

**ADOPTED REGULATION OF  
THE BOARD OF MEDICAL EXAMINERS**

**LCB File No. R002-14**

Effective June 26, 2015

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

AUTHORITY: §§1-4, NRS 630.130.

A REGULATION relating to practices before the Board of Medical Examiners; revising the deadline for filing a petition for a declaratory order or advisory opinion with the Board; revising the deadline by which the Board must receive certain requests to consider or take action upon a matter; and providing other matters properly relating thereto.

**Legislative Counsel's Digest**

Existing regulations require the original and 12 copies of a petition for a declaratory order or advisory opinion by the Board of Medical Examiners to be filed with the Board not less than 10 days before the next regularly scheduled meeting of the Board. (NAC 630.450) **Section 3** of this regulation requires the filing to be made not less than 31 days before the meeting.

Existing regulations provide that a request for the Board to consider or take action upon certain matters must be received by the Board at least 15 business days before the date of the meeting. (NAC 630.455) **Section 4** of this regulation provides that such a request must be received at least 31 days before the date of the meeting.

**Section 1.** NAC 630.430 is hereby amended to read as follows:

630.430 ~~{The}~~ A petition *described in NAC 630.420* must be filed with the Board. The original and 12 copies of the petition must be filed, together with the original and 12 copies of the proposed regulation.

**Sec. 2.** NAC 630.440 is hereby amended to read as follows:

630.440 1. Any petition *described in NAC 630.420* filed more than 30 days before the next regularly scheduled meeting of the Board will be considered by the Board at that meeting. Any petition filed 30 days or less before the next regularly scheduled meeting of the Board will be considered at the first regular meeting scheduled more than 30 days after the petition is filed.

2. The Board will, within 30 days after consideration of a petition, deny the petition in writing stating the reasons for the denial or initiate proceedings under NRS 233B.060 for adoption of the proposed regulation.

**Sec. 3.** NAC 630.450 is hereby amended to read as follows:

630.450 1. A petition for a declaratory order or advisory opinion may be filed only by a holder of or applicant for a license.

2. The original and 12 copies of the petition must be filed with the Board not less than ~~{40}~~ **31** days before its next regularly scheduled meeting. The petition must be submitted to the Board at that meeting. Within 30 days thereafter, the Board will issue its declaratory order or advisory opinion.

**Sec. 4.** NAC 630.455 is hereby amended to read as follows:

630.455 ~~{Except as otherwise provided in NAC 630.440 and 630.450, a}~~ A request for the Board to consider or take action upon a matter at a meeting *other than a petition described in NAC 630.420 or 630.450* must be received by the Board at least ~~{15 business}~~ **31** days before the date of the meeting.