



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 10:00 a.m., on Thursday, February 4, 2016, 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 regulation that pertain to Chapter 630 of the Nevada Administrative Code.

R103-15 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; and providing other matters properly relating thereto.

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

1. The proposed amendment is necessary to establish Board policy and to clarify existing Board policy.
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>. 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 **February 12, 2016**.

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

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

LCB File No. R103-15

November 12, 2015

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

AUTHORITY: §1, NRS 630.130 and 630.253; §2, NRS 630.130, 630.253 and 630.275.

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; 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 also requires the Board to: (1) require, as a prerequisite to renewal, the holders of licenses to practice medicine and to practice as a physician assistant to comply with the requirements for continuing education adopted by the Board; and (2) encourage the holders of such licenses who treat and care for persons who are more than 60 years of age to receive, as a portion of their continuing education, education in geriatrics and gerontology. (NRS 630.253) In Senate Concurrent Resolution No. 2 of the 78th Legislative Session, the Legislature encouraged the Board to incentivize and promote the awareness and education of health care providers concerning caring for persons with Alzheimer's disease and other forms of dementia by approving or requiring continuing education programs relating to that topic. (File No. 34, Statutes of Nevada 2015, at page 4064)

Existing regulations authorize a holder of a license to practice medicine or to practice as a physician assistant to receive double the hours of credit, up to a maximum of 8 hours of credit, toward the continuing medical education required for a biennial licensing period if the holder of the license attends a continuing education class on geriatrics and gerontology. (NAC 630.155, 630.357) This regulation expands the scope of the courses a holder of a license to practice medicine or to practice as a physician assistant may attend to receive that increased amount of credit to include courses on the recent developments, research and treatment of Alzheimer's disease and other forms of dementia. This regulation also provides that a holder of a license to practice medicine or to practice as a physician assistant may not receive additional hours of

credit for a particular continuing education course pursuant to both the provision authorizing additional credit for continuing education courses on geriatrics and gerontology and the provision authorizing additional credit for continuing education courses on the recent developments, research and treatment of Alzheimer's disease or other forms of dementia. For example, the holder of such a license would only receive a total credit of 4 hours of continuing medical education for attending a single 2-hour continuing education course that qualifies for additional credit pursuant to both of those provisions.

Section 1. NAC 630.155 is hereby amended to read as follows:

630.155 1. Except as otherwise provided in ~~subsection 2,~~ *subsections 3 and 4*, if a holder of a license to practice medicine takes a continuing education ~~class~~ *course* on geriatrics and gerontology, the holder *of the license* is entitled to receive credit towards the continuing medical education required pursuant to NAC 630.153 equal to twice the number of hours the holder of the license actually spends in ~~a~~ *the* continuing education ~~class~~ *course* on geriatrics and gerontology.

2. *Except as otherwise provided in subsections 3 and 4, if a holder of a license to practice medicine takes a continuing education course on the recent developments, research and treatment of Alzheimer's disease or other forms of dementia, the holder of the license is entitled to receive credit towards the continuing medical education required pursuant to NAC 630.153 equal to twice the number of hours the holder of the license actually spends in the continuing education course on the recent developments, research and treatment of Alzheimer's disease or other forms of dementia.*

3. During any biennial licensing period, a holder of a license to practice medicine may receive a maximum credit pursuant to ~~subsection 1~~ *this section* of 8 hours of continuing

medical education for 4 hours of time spent in a continuing education ~~class on geriatrics and gerontology.~~

~~3. As used in this section, “continuing education class on geriatrics and gerontology” means a class that meets the requirements of:~~

~~(a) For a class of continuing medical education, NAC 630.153; and~~

~~(b) For a continuing education class on geriatrics and gerontology, NRS 630.253.] course described in subsection 1 or 2, or both.~~

4. A holder of a license to practice medicine is only entitled to receive the additional credit for a continuing education course pursuant to either subsection 1 or 2, but not both.

Sec. 2. NAC 630.357 is hereby amended to read as follows:

630.357 1. Except as otherwise provided in ~~subsection 2,]~~ *subsections 3 and 4*, if a physician assistant takes a continuing education ~~class]~~ *course* on geriatrics and gerontology, the physician assistant is entitled to receive credit towards the continuing medical education required pursuant to NAC 630.350 equal to twice the number of hours the physician assistant actually spends in ~~the~~ *the* continuing education ~~class]~~ *course* on geriatrics and gerontology.

2. Except as otherwise provided in subsections 3 and 4, if a physician assistant takes a continuing education course on the recent developments, research and treatment of Alzheimer’s disease or other forms of dementia, the physician assistant is entitled to receive credit towards the continuing medical education required pursuant to NAC 630.350 equal to twice the number of hours the physician assistant actually spends in the continuing education course on the recent developments, research and treatment of Alzheimer’s disease or other forms of dementia.

3. During any biennial licensing period, a physician assistant may receive a maximum credit pursuant to ~~[subsection 1]~~ **this section** of 8 hours of continuing medical education for 4 hours of time spent in a continuing education ~~[class on geriatrics and gerontology].~~

~~—3.—~~ As used in this section, “~~continuing education class on geriatrics and gerontology~~” means a class that meets the requirements of:

~~—(a) For a class of continuing medical education, NAC 630.350; and~~

~~—(b) For a continuing education class on geriatrics and gerontology, NRS 630.253.]~~ **course described in subsection 1 or 2, or both.**

4. ***A physician assistant is only entitled to receive the additional credit for a continuing education course pursuant to either subsection 1 or 2, but not both.***