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ASSEMBLY BILL NO. 328—ASSEMBLYWOMAN GORELOW

MARCH 18, 2019

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Referred to Committee on Commerce and Labor

SUMMARY—Revises provisions relating to physician assistants.  
(BDR 54-847)

FISCAL NOTE: Effect on Local Government: No.  
Effect on the State: Yes.

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

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AN ACT relating to professions; authorizing a physician assistant to bill and be reimbursed by a patient directly; providing that physician assistants are not required to be supervised by a physician or an osteopathic physician when performing medical services; prescribing the services that a physician assistant is required or authorized to perform; increasing the membership of the Board of Medical Examiners and the State Board of Osteopathic Medicine; requiring two members of each of the Boards to be persons licensed to practice as a physician assistant in this State; providing certain exemptions from licensure and regulation by the Boards; revising provisions relating to a physician assistant whose license is on inactive status; revising provisions relating to the issuance of a license to practice as a physician assistant; prohibiting the respective Boards from requiring certain certifications before a person may renew a license to practice as a physician assistant; revising provisions relating to licensure by endorsement to practice as a physician assistant; authorizing certain unlicensed persons to use the title “physician assistant (inactive)”; and providing other matters properly relating thereto.



**Legislative Counsel's Digest:**

1 Existing law provides that a physician assistant is a person who: (1) is a  
2 graduate of an academic program approved by the Board of Medical Examiners or  
3 the State Board of Osteopathic Medicine or who, by general education, practical  
4 training and experience determined to be satisfactory by the respective Board, is  
5 qualified to perform medical services under the supervision of a supervising  
6 physician or a supervising osteopathic physician, as applicable; and (2) has been  
7 issued a license by the respective Board. (NRS 630.015, 633.107) **Sections 8 and**  
8 **19** of this bill remove the requirement that a physician assistant perform medical  
9 services under the supervision of a supervising physician or a supervising  
10 osteopathic physician, as applicable. Existing law defines the terms "supervising  
11 physician" and "supervising osteopathic physician" to mean a physician or an  
12 osteopathic physician who supervises a physician assistant. (NRS 630.025,  
13 633.123) **Section 39** of this bill repeals these definitions and repeals various  
14 provisions governing supervising osteopathic physicians. **Sections 2, 9, 10, 14, 15,**  
15 **20, 23, 24 and 28-38** of this bill make conforming changes by removing references  
16 to supervising physicians, supervising osteopathic physicians and physician  
17 assistants being supervised.

18 Existing law authorizes a physician assistant to perform such medical services  
19 as the physician assistant is authorized to perform by his or her supervising  
20 physician or supervising osteopathic physician. (NRS 630.271, 633.432) **Sections 8**  
21 **and 19** require a physician assistant to: (1) obtain the informed consent of a patient  
22 or a patient's family before performing any procedure; (2) register with the Drug  
23 Enforcement Administration of the United States Department of Justice and the  
24 State Board of Pharmacy before prescribing and dispensing a controlled substance;  
25 and (3) collaborate with providers of health care who are providing care to a patient  
26 of the physician assistant. **Sections 8 and 19** authorize a physician assistant to  
27 perform certain medical services and activities, including: (1) providing his or her  
28 signature when a signature by a physician or an osteopathic physician is required if  
29 providing such a signature is within the authorized scope of the physician assistant;  
30 and (2) prescribing and dispensing drugs and certain controlled substances.

31 Existing law prohibits a physician assistant governed by chapter 633 of NRS  
32 from billing a patient separately from his or her supervising osteopathic physician.  
33 (NRS 633.442) **Section 24** removes this prohibition. **Sections 1 and 24** of this bill  
34 authorize: (1) a physician assistant to bill a patient directly; and (2) a patient to  
35 reimburse a physician assistant directly.

36 Existing law provides that the provisions governing physicians, physician  
37 assistants, medical assistants, perfusionists and practitioners of respiratory care, and  
38 osteopathic medicine do not apply to certain persons and in certain situations. (NRS  
39 630.047, 633.171) **Sections 3 and 16** of this bill provide that the provisions  
40 governing physicians, physician assistants, medical assistants, perfusionists and  
41 practitioners of respiratory care, and osteopathic medicine do not apply to: (1) the  
42 performance of medical services by a student as part of a program of study to be a  
43 physician assistant accredited by the Accreditation Review Commission on  
44 Education for the Physician Assistant if the student is enrolled in the program and  
45 performs medical services under the supervision of a physician assistant; and (2) a  
46 physician assistant of any division or department of the United States in the  
47 discharge of his or her official duties.

48 Existing law provides: (1) that the Board of Medical Examiners consists of nine  
49 members appointed by the Governor; and (2) the requirements for membership on  
50 the Board. (NRS 630.050, 630.060) **Section 4** of this bill increases the membership  
51 of the Board to 11 members. **Section 5** of this bill requires two members of the  
52 Board to be persons who are licensed to practice as a physician assistant in this  
53 State. **Section 6** of this bill makes a conforming change. Existing law provides: (1)  
54 that the State Board of Osteopathic Medicine consists of seven members appointed



55 by the Governor; and (2) the requirements for membership on the Board. (NRS  
56 633.181, 633.191) **Section 17** of this bill increases the membership of the Board to  
57 nine members. **Section 18** of this bill requires two members of the Board to be  
58 persons who are licensed to practice as a physician assistant in this State. **Section**  
59 **27** of this bill makes a conforming change.

60 Existing law authorizes a person holding a license under the provisions  
61 governing physicians, physician assistants, medical assistants, perfusionists and  
62 practitioners of respiratory care, and osteopathic medicine to place his or her  
63 license on an inactive status. (NRS 630.255, 633.491) **Section 7** of this bill  
64 authorizes the Board of Medical Examiners to place any physician assistant who  
65 notifies the Board in writing on inactive status. **Sections 7 and 26** of this bill: (1)  
66 prohibit a physician assistant whose license is on inactive status from practicing as  
67 a physician assistant; and (2) provide that a physician assistant whose license is on  
68 inactive status who practices as a physician assistant is considered to be practicing  
69 without a license. **Sections 7 and 26** require the Board of Medical Examiners and  
70 the State Board of Osteopathic Medicine to excuse a physician assistant whose  
71 license is on inactive status from paying certain fees.

72 Existing law authorizes the Board of Medical Examiners and the State Board of  
73 Osteopathic Medicine to issue a license to practice as a physician assistant to an  
74 applicant who is qualified under the regulations of the respective Boards. (NRS  
75 630.273, 633.433) **Sections 9 and 20** of this bill authorize the respective Boards to  
76 issue a license to practice as a physician assistant to an applicant who: (1) meets the  
77 qualifications set out in chapter 630 or 633 of NRS; and (2) is qualified under the  
78 regulations of the respective Boards. **Sections 9 and 20** additionally authorize the  
79 respective Boards to issue a license to a person who passes the Physician Assistant  
80 National Certifying Examination.

81 Existing law requires the Board of Medical Examiners to adopt regulations  
82 regarding the licensure of a physician assistant, including regulations concerning  
83 the renewal of a physician assistant's license. (NRS 630.275) Existing law  
84 authorizes a holder of a license to practice as a physician assistant issued under  
85 chapter 633 of NRS to renew the license annually. (NRS 633.471) **Sections 10 and**  
86 **25** of this bill prohibit the respective Boards from requiring a physician assistant to  
87 maintain or receive certification by the National Commission on Certification of  
88 Physician Assistants or by some other nationally recognized organization for the  
89 accreditation of physician assistants to satisfy any continuing education  
90 requirements for the renewal of a license.

91 Existing law authorizes an applicant for the issuance of a license by  
92 endorsement to practice as a physician assistant to submit to the Board of Medical  
93 Examiners an application for such a license if the applicant satisfies certain  
94 requirements, including being certified in a specialty recognized by the American  
95 Board of Medical Specialties. (NRS 630.2751, 630.2752) Existing law authorizes  
96 an applicant for the issuance of a license by endorsement to practice as a physician  
97 assistant to submit to the State Board of Osteopathic Medicine an application for  
98 such a license if the applicant satisfies certain requirements, including being  
99 certified in a specialty recognized by the American Board of Medical Specialties or  
100 the American Osteopathic Association. (NRS 633.4335, 633.4336) **Sections 11, 12,**  
101 **21 and 22** of this bill remove the requirement that an applicant for the issuance of  
102 a license by endorsement be certified in a specialty recognized by these  
103 organizations.

104 Existing law provides that it is unlawful for any person to hold himself or  
105 herself out as a physician assistant without being licensed by the Board of Medical  
106 Examiners or the State Board of Osteopathic Medicine. (NRS 633.400, 633.741)  
107 **Sections 13 and 28** of this bill authorize a person who meets the qualifications to  
108 be licensed as a physician assistant, who does not possess such a current license and  
109 who is certified by the National Commission on Certification of Physician



110 Assistants to use the title “physician assistant (inactive)” and further provide that  
111 such a person may not act or practice as a physician assistant unless they possess a  
112 current license.

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THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN  
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

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

3       *A physician assistant may bill a patient directly and may be*  
4 *reimbursed by a patient directly.*

5       **Sec. 2.** NRS 630.015 is hereby amended to read as follows:

6       630.015 “Physician assistant” means a person who is a  
7 graduate of an academic program approved by the Board or who, by  
8 general education, practical training and experience determined to  
9 be satisfactory by the Board, is qualified to perform medical  
10 services ~~under the supervision of a supervising physician~~ and who  
11 has been issued a license by the Board.

12       **Sec. 3.** NRS 630.047 is hereby amended to read as follows:

13       630.047 1. This chapter does not apply to:

14       (a) A medical officer or perfusionist or practitioner of  
15 respiratory care of the Armed Forces or a medical officer or  
16 perfusionist or practitioner of respiratory care of any division or  
17 department of the United States in the discharge of his or her official  
18 duties, including, without limitation, providing medical care in a  
19 hospital in accordance with an agreement entered into pursuant to  
20 NRS 449.2455;

21       (b) Physicians who are called into this State, other than on a  
22 regular basis, for consultation with or assistance to a physician  
23 licensed in this State, and who are legally qualified to practice in the  
24 state where they reside;

25       (c) Physicians who are legally qualified to practice in the state  
26 where they reside and come into this State on an irregular basis to:

27           (1) Obtain medical training approved by the Board from a  
28 physician who is licensed in this State; or

29           (2) Provide medical instruction or training approved by the  
30 Board to physicians licensed in this State;

31       (d) Physicians who are temporarily exempt from licensure  
32 pursuant to NRS 630.2665 and are practicing medicine within the  
33 scope of the exemption;

34       (e) Any person permitted to practice any other healing art under  
35 this title who does so within the scope of that authority, or healing  
36 by faith or Christian Science;

37       (f) The practice of respiratory care by a student as part of a  
38 program of study in respiratory care that is approved by the Board,



1 or is recognized by a national organization which is approved by the  
2 Board to review such programs, if the student is enrolled in the  
3 program and provides respiratory care only under the supervision of  
4 a practitioner of respiratory care;

5 (g) The practice of respiratory care by a student who:

6 (1) Is enrolled in a clinical program of study in respiratory  
7 care which has been approved by the Board;

8 (2) Is employed by a medical facility, as defined in NRS  
9 449.0151; and

10 (3) Provides respiratory care to patients who are not in a  
11 critical medical condition or, in an emergency, to patients who are in  
12 a critical medical condition and a practitioner of respiratory care is  
13 not immediately available to provide that care and the student is  
14 directed by a physician to provide respiratory care under the  
15 supervision of the physician until a practitioner of respiratory care is  
16 available;

17 (h) The practice of respiratory care by a person on himself or  
18 himself or gratuitous respiratory care provided to a friend or a  
19 member of a person's family if the provider of the care does not  
20 represent himself or herself as a practitioner of respiratory care;

21 (i) A person who is employed by a physician and provides  
22 respiratory care or services as a perfusionist under the supervision of  
23 that physician;

24 (j) The maintenance of medical equipment for perfusion or  
25 respiratory care that is not attached to a patient; ~~and~~

26 (k) A person who installs medical equipment for respiratory care  
27 that is used in the home and gives instructions regarding the use of  
28 that equipment if the person is trained to provide such services and  
29 is supervised by a provider of health care who is acting within the  
30 authorized scope of his or her practice ~~;~~;

31 *(l) The performance of medical services by a student as part of*  
32 *a program of study to be a physician assistant that is accredited by*  
33 *the Accreditation Review Commission on Education for the*  
34 *Physician Assistant or its successor organization if the student is*  
35 *enrolled in the program and performs medical services only under*  
36 *the supervision of a physician assistant; and*

37 *(m) A physician assistant of any division or department of the*  
38 *United States in the discharge of his or her official duties unless*  
39 *licensure by a state is required by the division or department of the*  
40 *United States.*

41 2. This chapter does not repeal or affect any statute of Nevada  
42 regulating or affecting any other healing art.

43 3. This chapter does not prohibit:



1 (a) Gratuitous services outside of a medical school or medical  
2 facility by a person who is not a physician, perfusionist, physician  
3 assistant or practitioner of respiratory care in cases of emergency.

4 (b) The domestic administration of family remedies.

5 **Sec. 4.** NRS 630.050 is hereby amended to read as follows:

6 630.050 1. The Board of Medical Examiners consists of  
7 ~~nine~~ *11* members appointed by the Governor.

8 2. No person may be appointed as a member of the Board to  
9 serve for more than two consecutive full terms, but a person may be  
10 reappointed after the lapse of 4 years.

11 **Sec. 5.** NRS 630.060 is hereby amended to read as follows:

12 630.060 1. Six members of the Board must be persons who  
13 are licensed to practice medicine in this State, are actually engaged  
14 in the practice of medicine in this State and have resided and  
15 practiced medicine in this State for at least 5 years preceding their  
16 respective appointments.

17 2. *Two members of the Board must be persons who are*  
18 *licensed to practice as a physician assistant in this State, are*  
19 *actually engaged in practicing as a physician assistant in this State*  
20 *and have resided and practiced as a physician assistant in this*  
21 *State for at least 5 years preceding their respective appointments.*

22 3. One member of the Board must be a person who has resided  
23 in this State for at least 5 years and who represents the interests of  
24 persons or agencies that regularly provide health care to patients  
25 who are indigent, uninsured or unable to afford health care. This  
26 member must not be licensed under the provisions of this chapter.

27 ~~3~~ 4. The remaining two members of the Board must be  
28 persons who have resided in this State for at least 5 years and who:

29 (a) Are not licensed in any state to practice any healing art;

30 (b) Are not the spouse or the parent or child, by blood, marriage  
31 or adoption, of a person licensed in any state to practice any healing  
32 art;

33 (c) Are not actively engaged in the administration of any facility  
34 for the dependent as defined in chapter 449 of NRS, medical facility  
35 or medical school; and

36 (d) Do not have a pecuniary interest in any matter pertaining to  
37 the healing arts, except as a patient or potential patient.

38 ~~4~~ 5. The members of the Board must be selected without  
39 regard to their individual political beliefs.

40 **Sec. 6.** NRS 630.075 is hereby amended to read as follows:

41 630.075 The Board may, by majority vote, select physicians ,  
42 *physician assistants* and members of the public, who must meet the  
43 same qualifications as required for members of the Board, to serve  
44 as advisory members of the Board. One or more advisory members  
45 may be designated by the Board to assist a committee of its



1 members in an investigation as provided in NRS 630.311 but may  
2 not vote on any matter before the committee. Advisory members  
3 may also serve as members of the panel selected to hear charges as  
4 provided in NRS 630.339 and may vote on any recommendation  
5 made by the panel to the Board.

6 **Sec. 7.** NRS 630.255 is hereby amended to read as follows:

7 630.255 1. Any licensee who changes the location of his or  
8 her practice of medicine from this State to another state or country,  
9 has never engaged in the practice of medicine in this State after  
10 licensure or has ceased to engage in the practice of medicine in this  
11 State for 12 consecutive months may be placed on inactive status by  
12 order of the Board. *Any physician assistant who notifies the Board*  
13 *in writing on a form prescribed by the Board may be placed on*  
14 *inactive status by order of the Board.*

15 2. Each inactive licensee shall maintain a permanent mailing  
16 address with the Board to which all communications from the Board  
17 to the licensee must be sent. An inactive licensee who changes his or  
18 her permanent mailing address shall notify the Board in writing of  
19 the new permanent mailing address within 30 days after the change.  
20 If an inactive licensee fails to notify the Board in writing of a  
21 change in his or her permanent mailing address within 30 days after  
22 the change, the Board may impose upon the licensee a fine not to  
23 exceed \$250.

24 3. In addition to the requirements of subsection 2, any licensee  
25 who changes the location of his or her practice of medicine from  
26 this State to another state or country shall maintain an electronic  
27 mail address with the Board to which all communications from the  
28 Board to him or her may be sent.

29 4. *An inactive physician assistant shall not practice as a*  
30 *physician assistant. The Board shall consider an inactive*  
31 *physician assistant who practices as a physician assistant to be*  
32 *practicing without a license which is grounds for disciplinary*  
33 *action against the physician assistant in accordance with the*  
34 *regulations adopted by the Board pursuant to NRS 630.275.*

35 5. *The Board shall exempt an inactive physician assistant*  
36 *from paying the applicable fee for biennial registration of a*  
37 *license.*

38 6. Before resuming the practice of medicine in this State, the  
39 inactive licensee must:

40 (a) Notify the Board in writing of his or her intent to resume the  
41 practice of medicine in this State;

42 (b) File an affidavit with the Board describing the activities of  
43 the licensee during the period of inactive status;

44 (c) Complete the form for registration for active status;

45 (d) Pay the applicable fee for biennial registration; and



1 (e) Satisfy the Board of his or her competence to practice  
2 medicine.

3 ~~[5.]~~ 7. If the Board determines that the conduct or competence  
4 of the licensee during the period of inactive status would have  
5 warranted denial of an application for a license to practice medicine  
6 in this State, the Board may refuse to place the licensee on active  
7 status.

8 **Sec. 8.** NRS 630.271 is hereby amended to read as follows:

9 630.271 1. A physician assistant *is responsible for the care*  
10 *that he or she provides to a patient.*

11 2. A physician assistant shall:

12 (a) *Obtain the informed consent of a patient or a patient's*  
13 *family before performing any procedure;*

14 (b) *Register with the Drug Enforcement Administration of the*  
15 *United States Department of Justice, or its successor agency, and*  
16 *the State Board of Pharmacy pursuant to NRS 453.231 before the*  
17 *physician assistant prescribes or dispenses a controlled substance;*  
18 *and*

19 (c) *Collaborate with, consult with or refer to the appropriate*  
20 *provider of health care for the patient, as determined by the*  
21 *physician assistant pursuant to the condition of the patient, the*  
22 *education, practical training and experience of the physician*  
23 *assistant and the standard of care required from the physician*  
24 *assistant under the circumstances.*

25 3. A physician assistant may ~~[perform]~~ :

26 (a) *Perform* such medical services ~~[as the physician assistant is~~  
27 ~~authorized to perform by his or her supervising physician-~~

28 ~~—2. The Board and supervising physician shall limit the~~  
29 ~~authority of a physician assistant to~~

30 ~~prescribe controlled substances to those schedules of controlled~~  
31 ~~substances that the supervising physician is authorized to prescribe~~

32 ~~pursuant to state and federal law.] that the physician assistant is~~  
33 ~~qualified to perform by graduating from an academic program~~

34 ~~approved by the Board or by his or her education, practical~~  
35 ~~training and experience as determined by the Board. Medical~~

36 ~~services which may be performed by a physician assistant include,~~  
37 ~~without limitation:~~

38 (1) *Obtaining the history of a patient's health;*

39 (2) *Performing a physical examination;*

40 (3) *Providing medical treatment, including, without*  
41 *limitation, evaluating and diagnosing a condition of a patient;*

42 (4) *Ordering, performing and interpreting a diagnostic test*  
43 *or a therapeutic procedure;*

44 (5) *Educating a patient on how to promote the patient's*  
45 *health and prevent disease;*





1 (6) *Providing consultation upon request; and*

2 (7) *Writing a medical order.*

3 (b) *Supervise, delegate and assign a diagnostic test or a*  
4 *therapeutic procedure to personnel who are licensed or*  
5 *unlicensed.*

6 (c) *If within the authorized scope of practice of a physician*  
7 *assistant and to the extent authorized by federal law, certify the*  
8 *health or disability of a patient as required by any local, state or*  
9 *federal program.*

10 (d) *Provide his or her signature, certification, stamp,*  
11 *verification or endorsement when a signature, certification, stamp,*  
12 *verification or endorsement by a physician is required, if providing*  
13 *such a signature, certification, stamp, verification or endorsement*  
14 *is within the authorized scope of practice of a physician assistant.*

15 (e) *Plan and initiate a therapeutic regimen that includes*  
16 *ordering and prescribing treatment which does not incorporate*  
17 *drugs or controlled substances. Such a therapeutic regimen may*  
18 *include, without limitation:*

19 (1) *Durable medical equipment;*

20 (2) *Programs concerning the nutrition of the patient;*

21 (3) *Whole human blood, plasma, blood product or blood*  
22 *derivative for the purpose of injection or transfusion; and*

23 (4) *Diagnostic services, including, without limitation, home*  
24 *health care, hospice or physical or occupational therapy.*

25 (f) *Prescribe or order and dispense or administer drugs and*  
26 *medical devices.*

27 (g) *Upon being registered pursuant to paragraph (b) of*  
28 *subsection 2, prescribe and dispense a substance in schedule II,*  
29 *III, IV or V, as described in chapter 453 of NRS, and any*  
30 *prescription drug. A physician assistant who prescribes, dispenses*  
31 *or administers such substances and prescription drugs:*

32 (1) *Shall comply with appropriate federal and state laws;*

33 (2) *Shall prescribe, dispense and administer such*  
34 *substances and prescription drugs when:*

35 (I) *The services of a pharmacy or of a person who*  
36 *engages in the practice of pharmacy are not readily available;*

37 (II) *Such action is in the best interest of the patient; or*

38 (III) *In the event of an emergency; and*

39 (3) *Is authorized to dispense any medications that a*  
40 *physician may dispense.*

41 4. *As used this in this section:*

42 (a) *“Dangerous drug” has the meaning ascribed to it in*  
43 *NRS 454.201.*

44 (b) *“Drug” has the meaning ascribed to it in NRS 639.007.*

45 (c) *“Prescription drug” means:*



1           (1) *A controlled substance or dangerous drug that may be*  
2 *dispensed to an ultimate user only pursuant to a lawful*  
3 *prescription; and*

4           (2) *Any other substance or drug substituted for such a*  
5 *controlled substance or dangerous drug.*

6           (d) *“Provider of health care” has the meaning ascribed to it in*  
7 *NRS 629.031.*

8           (e) *“Therapeutic regimen” means a program for the treatment*  
9 *of an illness that is integrated into the daily life of the patient.*

10       **Sec. 9.** NRS 630.273 is hereby amended to read as follows:

11       630.273 1. The Board may issue a license to an applicant  
12 who *meets the qualifications set forth in this chapter and who* is  
13 qualified under the regulations of the Board to perform medical  
14 services . ~~under the supervision of a supervising physician.~~ The  
15 application for a license as a physician assistant must include all  
16 information required to complete the application.

17       2. *The Board may issue a license to an applicant who has*  
18 *passed the Physician Assistant National Certifying Examination*  
19 *administered by the National Commission on Certification of*  
20 *Physician Assistants or by some other nationally recognized*  
21 *organization for the accreditation of physician assistants.*

22       **Sec. 10.** NRS 630.275 is hereby amended to read as follows:

23       630.275 The Board shall adopt regulations regarding the  
24 licensure of a physician assistant, including, but not limited to:

25       1. The educational and other qualifications of applicants.

26       2. The required academic program for applicants.

27       3. The procedures for applications for and the issuance of  
28 licenses.

29       4. The procedures deemed necessary by the Board for  
30 applications for and the initial issuance of licenses by endorsement  
31 pursuant to NRS 630.2751 or 630.2752.

32       5. The tests or examinations of applicants by the Board.

33       6. The medical services which a physician assistant may  
34 perform, except that a physician assistant may not perform those  
35 specific functions and duties delegated or restricted by law to  
36 persons licensed as dentists, chiropractors, podiatric physicians and  
37 optometrists under chapters 631, 634, 635 and 636, respectively, of  
38 NRS, or as hearing aid specialists.

39       7. The duration, renewal and termination of licenses, including  
40 licenses by endorsement. *The Board shall not require a physician*  
41 *assistant to maintain or receive certification by the National*  
42 *Commission on Certification of Physician Assistants or by some*  
43 *other nationally recognized organization for the accreditation of*  
44 *physician assistants to satisfy any continuing education*  
45 *requirements for renewal of licenses.*



1 8. The grounds and procedures respecting disciplinary actions  
2 against physician assistants.

3 9. ~~[The supervision of medical services of a physician assistant  
4 by a supervising physician, including, without limitation,  
5 supervision that is performed electronically, telephonically or by  
6 fiber optics from within or outside this State or the United States.~~

7 ~~—10.]~~ A physician assistant's use of equipment that transfers  
8 information concerning the medical condition of a patient in this  
9 State electronically, telephonically or by fiber optics, including,  
10 without limitation, through telehealth, from within or outside this  
11 State or the United States.

12 **Sec. 11.** NRS 630.2751 is hereby amended to read as follows:

13 630.2751 1. The Board may issue a license by endorsement  
14 to practice as a physician assistant to an applicant who meets the  
15 requirements set forth in this section. An applicant may submit to  
16 the Board an application for such a license if the applicant ~~is~~

17 ~~—(a) Holds]~~ holds a corresponding valid and unrestricted license  
18 to practice as a physician assistant in the District of Columbia or any  
19 state or territory of the United States . ~~is; and~~

20 ~~—(b) Is certified in a specialty recognized by the American Board  
21 of Medical Specialties.]~~

22 2. An applicant for a license by endorsement pursuant to this  
23 section must submit to the Board with his or her application:

24 (a) Proof satisfactory to the Board that the applicant:

25 (1) Satisfies the requirements of subsection 1;

26 (2) Is a citizen of the United States or otherwise has the legal  
27 right to work in the United States;

28 (3) Has not been disciplined or investigated by the  
29 corresponding regulatory authority of the District of Columbia or  
30 any state or territory in which the applicant currently holds or has  
31 held a license to practice as a physician assistant; and

32 (4) Has not been held civilly or criminally liable for  
33 malpractice in the District of Columbia or any state or territory of  
34 the United States;

35 (b) A complete set of fingerprints and written permission  
36 authorizing the Board to forward the fingerprints in the manner  
37 provided in NRS 630.167;

38 (c) An affidavit stating that the information contained in the  
39 application and any accompanying material is true and correct; and

40 (d) Any other information required by the Board.

41 3. Not later than 15 business days after receiving an application  
42 for a license by endorsement to practice as a physician assistant  
43 pursuant to this section, the Board shall provide written notice to the  
44 applicant of any additional information required by the Board to  
45 consider the application. Unless the Board denies the application for



1 good cause, the Board shall approve the application and issue a  
2 license by endorsement to practice as a physician assistant to the  
3 applicant not later than:

4 (a) Forty-five days after receiving the application; or

5 (b) Ten days after the Board receives a report on the applicant's  
6 background based on the submission of the applicant's fingerprints,  
7 ↪ whichever occurs later.

8 4. A license by endorsement to practice as a physician assistant  
9 may be issued at a meeting of the Board or between its meetings by  
10 the President and Executive Director of the Board. Such an action  
11 shall be deemed to be an action of the Board.

12 **Sec. 12.** NRS 630.2752 is hereby amended to read as follows:

13 630.2752 1. The Board may issue a license by endorsement  
14 to practice as a physician assistant to an applicant who meets the  
15 requirements set forth in this section. An applicant may submit to  
16 the Board an application for such a license if the applicant:

17 (a) Holds a corresponding valid and unrestricted license to  
18 practice as a physician assistant in the District of Columbia or any  
19 state or territory of the United States; *and*

20 (b) ~~Is certified in a specialty recognized by the American Board~~  
21 ~~of Medical Specialties; and~~

22 ~~—(c)~~ Is an active member of, or the spouse of an active member  
23 of, the Armed Forces of the United States, a veteran or the surviving  
24 spouse of a veteran.

25 2. An applicant for a license by endorsement pursuant to this  
26 section must submit to the Board with his or her application:

27 (a) Proof satisfactory to the Board that the applicant:

28 (1) Satisfies the requirements of subsection 1;

29 (2) Is a citizen of the United States or otherwise has the legal  
30 right to work in the United States;

31 (3) Has not been disciplined or investigated by the  
32 corresponding regulatory authority of the District of Columbia or  
33 the state or territory in which the applicant holds a license to  
34 practice as a physician assistant; and

35 (4) Has not been held civilly or criminally liable for  
36 malpractice in the District of Columbia or any state or territory of  
37 the United States;

38 (b) A complete set of fingerprints and written permission  
39 authorizing the Board to forward the fingerprints in the manner  
40 provided in NRS 630.167;

41 (c) An affidavit stating that the information contained in the  
42 application and any accompanying material is true and correct; and

43 (d) Any other information required by the Board.

44 3. Not later than 15 business days after receiving an application  
45 for a license by endorsement to practice as a physician assistant



1 pursuant to this section, the Board shall provide written notice to the  
2 applicant of any additional information required by the Board to  
3 consider the application. Unless the Board denies the application for  
4 good cause, the Board shall approve the application and issue a  
5 license by endorsement to practice as a physician assistant to the  
6 applicant not later than:

7 (a) Forty-five days after receiving all the additional information  
8 required by the Board to complete the application; or

9 (b) Ten days after the Board receives a report on the applicant's  
10 background based on the submission of the applicant's fingerprints,  
11 ↪ whichever occurs later.

12 4. A license by endorsement to practice as a physician assistant  
13 may be issued at a meeting of the Board or between its meetings by  
14 the President and Executive Director of the Board. Such an action  
15 shall be deemed to be an action of the Board.

16 5. At any time before making a final decision on an application  
17 for a license by endorsement pursuant to this section, the Board may  
18 grant a provisional license authorizing an applicant to practice as a  
19 physician assistant in accordance with regulations adopted by the  
20 Board.

21 6. As used in this section, "veteran" has the meaning ascribed  
22 to it in NRS 417.005.

23 **Sec. 13.** NRS 630.400 is hereby amended to read as follows:

24 630.400 1. It is unlawful for any person to:

25 (a) Present to the Board as his or her own the diploma, license or  
26 credentials of another;

27 (b) Give either false or forged evidence of any kind to the  
28 Board;

29 (c) Practice medicine, perfusion or respiratory care under a false  
30 or assumed name or falsely personate another licensee;

31 (d) Except as otherwise provided by a specific statute, practice  
32 medicine, perfusion or respiratory care without being licensed under  
33 this chapter;

34 (e) Hold himself or herself out as a perfusionist or use any other  
35 term indicating or implying that he or she is a perfusionist without  
36 being licensed by the Board;

37 (f) Hold himself or herself out as a physician assistant or use any  
38 other term indicating or implying that he or she is a physician  
39 assistant without being licensed by the Board **[H]**, *except that a*  
40 *person who meets the qualifications for licensure to practice as a*  
41 *physician assistant pursuant to this chapter, who does not possess*  
42 *such a current license and who is certified by the National*  
43 *Commission on Certification of Physician Assistants, or its*  
44 *successor organization, may use the title "physician assistant*



1 *(inactive)” and shall not act or practice as a physician assistant*  
2 *who is licensed by the Board;* or

3 (g) Hold himself or herself out as a practitioner of respiratory  
4 care or use any other term indicating or implying that he or she is a  
5 practitioner of respiratory care without being licensed by the Board.

6 2. Unless a greater penalty is provided pursuant to NRS  
7 200.830 or 200.840, a person who violates any provision of  
8 subsection 1:

9 (a) If no substantial bodily harm results, is guilty of a category  
10 D felony; or

11 (b) If substantial bodily harm results, is guilty of a category C  
12 felony,

13 ↪ and shall be punished as provided in NRS 193.130.

14 3. In addition to any other penalty prescribed by law, if the  
15 Board determines that a person has committed any act described in  
16 subsection 1, the Board may:

17 (a) Issue and serve on the person an order to cease and desist  
18 until the person obtains from the Board the proper license or  
19 otherwise demonstrates that he or she is no longer in violation of  
20 subsection 1. An order to cease and desist must include a telephone  
21 number with which the person may contact the Board.

22 (b) Issue a citation to the person. A citation issued pursuant to  
23 this paragraph must be in writing, describe with particularity the  
24 nature of the violation and inform the person of the provisions of  
25 this paragraph. Each activity in which the person is engaged  
26 constitutes a separate offense for which a separate citation may be  
27 issued. To appeal a citation, the person must submit a written  
28 request for a hearing to the Board not later than 30 days after the  
29 date of issuance of the citation.

30 (c) Assess against the person an administrative fine of not more  
31 than \$5,000.

32 (d) Impose any combination of the penalties set forth in  
33 paragraphs (a), (b) and (c).

34 **Sec. 14.** NRS 632.473 is hereby amended to read as follows:

35 632.473 1. A nurse licensed pursuant to the provisions of this  
36 chapter, while working at an institution of the Department of  
37 Corrections, may treat patients, including the administration of a  
38 dangerous drug, poison or related device, pursuant to orders given  
39 by a physician assistant if those orders are given pursuant to a  
40 protocol approved by the Board of Medical Examiners . ~~and the~~  
41 ~~supervising physician.~~ The orders must be cosigned by ~~the~~  
42 ~~supervising physician or another~~ a physician within 72 hours after  
43 treatment.



1 2. A copy of the protocol under which orders are given by a  
2 physician assistant must be available at the institution for review by  
3 the nurse.

4 3. This section does not authorize a physician assistant to give  
5 orders for the administration of any controlled substance.

6 4. For the purposes of this section:

7 (a) "Physician assistant" means a physician assistant licensed by  
8 the Board of Medical Examiners pursuant to chapter 630 of NRS  
9 who:

10 (1) Is employed at an institution of the Department of  
11 Corrections;

12 (2) Has been awarded a bachelor's degree from a college or  
13 university recognized by the Board of Medical Examiners; and

14 (3) Has received at least 40 hours of instruction regarding the  
15 prescription of medication as a part of either his or her basic  
16 educational qualifications or a program of continuing education  
17 approved by the Board of Medical Examiners.

18 (b) "Protocol" means the written directions for the assessment  
19 and management of specified medical conditions, including the  
20 drugs and devices the physician assistant is authorized to order,  
21 which the physician assistant ~~[and the supervising physician have~~  
22 ~~agreed upon as]~~ **has determined is** a basis for ~~[their]~~ **his or her**  
23 practice.

24 ~~[(c) "Supervising physician" has the meaning ascribed to it in~~  
25 ~~NRS 630.025.]~~

26 **Sec. 15.** NRS 633.107 is hereby amended to read as follows:

27 633.107 "Physician assistant" means a person who is a  
28 graduate of an academic program approved by the Board or who, by  
29 general education, practical training and experience determined to  
30 be satisfactory by the Board, is qualified to perform medical  
31 services ~~[under the supervision of a supervising osteopathic~~  
32 ~~physician]~~ and who has been issued a license by the Board.

33 **Sec. 16.** NRS 633.171 is hereby amended to read as follows:

34 633.171 1. This chapter does not apply to:

35 (a) The practice of medicine or perfusion pursuant to chapter  
36 630 of NRS, dentistry, chiropractic, podiatry, optometry, respiratory  
37 care, faith or Christian Science healing, nursing, veterinary medicine  
38 or fitting hearing aids.

39 (b) A medical officer of the Armed Forces or a medical officer  
40 of any division or department of the United States in the discharge  
41 of his or her official duties, including, without limitation, providing  
42 medical care in a hospital in accordance with an agreement entered  
43 into pursuant to NRS 449.2455.

44 (c) Osteopathic physicians who are called into this State, other  
45 than on a regular basis, for consultation or assistance to a physician



1 licensed in this State, and who are legally qualified to practice in the  
2 state where they reside.

3 (d) Osteopathic physicians who are temporarily exempt from  
4 licensure pursuant to NRS 633.420 and are practicing osteopathic  
5 medicine within the scope of the exemption.

6 (e) *The performance of medical services by a student as part of*  
7 *a program of study to be a physician assistant that is accredited by*  
8 *the Accreditation Review Commission on Education for the*  
9 *Physician Assistant or its successor organization if the student is*  
10 *enrolled in the program and performs medical services only under*  
11 *the supervision of a physician assistant.*

12 (f) *A physician assistant of any division or department of the*  
13 *United States in the discharge of his or her official duties unless*  
14 *licensure by a state is required by the division or department of the*  
15 *United States.*

16 2. This chapter does not repeal or affect any law of this State  
17 regulating or affecting any other healing art.

18 3. This chapter does not prohibit:

19 (a) Gratuitous services of a person in cases of emergency.

20 (b) The domestic administration of family remedies.

21 **Sec. 17.** NRS 633.181 is hereby amended to read as follows:

22 633.181 The State Board of Osteopathic Medicine consists of  
23 ~~[seven]~~ *nine* members appointed by the Governor.

24 **Sec. 18.** NRS 633.191 is hereby amended to read as follows:

25 633.191 1. Five members of the Board must:

26 (a) Be licensed under this chapter;

27 (b) Be actually engaged in the practice of osteopathic medicine  
28 in this State; and

29 (c) Have been so engaged in this State for a period of more than  
30 5 years preceding their appointment.

31 2. *Two members of the Board must:*

32 (a) *Be licensed under this chapter to practice as a physician*  
33 *assistant in this State;*

34 (b) *Be actually engaged in practicing as a physician assistant*  
35 *in this State; and*

36 (c) *Have been so engaged in this State for a period of more*  
37 *than 5 years preceding their respective appointments.*

38 3. One member of the Board must be a resident of the State of  
39 Nevada and must represent the interests of persons or agencies that  
40 regularly provide health care to patients who are indigent, uninsured  
41 or unable to afford health care. This member must not be licensed  
42 under the provisions of this chapter.

43 ~~[3.]~~ 4. The remaining member of the Board must be a resident  
44 of the State of Nevada who is:





- 1 (a) Not licensed in any state to practice any healing art;
- 2 (b) Not the spouse or the parent or child, by blood, marriage or
- 3 adoption, of a person licensed in any state to practice any healing
- 4 art; and
- 5 (c) Not actively engaged in the administration of any medical
- 6 facility or facility for the dependent as defined in chapter 449 of
- 7 NRS.

8 **Sec. 19.** NRS 633.432 is hereby amended to read as follows:

9 633.432 1. A physician assistant *is responsible for the care*

10 *that he or she provides to a patient.*

11 2. A physician assistant shall:

12 (a) *Obtain the informed consent of a patient or a patient's*

13 *family before performing any procedure;*

14 (b) *Register with the Drug Enforcement Administration of the*

15 *United States Department of Justice, or its successor agency and*

16 *the State Board of Pharmacy pursuant to NRS 453.231 before the*

17 *physician assistant prescribes or dispenses a controlled substance;*

18 *and*

19 (c) *Collaborate with, consult with or refer to the appropriate*

20 *provider of health care for the patient, as determined by the*

21 *physician assistant pursuant to the condition of the patient, the*

22 *education, practical training and experience of the physician*

23 *assistant and the standard of care required from the physician*

24 *assistant under the circumstances.*

25 3. A physician assistant may ~~perform~~ :

26 (a) ~~Perform~~ such medical services ~~as:~~

27 ~~—(a) The physician assistant is authorized to perform by his or her~~

28 ~~supervising osteopathic physician; and~~

29 ~~—(b) Are within the supervising osteopathic physician's scope of~~

30 ~~practice.~~

31 ~~—2. The Board and supervising osteopathic physician shall limit~~

32 ~~the authority of a physician assistant to prescribe controlled~~

33 ~~substances to those schedules of controlled substances that the~~

34 ~~supervising osteopathic physician is authorized to prescribe pursuant~~

35 ~~to state and federal law.] that the physician assistant is qualified to~~

36 *perform by graduating from an academic program approved by*

37 *the Board or by his or her education, practical training and*

38 *experience as determined by the Board. Medical services which*

39 *may be performed by a physician assistant include, without*

40 *limitation:*

41 (1) *Obtaining the history of a patient's health;*

42 (2) *Performing a physical examination;*

43 (3) *Providing medical treatment, including, without*

44 *limitation, evaluating and diagnosing a condition of a patient;*



1           (4) *Ordering, performing and interpreting a diagnostic test*  
2 *or a therapeutic procedure;*

3           (5) *Educating a patient on how to promote the patient's*  
4 *health and prevent disease;*

5           (6) *Providing consultation upon request; and*

6           (7) *Writing a medical order.*

7           (b) *Supervise, delegate and assign a diagnostic test or a*  
8 *therapeutic procedure to personnel who are licensed or*  
9 *unlicensed.*

10          (c) *If within the authorized scope of practice of a physician*  
11 *assistant and to the extent authorized by federal law, certify the*  
12 *health or disability of a patient as required by any local, state or*  
13 *federal program.*

14          (d) *Provide his or her signature, certification, stamp,*  
15 *verification or endorsement when a signature, certification, stamp,*  
16 *verification or endorsement by an osteopathic physician is*  
17 *required, if providing such a signature, certification, stamp,*  
18 *verification or endorsement is within the authorized scope of*  
19 *practice of a physician assistant.*

20          (e) *Plan and initiate a therapeutic regimen that includes*  
21 *ordering and prescribing treatment which does not incorporate*  
22 *drugs or controlled substances. Such a therapeutic regimen may*  
23 *include, without limitation:*

24           (1) *Durable medical equipment;*

25           (2) *Programs concerning the nutrition of the patient;*

26           (3) *Whole human blood, plasma, blood product or blood*  
27 *derivative for the purpose of injection or transfusion; and*

28           (4) *Diagnostic services, including, without limitation, home*  
29 *health care, hospice or physical or occupational therapy.*

30          (f) *Prescribe or order and dispense or administer drugs and*  
31 *medical devices.*

32          (g) *Upon being registered pursuant to paragraph (b) of*  
33 *subsection 2, prescribe and dispense a substance in schedule II,*  
34 *III, IV or V, as described in chapter 453 of NRS, and any*  
35 *prescription drug. A physician assistant who prescribes, dispenses*  
36 *or administers such substances and prescription drugs:*

37           (1) *Shall comply with appropriate federal and state laws;*

38           (2) *Shall prescribe, dispense and administer such*  
39 *substances and prescription drugs when:*

40           (I) *The services of a pharmacy or of a person who*  
41 *engages in the practice of pharmacy are not readily available;*

42           (II) *Such action is in the best interest of the patient; or*

43           (III) *In the event of an emergency; and*

44           (3) *Is authorized to dispense any medications that an*  
45 *osteopathic physician may dispense.*



1       4. *As used in this section:*

2       (a) *“Dangerous drug” has the meaning ascribed to it in*  
3 *NRS 454.201.*

4       (b) *“Drug” has the meaning ascribed to it in NRS 639.007.*

5       (c) *“Prescription drug” means:*

6           (1) *A controlled substance or dangerous drug that may be*  
7 *dispensed to an ultimate user only pursuant to a lawful*  
8 *prescription; and*

9           (2) *Any other substance or drug substituted for such a*  
10 *controlled substance or dangerous drug.*

11       (d) *“Provider of health care” has the meaning ascribed to it in*  
12 *NRS 629.031.*

13       (e) *“Therapeutic regimen” means a program for the treatment*  
14 *of an illness that is integrated into the daily life of the patient.*

15       **Sec. 20.** NRS 633.433 is hereby amended to read as follows:

16       633.433   1. The Board may issue a license as a physician  
17 assistant to an applicant who *meets the qualifications set forth in*  
18 *this chapter and who* is qualified under the regulations of the Board  
19 to perform medical services . ~~[under the supervision of a supervising~~  
20 ~~osteopathic physician.]~~ The application for a license as a physician  
21 assistant must include all information required to complete the  
22 application.

23       2. *The Board may issue a license to practice as a physician*  
24 *assistant to an applicant who has passed the Physician Assistant*  
25 *National Certifying Examination administered by the National*  
26 *Commission on Certification of Physician Assistants or by some*  
27 *other nationally recognized organization for the accreditation of*  
28 *physician assistants.*

29       **Sec. 21.** NRS 633.4335 is hereby amended to read as follows:

30       633.4335   1. The Board may issue a license by endorsement  
31 to practice as a physician assistant to an applicant who meets the  
32 requirements set forth in this section. An applicant may submit to  
33 the Board an application for such a license if the applicant ~~f;~~  
34 ~~—(a) Holds]~~ *holds* a corresponding valid and unrestricted license  
35 to practice as a physician assistant in the District of Columbia or any  
36 state or territory of the United States . ~~]; and~~  
37 ~~—(b) Is certified in a specialty recognized by the American Board~~  
38 ~~of Medical Specialties or the American Osteopathic Association.]~~

39       2. An applicant for a license by endorsement pursuant to this  
40 section must submit to the Board with his or her application:

41       (a) Proof satisfactory to the Board that the applicant:

42           (1) Satisfies the requirements of subsection 1;

43           (2) Is a citizen of the United States or otherwise has the legal  
44 right to work in the United States;



1 (3) Has not been disciplined and is not currently under  
2 investigation by the corresponding regulatory authority of the  
3 District of Columbia or any state or territory in which the applicant  
4 currently holds or has held a license to practice as a physician  
5 assistant; and

6 (4) Has not been held civilly or criminally liable for  
7 malpractice in the District of Columbia or any state or territory of  
8 the United States;

9 (b) A complete set of fingerprints and written permission  
10 authorizing the Board to forward the fingerprints in the manner  
11 provided in NRS 633.309;

12 (c) An affidavit stating that the information contained in the  
13 application and any accompanying material is true and correct;

14 (d) The application and initial license fee specified in this  
15 chapter; and

16 (e) Any other information required by the Board.

17 3. Not later than 15 business days after receiving an application  
18 for a license by endorsement to practice as a physician assistant  
19 pursuant to this section, the Board shall provide written notice to the  
20 applicant of any additional information required by the Board to  
21 consider the application. Unless the Board denies the application for  
22 good cause, the Board shall approve the application and issue a  
23 license by endorsement to practice as a physician assistant to the  
24 applicant not later than:

25 (a) Forty-five days after receiving the application; or

26 (b) Ten days after the Board receives a report on the applicant's  
27 background based on the submission of the applicant's fingerprints,  
28 ➔ whichever occurs later.

29 4. A license by endorsement to practice as a physician assistant  
30 may be issued at a meeting of the Board or between its meetings by  
31 the President and Executive Director of the Board. Such an action  
32 shall be deemed to be an action of the Board.

33 **Sec. 22.** NRS 633.4336 is hereby amended to read as follows:

34 633.4336 1. The Board may issue a license by endorsement  
35 to practice as a physician assistant to an applicant who meets the  
36 requirements set forth in this section. An applicant may submit to  
37 the Board an application for such a license if the applicant:

38 (a) Holds a corresponding valid and unrestricted license to  
39 practice as a physician assistant in the District of Columbia or any  
40 state or territory of the United States; *and*

41 (b) ~~Is certified in a specialty recognized by the American Board~~  
42 ~~of Medical Specialties or the American Osteopathic Association;~~  
43 ~~and~~



1 ~~(e)~~ Is an active member of, or the spouse of an active member  
2 of, the Armed Forces of the United States, a veteran or the surviving  
3 spouse of a veteran.

4 2. An applicant for a license by endorsement pursuant to this  
5 section must submit to the Board with his or her application:

6 (a) Proof satisfactory to the Board that the applicant:

7 (1) Satisfies the requirements of subsection 1;

8 (2) Is a citizen of the United States or otherwise has the legal  
9 right to work in the United States;

10 (3) Has not been disciplined and is not currently under  
11 investigation by the corresponding regulatory authority of the  
12 District of Columbia or the state or territory in which the applicant  
13 holds a license to practice as a physician assistant; and

14 (4) Has not been held civilly or criminally liable for  
15 malpractice in the District of Columbia or any state or territory of  
16 the United States;

17 (b) A complete set of fingerprints and written permission  
18 authorizing the Board to forward the fingerprints in the manner  
19 provided in NRS 633.309;

20 (c) An affidavit stating that the information contained in the  
21 application and any accompanying material is true and correct;

22 (d) The application and initial license fee specified in this  
23 chapter; and

24 (e) Any other information required by the Board.

25 3. Not later than 15 business days after receiving an application  
26 for a license by endorsement to practice as a physician assistant  
27 pursuant to this section, the Board shall provide written notice to the  
28 applicant of any additional information required by the Board to  
29 consider the application. Unless the Board denies the application for  
30 good cause, the Board shall approve the application and issue a  
31 license by endorsement to practice as a physician assistant to the  
32 applicant not later than:

33 (a) Forty-five days after receiving all the additional information  
34 required by the Board to complete the application; or

35 (b) Ten days after the Board receives a report on the applicant's  
36 background based on the submission of the applicant's fingerprints,  
37 whichever occurs later.

38 4. A license by endorsement to practice as a physician assistant  
39 may be issued at a meeting of the Board or between its meetings by  
40 the President and Executive Director of the Board. Such an action  
41 shall be deemed to be an action of the Board.

42 5. At any time before making a final decision on an application  
43 for a license by endorsement pursuant to this section, the Board may  
44 grant a provisional license authorizing an applicant to practice as a



1 physician assistant in accordance with regulations adopted by the  
2 Board.

3 6. As used in this section, "veteran" has the meaning ascribed  
4 to it in NRS 417.005.

5 **Sec. 23.** NRS 633.434 is hereby amended to read as follows:

6 633.434 The Board shall adopt regulations regarding the  
7 licensure of a physician assistant, including, without limitation:

8 1. The educational and other qualifications of applicants.

9 2. The required academic program for applicants.

10 3. The procedures for applications for and the issuance of  
11 licenses.

12 4. The procedures deemed necessary by the Board for  
13 applications for and the issuance of initial licenses by endorsement  
14 pursuant to NRS 633.4335 and 633.4336.

15 5. The tests or examinations of applicants by the Board.

16 6. The medical services which a physician assistant may  
17 perform, except that a physician assistant may not perform  
18 osteopathic manipulative therapy or those specific functions and  
19 duties delegated or restricted by law to persons licensed as dentists,  
20 chiropractors, doctors of Oriental medicine, podiatric physicians,  
21 optometrists and hearing aid specialists under chapters 631, 634,  
22 634A, 635, 636 and 637B, respectively, of NRS.

23 7. The grounds and procedures respecting disciplinary actions  
24 against physician assistants.

25 ~~8. The supervision of medical services of a physician assistant  
26 by a supervising osteopathic physician.~~

27 **Sec. 24.** NRS 633.442 is hereby amended to read as follows:

28 633.442 1. A physician assistant shall:

29 (a) Keep his or her license available for inspection at his or her  
30 primary place of business; and

31 (b) When engaged in professional duties, identify himself or  
32 herself as a physician assistant.

33 2. A physician assistant ~~shall not~~ *may* bill a patient  
34 ~~separately from his or her supervising osteopathic physician.~~  
35 *directly and may be reimbursed by a patient directly.*

36 **Sec. 25.** NRS 633.471 is hereby amended to read as follows:

37 633.471 1. Except as otherwise provided in subsection 9 and  
38 NRS 633.491, every holder of a license issued under this chapter,  
39 except a temporary or a special license, may renew the license on or  
40 before January 1 of each calendar year after its issuance by:

41 (a) Applying for renewal on forms provided by the Board;

42 (b) Paying the annual license renewal fee specified in this  
43 chapter;



1 (c) Submitting a list of all actions filed or claims submitted to  
2 arbitration or mediation for malpractice or negligence against the  
3 holder during the previous year;

4 (d) ~~[Submitting]~~ *Subject to subsection 10, submitting* evidence  
5 to the Board that in the year preceding the application for renewal  
6 the holder has attended courses or programs of continuing education  
7 approved by the Board in accordance with regulations adopted by  
8 the Board totaling a number of hours established by the Board  
9 which must not be less than 35 hours nor more than that set in the  
10 requirements for continuing medical education of the American  
11 Osteopathic Association; and

12 (e) Submitting all information required to complete the renewal.

13 2. The Secretary of the Board shall notify each licensee of the  
14 requirements for renewal not less than 30 days before the date of  
15 renewal.

16 3. The Board shall request submission of verified evidence of  
17 completion of the required number of hours of continuing medical  
18 education annually from no fewer than one-third of the applicants  
19 for renewal of a license to practice osteopathic medicine or a license  
20 to practice as a physician assistant. Upon a request from the Board,  
21 an applicant for renewal of a license to practice osteopathic  
22 medicine or a license to practice as a physician assistant shall submit  
23 verified evidence satisfactory to the Board that in the year preceding  
24 the application for renewal the applicant attended courses or  
25 programs of continuing medical education approved by the Board  
26 totaling the number of hours established by the Board.

27 4. The Board shall require each holder of a license to practice  
28 osteopathic medicine to complete a course of instruction within 2  
29 years after initial licensure that provides at least 2 hours of  
30 instruction on evidence-based suicide prevention and awareness as  
31 described in subsection 7.

32 5. The Board shall encourage each holder of a license to  
33 practice osteopathic medicine to receive, as a portion of his or her  
34 continuing education, training concerning methods for educating  
35 patients about how to effectively manage medications, including,  
36 without limitation, the ability of the patient to request to have the  
37 symptom or purpose for which a drug is prescribed included on the  
38 label attached to the container of the drug.

39 6. The Board shall require, as part of the continuing education  
40 requirements approved by the Board, the biennial completion by a  
41 holder of a license to practice osteopathic medicine of at least 2  
42 hours of continuing education credits in ethics, pain management or  
43 addiction care.

44 7. The Board shall require each holder of a license to practice  
45 osteopathic medicine to receive as a portion of his or her continuing



1 education at least 2 hours of instruction every 4 years on evidence-  
2 based suicide prevention and awareness which may include, without  
3 limitation, instruction concerning:

4 (a) The skills and knowledge that the licensee needs to detect  
5 behaviors that may lead to suicide, including, without limitation,  
6 post-traumatic stress disorder;

7 (b) Approaches to engaging other professionals in suicide  
8 intervention; and

9 (c) The detection of suicidal thoughts and ideations and the  
10 prevention of suicide.

11 8. A holder of a license to practice osteopathic medicine may  
12 not substitute the continuing education credits relating to suicide  
13 prevention and awareness required by this section for the purposes  
14 of satisfying an equivalent requirement for continuing education in  
15 ethics.

16 9. Members of the Armed Forces of the United States and the  
17 United States Public Health Service are exempt from payment of the  
18 annual license renewal fee during their active duty status.

19 *10. The Board shall not require a physician assistant to*  
20 *maintain or receive certification by the National Commission on*  
21 *Certification of Physician Assistants or by some other nationally*  
22 *recognized organization for the accreditation of physical assistants*  
23 *to satisfy the continuing education requirement pursuant to*  
24 *paragraph (d) of subsection 1.*

25 **Sec. 26.** NRS 633.491 is hereby amended to read as follows:

26 633.491 1. A licensee who retires from practice is not  
27 required annually to renew his or her license after filing with the  
28 Board an affidavit stating the date on which he or she retired from  
29 practice and any other evidence that the Board may require to verify  
30 the retirement.

31 2. An osteopathic physician or physician assistant who retires  
32 from practice and who desires to return to practice may apply to  
33 renew his or her license by paying all back annual license renewal  
34 fees from the date of retirement and submitting verified evidence  
35 satisfactory to the Board that the licensee has attended continuing  
36 education courses or programs approved by the Board which total:

37 (a) Twenty-five hours if the licensee has been retired 1 year or  
38 less.

39 (b) Fifty hours within 12 months of the date of the application if  
40 the licensee has been retired for more than 1 year.

41 3. A licensee who wishes to have a license placed on inactive  
42 status must provide the Board with an affidavit stating the date on  
43 which the licensee will cease the practice of osteopathic medicine or  
44 cease to practice as a physician assistant in Nevada and any other





1 evidence that the Board may require. The Board shall place the  
2 license of the licensee on inactive status upon receipt of:

3 (a) The affidavit required pursuant to this subsection; and

4 (b) Payment of the inactive license fee prescribed by  
5 NRS 633.501.

6 4. An osteopathic physician or physician assistant whose  
7 license has been placed on inactive status:

8 (a) Is not required to annually renew the license.

9 (b) ~~Shall~~ *Except as otherwise provided in subsection 6, shall*  
10 annually pay the inactive license fee prescribed by NRS 633.501.

11 (c) Shall not practice osteopathic medicine or practice as a  
12 physician assistant in this State.

13 5. *The Board shall consider a physician assistant whose*  
14 *license has been placed on inactive status who practices as a*  
15 *physician assistant in this State to be practicing without a license*  
16 *which is grounds for disciplinary action against the physician*  
17 *assistant in accordance with the regulations adopted by the Board*  
18 *pursuant to NRS 633.434.*

19 6. *The Board shall exempt a physician assistant whose*  
20 *license has been placed on inactive status from paying the inactive*  
21 *license fee or the annual license renewal fee for a physician*  
22 *assistant prescribed by NRS 633.501.*

23 7. An osteopathic physician or physician assistant whose  
24 license is on inactive status and who wishes to renew his or her  
25 license to practice osteopathic medicine or license to practice as a  
26 physician assistant must:

27 (a) Provide to the Board verified evidence satisfactory to the  
28 Board of completion of the total number of hours of continuing  
29 medical education required for:

30 (1) The year preceding the date of the application for renewal  
31 of the license; and

32 (2) Each year after the date the license was placed on  
33 inactive status.

34 (b) Provide to the Board an affidavit stating that the applicant  
35 has not withheld from the Board any information which would  
36 constitute grounds for disciplinary action pursuant to this chapter.

37 (c) Comply with all other requirements for renewal.

38 **Sec. 27.** NRS 633.660 is hereby amended to read as follows:

39 633.660 The Board may delegate its authority to conduct a  
40 hearing concerning the discipline of a licensee pursuant to chapter  
41 622A of NRS to:

42 1. A person; or

43 2. A group of such members of the Board as the President of  
44 the Board may designate from time to time, which group must  
45 consist of not less than three members of the Board, at least one of



1 whom was appointed to the Board pursuant to subsection ~~2~~ 3 or  
2 ~~3~~ 4 of NRS 633.191.

3 **Sec. 28.** NRS 633.741 is hereby amended to read as follows:  
4 633.741 1. It is unlawful for any person to:

5 (a) Except as otherwise provided in NRS 629.091, practice:

6 (1) Osteopathic medicine without a valid license to practice  
7 osteopathic medicine under this chapter;

8 (2) As a physician assistant without a valid license under this  
9 chapter; or

10 (3) Beyond the limitations ordered upon his or her practice  
11 by the Board or the court;

12 (b) Present as his or her own the diploma, license or credentials  
13 of another;

14 (c) Give either false or forged evidence of any kind to the Board  
15 or any of its members in connection with an application for a  
16 license;

17 (d) File for record the license issued to another, falsely claiming  
18 himself or herself to be the person named in the license, or falsely  
19 claiming himself or herself to be the person entitled to the license;

20 (e) Practice osteopathic medicine or practice as a physician  
21 assistant under a false or assumed name or falsely personate another  
22 licensee of a like or different name;

23 (f) Hold himself or herself out as a physician assistant or use any  
24 other term indicating or implying that he or she is a physician  
25 assistant, unless the person has been licensed by the Board as  
26 provided in this chapter ~~4~~, *except that a person who meets the  
27 qualifications for licensure to practice as a physician assistant  
28 pursuant to this chapter, who does not possess such a current  
29 license and who is certified by the National Commission on  
30 Certification of Physician Assistants, or its successor organization,  
31 may use the title "physician assistant (inactive)" and shall not act  
32 or practice as a physician assistant who is licensed by the Board as  
33 provided in this chapter;* or

34 (g) ~~Supervise a person as~~ *Collaborate with* a physician  
35 assistant before such person is licensed as provided in this chapter.

36 2. A person who violates any provision of subsection 1:

37 (a) If no substantial bodily harm results, is guilty of a category  
38 D felony; or

39 (b) If substantial bodily harm results, is guilty of a category C  
40 felony,

41 ➔ and shall be punished as provided in NRS 193.130, unless a  
42 greater penalty is provided pursuant to NRS 200.830 or 200.840.

43 3. In addition to any other penalty prescribed by law, if the  
44 Board determines that a person has committed any act described in  
45 subsection 1, the Board may:



1 (a) Issue and serve on the person an order to cease and desist  
2 until the person obtains from the Board the proper license or  
3 otherwise demonstrates that he or she is no longer in violation of  
4 subsection 1. An order to cease and desist must include a telephone  
5 number with which the person may contact the Board.

6 (b) Issue a citation to the person. A citation issued pursuant to  
7 this paragraph must be in writing, describe with particularity the  
8 nature of the violation and inform the person of the provisions of  
9 this paragraph. Each activity in which the person is engaged  
10 constitutes a separate offense for which a separate citation may be  
11 issued. To appeal a citation, the person must submit a written  
12 request for a hearing to the Board not later than 30 days after the  
13 date of issuance of the citation.

14 (c) Assess against the person an administrative fine of not more  
15 than \$5,000.

16 (d) Impose any combination of the penalties set forth in  
17 paragraphs (a), (b) and (c).

18 **Sec. 29.** NRS 639.0125 is hereby amended to read as follows:

19 639.0125 "Practitioner" means:

20 1. A physician, dentist, veterinarian or podiatric physician who  
21 holds a license to practice his or her profession in this State;

22 2. A hospital, pharmacy or other institution licensed, registered  
23 or otherwise permitted to distribute, dispense, conduct research with  
24 respect to or administer drugs in the course of professional practice  
25 or research in this State;

26 3. An advanced practice registered nurse who has been  
27 authorized to prescribe controlled substances, poisons, dangerous  
28 drugs and devices;

29 4. A physician assistant who:

30 (a) Holds a license issued by the Board of Medical Examiners;  
31 and

32 (b) Is authorized by the Board to possess, administer, prescribe  
33 or dispense controlled substances, poisons, dangerous drugs or  
34 devices ; ~~under the supervision of a physician as required by~~  
35 ~~chapter 630 of NRS;~~

36 5. A physician assistant who:

37 (a) Holds a license issued by the State Board of Osteopathic  
38 Medicine; and

39 (b) Is authorized by the Board to possess, administer, prescribe  
40 or dispense controlled substances, poisons, dangerous drugs or  
41 devices ; ~~under the supervision of an osteopathic physician as~~  
42 ~~required by chapter 633 of NRS;~~ or

43 6. An optometrist who is certified by the Nevada State Board  
44 of Optometry to prescribe and administer therapeutic  
45 pharmaceutical agents pursuant to NRS 636.288, when the



1 optometrist prescribes or administers therapeutic pharmaceutical  
2 agents within the scope of his or her certification.

3 **Sec. 30.** NRS 639.1373 is hereby amended to read as follows:

4 639.1373 1. A physician assistant licensed pursuant to  
5 chapter 630 or 633 of NRS may, if authorized by the Board, possess,  
6 administer, prescribe or dispense controlled substances, or possess,  
7 administer, prescribe or dispense poisons, dangerous drugs or  
8 devices ~~in or out of the presence of his or her supervising~~  
9 ~~physician~~ only to the extent and subject to the limitations specified  
10 in the registration certificate issued to the physician assistant by the  
11 Board pursuant to this section.

12 2. Each physician assistant licensed pursuant to chapter 630 or  
13 633 of NRS who is authorized by his or her physician assistant's  
14 license issued by the Board of Medical Examiners or by the State  
15 Board of Osteopathic Medicine, respectively, to possess, administer,  
16 prescribe or dispense controlled substances, or to possess,  
17 administer, prescribe or dispense poisons, dangerous drugs or  
18 devices must apply for and obtain a registration certificate from the  
19 Board, pay a fee to be set by regulations adopted by the Board and  
20 pass an examination administered by the Board on the law relating  
21 to pharmacy before the physician assistant can possess, administer,  
22 prescribe or dispense controlled substances, or possess, administer,  
23 prescribe or dispense poisons, dangerous drugs or devices.

24 3. The Board shall consider each application separately and  
25 may, even though the physician assistant's license issued by the  
26 Board of Medical Examiners or by the State Board of Osteopathic  
27 Medicine authorizes the physician assistant to possess, administer,  
28 prescribe or dispense controlled substances, or to possess,  
29 administer, prescribe or dispense poisons, dangerous drugs and  
30 devices:

31 (a) Refuse to issue a registration certificate;

32 (b) Issue a registration certificate limiting the authority of the  
33 physician assistant to possess, administer, prescribe or dispense  
34 controlled substances, or to possess, administer, prescribe or  
35 dispense poisons, dangerous drugs or devices, the area in which the  
36 physician assistant may possess controlled substances, poisons,  
37 dangerous drugs and devices, or the kind and amount of controlled  
38 substances, poisons, dangerous drugs and devices; or

39 (c) Issue a registration certificate imposing other limitations or  
40 restrictions which the Board feels are necessary and required to  
41 protect the health, safety and welfare of the public.

42 4. If the registration of the physician assistant licensed pursuant  
43 to chapter 630 or 633 of NRS is suspended or revoked, the  
44 physician's controlled substance registration may also be suspended  
45 or revoked.



1 5. The Board shall adopt regulations controlling the maximum  
2 amount to be administered, possessed and dispensed, and the  
3 storage, security, recordkeeping and transportation of controlled  
4 substances and the maximum amount to be administered, possessed,  
5 prescribed and dispensed and the storage, security, recordkeeping  
6 and transportation of poisons, dangerous drugs and devices by  
7 physician assistants licensed pursuant to chapter 630 or 633 of NRS.  
8 In the adoption of those regulations, the Board shall consider, but is  
9 not limited to, the following:

- 10 (a) The area in which the physician assistant is to operate;
- 11 (b) The population of that area;
- 12 (c) The experience and training of the physician assistant;
- 13 (d) The distance to the nearest hospital and physician; and
- 14 (e) The effect on the health, safety and welfare of the public.

15 ~~[6. For the purposes of this section, the term “supervising~~  
16 ~~physician” includes a supervising osteopathic physician as defined~~  
17 ~~in chapter 633 of NRS.]~~

18 **Sec. 31.** NRS 41.504 is hereby amended to read as follows:

19 41.504 1. Any physician, physician assistant or registered  
20 nurse who in good faith gives instruction ~~for provides supervision]~~  
21 to an emergency medical attendant, physician assistant or registered  
22 nurse, at the scene of an emergency or while transporting an ill or  
23 injured person from the scene of an emergency, is not liable for any  
24 civil damages as a result of any act or omission, not amounting to  
25 gross negligence, in giving that instruction . ~~for providing that~~  
26 ~~supervision.]~~

27 2. An emergency medical attendant, physician assistant,  
28 registered nurse or licensed practical nurse who obeys an instruction  
29 given by a physician, physician assistant, registered nurse or  
30 licensed practical nurse and thereby renders emergency care, at the  
31 scene of an emergency or while transporting an ill or injured person  
32 from the scene of an emergency, is not liable for any civil damages  
33 as a result of any act or omission, not amounting to gross  
34 negligence, in rendering that emergency care.

35 3. As used in this section, “emergency medical attendant”  
36 means a person licensed as an attendant or certified as an emergency  
37 medical technician, advanced emergency medical technician or  
38 paramedic pursuant to chapter 450B of NRS.

39 **Sec. 32.** NRS 433A.170 is hereby amended to read as follows:

40 433A.170 Except as otherwise provided in this section, the  
41 administrative officer of a facility operated by the Division or of any  
42 other public or private mental health facility or hospital shall not  
43 accept an application for an emergency admission under NRS  
44 433A.160 unless that application is accompanied by a certificate of  
45 a licensed psychologist, a physician, a physician assistant , ~~funder~~



1 ~~the supervision of a psychiatrist,]~~ a clinical social worker who has  
2 the psychiatric training and experience prescribed by the Board of  
3 Examiners for Social Workers pursuant to NRS 641B.160, an  
4 advanced practice registered nurse who has the psychiatric training  
5 and experience prescribed by the State Board of Nursing pursuant to  
6 NRS 632.120 or an accredited agent of the Department stating that  
7 he or she has examined the person alleged to be a person with  
8 mental illness and that he or she has concluded that the person has a  
9 mental illness and, because of that illness, is likely to harm himself  
10 or herself or others if allowed his or her liberty. The certificate  
11 required by this section may be obtained from a licensed  
12 psychologist, physician, physician assistant, clinical social worker,  
13 advanced practice registered nurse or accredited agent of the  
14 Department who is employed by the public or private mental health  
15 facility or hospital to which the application is made.

16 **Sec. 33.** NRS 433A.195 is hereby amended to read as follows:

17 433A.195 A licensed physician on the medical staff of a  
18 facility operated by the Division or of any other public or private  
19 mental health facility or hospital may release a person admitted  
20 pursuant to NRS 433A.160 upon completion of a certificate which  
21 meets the requirements of NRS 433A.197 signed by a licensed  
22 physician on the medical staff of the facility or hospital, a physician  
23 assistant, ~~[under the supervision of a psychiatrist,]~~ psychologist, a  
24 clinical social worker who has the psychiatric training and  
25 experience prescribed by the Board of Examiners for Social  
26 Workers pursuant to NRS 641B.160, an advanced practice  
27 registered nurse who has the psychiatric training and experience  
28 prescribed by the State Board of Nursing pursuant to NRS 632.120  
29 or an accredited agent of the Department stating that he or she has  
30 personally observed and examined the person and that he or she has  
31 concluded that the person is not a person with a mental illness.

32 **Sec. 34.** NRS 433A.200 is hereby amended to read as follows:

33 433A.200 1. Except as otherwise provided in subsection 3  
34 and NRS 432B.6075, a proceeding for an involuntary court-ordered  
35 admission of any person in the State of Nevada may be commenced  
36 by the filing of a petition for the involuntary admission to a mental  
37 health facility or to a program of community-based or outpatient  
38 services with the clerk of the district court of the county where the  
39 person who is to be treated resides. The petition may be filed by the  
40 spouse, parent, adult children or legal guardian of the person to be  
41 treated or by any physician, physician assistant, psychologist, social  
42 worker or registered nurse, by an accredited agent of the Department  
43 or by any officer authorized to make arrests in the State of Nevada.  
44 The petition must be accompanied:



1 (a) By a certificate of a physician, a licensed psychologist, a  
2 physician assistant , ~~under the supervision of a psychiatrist,~~ a  
3 clinical social worker who has the psychiatric training and  
4 experience prescribed by the Board of Examiners for Social  
5 Workers pursuant to NRS 641B.160, an advanced practice  
6 registered nurse who has the psychiatric training and experience  
7 prescribed by the State Board of Nursing pursuant to NRS 632.120  
8 or an accredited agent of the Department stating that he or she has  
9 examined the person alleged to be a person with mental illness and  
10 has concluded that the person has a mental illness and, because of  
11 that illness, is likely to harm himself or herself or others if allowed  
12 his or her liberty or if not required to participate in a program of  
13 community-based or outpatient services; or

14 (b) By a sworn written statement by the petitioner that:

15 (1) The petitioner has, based upon the petitioner's personal  
16 observation of the person alleged to be a person with mental illness,  
17 probable cause to believe that the person has a mental illness and,  
18 because of that illness, is likely to harm himself or herself or others  
19 if allowed his or her liberty or if not required to participate in a  
20 program of community-based or outpatient services; and

21 (2) The person alleged to be a person with mental illness has  
22 refused to submit to examination or treatment by a physician,  
23 psychiatrist, licensed psychologist or advanced practice registered  
24 nurse who has the psychiatric training and experience prescribed by  
25 the State Board of Nursing pursuant to NRS 632.120.

26 2. Except as otherwise provided in NRS 432B.6075, if the  
27 person to be treated is a minor and the petitioner is a person other  
28 than a parent or guardian of the minor, a petition submitted pursuant  
29 to subsection 1 must, in addition to the certificate or statement  
30 required by that subsection, include a statement signed by a parent  
31 or guardian of the minor that the parent or guardian does not object  
32 to the filing of the petition.

33 3. A proceeding for the involuntary court-ordered admission of  
34 a person who is the defendant in a criminal proceeding in the district  
35 court to a program of community-based or outpatient services may  
36 be commenced by the district court, on its own motion, or by motion  
37 of the defendant or the district attorney if:

38 (a) The defendant has been examined in accordance with  
39 NRS 178.415;

40 (b) The defendant is not eligible for commitment to the custody  
41 of the Administrator pursuant to NRS 178.461; and

42 (c) The Division makes a clinical determination that placement  
43 in a program of community-based or outpatient services is  
44 appropriate.



1       **Sec. 35.** NRS 449.0175 is hereby amended to read as follows:  
2       449.0175 “Rural clinic” means a facility located in an area that  
3 is not designated as an urban area by the Bureau of the Census,  
4 where medical services are provided by a physician assistant  
5 licensed pursuant to chapter 630 or 633 of NRS or an advanced  
6 practice registered nurse licensed pursuant to NRS 632.237 . ~~[who is~~  
7 ~~under the supervision of a licensed physician.]~~

8       **Sec. 36.** NRS 449A.075 is hereby amended to read as follows:  
9       449A.075 “Rural clinic” means a facility located in an area that  
10 is not designated as an urban area by the Bureau of the Census,  
11 where medical services are provided by a physician assistant  
12 licensed pursuant to chapter 630 or 633 of NRS or an advanced  
13 practice registered nurse licensed pursuant to NRS 632.237 . ~~[who is~~  
14 ~~under the supervision of a licensed physician.]~~

15       **Sec. 37.** NRS 453.126 is hereby amended to read as follows:  
16       453.126 “Practitioner” means:

17       1. A physician, dentist, veterinarian or podiatric physician who  
18 holds a license to practice his or her profession in this State and is  
19 registered pursuant to this chapter.

20       2. An advanced practice registered nurse who holds a  
21 certificate from the State Board of Pharmacy authorizing him or her  
22 to dispense or to prescribe and dispense controlled substances.

23       3. A scientific investigator or a pharmacy, hospital or other  
24 institution licensed, registered or otherwise authorized in this State  
25 to distribute, dispense, conduct research with respect to, to  
26 administer, or use in teaching or chemical analysis, a controlled  
27 substance in the course of professional practice or research.

28       4. A euthanasia technician who is licensed by the Nevada State  
29 Board of Veterinary Medical Examiners and registered pursuant to  
30 this chapter, while he or she possesses or administers sodium  
31 pentobarbital pursuant to his or her license and registration.

32       5. A physician assistant who:

33       (a) Holds a license from the Board of Medical Examiners; and

34       (b) Is authorized by the Board to possess, administer, prescribe  
35 or dispense controlled substances . ~~[under the supervision of a~~  
36 ~~physician as required by chapter 630 of NRS.]~~

37       6. A physician assistant who:

38       (a) Holds a license from the State Board of Osteopathic  
39 Medicine; and

40       (b) Is authorized by the Board to possess, administer, prescribe  
41 or dispense controlled substances . ~~[under the supervision of an~~  
42 ~~osteopathic physician as required by chapter 633 of NRS.]~~

43       7. An optometrist who is certified by the Nevada State Board  
44 of Optometry to prescribe and administer therapeutic  
45 pharmaceutical agents pursuant to NRS 636.288, when the





1 optometrist prescribes or administers therapeutic pharmaceutical  
2 agents within the scope of his or her certification.

3 **Sec. 38.** NRS 454.213 is hereby amended to read as follows:

4 454.213 1. Except as otherwise provided in NRS 454.217, a  
5 drug or medicine referred to in NRS 454.181 to 454.371, inclusive,  
6 may be possessed and administered by:

7 (a) A practitioner.

8 (b) A physician assistant licensed pursuant to chapter 630 or 633  
9 of NRS ~~[, at the direction of his or her supervising physician]~~ or a  
10 licensed dental hygienist acting in the office of and under the  
11 supervision of a dentist.

12 (c) Except as otherwise provided in paragraph (d), a registered  
13 nurse licensed to practice professional nursing or licensed practical  
14 nurse, at the direction of a prescribing physician, physician assistant  
15 licensed pursuant to chapter 630 or 633 of NRS, dentist, podiatric  
16 physician or advanced practice registered nurse, or pursuant to a  
17 chart order, for administration to a patient at another location.

18 (d) In accordance with applicable regulations of the Board, a  
19 registered nurse licensed to practice professional nursing or licensed  
20 practical nurse who is:

21 (1) Employed by a health care agency or health care facility  
22 that is authorized to provide emergency care, or to respond to the  
23 immediate needs of a patient, in the residence of the patient; and

24 (2) Acting under the direction of the medical director of that  
25 agency or facility who works in this State.

26 (e) A medication aide - certified at a designated facility under  
27 the supervision of an advanced practice registered nurse or  
28 registered nurse and in accordance with standard protocols  
29 developed by the State Board of Nursing. As used in this paragraph,  
30 "designated facility" has the meaning ascribed to it in  
31 NRS 632.0145.

32 (f) Except as otherwise provided in paragraph (g), an advanced  
33 emergency medical technician or a paramedic, as authorized by  
34 regulation of the State Board of Pharmacy and in accordance with  
35 any applicable regulations of:

36 (1) The State Board of Health in a county whose population  
37 is less than 100,000;

38 (2) A county board of health in a county whose population is  
39 100,000 or more; or

40 (3) A district board of health created pursuant to NRS  
41 439.362 or 439.370 in any county.

42 (g) An advanced emergency medical technician or a paramedic  
43 who holds an endorsement issued pursuant to NRS 450B.1975,  
44 under the direct supervision of a local health officer or a designee of  
45 the local health officer pursuant to that section.



1 (h) A respiratory therapist employed in a health care facility.  
2 The therapist may possess and administer respiratory products only  
3 at the direction of a physician.

4 (i) A dialysis technician, under the direction or supervision of a  
5 physician or registered nurse only if the drug or medicine is used for  
6 the process of renal dialysis.

7 (j) A medical student or student nurse in the course of his or her  
8 studies at an accredited college of medicine or approved school of  
9 professional or practical nursing, at the direction of a physician and:

10 (1) In the presence of a physician or a registered nurse; or

11 (2) Under the supervision of a physician or a registered nurse  
12 if the student is authorized by the college or school to administer the  
13 drug or medicine outside the presence of a physician or nurse.

14 ↪ A medical student or student nurse may administer a dangerous  
15 drug in the presence or under the supervision of a registered nurse  
16 alone only if the circumstances are such that the registered nurse  
17 would be authorized to administer it personally.

18 (k) Any person designated by the head of a correctional  
19 institution.

20 (l) An ultimate user or any person designated by the ultimate  
21 user pursuant to a written agreement.

22 (m) A nuclear medicine technologist, at the direction of a  
23 physician and in accordance with any conditions established by  
24 regulation of the Board.

25 (n) A radiologic technologist, at the direction of a physician and  
26 in accordance with any conditions established by regulation of the  
27 Board.

28 (o) A chiropractic physician, but only if the drug or medicine is  
29 a topical drug used for cooling and stretching external tissue during  
30 therapeutic treatments.

31 (p) A physical therapist, but only if the drug or medicine is a  
32 topical drug which is:

33 (1) Used for cooling and stretching external tissue during  
34 therapeutic treatments; and

35 (2) Prescribed by a licensed physician for:

36 (I) Iontophoresis; or

37 (II) The transmission of drugs through the skin using  
38 ultrasound.

39 (q) In accordance with applicable regulations of the State Board  
40 of Health, an employee of a residential facility for groups, as  
41 defined in NRS 449.017, pursuant to a written agreement entered  
42 into by the ultimate user.

43 (r) A veterinary technician or a veterinary assistant at the  
44 direction of his or her supervising veterinarian.



1 (s) In accordance with applicable regulations of the Board, a  
2 registered pharmacist who:

3 (1) Is trained in and certified to carry out standards and  
4 practices for immunization programs;

5 (2) Is authorized to administer immunizations pursuant to  
6 written protocols from a physician; and

7 (3) Administers immunizations in compliance with the  
8 "Standards for Immunization Practices" recommended and  
9 approved by the Advisory Committee on Immunization Practices of  
10 the Centers for Disease Control and Prevention.

11 (t) A registered pharmacist pursuant to written guidelines and  
12 protocols developed and approved pursuant to NRS 639.2809 or a  
13 collaborative practice agreement, as defined in NRS 639.0052.

14 (u) A person who is enrolled in a training program to become a  
15 physician assistant licensed pursuant to chapter 630 or 633 of NRS,  
16 dental hygienist, advanced emergency medical technician,  
17 paramedic, respiratory therapist, dialysis technician, nuclear  
18 medicine technologist, radiologic technologist, physical therapist or  
19 veterinary technician if the person possesses and administers the  
20 drug or medicine in the same manner and under the same conditions  
21 that apply, respectively, to a physician assistant licensed pursuant to  
22 chapter 630 or 633 of NRS, dental hygienist, advanced emergency  
23 medical technician, paramedic, respiratory therapist, dialysis  
24 technician, nuclear medicine technologist, radiologic technologist,  
25 physical therapist or veterinary technician who may possess and  
26 administer the drug or medicine, and under the direct supervision of  
27 a person licensed or registered to perform the respective medical art  
28 or a supervisor of such a person.

29 (v) A medical assistant, in accordance with applicable  
30 regulations of the:

31 (1) Board of Medical Examiners, at the direction of the  
32 prescribing physician and under the supervision of a physician or  
33 physician assistant.

34 (2) State Board of Osteopathic Medicine, at the direction of  
35 the prescribing physician and under the supervision of a physician  
36 or physician assistant.

37 2. As used in this section, "accredited college of medicine" has  
38 the meaning ascribed to it in NRS 453.375.

39 **Sec. 39.** NRS 630.025, 633.123, 633.452, 633.466, 633.467,  
40 633.468 and 633.469 are hereby repealed.

41 **Sec. 40.** This act becomes effective:

42 1. Upon passage and approval for the purpose of adopting  
43 regulations and performing any other preparatory administrative  
44 tasks that are necessary to carry out the provisions of this act; and

45 2. On January 1, 2020, for all other purposes.



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LEADLINES OF REPEALED SECTIONS

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**630.025 “Supervising physician” defined.**

**633.123 “Supervising osteopathic physician” defined.**

**633.452 Rendering of emergency care in emergency or disaster without supervision of osteopathic physician.**

**633.466 Supervision of physician assistant by physician; joint regulations.**

**633.467 Persons prohibited from acting as supervising osteopathic physician.**

**633.468 Supervising osteopathic physicians: Right to refuse to act as supervising osteopathic physician; certain agreements void.**

**633.469 Supervising osteopathic physicians: Requirements of supervision.**

