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SECOND REPRINT

A.B. 267

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ASSEMBLY BILL NO. 267—ASSEMBLYMEN TORRES; D’SILVA,  
DURAN, GONZÁLEZ, BRITTNEY MILLER AND NGUYEN

MARCH 7, 2023

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JOINT SPONSORS: SENATORS DONATE, FLORES; AND NGUYEN

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Referred to Committee on Commerce and Labor

SUMMARY—Revises provisions governing cultural competency training. (BDR 40-820)

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 health care; revising provisions relating to the requirement that certain medical facilities conduct training of certain agents and employees in cultural competency; requiring the Office of Minority Health and Equity of the Department of Health and Human Services to establish, maintain and distribute a list of courses and programs relating to cultural competency that certain medical facilities are required to use to conduct training of certain agents and employees; increasing the number of hours of instruction relating to cultural competency that certain health care professionals are required to complete; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

1 Existing law provides that the State Board of Health shall require, by  
2 regulation, a medical facility, facility for the dependent and certain other facilities  
3 to conduct training relating specifically to cultural competency for any agent or  
4 employee of the facility so that such an agent or employee may better understand  
5 patients or residents who have different cultural backgrounds, including, without  
6 limitation, patients or residents who are: (1) from various racial and ethnic  
7 backgrounds; (2) from various religious backgrounds; (3) persons with various  
8 sexual orientations and gender identities or expressions; (4) children and senior  
9 citizens; (5) persons with a mental or physical disability; and (6) part of any other  
10 population that such an agent or employee may need to better understand. Such  
11 training relating to cultural competency must be provided through a course or



12 program that is approved by the Department of Health and Human Services. (NRS  
13 449.103) **Section 1** of this bill: (1) requires the Board to set forth by regulation the  
14 frequency with which such a facility is required to conduct the training relating to  
15 cultural competency; and (2) creates an exception to the requirement to provide  
16 such training if an agent or employee of the facility has successfully completed a  
17 course or program of cultural competency as part of the continuing education  
18 requirements for the agent or employee to renew his or her professional license,  
19 registration or certificate, as applicable. **Section 1** further limits the requirement to  
20 receive training relating to cultural competency to agents and employees who: (1)  
21 provide clinical, administrative or support services and regularly have direct patient  
22 contact as part of their regular job duties; or (2) oversee such agents or employees.  
23 **Section 1** further requires the Office of Minority Health and Equity of the  
24 Department of Health and Human Services to: (1) establish and maintain a list of  
25 courses and programs on cultural competency that are approved for training relating  
26 to cultural competency; (2) make the most current list available on the Internet  
27 website of the Office; and (3) ensure that the list is distributed to each facility  
28 required to conduct the training on cultural competency. Finally, **section 1**: (1)  
29 authorizes a facility to apply to the Department to provide a course or program on  
30 cultural competency that is not already approved by the Department; and (2)  
31 requires the Department to report annually to certain joint interim committees of  
32 the Legislature the average length of time within which the Department approved a  
33 course or program of training in the immediately preceding year.

34 Existing law requires, as a prerequisite for the renewal of a license, a nurse,  
35 psychologist, marriage and family therapist, clinical professional counselor, social  
36 worker or behavior analyst to complete at least 2 hours of instruction relating to  
37 cultural competency and diversity, equity and inclusion. (NRS 632.343, 641.220,  
38 641A.260, 641B.280, 641D.360) Existing law requires, as a prerequisite for the  
39 renewal of a license or certificate, an alcohol and drug counselor or problem  
40 gambling counselor to complete at least 1 hour of instruction relating to cultural  
41 competency and diversity, equity and inclusion. (NRS 641C.450) **Section 3** of this  
42 bill requires a nurse to complete at least 4 hours of such instruction. **Sections 5-7**  
43 of this bill require a psychologist, marriage and family therapist, clinical professional  
44 counselor or social worker to complete at least 6 hours of instruction relating to  
45 cultural competency and diversity, equity and inclusion. **Section 8** of this bill  
46 requires an alcohol and drug counselor or problem gambling counselor to complete  
47 at least 3 hours of instruction relating to cultural competency and diversity, equity  
48 and inclusion. **Section 9** of this bill requires a behavior analyst to complete at least  
49 6 hours of instruction relating to cultural competency and diversity, equity and  
50 inclusion.

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

1 **Section 1.** NRS 449.103 is hereby amended to read as follows:  
2 449.103 1. ~~[(F)]~~ *Except as otherwise provided in subsection*  
3 *3, to* enable an agent or employee of a medical facility, facility for  
4 the dependent or facility which is otherwise required by regulations  
5 adopted by the Board pursuant to NRS 449.0303 to be licensed who  
6 ~~[provides care to a patient or resident of the facility]~~ *is described in*  
7 *subsection 2* to more effectively treat patients or care for residents,  
8 as applicable, the Board shall, by regulation, require such a facility



1 to conduct training relating specifically to cultural competency for  
2 any agent or employee of the facility who ~~[provides care to a patient~~  
3 ~~or resident of the facility]~~ *is described in subsection 2* so that such  
4 an agent or employee may better understand patients or residents  
5 who have different cultural backgrounds, including, without  
6 limitation, patients or residents who are:

- 7 (a) From various racial and ethnic backgrounds;
- 8 (b) From various religious backgrounds;
- 9 (c) Persons with various sexual orientations and gender  
10 identities or expressions;
- 11 (d) Children and senior citizens;
- 12 (e) Persons with a mental or physical disability; and
- 13 (f) Part of any other population that such an agent or employee  
14 may need to better understand, as determined by the Board.

15 *↳ The Board shall set forth by regulation the frequency with*  
16 *which a medical facility, facility for the dependent or other facility*  
17 *is required to provide such training relating to cultural*  
18 *competency.*

19 2. ~~[The]~~ *Except as otherwise provided in subsection 3, the*  
20 *requirements of subsection 1 apply to any agent or employee of a*  
21 *medical facility, facility for the dependent or facility which is*  
22 *otherwise required by regulations adopted by the Board pursuant*  
23 *to NRS 449.0303 to be licensed who:*

24 (a) *Provides clinical, administrative or support services and*  
25 *has direct patient contact at least once each week on average as a*  
26 *part of his or her regular job duties; or*

27 (b) *Oversees an agent or employee described in paragraph (a).*

28 3. *A medical facility, facility for the dependent or other*  
29 *facility is not required to provide training relating specifically to*  
30 *cultural competency to an agent or employee who is described in*  
31 *subsection 2 and who has successfully completed a course or*  
32 *program in cultural competency as part of the continuing*  
33 *education requirements for the agent or employee to renew his or*  
34 *her professional license, registration or certificate, as applicable.*

35 4. *Except as otherwise provided in subsection 6, the training*  
36 *relating specifically to cultural competency conducted by a medical*  
37 *facility, facility for the dependent or facility which is otherwise*  
38 *required by regulations adopted by the Board pursuant to NRS*  
39 *449.0303 to be licensed pursuant to subsection 1 must be provided*  
40 *through a course or program that is approved by the Department of*  
41 *Health and Human Services.*

42 5. *The Office of Minority Health and Equity of the*  
43 *Department of Health and Human Services shall:*

44 (a) *Establish and maintain a list of the courses and programs*  
45 *that are approved for training relating to cultural competency*



1 *pursuant to subsection 4. The Office shall make the most current*  
2 *list available on the Internet website of the Office.*

3 *(b) Ensure that the list established and maintained pursuant to*  
4 *paragraph (a) is distributed to each medical facility, facility for the*  
5 *dependent or other facility which is required to conduct training*  
6 *relating specifically to cultural competency pursuant to*  
7 *subsection 1.*

8 *6. A medical facility, facility for the dependent or other*  
9 *facility which is required to conduct training specifically relating*  
10 *to cultural competency may apply to the Department of Health and*  
11 *Human Services to provide a course or program on cultural*  
12 *competency that is not approved by the Department pursuant to*  
13 *subsection 4. Any such request must be approved or denied by the*  
14 *Department not later than 10 business days after the receipt of the*  
15 *application.*

16 *7. On or before October 1 of each year, the Department of*  
17 *Health and Human Services shall report the average length of*  
18 *time within which the Department approved a course of program*  
19 *or training relating to cultural competency in the immediately*  
20 *preceding year pursuant to subsection 4 or 6, as applicable, to the*  
21 *Director of the Legislative Counsel Bureau for transmittal to the*  
22 *Joint Interim Standing Committee on Health and Human Services*  
23 *and the Joint Interim Standing Committee on Commerce and*  
24 *Labor.*

25 *8. As used in this section:*

26 *(a) "Direct patient contact" means direct contact with a patient*  
27 *or resident of a medical facility, facility for the dependent or*  
28 *facility which is otherwise required by regulations adopted by the*  
29 *Board pursuant to NRS 449.0303 to be licensed which is in person*  
30 *or using telephone, electronic mail, telehealth or other electronic*  
31 *means, except that the term does not include incidental contact.*

32 *(b) "Telehealth" has the meaning ascribed to it in*  
33 *NRS 629.515.*

34 **Sec. 2.** (Deleted by amendment.)

35 **Sec. 3.** NRS 632.343 is hereby amended to read as follows:

36 632.343 1. The Board shall not renew any license issued  
37 under this chapter until the licensee has submitted proof satisfactory  
38 to the Board of completion, during the 2-year period before renewal  
39 of the license, of 30 hours in a program of continuing education  
40 approved by the Board in accordance with regulations adopted by  
41 the Board. Except as otherwise provided in subsection 3, the  
42 licensee is exempt from this provision for the first biennial period  
43 after graduation from:

44 (a) An accredited school of professional nursing;

45 (b) An accredited school of practical nursing;



1 (c) An approved school of professional nursing in the process of  
2 obtaining accreditation; or

3 (d) An approved school of practical nursing in the process of  
4 obtaining accreditation.

5 2. The Board shall review all courses offered to nurses for the  
6 completion of the requirement set forth in subsection 1. The Board  
7 may approve nursing and other courses which are directly related to  
8 the practice of nursing as well as others which bear a reasonable  
9 relationship to current developments in the field of nursing or any  
10 special area of practice in which a licensee engages. These may  
11 include academic studies, workshops, extension studies, home study  
12 and other courses.

13 3. The program of continuing education required by subsection  
14 1 must include:

15 (a) For a person licensed as an advanced practice registered  
16 nurse:

17 (1) A course of instruction to be completed within 2 years  
18 after initial licensure that provides at least 2 hours of instruction on  
19 suicide prevention and awareness as described in subsection 6.

20 (2) The ability to receive credit toward the total amount of  
21 continuing education required by subsection 1 for the completion of  
22 a course of instruction relating to genetic counseling and genetic  
23 testing.

24 (b) For each person licensed pursuant to this chapter, a course of  
25 instruction, to be completed within 2 years after initial licensure,  
26 relating to the medical consequences of an act of terrorism that  
27 involves the use of a weapon of mass destruction. The course must  
28 provide at least 4 hours of instruction that includes instruction in the  
29 following subjects:

30 (1) An overview of acts of terrorism and weapons of mass  
31 destruction;

32 (2) Personal protective equipment required for acts of  
33 terrorism;

34 (3) Common symptoms and methods of treatment associated  
35 with exposure to, or injuries caused by, chemical, biological,  
36 radioactive and nuclear agents;

37 (4) Syndromic surveillance and reporting procedures for acts  
38 of terrorism that involve biological agents; and

39 (5) An overview of the information available on, and the use  
40 of, the Health Alert Network.

41 (c) For each person licensed pursuant to this chapter, one or  
42 more courses of instruction that provide at least ~~2~~ 4 hours of  
43 instruction relating to cultural competency and diversity, equity and  
44 inclusion to be completed biennially. Such instruction:



1 (1) May include the training provided pursuant to NRS  
2 449.103, where applicable.

3 (2) Must be based upon a range of research from diverse  
4 sources.

5 (3) Must address persons of different cultural backgrounds,  
6 including, without limitation:

7 (I) Persons from various gender, racial and ethnic  
8 backgrounds;

9 (II) Persons from various religious backgrounds;

10 (III) Lesbian, gay, bisexual, transgender and questioning  
11 persons;

12 (IV) Children and senior citizens;

13 (V) Veterans;

14 (VI) Persons with a mental illness;

15 (VII) Persons with an intellectual disability,  
16 developmental disability or physical disability; and

17 (VIII) Persons who are part of any other population that a  
18 person licensed pursuant to this chapter may need to better  
19 understand, as determined by the Board.

20 (d) For a person licensed as an advanced practice registered  
21 nurse, at least 2 hours of training in the screening, brief intervention  
22 and referral to treatment approach to substance use disorder to be  
23 completed within 2 years after initial licensure.

24 4. The Board may determine whether to include in a program  
25 of continuing education courses of instruction relating to the  
26 medical consequences of an act of terrorism that involves the use of  
27 a weapon of mass destruction in addition to the course of instruction  
28 required by paragraph (b) of subsection 3.

29 5. The Board shall encourage each licensee who treats or cares  
30 for persons who are more than 60 years of age to receive, as a  
31 portion of their continuing education, education in geriatrics and  
32 gerontology, including such topics as:

33 (a) The skills and knowledge that the licensee needs to address  
34 aging issues;

35 (b) Approaches to providing health care to older persons,  
36 including both didactic and clinical approaches;

37 (c) The biological, behavioral, social and emotional aspects of  
38 the aging process; and

39 (d) The importance of maintenance of function and  
40 independence for older persons.

41 6. The Board shall require each person licensed as an advanced  
42 practice registered nurse to receive as a portion of his or her  
43 continuing education at least 2 hours of instruction every 4 years on  
44 evidence-based suicide prevention and awareness or another course  
45 of instruction on suicide prevention and awareness that is approved



1 by the Board which the Board has determined to be effective and  
2 appropriate.

3 7. The Board shall encourage each person licensed as an  
4 advanced practice registered nurse to receive, as a portion of his or  
5 her continuing education, training and education in the diagnosis of  
6 rare diseases, including, without limitation:

7 (a) Recognizing the symptoms of pediatric cancer; and

8 (b) Interpreting family history to determine whether such  
9 symptoms indicate a normal childhood illness or a condition that  
10 requires additional examination.

11 8. As used in this section:

12 (a) "Act of terrorism" has the meaning ascribed to it in  
13 NRS 202.4415.

14 (b) "Biological agent" has the meaning ascribed to it in  
15 NRS 202.442.

16 (c) "Chemical agent" has the meaning ascribed to it in  
17 NRS 202.4425.

18 (d) "Radioactive agent" has the meaning ascribed to it in  
19 NRS 202.4437.

20 (e) "Weapon of mass destruction" has the meaning ascribed to it  
21 in NRS 202.4445.

22 **Sec. 4.** (Deleted by amendment.)

23 **Sec. 5.** NRS 641.220 is hereby amended to read as follows:

24 641.220 1. To renew a license issued pursuant to this chapter,  
25 each person must, on or before the first day of January of each odd-  
26 numbered year:

27 (a) Apply to the Board for renewal;

28 (b) Pay the biennial fee for the renewal of a license;

29 (c) Submit evidence to the Board of completion of the  
30 requirements for continuing education as set forth in regulations  
31 adopted by the Board; and

32 (d) Submit all information required to complete the renewal.

33 2. Upon renewing his or her license, a psychologist shall  
34 declare his or her areas of competence, as determined in accordance  
35 with NRS 641.112.

36 3. The Board shall, as a prerequisite for the renewal of a  
37 license, require each holder to comply with the requirements for  
38 continuing education adopted by the Board.

39 4. The requirements for continuing education adopted by the  
40 Board pursuant to subsection 3 must include, without limitation:

41 (a) A requirement that the holder of a license receive at least 2  
42 hours of instruction on evidence-based suicide prevention and  
43 awareness or another course of instruction on suicide prevention and  
44 awareness that is approved by the Board which the Board has  
45 determined to be effective and appropriate. The hours of instruction



1 required by this paragraph must be completed within 2 years after  
2 initial licensure and at least every 4 years thereafter.

3 (b) A requirement that the holder of a license must biennially  
4 receive at least ~~2~~ 6 hours of instruction relating to cultural  
5 competency and diversity, equity and inclusion. Such instruction:

6 (1) May include the training provided pursuant to NRS  
7 449.103, where applicable.

8 (2) Must be based upon a range of research from diverse  
9 sources.

10 (3) Must address persons of different cultural backgrounds,  
11 including, without limitation:

12 (I) Persons from various gender, racial and ethnic  
13 backgrounds;

14 (II) Persons from various religious backgrounds;

15 (III) Lesbian, gay, bisexual, transgender and questioning  
16 persons;

17 (IV) Children and senior citizens;

18 (V) Veterans;

19 (VI) Persons with a mental illness;

20 (VII) Persons with an intellectual disability,  
21 developmental disability or physical disability; and

22 (VIII) Persons who are part of any other population that  
23 the holder of a license may need to better understand, as determined  
24 by the Board.

25 **Sec. 6.** NRS 641A.260 is hereby amended to read as follows:

26 641A.260 1. To renew a license to practice as a marriage and  
27 family therapist or clinical professional counselor issued pursuant to  
28 this chapter, each person must, on or before 10 business days after  
29 the date of expiration of his or her current license:

30 (a) Apply to the Board for renewal;

31 (b) Pay the fee for the biennial renewal of a license set by the  
32 Board;

33 (c) Submit evidence to the Board of completion of the  
34 requirements for continuing education as set forth in regulations  
35 adopted by the Board, unless the Board has granted a waiver  
36 pursuant to NRS 641A.265; and

37 (d) Submit all information required to complete the renewal.

38 2. Except as otherwise provided in NRS 641A.265, the Board  
39 shall, as a prerequisite for the renewal of a license to practice as a  
40 marriage and family therapist or clinical professional counselor,  
41 require each holder to comply with the requirements for continuing  
42 education adopted by the Board, which must include, without  
43 limitation:

44 (a) A requirement that the holder receive at least 2 hours of  
45 instruction on evidence-based suicide prevention and awareness or





1 another course of instruction on suicide prevention and awareness  
2 that is approved by the Board which the Board has determined to be  
3 effective and appropriate.

4 (b) A requirement that the holder receive at least ~~12~~ 6 hours of  
5 instruction relating to cultural competency and diversity, equity and  
6 inclusion. Such instruction:

7 (1) May include the training provided pursuant to NRS  
8 449.103, where applicable.

9 (2) Must be based upon a range of research from diverse  
10 sources.

11 (3) Must address persons of different cultural backgrounds,  
12 including, without limitation:

13 (I) Persons from various gender, racial and ethnic  
14 backgrounds;

15 (II) Persons from various religious backgrounds;

16 (III) Lesbian, gay, bisexual, transgender and questioning  
17 persons;

18 (IV) Children and senior citizens;

19 (V) Veterans;

20 (VI) Persons with a mental illness;

21 (VII) Persons with an intellectual disability,  
22 developmental disability or physical disability; and

23 (VIII) Persons who are part of any other population that a  
24 marriage and family therapist or clinical professional counselor may  
25 need to better understand, as determined by the Board.

26 **Sec. 7.** NRS 641B.280 is hereby amended to read as follows:

27 641B.280 1. Every holder of a license issued pursuant to this  
28 chapter may renew his or her license annually by:

29 (a) Applying to the Board for renewal;

30 (b) Paying the annual renewal fee set by the Board;

31 (c) Except as otherwise provided in NRS 641B.295, submitting  
32 evidence to the Board of completion of the required continuing  
33 education as set forth in regulations adopted by the Board; and

34 (d) Submitting all information required to complete the renewal.

35 2. Except as otherwise provided in NRS 641B.295, the Board  
36 shall, as a prerequisite for the renewal of a license, require the  
37 holder to comply with the requirements for continuing education  
38 adopted by the Board, which must include, without limitation:

39 (a) A requirement that every 2 years the holder receive at least 2  
40 hours of instruction on evidence-based suicide prevention and  
41 awareness or another course of instruction on suicide prevention and  
42 awareness that is approved by the Board which the Board has  
43 determined to be effective and appropriate.



1 (b) A requirement that every 2 years the holder receive at least  
2 ~~2~~ 6 hours of instruction relating to cultural competency and  
3 diversity, equity and inclusion. Such instruction:

4 (1) May include the training provided pursuant to NRS  
5 449.103, where applicable.

6 (2) Must be based upon a range of research from diverse  
7 sources.

8 (3) Must address persons of different cultural backgrounds,  
9 including, without limitation:

10 (I) Persons from various gender, racial and ethnic  
11 backgrounds;

12 (II) Persons from various religious backgrounds;

13 (III) Lesbian, gay, bisexual, transgender and questioning  
14 persons;

15 (IV) Children and senior citizens;

16 (V) Veterans;

17 (VI) Persons with a mental illness;

18 (VII) Persons with an intellectual disability,  
19 developmental disability or physical disability; and

20 (VIII) Persons who are part of any other population that  
21 the holder of a license issued pursuant to this chapter may need to  
22 better understand, as determined by the Board.

23 **Sec. 8.** NRS 641C.450 is hereby amended to read as follows:

24 641C.450 Except as otherwise provided in NRS 641C.310,  
25 641C.320, 641C.440 and 641C.530, a person may renew his or her  
26 license or certificate by submitting to the Board:

27 1. An application for the renewal of the license or certificate.

28 2. The fee for the renewal of a license or certificate prescribed  
29 in NRS 641C.470.

30 3. Evidence of completion of the continuing education required  
31 by the Board, which must include, without limitation:

32 (a) A requirement that the applicant receive at least 1 hour of  
33 instruction on evidence-based suicide prevention and awareness or  
34 another course of instruction on suicide prevention and awareness  
35 that is approved by the Board which the Board has determined to be  
36 effective and appropriate for each year of the term of the applicant's  
37 licensure or certification.

38 (b) A requirement that the applicant receive at least ~~1-hour~~ 3  
39 **hours** of instruction relating to cultural competency and diversity,  
40 equity and inclusion for each year of the term of the applicant's  
41 licensure or certification. Such instruction:

42 (1) May include the training provided pursuant to NRS  
43 449.103, where applicable.

44 (2) Must be based upon a range of research from diverse  
45 sources.



1 (3) Must address persons of different cultural backgrounds,  
2 including, without limitation:

3 (I) Persons from various gender, racial and ethnic  
4 backgrounds;

5 (II) Persons from various religious backgrounds;

6 (III) Lesbian, gay, bisexual, transgender and questioning  
7 persons;

8 (IV) Children and senior citizens;

9 (V) Veterans;

10 (VI) Persons with a mental illness;

11 (VII) Persons with an intellectual disability,  
12 developmental disability or physical disability; and

13 (VIII) Persons who are part of any other population that  
14 the holder of a license or certificate may need to better understand,  
15 as determined by the Board.

16 4. If the applicant is a certified intern, the name of the licensed  
17 or certified counselor who supervises the applicant.

18 5. All information required to complete the renewal.

19 **Sec. 9.** NRS 641D.360 is hereby amended to read as follows:

20 641D.360 1. To renew a license as a behavior analyst or  
21 assistant behavior analyst or registration as a registered behavior  
22 technician, each person must, on or before the first day of January of  
23 each odd-numbered year:

24 (a) Apply to the Board for renewal;

25 (b) Pay the biennial fee for the renewal of a license or  
26 registration;

27 (c) Submit evidence to the Board:

28 (1) Of completion of the requirements for continuing  
29 education as set forth in regulations adopted by the Board, if  
30 applicable; and

31 (2) That the person's certification or registration, as  
32 applicable, by the Behavior Analyst Certification Board, Inc., or its  
33 successor organization, remains valid and the holder remains in  
34 good standing; and

35 (d) Submit all information required to complete the renewal.

36 2. In addition to the requirements of subsection 1, to renew  
37 registration as a registered behavior technician for the third time and  
38 every third renewal thereafter, a person must submit to an  
39 investigation of his or her criminal history in the manner prescribed  
40 in paragraph (b) of subsection 1 of NRS 641D.300.

41 3. The Board shall adopt regulations that require, as a  
42 prerequisite for the renewal of a license as a behavior analyst or  
43 assistant behavior analyst, each holder to complete continuing  
44 education, which must:



1 (a) Be consistent with nationally recognized standards for the  
2 continuing education of behavior analysts or assistant behavior  
3 analysts, as applicable.

4 (b) Include, without limitation, a requirement that the holder of a  
5 license receive at least 2 hours of instruction on evidence-based  
6 suicide prevention and awareness.

7 (c) Include, without limitation, a requirement that the holder of a  
8 license as a behavior analyst receive at least ~~2~~ 6 hours of  
9 instruction relating to cultural competency and diversity, equity and  
10 inclusion. Such instruction:

11 (1) May include the training provided pursuant to NRS  
12 449.103, where applicable.

13 (2) Must be based upon a range of research from diverse  
14 sources.

15 (3) Must address persons of different cultural backgrounds,  
16 including, without limitation:

17 (I) Persons from various gender, racial and ethnic  
18 backgrounds;

19 (II) Persons from various religious backgrounds;

20 (III) Lesbian, gay, bisexual, transgender and questioning  
21 persons;

22 (IV) Children and senior citizens;

23 (V) Veterans;

24 (VI) Persons with a mental illness;

25 (VII) Persons with an intellectual disability,  
26 developmental disability or physical disability; and

27 (VIII) Persons who are part of any other population that a  
28 behavior analyst may need to better understand, as determined by  
29 the Board.

30 4. The Board shall not adopt regulations requiring a registered  
31 behavior technician to receive continuing education.

32 **Sec. 9.5.** The provisions of subsection 1 of NRS 218D.380 do  
33 not apply to any provision of this act which adds or revises a  
34 requirement to submit a report to the Legislature.

35 **Sec. 10.** 1. This section becomes effective upon passage and  
36 approval.

37 2. Sections 1 to 9.5, inclusive, of this act become effective:

38 (a) Upon passage and approval for the purpose of adopting any  
39 regulations and performing any other preparatory administrative  
40 tasks that are necessary to carry out the provisions of this act; and

41 (b) On January 1, 2024, for all other purposes.

