

Amendment No. 182

Senate Amendment to Senate Bill No. 211	(BDR 40-563)
<b>Proposed by:</b> Senate Committee on Health and Human Services	
<b>Amends:</b> Summary: No Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes	

ASSEMBLY ACTION			Initial and Date	SENATE ACTION			Initial and Date		
Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/>	_____	Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/>	_____
Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____	Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____
Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____	Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) variations of green bold underlining is language proposed to be added in this amendment; (3) ~~red strikethrough~~ is deleted language in the original bill; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) orange double underlining is deleted language in the original bill proposed to be retained in this amendment.





SENATE BILL NO. 211—SENATORS D. HARRIS, HARDY;  
LANGE, OHRENSCHALL AND SCHEIBLE

MARCH 11, 2021

Referred to Committee on Health and Human Services

SUMMARY—Establishes requirements relating to testing for sexually transmitted diseases. (BDR 40-563)

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

~

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

AN ACT relating to public health; requiring certain providers of emergency medical services in a hospital or primary care to ~~ask~~ **consult with** certain patients **as to** whether they wish to be tested for sexually transmitted diseases; requiring such a provider to test a patient who ~~answers in the affirmative~~ **wishes to be tested** or assist the patient in obtaining a test where practicable ~~and~~ **and medically indicated; requiring a hospital to ensure the performance of such consultation and testing under certain circumstances;** authorizing the imposition of ~~professional~~ discipline against a **hospital or** provider for certain violations; and providing other matters properly relating thereto.

**Legislative Counsel's Digest:**

Existing law establishes requirements concerning the control, prevention and treatment of the human immunodeficiency virus and other sexually transmitted diseases. (NRS 441A.240-441A.336) **Section 1** of this bill requires, with certain exceptions, a physician, physician assistant, advanced practice registered nurse or midwife who provides or supervises the provision of emergency medical services in a hospital or primary care to a patient who is at least 15 years of age to: (1) ~~ask~~ **consult with** the patient ~~to ascertain whether~~ he or she wishes to be tested **or assisted with obtaining testing** for sexually transmitted diseases ~~and to determine which tests, if any, are medically indicated;~~ and (2) to the extent practicable ~~and that testing is medically indicated,~~ test a patient who ~~answers in the affirmative~~ **wishes to be tested** for sexually transmitted diseases or help such a patient obtain a test. **Section 1** similarly requires a **hospital that provides emergency medical service or primary care to a patient who is at least 15 years of age to ensure such consultation and the provision of such testing or assistance.** A physician, physician assistant, advanced practice registered nurse, ~~or~~ midwife **or hospital** is not required to ~~offer to provide such a test or referral~~ **comply with those requirements** if the patient is being treated for a life-threatening emergency, has recently been offered or undergone such a test or lacks the capacity to consent to testing. **Sections 1-6** of this bill provide that a **hospital,** physician, physician assistant, advanced practice registered nurse or midwife ~~who~~ **that** fails to comply with the requirements of **section 1** is not subject to a criminal penalty or an administrative fine

20 imposed by the State Board of Health, but it subject to ~~professional discipline~~ disciplinary  
 21 action where applicable.

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

1 **Section 1.** Chapter 441A of NRS is hereby amended by adding thereto a new  
 2 section to read as follows:

3 1. Except as otherwise provided in subsection ~~3.1~~ 3, a physician, physician  
 4 assistant, advanced practice registered nurse or midwife who provides or  
 5 supervises the provision of emergency medical services in a hospital or primary  
 6 care to a patient who is 15 years of age or older shall, in accordance with the  
 7 regulations adopted pursuant to subsection ~~3.2~~ 4:

8 (a) ~~Ask~~ Consult with the patient ~~if~~ to ascertain whether he or she wishes  
 9 to be tested for sexually transmitted diseases, ~~if~~ including, without limitation,  
 10 the human immunodeficiency virus ~~if~~, and to determine which tests, if any, are  
 11 medically indicated for the patient; and

12 (b) If the patient ~~answers in the affirmative,~~ wishes to be tested, conduct  
 13 ~~such a~~ any test which is medically indicated for the patient or assist the patient  
 14 with obtaining any such ~~test,~~ to the extent practicable for the physician,  
 15 physician assistant, advance practice registered nurse or midwife.

16 2. Except as otherwise provided in subsection 3, a hospital that provides  
 17 emergency medical services or primary care to a patient who is 15 years of age or  
 18 older shall, in accordance with the regulations adopted pursuant to subsection 4:

19 (a) Ensure that the patient is consulted to ascertain whether he or she wishes  
 20 to be tested for sexually transmitted diseases, including, without limitation, the  
 21 human immunodeficiency virus, and to determine which tests, if any, are  
 22 medically indicated for the patient; and

23 (b) If the patient wishes to be tested, ensure that any test which is medically  
 24 indicated for the patient is conducted or that the patient is assisted with obtaining  
 25 any such test, to the extent practicable for the hospital.

26 3. A physician, physician assistant, advanced practice registered nurse, ~~or~~  
 27 midwife or hospital is not required to comply with the requirements of subsection  
 28 1 or 2 if ~~he or she~~ the physician, physician assistant, advanced practice  
 29 registered nurse or midwife or a provider of health care who provides emergency  
 30 medical services or primary care to the patient at the hospital, as applicable,  
 31 reasonably believes that the patient:

32 (a) Is being treated for a life-threatening emergency;

33 (b) Has ~~previously~~ recently been offered or has been the subject of a test for  
 34 the human immunodeficiency virus or other sexually transmitted diseases; or

35 (c) Lacks capacity to consent to such testing.

36 ~~3.1~~ 4. The Board shall adopt regulations to ensure that ~~communications~~ :

37 (a) Any test which is administered for a patient or for which a patient is  
 38 assisted in obtaining pursuant to this section is medically indicated for that  
 39 patient; and

40 (b) Communications concerning testing pursuant to this section are made in  
 41 a culturally competent manner and, to the extent practicable, in a language that  
 42 is easily understood by the patient.

43 ~~4.1~~ 5. A physician, physician assistant, advanced practice registered nurse  
 44 , ~~or~~ midwife ~~who~~ or hospital that fails to comply with the provisions of this  
 45 section:

1 (a) *Is not subject to a criminal penalty or an administrative fine pursuant to*  
2 *this chapter; and*

3 (b) *Is subject to ~~professional discipline,~~ disciplinary action, where*  
4 *applicable.*

5 6. As used in this section:

6 (a) "Primary care" means the practice of family medicine, pediatrics,  
7 internal medicine, obstetrics and gynecology and midwifery.

8 (b) "Provider of health care" has the meaning ascribed to it in NRS 629.031.

9 **Sec. 2.** NRS 441A.910 is hereby amended to read as follows:

10 441A.910 Except as otherwise provided ~~in~~ *in section 1 of this act*, every  
11 person who violates any provision of this chapter is guilty of a misdemeanor.

12 **Sec. 3.** NRS 441A.920 is hereby amended to read as follows:

13 441A.920 ~~Every~~ *Except as otherwise provided in section 1 of this act,*  
14 *every* provider of health care, medical facility or medical laboratory that willfully  
15 fails, neglects or refuses to comply with any regulation of the Board relating to the  
16 reporting of a communicable disease or drug overdose or any requirement of this  
17 chapter is guilty of a misdemeanor and, in addition, may be subject to an  
18 administrative fine of \$1,000 for each violation, as determined by the Board.

19 **Sec. 3.5.** NRS 449.160 is hereby amended to read as follows:

20 449.160 1. The Division may deny an application for a license or may  
21 suspend or revoke any license issued under the provisions of NRS 449.029 to  
22 449.2428, inclusive, upon any of the following grounds:

23 (a) Violation by the applicant or the licensee of any of the provisions of NRS  
24 439B.410 or 449.029 to 449.245, inclusive, or of any other law of this State or of  
25 the standards, rules and regulations adopted thereunder.

26 (b) Aiding, abetting or permitting the commission of any illegal act.

27 (c) Conduct inimical to the public health, morals, welfare and safety of the  
28 people of the State of Nevada in the maintenance and operation of the premises for  
29 which a license is issued.

30 (d) Conduct or practice detrimental to the health or safety of the occupants or  
31 employees of the facility.

32 (e) Failure of the applicant to obtain written approval from the Director of the  
33 Department of Health and Human Services as required by NRS 439A.100 or as  
34 provided in any regulation adopted pursuant to NRS 449.001 to 449.430, inclusive,  
35 and 449.435 to 449.531, inclusive, and chapter 449A of NRS if such approval is  
36 required.

37 (f) Failure to comply with the provisions of NRS 449.2486 ~~in~~ *or section 1 of*  
38 this act and any regulations adopted pursuant thereto.

39 (g) Violation of the provisions of NRS 458.112.

40 2. In addition to the provisions of subsection 1, the Division may revoke a  
41 license to operate a facility for the dependent if, with respect to that facility, the  
42 licensee that operates the facility, or an agent or employee of the licensee:

43 (a) Is convicted of violating any of the provisions of NRS 202.470;

44 (b) Is ordered to but fails to abate a nuisance pursuant to NRS 244.360,  
45 244.3603 or 268.4124; or

46 (c) Is ordered by the appropriate governmental agency to correct a violation of  
47 a building, safety or health code or regulation but fails to correct the violation.

48 3. The Division shall maintain a log of any complaints that it receives relating  
49 to activities for which the Division may revoke the license to operate a facility for  
50 the dependent pursuant to subsection 2. The Division shall provide to a facility for  
51 the care of adults during the day:

52 (a) A summary of a complaint against the facility if the investigation of the  
53 complaint by the Division either substantiates the complaint or is inconclusive;

- (b) A report of any investigation conducted with respect to the complaint; and
- (c) A report of any disciplinary action taken against the facility.

↳ The facility shall make the information available to the public pursuant to NRS 449.2486.

4. On or before February 1 of each odd-numbered year, the Division shall submit to the Director of the Legislative Counsel Bureau a written report setting forth, for the previous biennium:

(a) Any complaints included in the log maintained by the Division pursuant to subsection 3; and

(b) Any disciplinary actions taken by the Division pursuant to subsection 2.

**Sec. 4.** NRS 630.306 is hereby amended to read as follows:

630.306 1. The following acts, among others, constitute grounds for initiating disciplinary action or denying licensure:

(a) Inability to practice medicine with reasonable skill and safety because of illness, a mental or physical condition or the use of alcohol, drugs, narcotics or any other substance.

(b) Engaging in any conduct:

(1) Which is intended to deceive;

(2) Which the Board has determined is a violation of the standards of practice established by regulation of the Board; or

(3) Which is in violation of a provision of chapter 639 of NRS, or a regulation adopted by the State Board of Pharmacy pursuant thereto, that is applicable to a licensee who is a practitioner, as defined in NRS 639.0125.

(c) Administering, dispensing or prescribing any controlled substance, or any dangerous drug as defined in chapter 454 of NRS, to or for himself or herself or to others except as authorized by law.

(d) Performing, assisting or advising the injection of any substance containing liquid silicone into the human body, except for the use of silicone oil to repair a retinal detachment.

(e) Practicing or offering to practice beyond the scope permitted by law or performing services which the licensee knows or has reason to know that he or she is not competent to perform or which are beyond the scope of his or her training.

(f) Performing, without first obtaining the informed consent of the patient or the patient's family, any procedure or prescribing any therapy which by the current standards of the practice of medicine is experimental.

(g) Continual failure to exercise the skill or diligence or use the methods ordinarily exercised under the same circumstances by physicians in good standing practicing in the same specialty or field.

(h) Having an alcohol or other substance use disorder.

(i) Making or filing a report which the licensee or applicant knows to be false or failing to file a record or report as required by law or regulation.

(j) Failing to comply with the requirements of NRS 630.254.

(k) Failure by a licensee or applicant to report in writing, within 30 days, any disciplinary action taken against the licensee or applicant by another state, the Federal Government or a foreign country, including, without limitation, the revocation, suspension or surrender of a license to practice medicine in another jurisdiction. The provisions of this paragraph do not apply to any disciplinary action taken by the Board or taken because of any disciplinary action taken by the Board.

(l) Failure by a licensee or applicant to report in writing, within 30 days, any criminal action taken or conviction obtained against the licensee or applicant, other than a minor traffic violation, in this State or any other state or by the Federal

1 Government, a branch of the Armed Forces of the United States or any local or  
2 federal jurisdiction of a foreign country.

3 (m) Failure to be found competent to practice medicine as a result of an  
4 examination to determine medical competency pursuant to NRS 630.318.

5 (n) Operation of a medical facility at any time during which:

6 (1) The license of the facility is suspended or revoked; or

7 (2) An act or omission occurs which results in the suspension or revocation  
8 of the license pursuant to NRS 449.160.

9 ➤ This paragraph applies to an owner or other principal responsible for the  
10 operation of the facility.

11 (o) Failure to comply with the requirements of NRS 630.373.

12 (p) Engaging in any act that is unsafe or unprofessional conduct in accordance  
13 with regulations adopted by the Board.

14 (q) Knowingly or willfully procuring or administering a controlled substance  
15 or a dangerous drug as defined in chapter 454 of NRS that is not approved by the  
16 United States Food and Drug Administration, unless the unapproved controlled  
17 substance or dangerous drug:

18 (1) Was procured through a retail pharmacy licensed pursuant to chapter  
19 639 of NRS;

20 (2) Was procured through a Canadian pharmacy which is licensed pursuant  
21 to chapter 639 of NRS and which has been recommended by the State Board of  
22 Pharmacy pursuant to subsection 4 of NRS 639.2328;

23 (3) Is cannabis being used for medical purposes in accordance with chapter  
24 678C of NRS; or

25 (4) Is an investigational drug or biological product prescribed to a patient  
26 pursuant to NRS 630.3735 or 633.6945.

27 (r) Failure to supervise adequately a medical assistant pursuant to the  
28 regulations of the Board.

29 (s) Failure to comply with the provisions of NRS 630.3745.

30 (t) Failure to obtain any training required by the Board pursuant to NRS  
31 630.2535.

32 (u) Failure to comply with the provisions of NRS 454.217 or 629.086.

33 (v) *Failure to comply with the provisions of section 1 of this act or any*  
34 *regulations adopted pursuant thereto.*

35 2. As used in this section, "investigational drug or biological product" has the  
36 meaning ascribed to it in NRS 454.351.

37 **Sec. 5.** NRS 632.347 is hereby amended to read as follows:

38 632.347 1. The Board may deny, revoke or suspend any license or  
39 certificate applied for or issued pursuant to this chapter, or take other disciplinary  
40 action against a licensee or holder of a certificate, upon determining that the  
41 licensee or certificate holder:

42 (a) Is guilty of fraud or deceit in procuring or attempting to procure a license or  
43 certificate pursuant to this chapter.

44 (b) Is guilty of any offense:

45 (1) Involving moral turpitude; or

46 (2) Related to the qualifications, functions or duties of a licensee or holder  
47 of a certificate,

48 ➤ in which case the record of conviction is conclusive evidence thereof.

49 (c) Has been convicted of violating any of the provisions of NRS 616D.200,  
50 616D.220, 616D.240 or 616D.300 to 616D.440, inclusive.

51 (d) Is unfit or incompetent by reason of gross negligence or recklessness in  
52 carrying out usual nursing functions.

1 (e) Uses any controlled substance, dangerous drug as defined in chapter 454 of  
2 NRS, or intoxicating liquor to an extent or in a manner which is dangerous or  
3 injurious to any other person or which impairs his or her ability to conduct the  
4 practice authorized by the license or certificate.

5 (f) Is a person with mental incompetence.

6 (g) Is guilty of unprofessional conduct, which includes, but is not limited to,  
7 the following:

8 (1) Conviction of practicing medicine without a license in violation of  
9 chapter 630 of NRS, in which case the record of conviction is conclusive evidence  
10 thereof.

11 (2) Impersonating any applicant or acting as proxy for an applicant in any  
12 examination required pursuant to this chapter for the issuance of a license or  
13 certificate.

14 (3) Impersonating another licensed practitioner or holder of a certificate.

15 (4) Permitting or allowing another person to use his or her license or  
16 certificate to practice as a licensed practical nurse, registered nurse, nursing  
17 assistant or medication aide - certified.

18 (5) Repeated malpractice, which may be evidenced by claims of  
19 malpractice settled against the licensee or certificate holder.

20 (6) Physical, verbal or psychological abuse of a patient.

21 (7) Conviction for the use or unlawful possession of a controlled substance  
22 or dangerous drug as defined in chapter 454 of NRS.

23 (h) Has willfully or repeatedly violated the provisions of this chapter. The  
24 voluntary surrender of a license or certificate issued pursuant to this chapter is  
25 prima facie evidence that the licensee or certificate holder has committed or expects  
26 to commit a violation of this chapter.

27 (i) Is guilty of aiding or abetting any person in a violation of this chapter.

28 (j) Has falsified an entry on a patient's medical chart concerning a controlled  
29 substance.

30 (k) Has falsified information which was given to a physician, pharmacist,  
31 podiatric physician or dentist to obtain a controlled substance.

32 (l) Has knowingly procured or administered a controlled substance or a  
33 dangerous drug as defined in chapter 454 of NRS that is not approved by the United  
34 States Food and Drug Administration, unless the unapproved controlled substance  
35 or dangerous drug:

36 (1) Was procured through a retail pharmacy licensed pursuant to chapter  
37 639 of NRS;

38 (2) Was procured through a Canadian pharmacy which is licensed pursuant  
39 to chapter 639 of NRS and which has been recommended by the State Board of  
40 Pharmacy pursuant to subsection 4 of NRS 639.2328;

41 (3) Is cannabis being used for medical purposes in accordance with chapter  
42 678C of NRS; or

43 (4) Is an investigational drug or biological product prescribed to a patient  
44 pursuant to NRS 630.3735 or 633.6945.

45 (m) Has been disciplined in another state in connection with a license to  
46 practice nursing or a certificate to practice as a nursing assistant or medication aide  
47 - certified, or has committed an act in another state which would constitute a  
48 violation of this chapter.

49 (n) Has engaged in conduct likely to deceive, defraud or endanger a patient or  
50 the general public.

51 (o) Has willfully failed to comply with a regulation, subpoena or order of the  
52 Board.

53 (p) Has operated a medical facility at any time during which:



1 (1) The license of the facility was suspended or revoked; or

2 (2) An act or omission occurred which resulted in the suspension or  
3 revocation of the license pursuant to NRS 449.160.

4 ➤ This paragraph applies to an owner or other principal responsible for the  
5 operation of the facility.

6 (q) Is an advanced practice registered nurse who has failed to obtain any  
7 training required by the Board pursuant to NRS 632.2375.

8 (r) Is an advanced practice registered nurse who has failed to comply with the  
9 provisions of NRS 453.163, 453.164, 453.226, 639.23507, 639.23535 and 639.2391  
10 to 639.23916, inclusive, and any regulations adopted by the State Board of  
11 Pharmacy pursuant thereto.

12 (s) Has engaged in the fraudulent, illegal, unauthorized or otherwise  
13 inappropriate prescribing, administering or dispensing of a controlled substance  
14 listed in schedule II, III or IV.

15 (t) Has violated the provisions of NRS 454.217 or 629.086.

16 (u) *Has failed to comply with the provisions of section 1 of this act or any*  
17 *regulations adopted pursuant thereto.*

18 2. For the purposes of this section, a plea or verdict of guilty or guilty but  
19 mentally ill or a plea of nolo contendere constitutes a conviction of an offense. The  
20 Board may take disciplinary action pending the appeal of a conviction.

21 3. A licensee or certificate holder is not subject to disciplinary action solely  
22 for administering auto-injectable epinephrine pursuant to a valid order issued  
23 pursuant to NRS 630.374 or 633.707.

24 4. As used in this section, “investigational drug or biological product” has the  
25 meaning ascribed to it in NRS 454.351.

26 **Sec. 6.** NRS 633.511 is hereby amended to read as follows:

27 633.511 1. The grounds for initiating disciplinary action pursuant to this  
28 chapter are:

29 (a) Unprofessional conduct.

30 (b) Conviction of:

31 (1) A violation of any federal or state law regulating the possession,  
32 distribution or use of any controlled substance or any dangerous drug as defined in  
33 chapter 454 of NRS;

34 (2) A felony relating to the practice of osteopathic medicine or practice as  
35 a physician assistant;

36 (3) A violation of any of the provisions of NRS 616D.200, 616D.220,  
37 616D.240 or 616D.300 to 616D.440, inclusive;

38 (4) Murder, voluntary manslaughter or mayhem;

39 (5) Any felony involving the use of a firearm or other deadly weapon;

40 (6) Assault with intent to kill or to commit sexual assault or mayhem;

41 (7) Sexual assault, statutory sexual seduction, incest, lewdness, indecent  
42 exposure or any other sexually related crime;

43 (8) Abuse or neglect of a child or contributory delinquency; or

44 (9) Any offense involving moral turpitude.

45 (c) The suspension of a license to practice osteopathic medicine or to practice  
46 as a physician assistant by any other jurisdiction.

47 (d) Malpractice or gross malpractice, which may be evidenced by a claim of  
48 malpractice settled against a licensee.

49 (e) Professional incompetence.

50 (f) Failure to comply with the requirements of NRS 633.527.

51 (g) Failure to comply with the requirements of subsection 3 of NRS 633.471.

52 (h) Failure to comply with the provisions of NRS 633.694.

1 (i) Operation of a medical facility, as defined in NRS 449.0151, at any time  
2 during which:

3 (1) The license of the facility is suspended or revoked; or

4 (2) An act or omission occurs which results in the suspension or revocation  
5 of the license pursuant to NRS 449.160.

6 ➤ This paragraph applies to an owner or other principal responsible for the  
7 operation of the facility.

8 (j) Failure to comply with the provisions of subsection 2 of NRS 633.322.

9 (k) Signing a blank prescription form.

10 (l) Knowingly or willfully procuring or administering a controlled substance or  
11 a dangerous drug as defined in chapter 454 of NRS that is not approved by the  
12 United States Food and Drug Administration, unless the unapproved controlled  
13 substance or dangerous drug:

14 (1) Was procured through a retail pharmacy licensed pursuant to chapter  
15 639 of NRS;

16 (2) Was procured through a Canadian pharmacy which is licensed pursuant  
17 to chapter 639 of NRS and which has been recommended by the State Board of  
18 Pharmacy pursuant to subsection 4 of NRS 639.2328;

19 (3) Is cannabis being used for medical purposes in accordance with chapter  
20 678C of NRS; or

21 (4) Is an investigational drug or biological product prescribed to a patient  
22 pursuant to NRS 630.3735 or 633.6945.

23 (m) Attempting, directly or indirectly, by intimidation, coercion or deception,  
24 to obtain or retain a patient or to discourage the use of a second opinion.

25 (n) Terminating the medical care of a patient without adequate notice or  
26 without making other arrangements for the continued care of the patient.

27 (o) In addition to the provisions of subsection 3 of NRS 633.524, making or  
28 filing a report which the licensee knows to be false, failing to file a record or report  
29 that is required by law or knowingly or willfully obstructing or inducing another to  
30 obstruct the making or filing of such a record or report.

31 (p) Failure to report any person the licensee knows, or has reason to know, is in  
32 violation of the provisions of this chapter or the regulations of the Board within 30  
33 days after the date the licensee knows or has reason to know of the violation.

34 (q) Failure by a licensee or applicant to report in writing, within 30 days, any  
35 criminal action taken or conviction obtained against the licensee or applicant, other  
36 than a minor traffic violation, in this State or any other state or by the Federal  
37 Government, a branch of the Armed Forces of the United States or any local or  
38 federal jurisdiction of a foreign country.

39 (r) Engaging in any act that is unsafe in accordance with regulations adopted  
40 by the Board.

41 (s) Failure to comply with the provisions of NRS 629.515.

42 (t) Failure to supervise adequately a medical assistant pursuant to the  
43 regulations of the Board.

44 (u) Failure to obtain any training required by the Board pursuant to NRS  
45 633.473.

46 (v) Failure to comply with the provisions of NRS 633.6955.

47 (w) Failure to comply with the provisions of NRS 453.163, 453.164, 453.226,  
48 639.23507, 639.23535 and 639.2391 to 639.23916, inclusive, and any regulations  
49 adopted by the State Board of Pharmacy pursuant thereto.

50 (x) Fraudulent, illegal, unauthorized or otherwise inappropriate prescribing,  
51 administering or dispensing of a controlled substance listed in schedule II, III or IV.

52 (y) Failure to comply with the provisions of NRS 454.217 or 629.086.

1            *(z) Failure to comply with the provisions of section 1 of this act or any*  
2            *regulations adopted pursuant thereto.*

3            2. As used in this section, “investigational drug or biological product” has the  
4            meaning ascribed to it in NRS 454.351.

5            **Sec. 7.** This act becomes effective on July 1, 2021.