

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

**LCB FILE NO. R145-18I**

**The following document is the initial draft regulation proposed  
by the agency submitted on 06/14/2018**

## PROPOSED REGULATION OF THE BOARD OF MEDICAL EXAMINERS

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

AUTHORITY: NRS 630.130

A REGULATION relating to disciplinary action for failure to prescribe controlled substances in conformance with Assembly Bill 474 (2017)

**Section 1.** Chapter 630 of NAC is hereby amended by adding thereto a new section to read as follows:

*1. The Board or any investigative committee of the Board, may, in its discretion, take into consideration a physician or physician assistant's good faith attempts at compliance with the provisions of sections 52 to 58, inclusive, of Assembly Bill 474, chapter 605, Statutes of Nevada 2017, in the determination of whether the physician or physician assistant has committed an act or acts constituting a violation of NRS 630.3062(g) and NRS 630.3062(h).*

*2. In accordance with section 15 of Assembly Bill No. 474, chapter 605, Statutes of Nevada 2017, at page 4410, if the Board determines that a physician or physician assistant issued a fraudulent, illegal, unauthorized or otherwise inappropriate prescription for a controlled substance listed in schedule II, III or IV or violated the provisions of sections 52 to 58, inclusive of Assembly Bill 474 or any regulations adopted by the State Board of Pharmacy pursuant thereto, the Board will impose the following disciplinary action:*

*(a) For a consent or settlement agreement or final order finding one or more violations, the Board shall impose disciplinary action including, but not limited to additional continuing education concerning prescribing controlled substances listed in schedules II, III, and IV.*