informational statement is submitted:

**DESCRIPTION OF HOW PUBLIC COMMENT WAS SOLICITED
SUMMARY OF THE PUBLIC RESPONSE
EXPLANATION HOW OTHER INTERESTED PERSONS MAY OBTAIN
A COPY OF THE SUMMARY**

How public comment was solicited:

The Nevada State Board of Medical Examiners (Board) published a Notice of Intent to Act Upon Regulation to solicit comments on proposed changes to the regulation. The hearing was to be conducted in Reno on Wednesday, September 19, 2012 at the hour of 11:00 a.m., at the Board office located at 1105 Terminal Way, Ste. 301, Reno, Nevada and videoconferenced to the Las Vegas Board office located at 6010 S. Rainbow Blvd., Bldg. A., Suite 1, Las Vegas, Nevada.

In the notice the public was notified that a copy of the proposed regulation was on file at the State Library, 100 Stewart St., Carson City, Nevada; available at the offices of the Board at 1105 Terminal Way, Suite 301, Reno, Nevada; in all counties in the state of Nevada in which the Board does not maintain an office, at the main public library; 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>, as well as posted at the following locations:

**Washoe County Courthouse
Carson City Library
Clark County District Library
Churchill County Library
Douglas County Library
Elko County Library
Esmeralda County Library
Humboldt County Library
Lander County Library
Lincoln County Library
Lyon County Library
Mineral County Library
Tonopah Library
Pershing County Library
Storey County Library
White Pine County Library**

**Reno, Nevada
Carson City, Nevada
Las Vegas, Nevada
Fallon, Nevada
Minden, Nevada
Elko, Nevada
Goldfield, Nevada
Winnemucca, Nevada
White Pine, Nevada
Pioche, Nevada
Yerington, Nevada
Hawthorne, Nevada
Tonopah, Nevada
Lovelock, Nevada
Virginia City, Nevada
Ely, Nevada**

Attached hereto, and made a part hereof, are copies of certifications of posting from many of the above named.

Summary of the public response:

Supportive oral comment from Larry Matheis representing the Nevada State Medical Association.

How other interested persons may obtain a copy of the public response to the regulations:

On file with the Board at the offices of the Board at 1105 Terminal Way, Suite 301, Reno, Nevada, is a complete transcript of the hearing conducted on the regulation change.

Any member of the public may visit the offices of the Board and may review any or the entire transcript referred to above. Also, any member of the public may request copies of the transcript of all the public comment by contacting the court reporter and requesting a copy.

The court reporter may be contacted at:

Bonanza Reporting
1111 Forest Street
Reno, Nevada 89509
(775) 786-7655

Persons who attended the workshop and hearing:

Workshop: None

Hearing: Larry Matheis, representing the Nevada State Medical Association

Persons who testified at the workshop or public hearing:

Hearing: Larry Matheis, representing the Nevada State Medical Association

The number of persons who submitted written statements:

None.

**HOW COMMENT WAS SOLICITED FROM AFFECTED BUSINESSES,
A SUMMARY OF THEIR RESPONSE, AND
HOW INTERESTED PERSONS MAY OBTAIN A COPY OF THE SUMMARY**

The comments, conclusions, and information set out above and all information contained thereunder applies to this portion of the informational statement as well.

THE REGULATION WAS ADOPTED IN ENCLOSED FORM.

THE ESTIMATED ECONOMIC EFFECT OF THE REGULATION ON THE BUSINESS WHICH THE BOARD REGULATES AND ON THE PUBLIC

The economic effect of the regulation on the medical profession:

There will be no economic effect to the medical profession by adoption of this regulation.

The economic effect of the regulation on the general public:

There will be no economic effect to the general public by adoption of this regulation.

THE ESTIMATED COST TO THE NEVADA STATE BOARD OF MEDICAL EXAMINERS TO ENFORCE THE PROPOSED REGULATION

The Nevada State Board of Medical Examiners estimates that there will be no additional cost to itself to enforce the proposed regulation.

THE REGULATION OF THE NEVADA STATE BOARD OF MEDICAL EXAMINERS DOES NOT OVERLAP OR DUPLICATE ANY REGULATIONS OF ANY OTHER STATE OR GOVERNMENTAL AGENCIES, INCLUDING THE FEDERAL GOVERNMENT.

THE REGULATION OF THE NEVADA STATE BOARD OF MEDICAL EXAMINERS DOES NOT INCLUDE PROVISIONS WHICH ARE MORE STRINGENT THAN A FEDERAL REGULATION WHICH REGULATES THE SAME ACTIVITY.

THE NEW REGULATION DOES NOT PROVIDE OR INVOLVE A NEW FEE.