

NEVADA STATE BOARD OF MEDICAL EXAMINERS

9600 Gateway Drive
Reno, NV 89521

Aury Nagy, M.D.
Board President

Edward O. Cousineau, J.D.
Executive Director



Small Business Impact Statement for R171-20

EFFECTIVE DATE OF REGULATION:

Upon filing with the Nevada Secretary of State

1. Background:

The proposed regulation updates existing regulations to be consistent with other provisions of law, to clarify existing requirements in the law, to add to the provisions regarding the Board's advisory committees, and to repeal regulations that are no longer needed and/or duplicate other provisions of law.

2. Description of Solicitation:

Copies of the proposed regulation, notice of workshop and notice of intent to act upon the regulation were sent by U.S. mail and emailed to persons who were known to have an interest in the subject of medical regulation, as well as any persons who had specifically requested such notice. These documents were also made available on the website of the Nevada State Board of Medical Examiners, available at http://medboard.nv.gov/About/Proposed_Regulations/, the website of the Legislative Counsel Bureau, available at <https://www.leg.state.nv.us/App/Notice/A/>, the Department of Administration website, available at notice.nv.gov.

In the Notice of Intent to Act Upon Regulation, the public was notified that a copy of the proposed regulation was on file at the Nevada State Library, 100 N. Stewart St., Carson City, Nevada; available at the offices of the Board located at 9600 Gateway Drive, Reno, Nevada and 325 E. Warm Springs Road, Suite 225, Las Vegas, Nevada; in the State of Nevada Register of Administrative Regulations which is prepared and published monthly by the Legislative Counsel Bureau pursuant to NRS 233B.0653; and on the Internet at <https://www.leg.state.nv.us/register/>, as well as posted at the following locations:

Washoe County Courthouse
NV State Board of Medical Examiners
NV State Board of Medical Examiners
Office of the Attorney General
Office of the Attorney General
White Pine County Courthouse
Nevada State Board of Medical Examiners Website

Reno, Nevada
Reno, Nevada
Las Vegas, Nevada
Las Vegas, Nevada
Carson City, Nevada
Ely, Nevada
<https://medboard.nv.gov>

The Board solicited any potentially impacted businesses by reaching out to various business chambers and associations. Correspondence regarding this regulation was sent to the following organizations:

- Better Business Bureau of Northern Nevada, Inc.
- Better Business Bureau of Southern Nevada, Inc.
- Churchill County Economic Development Authority
- City of Winnemucca
- Clark County Medical Society
- Elko Great Basin College
- Ely Rural Nevada Development Corp.
- Las Vegas Asian Chamber of Commerce
- Las Vegas Latin Chamber of Commerce
- Las Vegas Metro Chamber of Commerce
- Nevada State Medical Association
- Pahrump Rural Nevada Development Corp.
- Reno/Sparks Chamber of Commerce
- Washoe County Medical Society

No public comment was received at the regulation workshop or public hearing. Written comment was received prior to the regulation workshop and read into the record for that meeting. That written comment did not indicate that a small business would be affected by these proposed regulations. Instead, the written comment asked some questions about the proposed regulations and made some suggestions as to future regulation changes.

3. Does the Proposed Regulation Impose a Direct and Significant Economic Burden Upon a Small Business or Directly Restrict the Formation, Operation, or Expansion of a Small Business? (NRS 233B.0608(1))

No, the proposed regulation does not impose a direct and significant economic burden upon a small business or directly restrict the formation, operation or expansion of a small business. The proposed regulation is not anticipated to have any adverse effects on small businesses, either directly or indirectly. Section 15 of the proposed regulation may have beneficial effects to small businesses because it clarifies the requirements for supervision of a physician assistant providing medical services via telemedicine; otherwise, the proposed regulation is not anticipated to have any beneficial effects on small businesses, either directly or indirectly.

4. How Was That Conclusion Reached?

After attempting to solicit comment from multiple individuals and entities, the Board received no public comment, either oral or written, indicating that this regulation would impose a direct and significant economic burden upon a small business or directly restrict the formation, operation, or expansion of a small business. There was no evidence or information obtained by the Board that would

indicate that this regulation is likely to impose a direct and significant economic burden upon a small business or directly restrict the formation, operation, or expansion of a small business.

5. Estimated Cost to the Agency for Enforcement of the Proposed Regulation

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

I, Edward O. Cousineau, Executive Director of the Nevada State Board of Medical Examiners, certify that, to the best of my knowledge or belief, a concerted effort was made to determine the impact of the proposed regulation on small business, and that the information contained in the statement above is accurate. (NRS 233B.0608(3))

Dated: May 25, 2023

Signature: _____



EDWARD O. COUSINEAU, J.D.

Executive Director

Nevada State Board of Medical Examiners