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FIRST REPRINT

A.B. 147

ASSEMBLY BILL NO. 147—ASSEMBLYMEN TITUS, CARLTON, NEAL, KRAMER, KRASNER; ASSEFA, BENITEZ-THOMPSON, EDWARDS, ELLISON, GORELOW, HAFEN, HANSEN, HARDY, LEAVITT, MILLER, MUNK, ROBERTS, SPIEGEL, TOLLES AND WHEELER

FEBRUARY 15, 2019

JOINT SPONSOR: SENATOR WOODHOUSE

Referred to Committee on Commerce and Labor

SUMMARY—Authorizes a physician assistant or advanced practice registered nurse to perform certain services. (BDR 40-85)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: No.

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

AN ACT relating to providers of health care; authorizing a physician assistant or advanced practice registered nurse to perform certain services; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 Existing law requires a child who sustains or is suspected of sustaining an
2 injury to the head while participating in a competitive sport or interscholastic
3 activity or event to be immediately removed from the sport, event or activity. The
4 child may return to the sport, event or activity if his or her parent or legal guardian
5 provides a signed statement of a physician, physical therapist, athletic trainer or, for
6 a competitive sport governed by an organization for youth sports other than the
7 Nevada Interscholastic Activities Association, an advanced practice registered
8 nurse indicating that the child is medically cleared for participation in the sport,
9 activity or event. (NRS 385B.080, 392.452, 455A.200) **Sections 1, 4 and 6** of this
10 bill additionally authorize a physician assistant to complete such a statement.
11 **Sections 4 and 6** also authorize an advanced practice registered nurse to complete
12 such a statement for an interscholastic activity or event or a competitive sport
13 governed by the Nevada Interscholastic Activities Association.

14 Existing law provides that a medical device sold to a governmental entity is
15 exempt from sales tax regardless of whether the governmental entity or the person
16 using the device will hold title to the device if: (1) the device is prescribed by



17 certain providers of health care for use by the person to whom it is prescribed; (2)
18 the device is covered by Medicaid or Medicare; and (3) the purchase of the medical
19 device is made pursuant to a contract between the governmental entity and the
20 seller. (NRS 372.7285, 374.731) **Sections 2 and 3** of this bill provide that a
21 medical device prescribed by a physician assistant is exempt from sales tax under
22 the same conditions as a medical device prescribed by another eligible provider of
23 health care.

24 Existing law authorizes the parent or legal guardian of a pupil who has asthma,
25 anaphylaxis or diabetes to submit a written request that the public or private school
26 in which the pupil is enrolled allow the pupil to self-administer medication for his
27 or her condition while on the grounds of a school, participating in an activity
28 sponsored by a school or on a school bus. (NRS 392.425, 394.1999) If such a
29 request concerns a pupil enrolled at a public school, the request must include
30 certain documentation from a physician or advanced practice registered nurse.
31 (NRS 392.425) If such a request concerns a pupil enrolled at a private school, such
32 documentation must be completed by a physician. (NRS 394.1999) **Sections 5 and**
33 **7** of this bill additionally authorize: (1) a physician assistant to complete such
34 documentation with regard to a pupil enrolled at a public or private school; and (2)
35 an advanced practice registered nurse to complete such documentation with regard
36 to a pupil enrolled at a private school.

37 The Department of Motor Vehicles is authorized to issue a special license plate,
38 parking placard or parking sticker upon submission of an application that includes a
39 statement from a licensed physician or advanced practice registered nurse that the
40 applicant is a person with a disability. (NRS 482.384) The holder of a special
41 license plate, parking placard or parking sticker may park in a parking space
42 designated for persons who are handicapped. (NRS 484B.467) **Sections 8-11** of this
43 bill additionally authorize a physician assistant to complete the required statement.

44 Existing law authorizes a physician assistant to perform such medical services
45 as he or she is authorized to perform by his or her supervising physician. (NRS
46 630.271, 633.432) **Sections 12 and 14** of this bill provide that those medical
47 services may include ordering home health care for a patient. **Section 13** of this bill
48 additionally authorizes an advanced practice registered nurse to order home health
49 care for a patient.

50 Existing law authorizes a hearing aid specialist or dispensing audiologist to sell
51 hearing aids by catalog, mail or the Internet if the hearing aid specialist or
52 dispensing audiologist has received documentation of certain examinations from a
53 physician or advanced practice registered nurse. (NRS 637B.242) **Section 15** of this
54 bill additionally authorizes a physician assistant to complete such documentation.

55 Under existing law, a person who applies for employment as a driver of a
56 taxicab must provide a certificate from a physician, advanced practice registered
57 nurse or chiropractic physician stating that the prospective driver meets certain
58 health requirements prescribed in federal regulations. (NRS 706.8842) **Section 16**
59 of this bill additionally authorizes a physician assistant to complete such a
60 certificate.

61 **Section 17** of this bill requires a state and local governmental entity to update
62 any form issued by the entity to conform to the provisions of this bill authorizing a
63 physician assistant or advanced practice registered nurse to perform certain tasks.



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

1 **Section 1.** NRS 455A.200 is hereby amended to read as
2 follows:

3 455A.200 1. Each organization for youth sports that
4 sanctions or sponsors competitive sports for youths in this State
5 shall adopt a policy concerning the prevention and treatment of
6 injuries to the head which may occur during a youth's participation
7 in those competitive sports, including, without limitation, a
8 concussion of the brain. To the extent practicable, the policy must
9 be consistent with the policy adopted by the Nevada Interscholastic
10 Activities Association pursuant to NRS 385B.080. The policy must
11 provide information concerning the nature and risk of injuries to the
12 head which may occur during a youth's participation in competitive
13 sports, including, without limitation, the risks associated with
14 continuing to participate in competitive sports after sustaining such
15 an injury.

16 2. The policy adopted pursuant to subsection 1 must require
17 that if a youth sustains or is suspected of sustaining an injury to the
18 head while participating in competitive sports, the youth:

19 (a) Must be immediately removed from the competitive sport;
20 and

21 (b) May return to the competitive sport if the parent or legal
22 guardian of the youth provides a signed statement of a provider of
23 health care indicating that the youth is medically cleared for
24 participation in the competitive sport and the date on which the
25 youth may return to the competitive sport.

26 3. Before a youth participates in competitive sports sanctioned
27 or sponsored by an organization for youth sports in this State, the
28 youth and his or her parent or legal guardian:

29 (a) Must be provided with a copy of the policy adopted pursuant
30 to subsection 1; and

31 (b) Must sign a statement on a form prescribed by the
32 organization for youth sports acknowledging that the youth and his
33 or her parent or legal guardian have read and understand the terms
34 and conditions of the policy.

35 4. As used in this section:

36 (a) "Provider of health care" means a physician *or physician*
37 *assistant* licensed under chapter 630 or 633 of NRS, an advanced
38 practice registered nurse ~~[who holds a valid license as an advanced~~
39 ~~practice registered nurse issued by the State Board of Nursing~~
40 ~~pursuant to NRS 632.237,]~~ *licensed under chapter 632 of NRS*, a
41 physical therapist licensed under chapter 640 of NRS or an athletic
42 trainer licensed under chapter 640B of NRS.



1 (b) "Youth" means a person under the age of 18 years.

2 **Sec. 2.** NRS 372.7285 is hereby amended to read as follows:

3 372.7285 1. In administering the provisions of NRS 372.325,
4 the Department shall apply the exemption to the sale of a medical
5 device to a governmental entity that is exempt pursuant to that
6 section without regard to whether the person using the medical
7 device or the governmental entity that purchased the device is
8 deemed to be the holder of title to the device if:

9 (a) The medical device was ordered or prescribed by a provider
10 of health care, within his or her scope of practice, for use by the
11 person to whom it is provided;

12 (b) The medical device is covered by Medicaid or Medicare; and

13 (c) The purchase of the medical device is made pursuant to a
14 contract between the governmental entity that purchases the medical
15 device and the person who sells the medical device to the
16 governmental entity.

17 2. As used in this section:

18 (a) "Medicaid" means the program established pursuant to Title
19 XIX of the Social Security Act, 42 U.S.C. §§ 1396 et seq., to
20 provide assistance for part or all of the cost of medical care rendered
21 on behalf of indigent persons.

22 (b) "Medicare" means the program of health insurance for aged
23 persons and persons with disabilities established pursuant to Title
24 XVIII of the Social Security Act, 42 U.S.C. §§ 1395 et seq.

25 (c) "Provider of health care" means a physician *or physician*
26 *assistant* licensed pursuant to chapter 630, 630A or 633 of NRS,
27 perfusionist, dentist, licensed nurse, dispensing optician,
28 optometrist, practitioner of respiratory care, registered physical
29 therapist, podiatric physician, licensed psychologist, licensed
30 audiologist, licensed speech-language pathologist, licensed hearing
31 aid specialist, licensed marriage and family therapist, licensed
32 clinical professional counselor, chiropractor, licensed dietitian or
33 doctor of Oriental medicine in any form.

34 **Sec. 3.** NRS 374.731 is hereby amended to read as follows:

35 374.731 1. In administering the provisions of NRS 374.330,
36 the Department shall apply the exemption to the sale of a medical
37 device to a governmental entity that is exempt pursuant to that
38 section without regard to whether the person using the medical
39 device or the governmental entity that purchased the device is
40 deemed to be the holder of title to the device if:

41 (a) The medical device was ordered or prescribed by a provider
42 of health care, within his or her scope of practice, for use by the
43 person to whom it is provided;

44 (b) The medical device is covered by Medicaid or Medicare; and



1 (c) The purchase of the medical device is made pursuant to a
2 contract between the governmental entity that purchases the medical
3 device and the person who sells the medical device to the
4 governmental entity.

5 2. As used in this section:

6 (a) "Medicaid" means the program established pursuant to Title
7 XIX of the Social Security Act, 42 U.S.C. §§ 1396 et seq., to
8 provide assistance for part or all of the cost of medical care rendered
9 on behalf of indigent persons.

10 (b) "Medicare" means the program of health insurance for aged
11 persons and persons with disabilities established pursuant to Title
12 XVIII of the Social Security Act, 42 U.S.C. §§ 1395 et seq.

13 (c) "Provider of health care" means a physician *or physician*
14 *assistant* licensed pursuant to chapter 630, 630A or 633 of NRS,
15 perfusionist, dentist, licensed nurse, dispensing optician,
16 optometrist, practitioner of respiratory care, registered physical
17 therapist, podiatric physician, licensed psychologist, licensed
18 audiologist, licensed speech-language pathologist, licensed hearing
19 aid specialist, licensed marriage and family therapist, licensed
20 clinical professional counselor, chiropractor, licensed dietitian or
21 doctor of Oriental medicine in any form.

22 **Sec. 4.** NRS 385B.080 is hereby amended to read as follows:

23 385B.080 1. The Nevada Interscholastic Activities
24 Association shall adopt a policy concerning the prevention and
25 treatment of injuries to the head which may occur during a pupil's
26 participation in interscholastic activities and events, including,
27 without limitation, a concussion of the brain. The policy must
28 provide information concerning the nature and risk of injuries to the
29 head which may occur during a pupil's participation in
30 interscholastic activities and events, including, without limitation,
31 the risks associated with continuing to participate in the activity or
32 event after sustaining such an injury.

33 2. The policy adopted pursuant to subsection 1 must require
34 that if a pupil sustains or is suspected of sustaining an injury to the
35 head while participating in an interscholastic activity or event, the
36 pupil:

37 (a) Must be immediately removed from the activity or event;
38 and

39 (b) May return to the activity or event if the parent or legal
40 guardian of the pupil provides a signed statement of a provider of
41 health care indicating that the pupil is medically cleared for
42 participation in the activity or event and the date on which the pupil
43 may return to the activity or event.



1 3. Before a pupil participates in an interscholastic activity or
2 event, and on an annual basis thereafter, the pupil and his or her
3 parent or legal guardian:

4 (a) Must be provided with a copy of the policy adopted pursuant
5 to subsection 1; and

6 (b) Must sign a statement on a form prescribed by the Nevada
7 Interscholastic Activities Association acknowledging that the pupil
8 and his or her parent or guardian have read and understand the terms
9 and conditions of the policy.

10 4. As used in this section, "provider of health care" means a
11 physician *or physician assistant* licensed under chapter 630 or 633
12 of NRS, *an advanced practice registered nurse licensed under*
13 *chapter 632 of NRS*, a physical therapist licensed under chapter 640
14 of NRS or an athletic trainer licensed under chapter 640B of NRS.

15 **Sec. 5.** NRS 392.425 is hereby amended to read as follows:

16 392.425 1. The parent or legal guardian of a pupil who has
17 asthma, anaphylaxis or diabetes may submit a written request to the
18 principal or, if applicable, the school nurse of the public school in
19 which the pupil is enrolled to allow the pupil to self-administer
20 medication for the treatment of the pupil's asthma, anaphylaxis or
21 diabetes while the pupil is on the grounds of a public school,
22 participating in an activity sponsored by a public school or on a
23 school bus.

24 2. A public school shall establish protocols for containing
25 blood-borne pathogens and the handling and disposal of needles,
26 medical devices and other medical waste and provide a copy of
27 these protocols and procedures to the parent or guardian of a pupil
28 who requests permission for the pupil to self-administer medication
29 pursuant to subsection 1.

30 3. A written request made pursuant to subsection 1 must
31 include:

32 (a) A signed statement of a physician , *physician assistant* or
33 advanced practice registered nurse indicating that the pupil has
34 asthma, anaphylaxis or diabetes and is capable of self-administration
35 of the medication while the pupil is on the grounds of a public
36 school, participating in an activity sponsored by a public school or
37 on a school bus;

38 (b) A written treatment plan prepared by the physician ,
39 *physician assistant* or advanced practice registered nurse pursuant
40 to which the pupil will manage his or her asthma, anaphylaxis or
41 diabetes if the pupil experiences an asthmatic attack, anaphylactic
42 shock or diabetic episode while on the grounds of a public school,
43 participating in an activity sponsored by a public school or on a
44 school bus; and

45 (c) A signed statement of the parent or legal guardian:



1 (1) Indicating that the parent or legal guardian grants
2 permission for the pupil to self-administer the medication while the
3 pupil is on the grounds of a public school, participating in an
4 activity sponsored by a public school or on a school bus;

5 (2) Acknowledging that the parent or legal guardian is aware
6 of and understands the provisions of subsections 4 and 5;

7 (3) Acknowledging the receipt of the protocols provided
8 pursuant to subsection 2;

9 (4) Acknowledging that the protocols established pursuant to
10 subsection 2 have been explained to the pupil who will self-
11 administer the medication and that he or she has agreed to comply
12 with the protocols; and

13 (5) Acknowledging that authorization to self-administer
14 medication pursuant to this section may be revoked if the pupil fails
15 to comply with the protocols established pursuant to subsection 2.

16 4. The provisions of this section do not create a duty for the
17 board of trustees of the school district, the school district, the public
18 school in which the pupil is enrolled, or an employee or agent
19 thereof, that is in addition to those duties otherwise required in the
20 course of service or employment.

21 5. If a pupil is granted authorization pursuant to this section to
22 self-administer medication, the board of trustees of the school
23 district, the school district and the public school in which the pupil
24 is enrolled, and any employee or agent thereof, are immune from
25 liability for the injury to or death of:

26 (a) The pupil as a result of self-administration of a medication
27 pursuant to this section or the failure of the pupil to self-administer
28 such a medication; and

29 (b) Any other person as a result of exposure to or injury caused
30 by needles, medical devices or other medical waste from the
31 self-administration of medication by a pupil pursuant to this section.

32 6. Upon receipt of a request that complies with subsection 3,
33 the principal or, if applicable, the school nurse of the public school
34 in which a pupil is enrolled shall provide written authorization for
35 the pupil to carry and self-administer medication to treat his or her
36 asthma, anaphylaxis or diabetes while the pupil is on the grounds of
37 a public school, participating in an activity sponsored by a public
38 school or on a school bus. The written authorization must be filed
39 with the principal or, if applicable, the school nurse of the public
40 school in which the pupil is enrolled and must include:

41 (a) The name and purpose of the medication which the pupil is
42 authorized to self-administer;

43 (b) The prescribed dosage and the duration of the prescription;

44 (c) The times or circumstances, or both, during which the
45 medication is required or recommended for self-administration;



1 (d) The side effects that may occur from an administration of the
2 medication;

3 (e) The name and telephone number of the pupil's physician ,
4 *physician assistant* or advanced practice registered nurse and the
5 name and telephone number of the person to contact in the case of a
6 medical emergency concerning the pupil; and

7 (f) The procedures for the handling and disposal of needles,
8 medical devices and other medical waste.

9 7. The written authorization provided pursuant to subsection 6
10 is valid for 1 school year. If a parent or legal guardian submits a
11 written request that complies with subsection 3, the principal or, if
12 applicable, the school nurse of the public school in which the pupil
13 is enrolled shall renew and, if necessary, revise the written
14 authorization.

15 8. If a parent or legal guardian of a pupil who is authorized
16 pursuant to this section to carry medication on his or her person
17 provides to the principal or, if applicable, the school nurse of the
18 public school in which the pupil is enrolled doses of the medication
19 in addition to the dosage that the pupil carries on his or her person,
20 the principal or, if applicable, the school nurse shall ensure that the
21 additional medication is:

22 (a) Stored on the premises of the public school in a location that
23 is secure; and

24 (b) Readily available if the pupil experiences an asthmatic
25 attack, anaphylactic shock or diabetic episode during school hours.

26 9. As used in this section:

27 (a) "Advanced practice registered nurse" means a registered
28 nurse who holds a valid license as an advanced practice
29 registered nurse issued by the State Board of Nursing pursuant to
30 NRS 632.237.

31 (b) "Medication" means any medicine prescribed by a physician
32 , *physician assistant* or advanced practice registered nurse for the
33 treatment of anaphylaxis, asthma or diabetes, including, without
34 limitation, asthma inhalers, auto-injectable epinephrine and insulin.

35 (c) "Physician" means a person who is licensed to practice
36 medicine pursuant to chapter 630 of NRS or osteopathic medicine
37 pursuant to chapter 633 of NRS.

38 (d) *"Physician assistant" means a person who is licensed as a*
39 *physician assistant pursuant to chapter 630 or 633 of NRS.*

40 (e) "Self-administer" means the auto-administration of a
41 medication pursuant to the prescription for the medication or written
42 directions for such a medication.

43 **Sec. 6.** NRS 392.452 is hereby amended to read as follows:

44 392.452 1. For those competitive sports not governed by the
45 Nevada Interscholastic Activities Association pursuant to chapter



1 385B of NRS, the board of trustees of each school district shall
2 adopt a policy concerning the prevention and treatment of injuries to
3 the head which may occur during a pupil's participation in
4 competitive sports within the school district, including, without
5 limitation, a concussion of the brain. To the extent practicable, the
6 policy must be consistent with the policy adopted by the Nevada
7 Interscholastic Activities Association pursuant to NRS 385B.080.
8 The policy must provide information concerning the nature and risk
9 of injuries to the head which may occur during a pupil's
10 participation in competitive sports, including, without limitation, the
11 risks associated with continuing to participate in competitive sports
12 after sustaining such an injury.

13 2. The policy adopted pursuant to subsection 1 must require
14 that if a pupil sustains or is suspected of sustaining an injury to the
15 head while participating in competitive sports, the pupil:

16 (a) Must be immediately removed from the competitive sport;
17 and

18 (b) May return to the competitive sport if the parent or legal
19 guardian of the pupil provides a signed statement of a provider of
20 health care indicating that the pupil is medically cleared for
21 participation in the competitive sport and the date on which the
22 pupil may return to the competitive sport.

23 3. Before a pupil participates in competitive sports within a
24 school district, and on an annual basis thereafter, the pupil and his or
25 her parent or legal guardian:

26 (a) Must be provided with a copy of the policy adopted pursuant
27 to subsection 1; and

28 (b) Must sign a statement on a form prescribed by the board of
29 trustees acknowledging that the pupil and his or her parent or
30 guardian have read and understand the terms and conditions of the
31 policy.

32 4. As used in this section, "provider of health care" means a
33 physician *or physician assistant* licensed under chapter 630 or 633
34 of NRS, *an advanced practice registered nurse licensed under*
35 *chapter 632 of NRS*, a physical therapist licensed under chapter 640
36 of NRS or an athletic trainer licensed under chapter 640B of NRS.

37 **Sec. 7.** NRS 394.1999 is hereby amended to read as follows:

38 394.1999 1. The parent or legal guardian of a pupil who has
39 asthma, anaphylaxis or diabetes may submit a written request to the
40 principal or, if applicable, the school nurse of the private school in
41 which the pupil is enrolled to allow the pupil to self-administer
42 medication for the treatment of the pupil's asthma, anaphylaxis or
43 diabetes while the pupil is on the grounds of the private school,
44 participating in an activity sponsored by the private school or on a
45 school bus.



1 2. A private school shall establish protocols for containing
2 blood-borne pathogens and the handling and disposal of needles,
3 medical devices and other medical waste and provide a copy of
4 these protocols and procedures to the parent or guardian of a pupil
5 who requests permission for the pupil to self-administer medication
6 pursuant to subsection 1.

7 3. A written request made pursuant to subsection 1 must
8 include:

9 (a) A signed statement of a physician , *physician assistant or*
10 *advanced practice registered nurse* indicating that the pupil has
11 asthma, anaphylaxis or diabetes and is capable of self-administration
12 of the medication while the pupil is on the grounds of the private
13 school, participating in an activity sponsored by the private school
14 or on a school bus;

15 (b) A written treatment plan prepared by the physician ,
16 *physician assistant or advanced practice registered nurse* pursuant
17 to which the pupil will manage his or her asthma, anaphylaxis or
18 diabetes if the pupil experiences an asthmatic attack, anaphylactic
19 shock or diabetic episode while on the grounds of the private school,
20 participating in an activity sponsored by the private school or on a
21 school bus; and

22 (c) A signed statement of the parent or legal guardian:

23 (1) Indicating that the parent or legal guardian grants
24 permission for the pupil to self-administer the medication while the
25 pupil is on the grounds of the private school, participating in an
26 activity sponsored by the private school or on a school bus;

27 (2) Acknowledging that the parent or legal guardian is aware
28 of and understands the provisions of subsections 4 and 5;

29 (3) Acknowledging the receipt of the protocols provided
30 pursuant to subsection 2;

31 (4) Acknowledging that the protocols established pursuant to
32 subsection 2 have been explained to the pupil who will self-
33 administer the medication and that he or she has agreed to comply
34 with the protocols; and

35 (5) Acknowledging that authorization to self-administer
36 medication pursuant to this section may be revoked if the pupil fails
37 to comply with the protocols established pursuant to subsection 2.

38 4. The provisions of this section do not create a duty for the
39 private school in which the pupil is enrolled, or an employee or
40 agent thereof, that is in addition to those duties otherwise required in
41 the course of service or employment.

42 5. If a pupil is granted authorization pursuant to this section to
43 self-administer medication, the governing body of the private school
44 in which the pupil is enrolled, the private school and any employee



1 or agent thereof, are immune from liability for the injury to or death
2 of:

3 (a) The pupil as a result of self-administration of a medication
4 pursuant to this section or the failure of the pupil to self-administer
5 such a medication; and

6 (b) Any other person as a result of exposure to or injury caused
7 by needles, medical devices or other medical waste from the
8 self-administration of medication by a pupil pursuant to this section.

9 6. Upon receipt of a request that complies with subsection 3,
10 the principal or, if applicable, the school nurse of the private school
11 in which the pupil is enrolled shall provide written authorization for
12 the pupil to carry and self-administer medication to treat his or her
13 asthma, anaphylaxis or diabetes while the pupil is on the grounds of
14 the private school, participating in an activity sponsored by the
15 private school or on a school bus. The written authorization must be
16 filed with the principal or, if applicable, the school nurse of the
17 private school in which the pupil is enrolled and must include:

18 (a) The name and purpose of the medication which the pupil is
19 authorized to self-administer;

20 (b) The prescribed dosage and the duration of the prescription;

21 (c) The times or circumstances, or both, during which the
22 medication is required or recommended for self-administration;

23 (d) The side effects that may occur from an administration of the
24 medication;

25 (e) The name and telephone number of the pupil's physician ,
26 *physician assistant or advanced practice registered nurse* and the
27 name and telephone number of the person to contact in the case of a
28 medical emergency concerning the pupil; and

29 (f) The procedures for the handling and disposal of needles,
30 medical devices and other medical waste.

31 7. The written authorization provided pursuant to subsection 6
32 is valid for 1 school year. If a parent or legal guardian submits a
33 written request that complies with subsection 3, the principal or, if
34 applicable, the school nurse of the private school in which the pupil
35 is enrolled shall renew and, if necessary, revise the written
36 authorization.

37 8. If a parent or legal guardian of a pupil who is authorized
38 pursuant to this section to carry medication on his or her person
39 provides to the principal or, if applicable, the school nurse of the
40 private school in which the pupil is enrolled doses of the medication
41 in addition to the dosage that the pupil carries on his or her person,
42 the principal or, if applicable, the school nurse shall ensure that the
43 additional medication is:

44 (a) Stored on the premises of the private school in a location that
45 is secure; and



1 (b) Readily available if the pupil experiences an asthmatic
2 attack, anaphylactic shock or diabetic episode during school hours.

3 9. An employee of a private school who willfully violates any
4 provision of this section is guilty of a misdemeanor.

5 10. As used in this section:

6 (a) *“Advanced practice registered nurse” has the meaning*
7 *ascribed to it in NRS 392.425.*

8 (b) “Medication” has the meaning ascribed to it in
9 NRS 392.425.

10 ~~[(b)]~~ (c) “Physician” has the meaning ascribed to it in
11 NRS 392.425.

12 ~~[(e)]~~ (d) *“Physician assistant” has the meaning ascribed to it*
13 *in NRS 392.425.*

14 (e) “Self-administer” has the meaning ascribed to it in
15 NRS 392.425.

16 **Sec. 8.** NRS 482.3833 is hereby amended to read as follows:

17 482.3833 “Person with a disability of moderate duration”
18 means a person:

19 1. With a disability which limits or impairs the ability to walk;
20 and

21 2. Whose disability has been certified by a licensed physician ,
22 *physician assistant* or advanced practice registered nurse as being
23 reversible, but estimated to last longer than 6 months.

24 **Sec. 9.** NRS 482.3837 is hereby amended to read as follows:

25 482.3837 “Person with a permanent disability” means a
26 person:

27 1. With a disability which limits or impairs the ability to walk;
28 and

29 2. Whose disability has been certified by a licensed physician ,
30 *physician assistant* or advanced practice registered nurse as
31 irreversible.

32 **Sec. 10.** NRS 482.3839 is hereby amended to read as follows:

33 482.3839 “Person with a temporary disability” means a person:

34 1. With a disability which limits or impairs the ability to walk;
35 and

36 2. Whose disability has been certified by a licensed physician ,
37 *physician assistant* or advanced practice registered nurse as
38 estimated to last not longer than 6 months.

39 **Sec. 11.** NRS 482.384 is hereby amended to read as follows:

40 482.384 1. Upon the application of a person with a
41 permanent disability, the Department may issue special license
42 plates for a vehicle, including a motorcycle or moped, registered by
43 the applicant pursuant to this chapter. The application must include
44 a statement from a licensed physician , *physician assistant* or
45 advanced practice registered nurse certifying that the applicant is a



1 person with a permanent disability. The issuance of a special license
2 plate to a person with a permanent disability pursuant to this
3 subsection does not preclude the issuance to such a person of a
4 special parking placard for a vehicle other than a motorcycle or
5 moped or a special parking sticker for a motorcycle or moped
6 pursuant to subsection 6.

7 2. Every year after the initial issuance of special license plates
8 to a person with a permanent disability, the Department shall require
9 the person to renew the special license plates in accordance with the
10 procedures for renewal of registration pursuant to this chapter. The
11 Department shall not require a person with a permanent disability to
12 include with the application for renewal a statement from a licensed
13 physician, *physician assistant* or advanced practice registered nurse
14 certifying that the person is a person with a permanent disability.

15 3. Upon the application of an organization which provides
16 transportation for a person with a permanent disability, disability of
17 moderate duration or temporary disability, the Department may
18 issue special license plates for a vehicle registered by the
19 organization pursuant to this chapter, or the Department may issue
20 special parking placards to the organization pursuant to this section
21 to be used on vehicles providing transportation to such persons. The
22 application must include a statement from the organization
23 certifying that:

24 (a) The vehicle for which the special license plates are issued is
25 used primarily to transport persons with permanent disabilities,
26 disabilities of moderate duration or temporary disabilities; or

27 (b) The organization which is issued the special parking
28 placards will only use such placards on vehicles that actually
29 transport persons with permanent disabilities, disabilities of
30 moderate duration or temporary disabilities.

31 4. The Department may charge a fee for special license plates
32 issued pursuant to this section not to exceed the fee charged for the
33 issuance of license plates for the same class of vehicle.

34 5. Special license plates issued pursuant to this section must
35 display the international symbol of access in a color which contrasts
36 with the background and is the same size as the numerals and letters
37 on the plate.

38 6. Upon the application of a person with a permanent disability
39 or disability of moderate duration, the Department may issue:

40 (a) A special parking placard for a vehicle other than a
41 motorcycle or moped. Upon request, the Department may issue one
42 additional placard to an applicant to whom special license plates
43 have not been issued pursuant to this section.

44 (b) A special parking sticker for a motorcycle or moped.



1 ➔ The application must include a statement from a licensed
2 physician , *physician assistant* or advanced practice registered nurse
3 certifying that the applicant is a person with a permanent disability
4 or disability of moderate duration.

5 7. A special parking placard issued pursuant to subsection 6
6 must:

7 (a) Have inscribed on it the international symbol of access
8 which is at least 3 inches in height, is centered on the placard and is
9 white on a blue background;

10 (b) Have an identification number and date of expiration of:

11 (1) If the special parking placard is issued to a person with a
12 permanent disability, 10 years after the initial date of issuance; or

13 (2) If the special parking placard is issued to a person with a
14 disability of moderate duration, 2 years after the initial date of
15 issuance;

16 (c) Have placed or inscribed on it the seal or other identification
17 of the Department; and

18 (d) Have a form of attachment which enables a person using the
19 placard to display the placard from the rearview mirror of the
20 vehicle.

21 8. A special parking sticker issued pursuant to subsection 6
22 must:

23 (a) Have inscribed on it the international symbol of access
24 which complies with any applicable federal standards, is centered on
25 the sticker and is white on a blue background;

26 (b) Have an identification number and a date of expiration of:

27 (1) If the special parking sticker is issued to a person with a
28 permanent disability, 10 years after the initial date of issuance; or

29 (2) If the special parking sticker is issued to a person with a
30 disability of moderate duration, 2 years after the initial date of
31 issuance; and

32 (c) Have placed or inscribed on it the seal or other identification
33 of the Department.

34 9. Before the date of expiration of a special parking placard or
35 special parking sticker issued to a person with a permanent
36 disability or disability of moderate duration, the person shall renew
37 the special parking placard or special parking sticker. If the
38 applicant for renewal is a person with a disability of moderate
39 duration, the applicant must include with the application for renewal
40 a statement from a licensed physician , *physician assistant* or
41 advanced practice registered nurse certifying that the applicant is a
42 person with a disability which limits or impairs the ability to walk,
43 and that such disability, although not irreversible, is estimated to last
44 longer than 6 months. A person with a permanent disability is not



1 required to submit evidence of a continuing disability with the
2 application for renewal.

3 10. The Department, or a city or county, may issue, and charge
4 a reasonable fee for, a temporary parking placard for a vehicle other
5 than a motorcycle or moped or a temporary parking sticker for a
6 motorcycle or moped upon the application of a person with a
7 temporary disability. Upon request, the Department, city or county
8 may issue one additional temporary parking placard to an applicant.
9 The application must include a certificate from a licensed physician
10 , *physician assistant* or advanced practice registered nurse
11 indicating:

12 (a) That the applicant has a temporary disability; and

13 (b) The estimated period of the disability.

14 11. A temporary parking placard issued pursuant to subsection
15 10 must:

16 (a) Have inscribed on it the international symbol of access
17 which is at least 3 inches in height, is centered on the placard and is
18 white on a red background;

19 (b) Have an identification number and a date of expiration; and

20 (c) Have a form of attachment which enables a person using the
21 placard to display the placard from the rearview mirror of the
22 vehicle.

23 12. A temporary parking sticker issued pursuant to subsection
24 10 must:

25 (a) Have inscribed on it the international symbol of access
26 which is at least 3 inches in height, is centered on the sticker and is
27 white on a red background; and

28 (b) Have an identification number and a date of expiration.

29 13. A temporary parking placard or temporary parking sticker
30 is valid only for the period for which a physician , *physician*
31 *assistant* or advanced practice registered nurse has certified the
32 disability, but in no case longer than 6 months. If the temporary
33 disability continues after the period for which the physician ,
34 *physician assistant* or advanced practice registered nurse has
35 certified the disability, the person with the temporary disability must
36 renew the temporary parking placard or temporary parking sticker
37 before the temporary parking placard or temporary parking sticker
38 expires. The person with the temporary disability shall include with
39 the application for renewal a statement from a licensed physician ,
40 *physician assistant* or advanced practice registered nurse certifying
41 that the applicant continues to be a person with a temporary
42 disability and the estimated period of the disability.

43 14. A special or temporary parking placard must be displayed
44 in the vehicle when the vehicle is parked by hanging or attaching the
45 placard to the rearview mirror of the vehicle. If the vehicle has no



1 rearview mirror, the placard must be placed on the dashboard of the
2 vehicle in such a manner that the placard can easily be seen from
3 outside the vehicle when the vehicle is parked.

4 15. Upon issuing a special license plate pursuant to subsection
5 1, a special or temporary parking placard, or a special or temporary
6 parking sticker, the Department, or the city or county, if applicable,
7 shall issue a letter to the applicant that sets forth the name and
8 address of the person with a permanent disability, disability of
9 moderate duration or temporary disability to whom the special
10 license plate, special or temporary parking placard or special or
11 temporary parking sticker has been issued and:

12 (a) If the person receives special license plates, the license plate
13 number designated for the plates; and

14 (b) If the person receives a special or temporary parking placard
15 or a special or temporary parking sticker, the identification number
16 and date of expiration indicated on the placard or sticker.

17 ↪ The letter, or a legible copy thereof, must be kept with the vehicle
18 for which the special license plate has been issued or in which the
19 person to whom the special or temporary parking placard or special
20 or temporary parking sticker has been issued is driving or is a
21 passenger.

22 16. A special or temporary parking sticker must be affixed to
23 the windscreen of the motorcycle or moped. If the motorcycle or
24 moped has no windscreen, the sticker must be affixed to any other
25 part of the motorcycle or moped which may be easily seen when the
26 motorcycle or moped is parked.

27 17. Special or temporary parking placards, special or
28 temporary parking stickers, or special license plates issued pursuant
29 to this section do not authorize parking in any area on a highway
30 where parking is prohibited by law.

31 18. No person, other than the person certified as being a person
32 with a permanent disability, disability of moderate duration or
33 temporary disability, or a person actually transporting such a person,
34 may use the special license plate or plates or a special or temporary
35 parking placard, or a special or temporary parking sticker issued
36 pursuant to this section to obtain any special parking privileges
37 available pursuant to this section.

38 19. Any person who violates the provisions of subsection 18 is
39 guilty of a misdemeanor.

40 20. The Department may review the eligibility of each holder
41 of a special parking placard, a special parking sticker or special
42 license plates, or any combination thereof. Upon a determination of
43 ineligibility by the Department, the holder shall surrender the
44 special parking placard, special parking sticker or special license
45 plates, or any combination thereof, to the Department.



1 21. The Department may adopt such regulations as are
2 necessary to carry out the provisions of this section.

3 **Sec. 12.** NRS 630.271 is hereby amended to read as follows:

4 630.271 1. A physician assistant may perform such medical
5 services as the physician assistant is authorized to perform by his or
6 her supervising physician. *Such services may include ordering*
7 *home health care for a patient.*

8 2. The Board and supervising physician shall limit the
9 authority of a physician assistant to prescribe controlled substances
10 to those schedules of controlled substances that the supervising
11 physician is authorized to prescribe pursuant to state and federal
12 law.

13 **Sec. 13.** NRS 632.237 is hereby amended to read as follows:

14 632.237 1. The Board may issue a license to practice as an
15 advanced practice registered nurse to a registered nurse:

16 (a) Who is licensed by endorsement pursuant to NRS 632.161 or
17 632.162 and holds a corresponding valid and unrestricted license to
18 practice as an advanced practice registered nurse in the District of
19 Columbia or any other state or territory of the United States; or

20 (b) Who:

21 (1) Has completed an educational program designed to
22 prepare a registered nurse to:

23 (I) Perform designated acts of medical diagnosis;

24 (II) Prescribe therapeutic or corrective measures; and

25 (III) Prescribe controlled substances, poisons, dangerous
26 drugs and devices;

27 (2) Except as otherwise provided in subsection 7, submits
28 proof that he or she is certified as an advanced practice registered
29 nurse by the American Board of Nursing Specialties, the National
30 Commission for Certifying Agencies of the Institute for
31 Credentialing Excellence, or their successor organizations, or any
32 other nationally recognized certification agency approved by the
33 Board; and

34 (3) Meets any other requirements established by the Board
35 for such licensure.

36 2. An advanced practice registered nurse may:

37 (a) Engage in selected medical diagnosis and treatment;

38 (b) *Order home health care for a patient;*

39 (c) If authorized pursuant to NRS 639.2351 and subject to the
40 limitations set forth in subsection 3, prescribe controlled substances,
41 poisons, dangerous drugs and devices; and

42 ~~(d)~~ (d) Provide his or her signature, certification, stamp,
43 verification or endorsement when a signature, certification, stamp,
44 verification or endorsement by a physician is required, if providing
45 such a signature, certification, stamp, verification or endorsement is



1 within the authorized scope of practice of an advanced practice
2 registered nurse.

3 ↪ An advanced practice registered nurse shall not engage in any
4 diagnosis, treatment or other conduct which the advanced practice
5 registered nurse is not qualified to perform.

6 3. An advanced practice registered nurse who is authorized to
7 prescribe controlled substances, poisons, dangerous drugs and
8 devices pursuant to NRS 639.2351 shall not prescribe a controlled
9 substance listed in schedule II unless:

10 (a) The advanced practice registered nurse has at least 2 years or
11 2,000 hours of clinical experience; or

12 (b) The controlled substance is prescribed pursuant to a protocol
13 approved by a collaborating physician.

14 4. An advanced practice registered nurse may perform the acts
15 described in paragraphs (a) , ~~and~~ (b) *and* (c) of subsection 2 by
16 using equipment that transfers information concerning the medical
17 condition of a patient in this State electronically, telephonically or
18 by fiber optics, including, without limitation, through telehealth, as
19 defined in NRS 629.515, from within or outside this State or the
20 United States.

21 5. Nothing in paragraph ~~(e)~~ (d) of subsection 2 shall be
22 deemed to expand the scope of practice of an advanced practice
23 registered nurse who provides his or her signature, certification,
24 stamp, verification or endorsement in the place of a physician.

25 6. The Board shall adopt regulations:

26 (a) Specifying any additional training, education and experience
27 necessary for licensure as an advanced practice registered nurse.

28 (b) Delineating the authorized scope of practice of an advanced
29 practice registered nurse, including, without limitation, when an
30 advanced practice registered nurse is qualified to provide his or her
31 signature, certification, stamp, verification or endorsement in the
32 place of a physician.

33 (c) Establishing the procedure for application for licensure as an
34 advanced practice registered nurse.

35 7. The provisions of subparagraph (2) of paragraph (b) of
36 subsection 1 do not apply to an advanced practice registered nurse
37 who obtains a license before July 1, 2014.

38 **Sec. 14.** NRS 633.432 is hereby amended to read as follows:

39 633.432 1. A physician assistant may perform such medical
40 services as ~~is~~

41 ~~—(a) The~~ *the* physician assistant is authorized to perform by his
42 or her supervising osteopathic physician ~~is~~ and

43 ~~(b) Are~~ *are* within the supervising osteopathic physician's
44 scope of practice. *Such services may include ordering home health*
45 *care for a patient.*



1 2. The Board and supervising osteopathic physician shall limit
2 the authority of a physician assistant to prescribe controlled
3 substances to those schedules of controlled substances that the
4 supervising osteopathic physician is authorized to prescribe pursuant
5 to state and federal law.

6 **Sec. 15.** NRS 637B.242 is hereby amended to read as follows:

7 637B.242 1. A hearing aid specialist or dispensing
8 audiologist licensed pursuant to this chapter may sell hearing aids
9 by catalog, mail or the Internet if:

10 (a) The hearing aid specialist or dispensing audiologist has
11 received:

12 (1) A written statement signed by:

13 (I) A physician *or physician assistant* licensed pursuant
14 to chapter 630 or 633 of NRS, an advanced practice registered nurse
15 licensed pursuant to NRS 632.237, an audiologist or a hearing aid
16 specialist which verifies that he or she has performed an otoscopic
17 examination of the person to whom the hearing aid will be sold and
18 the results of the examination indicate that the person may benefit
19 from the use of a hearing aid;

20 (II) A physician *or physician assistant* licensed pursuant
21 to chapter 630 or 633 of NRS, an audiologist or a hearing aid
22 specialist which verifies that he or she has performed an audiometric
23 examination of the person to whom the hearing aid will be sold and
24 the results of the examination indicate that the person may benefit
25 from the use of a hearing aid; and

26 (III) A dispensing audiologist or a hearing aid specialist
27 which verifies that an ear impression has been taken of the person to
28 whom the hearing aid will be sold; or

29 (2) A waiver of the medical evaluation signed by the person
30 to whom the hearing aid will be sold as authorized pursuant to 21
31 C.F.R. § 801.421(a)(2); and

32 (b) The person to whom the hearing aid will be sold has signed a
33 statement acknowledging that the hearing aid specialist or
34 dispensing audiologist is selling him or her the hearing aid by
35 catalog, mail or the Internet based upon the information submitted
36 by the person in accordance with this section.

37 2. A hearing aid specialist or dispensing audiologist who sells
38 hearing aids by catalog, mail or the Internet pursuant to this section
39 shall maintain a record of each sale of a hearing aid made pursuant
40 to this section for not less than 5 years.

41 3. The Board may adopt regulations to carry out the provisions
42 of this section, including, without limitation, the information that
43 must be included in each record required to be maintained pursuant
44 to subsection 2.



1 **Sec. 16.** NRS 706.8842 is hereby amended to read as follows:

2 706.8842 1. Before applying to a certificate holder for
3 employment as a driver, a person must obtain a medical examiner's
4 certificate with two copies thereof from a medical examiner who is
5 licensed to practice in the State of Nevada.

6 2. A medical examiner shall issue the certificate and copies
7 described in subsection 1 if the medical examiner finds that a
8 prospective driver meets the health requirements established by the
9 Federal Motor Carrier Safety Regulations, 49 C.F.R. §§ 391.41 et
10 seq.

11 3. The certificate described in subsection 1 must state that the
12 medical examiner has examined the prospective driver and has
13 found that the prospective driver meets the health requirements
14 described in subsection 2. The certificate must be signed and dated
15 by the medical examiner.

16 4. The medical examiner's certificate required by this section
17 expires 2 years after the date of issuance and may be renewed.

18 5. As used in this section, "medical examiner" means a
19 physician, as defined in NRS 0.040, *a physician assistant licensed*
20 *pursuant to chapter 630 or 633 of NRS*, an advanced practice
21 registered nurse licensed pursuant to NRS 632.237 or a chiropractic
22 physician licensed pursuant to chapter 634 of NRS.

23 **Sec. 17.** On or before January 1, 2020, a state or local
24 governmental entity in this State:

25 1. Shall revise any form issued by the entity as necessary to
26 conform to any amendatory provision of this act that newly
27 authorizes a physician assistant or advanced practice registered
28 nurse to perform a task; and

29 2. Submit any such updated form to the Director of the
30 Legislative Counsel Bureau for transmittal to the Legislature.

31 **Sec. 18.** This act becomes effective on July 1, 2019.

