

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

LCB File No. R096-16

July 11, 2016

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

AUTHORITY: §1, NRS 630.130 and 630.138.

A REGULATION relating to medical assistants; imposing certain requirements relating to the performance of a task by a medical assistant; prohibiting a medical assistant from performing certain tasks; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

Existing law authorizes the Board of Medical Examiners to adopt regulations governing the supervision of a medical assistant. (NRS 630.138) This regulation provides that a delegating practitioner may delegate to a medical assistant the performance of a task related to a procedure performed on a patient if a written record is maintained at the place of employment of the medical assistant to show that he or she has been appropriately trained and is competent to perform the task. This regulation also: (1) prohibits a medical assistant from performing a procedure on a patient unless authorized to do so by the delegating practitioner; and (2) requires the practitioner to ensure that each such procedure is documented in the medical record of the patient. Finally, this regulation prohibits a medical assistant from performing certain tasks.

Section 1. NAC 630.810 is hereby amended to read as follows:

630.810 1. ~~1A~~ *Except as otherwise provided in this section, a* delegating practitioner may delegate to a medical assistant the performance of a task if:

- (a) The delegating practitioner knows that the medical assistant possesses the knowledge, skill and training to perform the task safely and properly;
- (b) The medical assistant is not required to be certified or licensed to perform that task; and
- (c) The medical assistant is employed by the delegating practitioner or the medical assistant and the delegating practitioner are employed by the same employer.

2. *If a medical assistant is delegated a task which is related to a procedure performed on a patient, a written record must be maintained at the place of employment of the medical assistant to show that he or she has been appropriately trained and is competent to perform the task.*

3. Except as otherwise provided in NAC 630.820, if a medical assistant is delegated a task which involves an invasive procedure, the delegating practitioner must be immediately available to exercise oversight in person while the medical assistant performs the task.

4. *A medical assistant shall not perform a procedure on a patient unless the delegating practitioner orders the procedure and authorizes the medical assistant to perform it. The delegating practitioner shall ensure that the medical record of the patient includes documentation of the procedure and compliance with this subsection.*

5. *A medical assistant shall not make a diagnosis, initiate any treatment or prescribe any drug.*