



Nevada State Board of Medical Examiners

NOTICE OF INTENT TO ACT UPON REGULATION

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

The Nevada State Board of Medical Examiners (Board) will hold a public hearing at 9:00 a.m., on Thursday, October 12, 2017, at the Board office located at 1105 Terminal Way, Ste. 301, Reno, Nevada and videoconferenced to the Nevada State Board of Dental Examiners, located at 6010 S. Rainbow Blvd., Bldg. A., Ste. 1, Las Vegas, Nevada. The purpose of the hearing is to receive comments from all interested persons regarding the adoption of a regulation that pertains to Chapter 630 of the Nevada Administrative Code.

R163-16 Relating to continuing medical education; revising provisions relating to credits received by holders of a license.

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

1. The proposed amendment is necessary to update the regulations to comply with recent statutory changes.
2. A copy of this notice and the regulation to be adopted will be on file at the Nevada State Library and Archives, 100 N. Stewart Street, Carson City, Nevada, for inspection by members of the public during business hours. Additional copies of the notice and the regulation to be adopted will be available at the office of the Board at 1105 Terminal Way, Ste. 301, Reno, Nevada 89502, and in all counties in which an office of the agency is not maintained, at the main public library or county office, for inspection and copying by members of the public during business hours. This notice and the text of the proposed regulation is also available in the State of Nevada Register of Administrative Regulations, which is prepared and published monthly by the Legislative Counsel Bureau pursuant to NRS 233B.0653, and on the Internet at <http://www.leg.state.nv.us> and www.medboard.nv.gov. Copies of this notice and the proposed regulation will also be mailed to members of the public upon request. A reasonable fee may be charged for copies if it is deemed necessary.
3. The Board does not believe that the proposed amendment will have a direct economic effect on the business of the practice of medicine or the public.
4. Enforcement of the proposed amendment will not result in an increased cost to the Board.
5. To the Board's knowledge, the proposed amendment does not overlap or duplicate the regulations of other state or local governmental agencies or any federal regulations.
6. The proposed regulations do not establish new fees or increase existing fees.

Persons wishing to comment upon the proposed regulation of the Board may appear at the scheduled public hearing or may address their comments, data, views, or arguments, in written form, to the Board, 1105 Terminal Way, Ste. 301, Reno, NV 89502.

Written submissions must be received by the Nevada State Board of Medical Examiners on or before October 12, 2017.

Upon adoption of any regulation, the agency, if requested to do so by an interested person, either before adoption or within 30 days thereafter, will issue a concise statement of the principal reasons for and against its adoption and incorporate therein its reason for overruling the consideration urged against its adoption.

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

Washoe County Courthouse	Reno, Nevada
Carson City Library	Carson City, Nevada
Clark County District Library	Las Vegas, Nevada
Churchill County Library	Fallon, Nevada
Douglas County Library	Minden, Nevada
Elko County Library	Elko, Nevada
Esmeralda County Library	Goldfield, Nevada
Humboldt County Library	Winnemucca, Nevada
Lander County Library	Battle Mountain, Nevada
Lincoln County Library	Pioche, Nevada
Lyon County Library	Yerington, Nevada
Mineral County Library	Hawthorne, Nevada
Tonopah Public Library (Nye County)	Tonopah, Nevada
Pershing County Library	Lovelock, Nevada
Storey County Commissioners Office	Virginia City, Nevada
White Pine County Library	Ely, Nevada

**PROPOSED REGULATION OF THE
BOARD OF MEDICAL EXAMINERS**

LCB File No. R163-16

June 19, 2017

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

AUTHORITY: §§ 1 and 2, NRS 630.130 and 630.2535, as amended by section 17 of Assembly Bill No. 474, chapter ____, Statutes of Nevada 2017, at page ____.

A REGULATION relating to continuing medical education; revising provisions relating to credits received by holders of a license to practice medicine and physician assistants for continuing medical education relating to misuse and abuse of controlled substances; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

Existing law requires the Board of Medical Examiners to establish by regulation the standards for licensure for physicians, physician assistants and related professions. (NRS 630.130) Existing law further requires the Board of Medical Examiners, by regulation, to require each physician or physician assistant who is registered to dispense controlled substances to complete at least 2 hours of training relating to the misuse and abuse of controlled substances, the prescribing of opioids or addiction every two years. (NRS 630.2535, as amended by section 17 of Assembly Bill No. 474, chapter ____, Statutes of Nevada 2017, at page ____) Existing regulation sets forth requirements for physicians and physician assistants relating to the number of hours and types of programs of continuing medical education that each licensee must complete. (NAC 630.153, 630.350) This regulation requires each physician and physician assistant who is registered to dispense controlled substances to complete at least 2 hours of continuing medical education relating to the misuse and abuse of controlled substances, the prescribing of opioids or addiction. This regulation also entitles a physician or physician who completes such a program of continuing medical education to receive credit for those hours towards certain existing continuing medical education requirements.

Section 1. Chapter 630 of NAC is hereby amended by adding thereto the provisions set forth as sections 2 and 3 of this regulation.

Sec. 2. 1. Pursuant to the provisions of NRS 630.2535, as amended by section 17 of Assembly Bill No. 474, chapter ____, Statutes of Nevada 2017, at page ____, a holder of a license to practice medicine who is registered to dispense controlled substances pursuant to NRS 453.231 shall, during each period for biennial registration, complete at least 2 hours of continuing medical education relating specifically to the misuse and abuse of controlled substances, the prescribing of opioids or addiction.

2. A program of continuing medical education relating specifically to the misuse and abuse of controlled substances, the prescribing of opioids or addiction must offer, upon successful completion of the program, a certificate of Category 1 credit as recognized by the American Medical Association to the holder of the license.

3. A holder of a license to practice medicine who is registered to dispense controlled substances pursuant to NRS 453.231 is entitled to receive credit towards the continuing medical education required pursuant to subsection 1 of NAC 630.153 for each hour of continuing medical education completed pursuant to subsection 1.

Sec. 3. 1. Pursuant to the provisions of NRS 630.2535, as amended by section 17 of Assembly Bill No. 474, chapter ____, Statutes of Nevada 2017, at page ____, a physician assistant who is registered to dispense controlled substances pursuant to NRS 453.231, during each period for biennial registration, shall complete at least 2 hours of continuing medical education relating specifically to the misuse and abuse of controlled substances, the prescribing of opioids or addiction.

2. A program of continuing medical education relating specifically to the misuse and abuse of controlled substances, the prescribing of opioids or addiction must:

(a) Be a program of continuing medical education as defined by the American Academy of Physician Assistants; or

(b) Offer, upon successful completion of the program, a certificate of Category I credit as recognized by the American Medical Association to the physician assistant.

3. A physician assistant who is registered to dispense controlled substances pursuant to NRS 453.231 is entitled to receive credit towards the continuing medical education required pursuant to subsection 1 of NAC 630.350 for each hour of continuing medical education completed pursuant to subsection 1.