



## Nevada State Board of Medical Examiners

### **NOTICE OF INTENT TO ACT UPON REGULATION**

Notice of Hearing for the Adoption/Amendment of Regulations of the  
Nevada State Board of Medical Examiners

The Nevada State Board of Medical Examiners (Board) will hold a public hearing at 11:00 a.m., on Wednesday, February 26, 2020, at the Board office located at 9600 Gateway Drive, Reno, Nevada 89521 with video-conferencing to the Nevada State Board of Dental Examiners, located at 6010 S. Rainbow Blvd., Bldg. A., Ste. 1, Las Vegas, Nevada. The purpose of the hearing is to receive comments from all interested persons regarding the adoption and amendment of three regulations that pertain to Chapter 630 of the Nevada Administrative Code.

- R009-19** Section 1 of this regulation establishes standards for the licensure by endorsement of a person as a practitioner of respiratory care. Section 1 also establishes a timeline for the Board to request additional information related to the application, approve an application and issue a license by endorsement, and establishes grounds for the Board to deny an application for licensure by endorsement. Section 2 of this regulation makes a conforming change.
- R010-19** This regulation establishes standards for the licensure by endorsement of a person as a perfusionist. This regulation also establishes a timeline for the Board to request additional information related to the application, approve an application and issue a license by endorsement, and establishes grounds for the Board to deny an application for licensure by endorsement.
- R086-19** A regulation relating to continuing medical education; revising provisions relating to credits received by holders of a license to practice medicine and a license to practice as a physician assistant for continuing medical education; and providing other matters properly relating thereto.

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

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

The proposed amendment is necessary to update the regulations to comply with and implement recent statutory changes.

2. If the proposed regulation is a temporary regulation, the terms or the substance of the proposed regulation to be adopted, amended or repealed, or a description of the subjects and the issues involved.

The proposed regulation changes are not temporary.

3. If the proposed regulation is a permanent regulation, a statement explaining how to obtain the approved or revised text of the proposed regulation.

A copy of this Notice and the proposed regulations to be adopted will be on file at the Nevada State Library, Archives and Public Records, 100 N. Stewart Street, Carson City, Nevada, for inspection by members of the public during business hours. Additional copies of this Notice and the proposed regulations to be adopted will be available at the offices of the Board at 9600 Gateway Drive, Reno, Nevada 89521 and 6010 S. Rainbow Blvd. Bldg. A, Ste. 2, Las Vegas, NV 89118, the Board's website, <http://medboard.nv.gov/>, and, in all counties in which an office of the agency is not maintained, at the main public library or county office, for inspection and copying by members of the public during business hours. This Notice and the text of the proposed regulations is 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 available on the Internet at <https://www.leg.state.nv.us/register/>. Copies of this Notice and the proposed regulations will also be mailed to members of the public at no charge upon request.

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:

The Board does not believe that the proposed amendment will have a direct economic effect on the business of the practice of medicine or the public.

- b. Both immediate and long-term effects:

The Board does not believe that the proposed amendment will have a direct economic effect on the business of the practice of medicine or the public.

5. The methods used by the agency in determining the impact on small business.

The Board sent letters regarding the proposed regulations and requesting information regarding whether the proposed regulations would impact small businesses to the Better Business Bureau of Northern Nevada, the Better Business Bureau of Southern Nevada, multiple chambers of commerce offices in the State of Nevada, the Nevada State Medical Association, the Washoe County Medical Society, and the Clark County Medical Society. To date, the Board has received no responses indicating that these proposed regulations will impact small businesses.

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

Enforcement of the proposed regulations will not result in an increased cost to the Board.

7. A description of and citation to any regulations of other state or local governmental 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.

To the Board's knowledge, the proposed regulations do not overlap or duplicate the regulations of other state or local governmental agencies or any federal regulations.

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

The proposed regulations are not required pursuant to 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.

To the Board's knowledge, the proposed regulations do not regulate the same activity addressed in a federal regulation.

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

The proposed regulations do not establish new fees or increase existing fees.

11. If the proposed regulation is a temporary regulation, each address at which the text of the regulation may be inspected and copied.

The proposed regulations are not temporary.

Persons wishing to comment upon the proposed regulations 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, 9600 Gateway Drive, Reno, Nevada 89521. Written submissions must be received by the Nevada State Board of Medical Examiners on or before 11 a.m. on Wednesday, February 26, 2020. 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 regulation to be adopted will be on file at the Nevada State Library, Archives and Public Records, 100 N. Stewart Street, Carson City, Nevada, for inspection by members of the public during business hours. Additional copies of the notice and the regulation to be adopted will be available at the Nevada State Board of Medical Examiners, 9600 Gateway Drive, Reno, Nevada 89521, and, the Nevada State Board of Medical Examiners, 6010 S. Rainbow Blvd. Bldg. A, Ste. 2, Las Vegas, NV 89118, the Board's website, <http://medboard.nv.gov/>, and, in all counties in which an office of the agency is not maintained, at the main public library or county office, for inspection and copying by members of the public during business hours. This notice and the text of the proposed regulation is 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 available on the Internet at <https://www.leg.state.nv.us/>. Copies of this Notice and the proposed regulation will also be mailed to members of the public at no charge upon request.

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.

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

Washoe County Courthouse  
Carson City Library  
Clark County District Library

Reno, NV  
Carson City, NV  
Las Vegas, NV

Churchill County Library	Fallon, NV
Douglas County Library	Minden, NV
Elko County Library	Elko, NV
Elko County Library	Elko, NV
Esmeralda County Library	Goldfield, NV
Humboldt County Library	Winnemucca, NV
Lander County Library	Battle Mountain, NV
Lincoln County Library	Pioche, NV
Lyon County Library	Yerington, NV
Nevada State Board of Medical Examiners	Reno, NV
Mineral County Library	Hawthorne, NV
Office of the Attorney General	Carson City
Office of the Attorney General	Las Vegas, NV
Pershing County Library	Lovelock, NV
Storey County Comm.	Virginia City, NV
Tonopah Public Library (Nye)	Tonopah, NV
White Pine County Courthouse	Ely, NV
White Pine County Library	Ely, NV
<a href="http://www.notice.nv.gov">www.notice.nv.gov</a>	
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