

SENATE BILL NO. 208—SENATORS HARDY, SEEVERS GANSERT;
AND SETTELMAYER

MARCH 11, 2021

Referred to Committee on Health and Human Services

SUMMARY—Revises provisions relating to behavioral health.
(BDR 38-613)

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

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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 behavioral health; authorizing certain additional persons to receive services from the Autism Treatment Assistance Program; revising provisions concerning the issuance of a license or certificate by endorsement to engage in certain behavioral health professions; providing for the issuance of a provisional license or certificate to engage in such professions to an applicant for a license or certificate by endorsement under certain circumstances; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

- 1 Existing law establishes the Autism Treatment Assistance Program to provide
- 2 and coordinate the provision of services to persons with autism spectrum disorders
- 3 who are under 20 years of age. (NRS 427A.875) **Section 1** of this bill authorizes
- 4 persons to receive services through the Autism Treatment Assistance Program until
- 5 they reach 26 years of age.
- 6 Existing law provides for the issuance of an expedited license or certificate by
- 7 endorsement to practice certain behavioral health professions to an applicant who
- 8 holds a corresponding valid and unrestricted license or certificate in another state or
- 9 territory. Existing law requires the regulatory bodies that regulate those professions
- 10 to issue such a license or certificate by endorsement unless the applicant does not
- 11 meet the statutory requirements for the issuance of the license or certificate by
- 12 endorsement or such regulatory bodies have good cause to deny the application.
- 13 (NRS 437.215, 641.195, 641A.241, 641B.271, 641C.3305, 641C.355, 641C.395,
- 14 641C.432) **Sections 2, 5, 10, 16 and 20** of this bill prescribe the conditions under
- 15 which certain regulatory bodies have good cause to deny an application for
- 16 expedited licensure or certification by endorsement. **Sections 4, 8, 14, 18 and 23-**
- 17 **26** of this bill make revisions to clarify that those regulatory bodies lack the
- 18 discretion to deny an application for an expedited license or certificate by



19 endorsement where there is not good cause for denial. **Sections 4, 8, 14, 18 and 23-**
20 **26** of this bill require the respective regulatory bodies to immediately issue a
21 provisional license or certificate to an applicant upon receiving an application for a
22 license or certificate by endorsement that includes sufficient proof that the applicant
23 has a valid and unrestricted license or certificate. **Sections 28-32** of this bill remove
24 from **sections 2, 5, 10, 16 and 20** certain requirements necessary to comply with
25 federal law concerning the collection of child support obligations from applicants
26 for the issuance or renewal of occupational licenses if that federal law is repealed.
27 **Section 22** of this bill makes a clarifying change relating to provisional licensure as
28 a clinical alcohol and drug counselor. **Section 33** of this bill repeals sections
29 rendered duplicative by the changes made in **sections 4, 8, 14, 18 and 23-26.**
30 **Sections 3, 6, 7, 9, 11-13, 15, 19, 21 and 27** of this bill make conforming changes
31 to remove references to provisions repealed by **section 33.** **Section 17** of this bill
32 makes a conforming change to indicate the proper placement of **section 16** in the
33 Nevada Revised Statutes.

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

1 **Section 1.** NRS 427A.875 is hereby amended to read as
2 follows:

3 427A.875 1. There is hereby established the Autism
4 Treatment Assistance Program within the Division to serve as the
5 primary autism program within the Department and to provide and
6 coordinate the provision of services to persons diagnosed or
7 determined, including, without limitation, through the use of a
8 standardized assessment, to have autism spectrum disorders through
9 the age of ~~19~~ 25 years.

10 2. The Autism Treatment Assistance Program shall:

11 (a) Prescribe an application process for parents and guardians of
12 persons with autism spectrum disorders to participate in the
13 Program.

14 (b) Provide for the development of a plan of treatment for
15 persons who participate in the Program.

16 (c) Promote the use of evidence-based treatments which are cost
17 effective and have been proven to improve treatment of autism
18 spectrum disorders.

19 (d) Educate parents and guardians of persons with autism
20 spectrum disorders on autism spectrum disorders and the assistance
21 that may be provided by the parent or guardian to improve treatment
22 outcomes.

23 (e) Establish and use a system for assessing persons with autism
24 spectrum disorders to determine a baseline to measure the progress
25 of and prepare a plan for the treatment of such persons.

26 (f) Assist parents and guardians of persons with autism spectrum
27 disorders in obtaining public services that are available for the
28 treatment of autism spectrum disorders.



1 3. A plan of treatment developed for a person who participates
2 in the Program pursuant to paragraph (b) of subsection 2 must:

3 (a) Identify the specific behaviors of the person to be addressed
4 and the expected outcomes.

5 (b) Include, without limitation:

6 (1) Preparations for transitioning the person from one
7 provider of treatment to another or from one public program to
8 another, as the needs of the person require through the age of ~~19~~
9 25 years; and

10 (2) Measures to ensure that, to the extent practicable, the
11 person receives appropriate services from another entity after the
12 person reaches ~~20~~ 26 years of age.

13 (c) Be revised to address any change in the needs of the person.

14 4. The policies of the Autism Treatment Assistance Program
15 and any services provided by the Program must be developed in
16 cooperation with and be approved by the Commission.

17 5. As used in this section, "autism spectrum disorder" means a
18 condition that meets the diagnostic criteria for autism spectrum
19 disorder published in the current edition of the Diagnostic and
20 Statistical Manual of Mental Disorders published by the American
21 Psychiatric Association or the edition thereof that was in effect at
22 the time the condition was diagnosed or determined.

23 **Sec. 2.** Chapter 437 of NRS is hereby amended by adding
24 thereto a new section to read as follows:

25 *1. Good cause to deny an application for a license by*
26 *endorsement pursuant to NRS 437.215 includes only:*

27 *(a) The imposition of disciplinary action against the applicant*
28 *by the corresponding regulatory authority of the District of*
29 *Columbia or any state or territory of the United States in which*
30 *the applicant currently holds or has held a license to engage in an*
31 *occupation or profession;*

32 *(b) The applicant being held civilly or criminally liable in the*
33 *District of Columbia or any state or territory of the United States*
34 *for misconduct relating to his or her occupation or profession;*

35 *(c) The applicant having a license to engage in an occupation*
36 *or profession suspended or revoked in the District of Columbia or*
37 *any state or territory of the United States;*

38 *(d) The refusal of a regulatory authority in the District of*
39 *Columbia or any state or territory of the United States to issue a*
40 *license to engage in an occupation or profession to the applicant*
41 *for any reason;*

42 *(e) The existence of any pending disciplinary action*
43 *concerning the license of the applicant to engage in an occupation*
44 *or profession in the District of Columbia or any state or territory*
45 *of the United States;*



1 (f) Failure to meet the requirements of NRS 437.215; or
2 (g) The existence of circumstances under which the Board is
3 prohibited by NRS 437.210 from issuing a license.

4 2. The Board shall not refuse to issue a license by
5 endorsement pursuant to NRS 437.215 because the applicant does
6 not possess the qualifications prescribed by NRS 437.205.

7 3. As used in this section, "license" means any license,
8 certificate, registration, permit or similar type of authorization.

9 **Sec. 3.** NRS 437.205 is hereby amended to read as follows:

10 437.205 1. Except as otherwise provided in NRS 437.215 ,
11 ~~and 437.220,~~ each application for licensure as a behavior analyst
12 must be accompanied by evidence satisfactory to the Board that the
13 applicant:

14 (a) Is of good moral character as determined by the Board.

15 (b) Holds current certification as a Board Certified Behavior
16 Analyst issued by the Behavior Analyst Certification Board, Inc., or
17 any successor in interest to that organization.

18 2. Each application for licensure as an assistant behavior
19 analyst must be accompanied by evidence satisfactory to the Board
20 that the applicant:

21 (a) Is of good moral character as determined by the Board.

22 (b) Holds current certification as a Board Certified Assistant
23 Behavior Analyst issued by the Behavior Analyst Certification
24 Board, Inc., or any successor in interest to that organization.

25 3. Each application for registration as a registered behavior
26 technician must contain proof that the applicant is registered as a
27 Registered Behavior Technician, or an equivalent credential, by the
28 Behavior Analyst Certification Board, Inc., or any successor in
29 interest to that organization. The Board shall not require any
30 additional education or training for registration as a registered
31 behavior technician.

32 4. Except as otherwise provided in NRS 437.215 , ~~and~~
33 ~~437.220,~~ within 120 days after the Division receives an application
34 and the accompanying evidence, the Board shall:

35 (a) Evaluate the application and accompanying evidence and
36 determine whether the applicant is qualified pursuant to this section
37 for licensure or registration; and

38 (b) Issue a written statement to the applicant of its
39 determination.

40 5. If the Board determines that the qualifications of the
41 applicant are insufficient for licensure or registration, the written
42 statement issued to the applicant pursuant to subsection 4 must
43 include a detailed explanation of the reasons for that determination.



1 **Sec. 4.** NRS 437.215 is hereby amended to read as follows:

2 437.215 1. ~~[The]~~ *Except as otherwise provided in subsection*
3 *3, the* Board ~~[may]~~ *shall* issue a license by endorsement as a
4 behavior analyst to an applicant who meets the requirements set
5 forth in this section. An applicant may submit to the Division an
6 application for such a license if the applicant holds a corresponding
7 valid and unrestricted license as a behavior analyst in the District of
8 Columbia or any state or territory of the United States.

9 2. An applicant for a license by endorsement pursuant to this
10 section must submit to the Division with his or her application:

11 (a) Proof satisfactory to the Board that the applicant:

12 (1) Satisfies the requirements of subsection 1;

13 (2) Has not been disciplined or investigated by the
14 corresponding regulatory authority of the District of Columbia or
15 any state or territory in which the applicant currently holds or has
16 held a license as a behavior analyst; and

17 (3) Has not been held civilly or criminally liable for
18 malpractice in the District of Columbia or any state or territory of
19 the United States;

20 (b) A complete set of fingerprints and written permission
21 authorizing the Division to forward the fingerprints in the manner
22 provided in NRS 437.200;

23 (c) An affidavit stating that the information contained in the
24 application and any accompanying material is true and correct;

25 (d) The fee prescribed by the Board pursuant to the regulations
26 adopted pursuant to NRS 437.140; and

27 (e) Any other information required by the Division.

28 3. Not later than 15 business days after the Division receives an
29 application for a license by endorsement as a behavior analyst
30 pursuant to this section, the Board shall provide written notice to the
31 applicant of any additional information required by the Board to
32 consider the application. Unless the Board denies the application for
33 good cause ~~[i]~~ *as set forth in section 2 of this act*, the Board shall
34 approve the application and issue a license by endorsement as a
35 behavior analyst to the applicant not later than:

36 (a) Forty-five days after receiving the application; or

37 (b) Ten days after the Division receives a report on the
38 applicant's background based on the submission of the applicant's
39 fingerprints,

40 ↪ whichever occurs later.

41 *4. Immediately upon receiving an application for a license by*
42 *endorsement pursuant to this section with sufficient proof that the*
43 *applicant holds a valid and unrestricted license as a behavior*
44 *analyst in the District of Columbia or any state or territory of the*
45 *United States, the Board shall grant a provisional license*



1 *authorizing an applicant to practice as a behavior analyst. Such a*
2 *provisional license is valid until the Board approves or denies the*
3 *application for a license by endorsement.*

4 **Sec. 5.** Chapter 641 of NRS is hereby amended by adding
5 thereto a new section to read as follows:

6 *1. Good cause to deny an application for a license by*
7 *endorsement pursuant to NRS 641.195 includes only:*

8 *(a) The imposition of disciplinary action against the applicant*
9 *by the corresponding regulatory authority of the District of*
10 *Columbia or any state or territory of the United States in which*
11 *the applicant currently holds or has held a license to engage in an*
12 *occupation or profession;*

13 *(b) The applicant being held civilly or criminally liable in the*
14 *District of Columbia or any state or territory of the United States*
15 *for misconduct relating to his or her occupation or profession;*

16 *(c) The applicant having a license to engage in an occupation*
17 *or profession suspended or revoked in the District of Columbia or*
18 *any state or territory of the United States;*

19 *(d) The refusal of a regulatory authority in the District of*
20 *Columbia or any state or territory of the United States to issue a*
21 *license to engage in an occupation or profession to the applicant*
22 *for any reason;*

23 *(e) The existence of any pending disciplinary action*
24 *concerning the license of the applicant to engage in an occupation*
25 *or profession in the District of Columbia or any state or territory*
26 *of the United States;*

27 *(f) Failure to meet the requirements of NRS 641.195; or*

28 *(g) The existence of circumstances under which the Board is*
29 *prohibited by NRS 641.175 from issuing a license.*

30 *2. The Board shall not refuse to issue a license by*
31 *endorsement pursuant to NRS 641.195 because the applicant does*
32 *not possess the qualifications prescribed by NRS 641.170.*

33 *3. As used in this section, "license" means any license,*
34 *certificate, registration, permit or similar type of authorization.*

35 **Sec. 6.** NRS 641.170 is hereby amended to read as follows:

36 641.170 1. Except as otherwise provided in NRS 641.195 ,
37 ~~and 641.196,~~ each application for licensure as a psychologist must
38 be accompanied by evidence satisfactory to the Board that the
39 applicant:

40 (a) Is at least 21 years of age.

41 (b) Is of good moral character as determined by the Board.

42 (c) Has earned a doctorate in psychology from an accredited
43 educational institution approved by the Board, or has other
44 doctorate-level training from an accredited educational institution



1 deemed equivalent by the Board in both subject matter and extent of
2 training.

3 (d) Has at least 2 years of experience satisfactory to the Board, 1
4 year of which must be postdoctoral experience in accordance with
5 the requirements established by regulations of the Board.

6 2. Except as otherwise provided in NRS 641.195 , ~~and~~
7 ~~641.196,~~ within 120 days after receiving an application and the
8 accompanying evidence from an applicant, the Board shall:

9 (a) Evaluate the application and accompanying evidence and
10 determine whether the applicant is qualified pursuant to this section
11 for licensure; and

12 (b) Issue a written statement to the applicant of its
13 determination.

14 3. The written statement issued to the applicant pursuant to
15 subsection 2 must include:

16 (a) If the Board determines that the qualifications of the
17 applicant are insufficient for licensure, a detailed explanation of the
18 reasons for that determination.

19 (b) If the applicant for licensure as a psychologist has not earned
20 a doctorate in psychology from an accredited educational institution
21 approved by the Board and the Board determines that the doctorate-
22 level training from an accredited educational institution is not
23 equivalent in subject matter and extent of training, a detailed
24 explanation of the reasons for that determination.

25 **Sec. 7.** NRS 641.180 is hereby amended to read as follows:

26 641.180 1. Except as otherwise provided in NRS 641.180 ,
27 ~~to 641.196, inclusive,~~ **641.190 and 641.195 and section 6 of this**
28 **act**, each applicant for a license as a psychologist must pass the
29 national examination. In addition to the national examination, the
30 Board may require an examination in whatever applied or
31 theoretical fields it deems appropriate.

32 2. The Board shall notify each applicant of the results of the
33 national examination and any other examination required pursuant
34 to subsection 1.

35 3. The Board may waive the requirement of the national
36 examination for a person who:

37 (a) Is licensed in another state;

38 (b) Has at least 10 years' experience; and

39 (c) Is a diplomate in the American Board of Professional
40 Psychology or a fellow in the American Psychological Association,
41 or who has other equivalent status as determined by the Board.

42 **Sec. 8.** NRS 641.195 is hereby amended to read as follows:

43 641.195 1. The Board ~~may~~ **shall** issue a license by
44 endorsement as a psychologist to an applicant who meets the



1 requirements set forth in this section. An applicant may submit to
2 the Board an application for such a license if the applicant:

3 (a) Holds a corresponding valid, active and unrestricted license
4 as a psychologist in the District of Columbia or any state or territory
5 of the United States;

6 (b) Possesses qualifications that are substantially similar to the
7 qualifications required for issuance of a license to practice
8 psychology pursuant to this chapter, as determined by the Board
9 pursuant to subsection 2; and

10 (c) Satisfies the requirements of this section and this chapter.

11 2. The Board shall adopt regulations providing a list of any
12 state or territory of the United States and the District of Columbia, if
13 applicable, whose qualifications are substantially similar to the
14 qualifications required for issuance of a license to practice
15 psychology pursuant to this chapter. If the Board determines that the
16 qualifications of any state or territory of the United States and
17 the District of Columbia, if applicable, are not substantially similar,
18 the Board shall:

19 (a) Provide its reasoning as to why the jurisdiction is not
20 substantially similar; and

21 (b) Publish its reasoning on the Internet website maintained by
22 the Board.

23 3. An applicant for a license by endorsement pursuant to this
24 section must submit to the Board with his or her application:

25 (a) Proof satisfactory to the Board that the applicant:

26 (1) Satisfies the requirements of subsection 1;

27 (2) Has not been disciplined or investigated by the
28 corresponding regulatory authority of the District of Columbia or
29 any state or territory in which the applicant currently holds or has
30 held a license as a psychologist;

31 (3) Has not been held civilly or criminally liable for
32 malpractice in the District of Columbia or any state or territory of
33 the United States;

34 (4) Has not had a license to engage in the practice of
35 psychology suspended or revoked in the District of Columbia or any
36 state or territory of the United States;

37 (5) Has not been refused a license to engage in the practice
38 of psychology in the District of Columbia or any state or territory of
39 the United States for any reason; and

40 (6) Does not have pending any disciplinary action
41 concerning his or her license to engage in the practice of psychology
42 in the District of Columbia or any state or territory of the United
43 States;



1 (b) A complete set of fingerprints and written permission
2 authorizing the Board to forward the fingerprints in the manner
3 provided in NRS 641.160; and

4 (c) The fee prescribed by the Board pursuant to NRS 641.228
5 for the issuance of an initial license.

6 4. The Board may require an applicant for a license by
7 endorsement pursuant to this section to submit to the Board with his
8 or her application:

9 (a) Proof satisfactory to the Board that the applicant:

10 (1) Has achieved a passing score on a nationally recognized,
11 nationally accredited or nationally certified examination approved
12 by the Board;

13 (2) Has satisfied the requirements of paragraph (c) of
14 subsection 1 of NRS 641.170;

15 (3) Has engaged in the practice of psychology pursuant to the
16 applicant's existing licensure for at least 3 years; and

17 (4) Possesses a sufficient degree of competency in the
18 practice of psychology, as demonstrated by his or her completion of
19 an examination administered by the Board;

20 (b) An affidavit stating that the information contained in the
21 application and any accompanying material is true and complete;
22 and

23 (c) Any other information required by the Board.

24 5. Not later than 15 business days after receiving an application
25 for a license by endorsement as a psychologist pursuant to this
26 section, the Board shall provide written notice to the applicant of
27 any additional information required by the Board to consider the
28 application. Unless the Board denies the application for good cause
29 **as set forth in section 6 of this act**, the Board shall approve the
30 application and issue a license by endorsement as a psychologist to
31 the applicant not later than:

32 (a) Forty-five days after receiving the application; or

33 (b) Ten days after the Board receives a report on the applicant's
34 background based on the submission of the applicant's fingerprints,
35 ↪ whichever occurs later.

36 6. A license by endorsement as a psychologist may be issued at
37 a meeting of the Board or between its meetings by the President of
38 the Board. Such an action shall be deemed to be an action of the
39 Board.

40 7. The Board may deny an application for licensure by
41 endorsement if:

42 (a) An applicant willfully fails to comply with the provisions of
43 paragraph (b) of subsection 3; or

44 (b) The report from the Federal Bureau of Investigation
45 indicates that the applicant has been convicted of a crime that would



1 be grounds for taking disciplinary action against the applicant as a
2 licensee and the Board has not previously taken disciplinary action
3 against the licensee based on that conviction.

4 **8. Immediately upon receiving an application for a license by**
5 **endorsement pursuant to this section with sufficient proof that the**
6 **applicant holds a valid and unrestricted license as a psychologist**
7 **in the District of Columbia or any state or territory of the United**
8 **States, the Board shall grant a provisional license authorizing an**
9 **applicant to practice as a psychologist. Such a provisional license**
10 **is valid until the Board approves or denies the application for a**
11 **license by endorsement.**

12 **Sec. 9.** NRS 641.228 is hereby amended to read as follows:

13 641.228 1. The Board shall charge and collect not more than
14 the following fees respectively:

15		
16	For the national examination, in addition to the	
17	actual cost to the Board of the examination	\$100
18	For any other examination required pursuant to the	
19	provisions of subsection 1 of NRS 641.180, in	
20	addition to the actual costs to the Board of the	
21	examination	100
22	For the issuance of an initial license.....	25
23	For the issuance of an initial license by	
24	endorsement	125
25	For the biennial renewal of a license of a	
26	psychologist.....	850
27	For the restoration of a license suspended for the	
28	nonpayment of the biennial fee for the renewal	
29	of a license.....	200
30	For the restoration of a license suspended for the	
31	nonsubmission of evidence to the Board of	
32	completion of the requirements for continuing	
33	education as required for the renewal of the	
34	license.....	200
35	For the registration of a firm, partnership or	
36	corporation which engages in or offers to engage	
37	in the practice of psychology	300
38	For the registration of a nonresident to practice as a	
39	consultant	100
40	For the initial registration of a psychological	
41	assistant, psychological intern or psychological	
42	trainee.....	250
43	For the renewal of a registration of a psychological	
44	assistant, psychological intern or psychological	
45	trainee.....	150



1 2. An applicant who passes the national examination and any
2 other examination required pursuant to the provisions of subsection
3 1 of NRS 641.180 and who is eligible for a license as a psychologist
4 shall pay the biennial fee for the renewal of a license, which must be
5 prorated for the period from the date the license is issued to the end
6 of the biennium.

7 3. Except as otherwise provided in subsections 4 and 5 and
8 NRS 641.195, in addition to the fees set forth in subsection 1, the
9 Board may charge and collect a fee for the expedited processing of a
10 request or for any other incidental service it provides. The fee must
11 not exceed the cost to provide the service.

12 4. If an applicant submits an application for a license by
13 endorsement pursuant to NRS 641.195, the Board shall charge and
14 collect:

15 (a) Not more than the fee specified in subsection 1 for the
16 issuance of an initial license by endorsement; and

17 (b) The biennial fee for the renewal of a license, which must be
18 prorated for the period from the date the license is issued to the end
19 of the biennium.

20 5. If an applicant *who is an active member of, or the spouse of*
21 *an active member of, the Armed Forces of the United States, a*
22 *veteran or the surviving spouse of a veteran* submits an application
23 for a license by endorsement pursuant to NRS ~~641.196,~~ **641.195**,
24 the Board shall collect not more than one-half of the fee set forth in
25 subsection 1 for the initial issuance of the license by endorsement.

26 6. If an applicant submits an application for initial registration
27 as a psychological assistant, psychological intern or psychological
28 trainee pursuant to NRS 641.226 and the applicant has previously
29 been registered as a psychological assistant, psychological intern or
30 psychological trainee, the Board must waive the fee set forth in
31 subsection 1 for the initial registration.

32 **Sec. 10.** Chapter 641A of NRS is hereby amended by adding
33 thereto a new section to read as follows:

34 ***1. Good cause to deny an application for a license by***
35 ***endorsement pursuant to NRS 641A.241 includes only:***

36 ***(a) The imposition of disciplinary action against the applicant***
37 ***by the corresponding regulatory authority of the District of***
38 ***Columbia or any state or territory of the United States in which***
39 ***the applicant currently holds or has held a license to engage in an***
40 ***occupation or profession;***

41 ***(b) The applicant being held civilly or criminally liable in the***
42 ***District of Columbia or any state or territory of the United States***
43 ***for misconduct relating to his or her occupation or profession;***



1 (c) *The applicant having a license to engage in an occupation*
2 *or profession suspended or revoked in the District of Columbia or*
3 *any state or territory of the United States;*

4 (d) *The refusal of a regulatory authority in the District of*
5 *Columbia or any state or territory of the United States to issue a*
6 *license to engage in an occupation or profession to the applicant*
7 *for any reason;*

8 (e) *The existence of any pending disciplinary action*
9 *concerning the license of the applicant to engage in an occupation*
10 *or profession in the District of Columbia or any state or territory*
11 *of the United States;*

12 (f) *Failure to meet the requirements of NRS 641A.241; or*

13 (g) *The existence of circumstances under which the Board is*
14 *prohibited by NRS 641A.215 or 641A.310 from issuing a license.*

15 2. *The Board shall not refuse to issue a license by*
16 *endorsement pursuant to NRS 641A.241 because the applicant*
17 *does not possess the qualifications prescribed by NRS 641A.220 or*
18 *641A.231, as applicable.*

19 3. *As used in this section, "license" means any license,*
20 *certificate, registration, permit or similar type of authorization.*

21 **Sec. 11.** NRS 641A.220 is hereby amended to read as follows:

22 641A.220 Except as otherwise provided in NRS 641A.241 ,
23 ~~and 641A.242,~~ each applicant for a license to practice as a
24 marriage and family therapist must furnish evidence satisfactory to
25 the Board that the applicant:

26 1. Is at least 21 years of age;

27 2. Is of good moral character;

28 3. Has completed residency training in psychiatry from an
29 accredited institution approved by the Board, has a graduate degree
30 in marriage and family therapy, psychology or social work from an
31 accredited institution approved by the Board or has completed other
32 education and training which is deemed equivalent by the Board;

33 4. Has:

34 (a) At least 2 years of postgraduate experience in marriage and
35 family therapy; and

36 (b) At least 3,000 hours of supervised experience in marriage
37 and family therapy, of which at least 1,500 hours must consist of
38 direct contact with clients; and

39 5. Holds an undergraduate degree from an accredited
40 institution approved by the Board.

41 **Sec. 12.** NRS 641A.230 is hereby amended to read as follows:

42 641A.230 1. Except as otherwise provided in subsection 2
43 and NRS 641A.241 , ~~and 641A.242,~~ each qualified applicant for a
44 license to practice as a marriage and family therapist must pass a
45 written examination given by the Board on his or her knowledge of



1 marriage and family therapy. Examinations must be given at a time
2 and place and under such supervision as the Board may determine.

3 2. The Board shall accept receipt of a passing grade by a
4 qualified applicant on the national examination sponsored by the
5 Association of Marital and Family Therapy Regulatory Boards in
6 lieu of requiring a written examination pursuant to subsection 1.

7 3. In addition to the requirements of subsections 1 and 2, the
8 Board may require an oral examination. The Board may examine
9 applicants in whatever applied or theoretical fields it deems
10 appropriate.

11 **Sec. 13.** NRS 641A.231 is hereby amended to read as follows:

12 641A.231 Except as otherwise provided in NRS 641A.241 ,
13 ~~and 641A.242.~~ each applicant for a license to practice as a clinical
14 professional counselor must furnish evidence satisfactory to the
15 Board that the applicant:

- 16 1. Is at least 21 years of age;
- 17 2. Is of good moral character;
- 18 3. Has:

19 (a) Completed residency training in psychiatry from an
20 accredited institution approved by the Board;

21 (b) A graduate degree from a program approved by the Council
22 for Accreditation of Counseling and Related Educational Programs
23 as a program in mental health counseling or community counseling;
24 or

25 (c) An acceptable degree as determined by the Board which
26 includes the completion of a practicum and internship in mental
27 health counseling which was taken concurrently with the degree
28 program and was supervised by a licensed mental health
29 professional; and

- 30 4. Has:

31 (a) At least 2 years of postgraduate experience in professional
32 counseling;

33 (b) At least 3,000 hours of supervised experience in professional
34 counseling which includes, without limitation:

35 (1) At least 1,500 hours of direct contact with clients; and

36 (2) At least 100 hours of counseling under the direct
37 supervision of an approved supervisor of which at least 1 hour per
38 week was completed for each work setting at which the applicant
39 provided counseling; and

40 (c) Passed the National Clinical Mental Health Counseling
41 Examination which is administered by the National Board for
42 Certified Counselors.

43 **Sec. 14.** NRS 641A.241 is hereby amended to read as follows:

44 641A.241 1. ~~The~~ *Except as otherwise provided in*
45 *subsection 3, the* Board ~~may~~ *shall* issue a license by endorsement



1 to practice as a marriage and family therapist or clinical professional
2 counselor to an applicant who meets the requirements set forth in
3 this section. An applicant may submit to the Board an application
4 for such a license if the applicant holds a corresponding valid and
5 unrestricted license as a marriage and family therapist or clinical
6 professional counselor, as applicable, in the District of Columbia or
7 any state or territory of the United States.

8 2. An applicant for a license by endorsement pursuant to this
9 section must submit to the Board with his or her application:

10 (a) Proof satisfactory to the Board that the applicant:

11 (1) Satisfies the requirements of subsection 1;

12 (2) Has not been disciplined or investigated by the
13 corresponding regulatory authority of the District of Columbia or
14 any state or territory in which the applicant currently holds or has
15 held a license as a marriage and family therapist or clinical
16 professional counselor, as applicable; and

17 (3) Has not been held civilly or criminally liable for
18 malpractice in the District of Columbia or any state or territory of
19 the United States;

20 (b) An affidavit stating that the information contained in the
21 application and any accompanying material is true and correct;

22 (c) The fees prescribed by the Board pursuant to NRS 641A.290
23 for the application for an initial license and for the initial issuance of
24 a license; and

25 (d) Any other information required by the Board.

26 3. Not later than 15 business days after receiving an application
27 for a license by endorsement to practice as a marriage and family
28 therapist or clinical professional counselor pursuant to this section,
29 the Board shall provide written notice to the applicant of any
30 additional information required by the Board to consider the
31 application. Unless the Board denies the application for good cause
32 ***as set forth in section 10 of this act***, the Board shall approve the
33 application and issue a license by endorsement to practice as a
34 marriage and family therapist or clinical professional counselor, as
35 applicable, to the applicant not later than 45 days after receiving all
36 the additional information required by the Board to complete the
37 application.

38 4. A license by endorsement to practice as a marriage and
39 family therapist or clinical professional counselor may be issued at a
40 meeting of the Board or between its meetings by the President of the
41 Board. Such an action shall be deemed to be an action of the Board.

42 ***5. Immediately upon receiving an application for a license by***
43 ***endorsement pursuant to this section with sufficient proof that the***
44 ***applicant holds a valid and unrestricted license as a marriage and***
45 ***family therapist or clinical professional counselor in the District***



1 *of Columbia or any state or territory of the United States, the*
2 *Board shall grant a provisional license authorizing an applicant to*
3 *practice as a marriage and family therapist or clinical professional*
4 *counselor. Such a provisional license is valid until the Board*
5 *approves or denies the application for a license by endorsement.*

6 **Sec. 15.** NRS 641A.290 is hereby amended to read as follows:

7 641A.290 1. Except as otherwise provided in subsection 2,
8 the Board shall establish a schedule of fees for the following items
9 which must not exceed the following amounts:

11	Application for an initial license	\$150
12	Initial issuance of a license.....	60
13	Biennial renewal of a license to practice as a	
14	marriage and family therapist or clinical	
15	professional counselor.....	450
16	Fee for late payment of the biennial renewal	125
17	Placement of a license to practice as a marriage and	
18	family therapist or clinical professional	
19	counselor on inactive status.....	200
20	Renewal of an intern’s license.....	150
21	Issuance of a duplicate license	10
22	Reevaluation of an applicant’s course work.....	50
23	Application for approval as a supervisor.....	75
24	Approval of a course or program of continuing	
25	education	25
26	Approval of a provider of continuing education	150

27
28 2. If an applicant *who is an active member of, or the spouse of*
29 *an active member of, the Armed Forces of the United States, a*
30 *veteran or the surviving spouse of a veteran* submits an application
31 for a license by endorsement pursuant to NRS ~~641A.242,~~
32 **641A.241**, the Board shall collect not more than one-half of the fee
33 established pursuant to subsection 1 for the application for and
34 initial issuance of the license.

35 **Sec. 16.** Chapter 641B of NRS is hereby amended by adding
36 thereto a new section to read as follows:

37 **1. Good cause to deny an application for a license by**
38 **endorsement pursuant to NRS 641B.271 includes only:**

39 **(a) The imposition of disciplinary action against the applicant**
40 **by the corresponding regulatory authority of the District of**
41 **Columbia or any state or territory of the United States in which**
42 **the applicant currently holds or has held a license to engage in an**
43 **occupation or profession;**



1 (b) *The applicant being held civilly or criminally liable in the*
2 *District of Columbia or any state or territory of the United States*
3 *for misconduct relating to his or her occupation or profession;*

4 (c) *The applicant having a license to engage in an occupation*
5 *or profession suspended or revoked in the District of Columbia or*
6 *any state or territory of the United States;*

7 (d) *The refusal of a regulatory authority in the District of*
8 *Columbia or any state or territory of the United States to issue a*
9 *license to engage in an occupation or profession to the applicant*
10 *for any reason;*

11 (e) *The existence of any pending disciplinary action*
12 *concerning the license of the applicant to engage in an occupation*
13 *or profession in the District of Columbia or any state or territory*
14 *of the United States;*

15 (f) *Failure to meet the requirements of NRS 641B.271; or*

16 (g) *The existence of circumstances under which the Board is*
17 *prohibited by NRS 641B.206 or 641B.260 from issuing a license.*

18 2. *The Board shall not refuse to issue a license by*
19 *endorsement pursuant to NRS 641B.271 because the applicant*
20 *does not possess the qualifications prescribed by NRS 641B.220,*
21 *641B.230 or 641B.240, as applicable.*

22 3. *As used in this section, "license" means any license,*
23 *certificate, registration, permit or similar type of authorization.*

24 **Sec. 17.** NRS 641B.250 is hereby amended to read as follows:

25 641B.250 1. Except as otherwise provided in NRS 641B.270
26 to 641B.275, inclusive, *and section 16 of this act*, before the
27 issuance of a license, each applicant, otherwise eligible for
28 licensure, who has paid the fee and presented the required
29 credentials, other than an applicant for a license to engage in social
30 work as an associate in social work, must appear personally and
31 pass an examination concerning his or her knowledge of the practice
32 of social work.

33 2. Any such examination must be fair and impartial, practical
34 in character with questions designed to discover the applicant's
35 fitness.

36 3. The Board may employ specialists and other professional
37 consultants or examining services in conducting the examination.

38 4. The member of the Board who is the representative of the
39 general public shall not participate in the grading of the
40 examination.

41 5. The Board shall examine applicants for licensure at least
42 twice a year.

43 **Sec. 18.** NRS 641B.271 is hereby amended to read as follows:

44 641B.271 1. ~~The~~ *Except as otherwise provided in*
45 *subsection 3, the Board ~~may~~ shall* issue a license by endorsement



1 to engage in social work to an applicant who meets the requirements
2 set forth in this section. An applicant may submit to the Board an
3 application for such a license if the applicant holds a corresponding
4 valid and unrestricted license to engage in social work in the District
5 of Columbia or any state or territory of the United States.

6 2. An applicant for a license by endorsement pursuant to this
7 section must submit to the Board with his or her application:

8 (a) Proof satisfactory to the Board that the applicant:

9 (1) Satisfies the requirements of subsection 1;

10 (2) Has not been disciplined or investigated by the
11 corresponding regulatory authority of the District of Columbia or
12 any state or territory in which the applicant currently holds or has
13 held a license to engage in social work;

14 (3) Has not been held civilly or criminally liable for
15 malpractice in the District of Columbia or any state or territory of
16 the United States; and

17 (4) Has been continuously and actively engaged in social
18 work for the past 5 years;

19 (b) A complete set of fingerprints and written permission
20 authorizing the Board to forward the fingerprints in the manner
21 provided in NRS 641B.202;

22 (c) An affidavit stating that the information contained in the
23 application and any accompanying material is true and correct; and

24 (d) Any other information required by the Board.

25 3. Not later than 15 business days after receiving an application
26 for a license by endorsement to engage in social work pursuant to
27 this section, the Board shall provide written notice to the applicant
28 of any additional information required by the Board to consider the
29 application. Unless the Board denies the application for good cause
30 ***as set forth in section 16 of this act***, the Board shall approve the
31 application and issue a license by endorsement to engage in social
32 work to the applicant not later than:

33 (a) Forty-five days after receiving the application; or

34 (b) Ten days after the Board receives a report on the applicant's
35 background based on the submission of the applicant's fingerprints,
36 ↪ whichever occurs later.

37 4. A license by endorsement to engage in social work may be
38 issued at a meeting of the Board or between its meetings by the
39 President of the Board. Such an action shall be deemed to be an
40 action of the Board.

41 ***5. Immediately upon receiving an application for a license by***
42 ***endorsement pursuant to this section with sufficient proof that the***
43 ***applicant holds a valid and unrestricted license to engage in social***
44 ***work in the District of Columbia or any state or territory of the***
45 ***United States, the Board shall grant a provisional license***



1 *authorizing an applicant to engage in social work. Such a*
2 *provisional license is valid until the Board approves or denies the*
3 *application for a license by endorsement.*

4 **Sec. 19.** NRS 641B.300 is hereby amended to read as follows:

5 641B.300 1. The Board shall charge and collect fees not to
6 exceed the following amounts for:

7		
8	Initial application.....	\$200
9	Provisional license.....	150
10	Initial issuance of a license as a social worker.....	250
11	Initial issuance of a license as a clinical social	
12	worker or an independent social worker.....	350
13	Initial issuance of a license by endorsement.....	200
14	Annual renewal of a license as a social worker or an	
15	associate in social work.....	175
16	Annual renewal of a license as a clinical social	
17	worker or an independent social worker.....	225
18	Restoration of a suspended license or reinstatement	
19	of a revoked license.....	150
20	Restoration of an expired license.....	200
21	Renewal of a delinquent license.....	100
22		

23 2. If an applicant *who is an active member of, or the spouse of*
24 *an active member of, the Armed Forces of the United States, a*
25 *veteran or the surviving spouse of a veteran* submits an application
26 for a license by endorsement pursuant to NRS ~~[641B.272,]~~
27 **641B.271**, the Board shall collect not more than one-half of the fee
28 set forth in subsection 1 for the initial issuance of the license.

29 **Sec. 20.** Chapter 641C of NRS is hereby amended by adding
30 thereto a new section to read as follows:

31 *1. Good cause to deny an application for a license or*
32 *certificate by endorsement pursuant to NRS 641C.3305, 641C.355,*
33 *641C.395 or 641C.432 includes only:*

34 *(a) The imposition of disciplinary action against the applicant*
35 *by the corresponding regulatory authority of the District of*
36 *Columbia or any state or territory of the United States in which*
37 *the applicant currently holds or has held a license to engage in an*
38 *occupation or profession;*

39 *(b) The applicant being held civilly or criminally liable in the*
40 *District of Columbia or any state or territory of the United States*
41 *for misconduct relating to his or her occupation or profession;*

42 *(c) The applicant having a license to engage in an occupation*
43 *or profession suspended or revoked in the District of Columbia or*
44 *any state or territory of the United States;*



1 (d) *The refusal of a regulatory authority in the District of*
2 *Columbia or any state or territory of the United States to issue a*
3 *license to engage in an occupation or profession to the applicant*
4 *for any reason;*

5 (e) *The existence of any pending disciplinary action*
6 *concerning the license of the applicant to engage in an occupation*
7 *or profession in the District of Columbia or any state or territory*
8 *of the United States;*

9 (f) *Failure to meet the requirements of NRS 641C.3305,*
10 *641C.355, 641C.395 or 641C.432, as applicable; or*

11 (g) *The existence of circumstances under which the Board is*
12 *prohibited by NRS 641C.280 or 641C.310 from issuing a license or*
13 *certificate.*

14 2. *The Board shall not refuse to issue a license or certificate*
15 *by endorsement pursuant to NRS 641C.3305, 641C.355, 641C.395*
16 *or 641C.432, as applicable, because the applicant does not possess*
17 *the qualifications prescribed by NRS 641C.330, 641C.350,*
18 *641C.390 or 641C.430, as applicable.*

19 3. *As used in this section, "license" means any license,*
20 *certificate, permit, registration or similar type of authorization.*

21 **Sec. 21.** NRS 641C.290 is hereby amended to read as follows:

22 641C.290 1. Except as otherwise provided in NRS 641C.300
23 ~~[] and 641C.3305 , [and 641C.3306.]~~ each applicant for a license as
24 a clinical alcohol and drug counselor must pass a written and oral
25 examination concerning his or her knowledge of the clinical practice
26 of counseling persons with alcohol and other substance use
27 disorders, the applicable provisions of this chapter and any
28 applicable regulations adopted by the Board pursuant to the
29 provisions of this chapter.

30 2. Except as otherwise provided in NRS 641C.300, 641C.355 ~~[]~~
31 ~~641C.356.] and 641C.395 , [and 641C.396.]~~ each applicant for a
32 license or certificate as an alcohol and drug counselor must pass a
33 written and oral examination concerning his or her knowledge of the
34 practice of counseling persons with alcohol and other substance use
35 disorders, the applicable provisions of this chapter and any
36 applicable regulations adopted by the Board pursuant to the
37 provisions of this chapter.

38 3. Except as otherwise provided in NRS 641C.432 , ~~[and~~
39 ~~641C.433.]~~ each applicant for a certificate as a problem gambling
40 counselor must pass a written and oral examination concerning his
41 or her knowledge of the practice of counseling persons with an
42 addictive disorder related to gambling, the applicable provisions of
43 this chapter and any applicable regulations adopted by the Board
44 pursuant to the provisions of this chapter.

45 4. The Board shall:



- 1 (a) Examine applicants at least two times each year.
- 2 (b) Establish the time and place for the examinations.
- 3 (c) Provide such books and forms as may be necessary to
- 4 conduct the examinations.
- 5 (d) Except as otherwise provided in NRS 622.090, establish, by
- 6 regulation, the requirements for passing the examination.
- 7 5. The Board may employ other persons to conduct the
- 8 examinations.

9 **Sec. 22.** NRS 641C.320 is hereby amended to read as follows:
10 641C.320 1. The Board may issue:

11 (a) A provisional license as a clinical alcohol and drug counselor
12 to a person who has applied to the Board to take the examination for
13 a license as a clinical alcohol and drug counselor and is otherwise
14 eligible for that license pursuant to NRS 641C.330; or

15 (b) A provisional license or certificate as an alcohol and drug
16 counselor to a person who has applied to the Board to take the
17 examination for a license or certificate as an alcohol and drug
18 counselor and is otherwise eligible for that license or certificate
19 pursuant to NRS 641C.350 or 641C.390.

20 2. A provisional license or certificate *issued pursuant to this*
21 *section* is valid for not more than 6 months and may not be renewed.

22 **Sec. 23.** NRS 641C.3305 is hereby amended to read as
23 follows:

24 641C.3305 1. ~~[The]~~ *Except as otherwise provided in*
25 *subsection 3, the* Board ~~[may]~~ *shall* issue a license by endorsement
26 as a clinical alcohol and drug counselor to an applicant who meets
27 the requirements set forth in this section. An applicant may submit
28 to the Board an application for such a license if the applicant holds a
29 corresponding valid and unrestricted license as a clinical alcohol and
30 drug counselor in the District of Columbia or any state or territory
31 of the United States.

32 2. An applicant for a license by endorsement pursuant to this
33 section must submit to the Board with his or her application:

34 (a) Proof satisfactory to the Board that the applicant:

35 (1) Satisfies the requirements of subsection 1;

36 (2) Has not been disciplined or investigated by the
37 corresponding regulatory authority of the District of Columbia or
38 any state or territory in which the applicant currently holds or has
39 held a license as a clinical alcohol and drug counselor; and

40 (3) Has not been held civilly or criminally liable for
41 malpractice in the District of Columbia or any state or territory of
42 the United States;

43 (b) A complete set of fingerprints and written permission
44 authorizing the Board to forward the fingerprints in the manner
45 provided in NRS 641C.260;



1 (c) An affidavit stating that the information contained in the
2 application and any accompanying material is true and correct;

3 (d) The fees prescribed by the Board pursuant to NRS 641C.470
4 for the initial application for and issuance of an initial license; and

5 (e) Any other information required by the Board.

6 3. Not later than 15 business days after receiving an application
7 for a license by endorsement as a clinical alcohol and drug
8 counselor pursuant to this section, the Board shall provide written
9 notice to the applicant of any additional information required by the
10 Board to consider the application. Unless the Board denies the
11 application for good cause ~~it~~ *as set forth in section 20 of this act*,
12 the Board shall approve the application and issue a license by
13 endorsement as a clinical alcohol and drug counselor to the
14 applicant not later than:

15 (a) Forty-five days after receiving the application; or

16 (b) Ten days after the Board receives a report on the applicant's
17 background based on the submission of the applicant's fingerprints,
18 ➔ whichever occurs later.

19 4. A license by endorsement as a clinical alcohol and drug
20 counselor may be issued at a meeting of the Board or between its
21 meetings by the President of the Board. Such an action shall be
22 deemed to be an action of the Board.

23 *5. Immediately upon receiving an application for a license by*
24 *endorsement pursuant to this section with sufficient proof that the*
25 *applicant holds a valid and unrestricted license in the District of*
26 *Columbia or any state or territory of the United States, the Board*
27 *shall grant a provisional license authorizing an applicant to*
28 *practice as a clinical alcohol and drug counselor. Such a*
29 *provisional license is valid until the Board approves or denies the*
30 *application for a license by endorsement.*

31 **Sec. 24.** NRS 641C.355 is hereby amended to read as follows:

32 641C.355 1. ~~The~~ *Except as otherwise provided in*
33 *subsection 3, the* Board ~~may~~ *shall* issue a license by endorsement
34 as an alcohol and drug counselor to an applicant who meets the
35 requirements set forth in this section. An applicant may submit to
36 the Board an application for such a license if the applicant holds a
37 corresponding valid and unrestricted license as an alcohol and drug
38 counselor in the District of Columbia or any state or territory of the
39 United States.

40 2. An applicant for a license by endorsement pursuant to this
41 section must submit to the Board with his or her application:

42 (a) Proof satisfactory to the Board that the applicant:

43 (1) Satisfies the requirements of subsection 1;

44 (2) Has not been disciplined or investigated by the
45 corresponding regulatory authority of the District of Columbia or



1 any state or territory in which the applicant currently holds or has
2 held a license as an alcohol and drug counselor; and

3 (3) Has not been held civilly or criminally liable for
4 malpractice in the District of Columbia or any state or territory of
5 the United States;

6 (b) A complete set of fingerprints and written permission
7 authorizing the Board to forward the fingerprints in the manner
8 provided in NRS 641C.260;

9 (c) An affidavit stating that the information contained in the
10 application and any accompanying material is true and correct;

11 (d) The fees prescribed by the Board pursuant to NRS 641C.470
12 for the initial application for and issuance of an initial license; and

13 (e) Any other information required by the Board.

14 3. Not later than 15 business days after receiving an application
15 for a license by endorsement as an alcohol and drug counselor
16 pursuant to this section, the Board shall provide written notice to the
17 applicant of any additional information required by the Board to
18 consider the application. Unless the Board denies the application for
19 good cause **[] as set forth in section 20 of this act**, the Board shall
20 approve the application and issue a license by endorsement as an
21 alcohol and drug counselor to the applicant not later than:

22 (a) Forty-five days after receiving the application; or

23 (b) Ten days after the Board receives a report on the applicant's
24 background based on the submission of the applicant's fingerprints,
25 ↪ whichever occurs later.

26 4. A license by endorsement as an alcohol and drug counselor
27 may be issued at a meeting of the Board or between its meetings by
28 the President of the Board. Such an action shall be deemed to be an
29 action of the Board.

30 **5. Immediately upon receiving an application for a license by**
31 **endorsement pursuant to this section with sufficient proof that the**
32 **applicant holds a valid and unrestricted license in the District of**
33 **Columbia or any state or territory of the United States, the Board**
34 **shall grant a provisional license authorizing an applicant to**
35 **practice as an alcohol and drug counselor. Such a provisional**
36 **license is valid until the Board approves or denies the application**
37 **for a license by endorsement.**

38 **Sec. 25.** NRS 641C.395 is hereby amended to read as follows:

39 641C.395 1. **[The] Except as otherwise provided in**
40 **subsection 3, the Board [may] shall** issue a certificate by
41 endorsement as an alcohol and drug counselor to an applicant who
42 meets the requirements set forth in this section. An applicant may
43 submit to the Board an application for such a certificate if the
44 applicant holds a corresponding valid and unrestricted certificate as



1 an alcohol and drug counselor in the District of Columbia or any
2 state or territory of the United States.

3 2. An applicant for a certificate by endorsement pursuant to
4 this section must submit to the Board with his or her application:

5 (a) Proof satisfactory to the Board that the applicant:

6 (1) Satisfies the requirements of subsection 1;

7 (2) Has not been disciplined or investigated by the
8 corresponding regulatory authority of the District of Columbia or
9 any state or territory in which the applicant currently holds or has
10 held a certificate as an alcohol and drug counselor; and

11 (3) Has not been held civilly or criminally liable for
12 malpractice in the District of Columbia or any state or territory of
13 the United States;

14 (b) A complete set of fingerprints and written permission
15 authorizing the Board to forward the fingerprints in the manner
16 provided in NRS 641C.260;

17 (c) An affidavit stating that the information contained in the
18 application and any accompanying material is true and correct;

19 (d) The fees prescribed by the Board pursuant to NRS 641C.470
20 for the initial application for and issuance of an initial certificate;
21 and

22 (e) Any other information required by the Board.

23 3. Not later than 15 business days after receiving an application
24 for a certificate by endorsement as an alcohol and drug counselor
25 pursuant to this section, the Board shall provide written notice to the
26 applicant of any additional information required by the Board to
27 consider the application. Unless the Board denies the application for
28 good cause **as set forth in section 20 of this act**, the Board shall
29 approve the application and issue a certificate by endorsement as an
30 alcohol and drug counselor to the applicant not later than:

31 (a) Forty-five days after receiving the application; or

32 (b) Ten days after the Board receives a report on the applicant's
33 background based on the submission of the applicant's fingerprints,
34 ➤ whichever occurs later.

35 4. A certificate by endorsement as an alcohol and drug
36 counselor may be issued at a meeting of the Board or between its
37 meetings by the President of the Board. Such an action shall be
38 deemed to be an action of the Board.

39 **5. Immediately upon receiving an application for a certificate**
40 **by endorsement pursuant to this section with sufficient proof that**
41 **the applicant holds a valid and unrestricted certificate in the**
42 **District of Columbia or any state or territory of the United States,**
43 **the Board shall grant a provisional certificate authorizing an**
44 **applicant to practice with a certificate as an alcohol and drug**
45 **counselor. Such a provisional certificate is valid until the Board**



1 *approves or denies the application for a certificate by*
2 *endorsement.*

3 **Sec. 26.** NRS 641C.432 is hereby amended to read as follows:

4 641C.432 1. ~~{The}~~ *Except as otherwise provided in*
5 *subsection 3, the* Board ~~{may}~~ *shall* issue a certificate by
6 endorsement as a problem gambling counselor to an applicant who
7 meets the requirements set forth in this section. An applicant may
8 submit to the Board an application for such a certificate if the
9 applicant holds a corresponding valid and unrestricted certificate as
10 a problem gambling counselor in the District of Columbia or any
11 state or territory of the United States.

12 2. An applicant for a certificate by endorsement pursuant to
13 this section must submit to the Board with his or her application:

14 (a) Proof satisfactory to the Board that the applicant:

15 (1) Satisfies the requirements of subsection 1;

16 (2) Has not been disciplined or investigated by the
17 corresponding regulatory authority of the District of Columbia or
18 any state or territory in which the applicant currently holds or has
19 held a certificate as a problem gambling counselor; and

20 (3) Has not been held civilly or criminally liable for
21 malpractice in the District of Columbia or any state or territory of
22 the United States;

23 (b) A complete set of fingerprints and written permission
24 authorizing the Board to forward the fingerprints in the manner
25 provided in NRS 641C.260;

26 (c) An affidavit stating that the information contained in the
27 application and any accompanying material is true and correct;

28 (d) The fees prescribed by the Board pursuant to NRS 641C.470
29 for the initial application for and issuance of an initial certificate;
30 and

31 (e) Any other information required by the Board.

32 3. Not later than 15 business days after receiving an application
33 for a certificate by endorsement as a problem gambling counselor
34 pursuant to this section, the Board shall provide written notice to the
35 applicant of any additional information required by the Board to
36 consider the application. Unless the Board denies the application for
37 good cause ~~{}~~ *as set forth in section 20 of this act*, the Board shall
38 approve the application and issue a certificate by endorsement as a
39 problem gambling counselor to the applicant not later than:

40 (a) Forty-five days after receiving the application; or

41 (b) Ten days after the Board receives a report on the applicant's
42 background based on the submission of the applicant's fingerprints,
43 ↪ whichever occurs later.

44 4. A certificate by endorsement as a problem gambling
45 counselor may be issued at a meeting of the Board or between its



1 meetings by the President of the Board. Such an action shall be
2 deemed to be an action of the Board.

3 *5. Immediately upon receiving an application for a certificate*
4 *by endorsement pursuant to this section with sufficient proof that*
5 *the applicant holds a valid and unrestricted certificate in the*
6 *District of Columbia or any state or territory of the United States,*
7 *the Board shall grant a provisional certificate authorizing an*
8 *applicant to practice with a certificate as a problem gambling*
9 *counselor. Such a provisional certificate is valid until the Board*
10 *approves or denies the application for a certificate by*
11 *endorsement.*

12 **Sec. 27.** NRS 641C.470 is hereby amended to read as follows:
13 641C.470 1. The Board shall charge and collect not more
14 than the following fees:

15		
16	For the initial application for a license or certificate,	
17	including a license or certificate by endorsement	\$150
18	For the issuance of a provisional license or	
19	certificate.....	125
20	For the issuance of an initial license or certificate,	
21	including a license or certificate by endorsement	60
22	For the renewal of a license or certificate as an	
23	alcohol and drug counselor, a license as a	
24	clinical alcohol and drug counselor or a	
25	certificate as a problem gambling counselor.....	300
26	For the renewal of a certificate as a clinical alcohol	
27	and drug counselor intern, an alcohol and drug	
28	counselor intern or a problem gambling	
29	counselor intern.....	75
30	For the renewal of a delinquent license or certificate.....	75
31	For the restoration of an expired license or	
32	certificate.....	150
33	For the restoration or reinstatement of a suspended	
34	or revoked license or certificate	300
35	For the issuance of a license or certificate without	
36	examination	150
37	For an examination.....	150
38	For the approval of a course of continuing	
39	education	150
40		

41 2. If an applicant submits an application for a license or
42 certificate by endorsement pursuant to NRS 641C.3305, 641C.355,
43 641C.395 or 641C.432, the Board shall charge and collect not more
44 than the fees specified in subsection 1 for the initial application for
45 and issuance of an initial license or certificate, as applicable.



1 3. If an applicant *who is an active member of, or the spouse of*
2 *an active member of, the Armed Forces of the United States, a*
3 *veteran or the surviving spouse of a veteran* submits an application
4 for a license or certificate by endorsement pursuant to NRS
5 ~~[641C.3306, 641C.356, 641C.396 or 641C.433.]~~ *641C.3305,*
6 *641C.355, 641C.395 or 641C.432,* as applicable, the Board shall
7 collect not more than one-half of the fee specified in subsection 1
8 for the initial issuance of the license.

9 4. The fees charged and collected pursuant to this section are
10 not refundable.

11 **Sec. 28.** Section 2 of this act is hereby amended to read as
12 follows:

13 Sec. 2. 1. Good cause to deny an application for a
14 license by endorsement pursuant to NRS 437.215 includes
15 only:

16 (a) The imposition of disciplinary action against the
17 applicant by the corresponding regulatory authority of the
18 District of Columbia or any state or territory of the United
19 States in which the applicant currently holds or has held a
20 license to engage in an occupation or profession;

21 (b) The applicant being held civilly or criminally liable in
22 the District of Columbia or any state or territory of the United
23 States for misconduct relating to his or her occupation or
24 profession;

25 (c) The applicant having a license to engage in an
26 occupation or profession suspended or revoked in the District
27 of Columbia or any state or territory of the United States;

28 (d) The refusal of a regulatory authority in the District of
29 Columbia or any state or territory of the United States to issue
30 a license to engage in an occupation or profession to the
31 applicant for any reason;

32 (e) The existence of any pending disciplinary action
33 concerning the license of the applicant to engage in an
34 occupation or profession in the District of Columbia or any
35 state or territory of the United States; *or*

36 (f) Failure to meet the requirements of NRS 437.215 . ~~;~~

37 ~~or~~

38 ~~—(g) The existence of circumstances under which the Board~~
39 ~~is prohibited by NRS 437.210 from issuing a license.]~~

40 2. The Board shall not refuse to issue a license by
41 endorsement pursuant to NRS 437.215 because the applicant
42 does not possess the qualifications prescribed by
43 NRS 437.205.



1 3. As used in this section, "license" means any license,
2 certificate, registration, permit or similar type of
3 authorization.

4 **Sec. 29.** Section 5 of this act is hereby amended to read as
5 follows:

6 Sec. 5. 1. Good cause to deny an application for a
7 license by endorsement pursuant to NRS 641.195 includes
8 only:

9 (a) The imposition of disciplinary action against the
10 applicant by the corresponding regulatory authority of the
11 District of Columbia or any state or territory of the United
12 States in which the applicant currently holds or has held a
13 license to engage in an occupation or profession;

14 (b) The applicant being held civilly or criminally liable in
15 the District of Columbia or any state or territory of the United
16 States for misconduct relating to his or her occupation or
17 profession;

18 (c) The applicant having a license to engage in an
19 occupation or profession suspended or revoked in the District
20 of Columbia or any state or territory of the United States;

21 (d) The refusal of a regulatory authority in the District of
22 Columbia or any state or territory of the United States to issue
23 a license to engage in an occupation or profession to the
24 applicant for any reason;

25 (e) The existence of any pending disciplinary action
26 concerning the license of the applicant to engage in an
27 occupation or profession in the District of Columbia or any
28 state or territory of the United States; *or*

29 (f) Failure to meet the requirements of NRS 641.195 . ~~f~~

30 ~~or~~

31 ~~—(g) The existence of circumstances under which the Board~~
32 ~~is prohibited by NRS 641.175 from issuing a license.]~~

33 2. The Board shall not refuse to issue a license by
34 endorsement pursuant to NRS 641.195 because the applicant
35 does not possess the qualifications prescribed by
36 NRS 641.170.

37 3. As used in this section, "license" means any license,
38 certificate, registration, permit or similar authorization.

39 **Sec. 30.** Section 10 of this act is hereby amended to read as
40 follows:

41 Sec. 10. 1. Good cause to deny an application for a
42 license by endorsement pursuant to NRS 641A.241 includes
43 only:

44 (a) The imposition of disciplinary action against the
45 applicant by the corresponding regulatory authority of the



1 District of Columbia or any state or territory of the United
2 States in which the applicant currently holds or has held a
3 license to engage in an occupation or profession;

4 (b) The applicant being held civilly or criminally liable in
5 the District of Columbia or any state or territory of the United
6 States for misconduct relating to his or her occupation or
7 profession;

8 (c) The applicant having a license to engage in an
9 occupation or profession suspended or revoked in the District
10 of Columbia or any state or territory of the United States;

11 (d) The refusal of a regulatory authority in the District of
12 Columbia or any state or territory of the United States to issue
13 a license to engage in an occupation or profession to the
14 applicant for any reason;

15 (e) The existence of any pending disciplinary action
16 concerning the license of the applicant to engage in an
17 occupation or profession in the District of Columbia or any
18 state or territory of the United States;

19 (f) Failure to meet the requirements of NRS 641A.241; or

20 (g) The existence of circumstances under which the Board
21 is prohibited by NRS ~~641A.215 or~~ 641A.310 from issuing a
22 license.

23 2. The Board shall not refuse to issue a license by
24 endorsement pursuant to NRS 641A.241 because the
25 applicant does not possess the qualifications prescribed by
26 NRS 641A.220 or 641A.231, as applicable.

27 3. As used in this section, "license" means any license,
28 certificate, registration, permit or similar type of
29 authorization.

30 **Sec. 31.** Section 16 of this act is hereby amended to read as
31 follows:

32 Sec. 16. 1. Good cause to deny an application for a
33 license by endorsement pursuant to NRS 641B.271 includes
34 only:

35 (a) The imposition of disciplinary action against the
36 applicant by the corresponding regulatory authority of the
37 District of Columbia or any state or territory of the United
38 States in which the applicant currently holds or has held a
39 license to engage in an occupation or profession;

40 (b) The applicant being held civilly or criminally liable in
41 the District of Columbia or any state or territory of the United
42 States for misconduct relating to his or her occupation or
43 profession;



1 (c) The applicant having a license to engage in an
2 occupation or profession suspended or revoked in the District
3 of Columbia or any state or territory of the United States;

4 (d) The refusal of a regulatory authority in the District of
5 Columbia or any state or territory of the United States to issue
6 a license to engage in an occupation or profession to the
7 applicant for any reason;

8 (e) The existence of any pending disciplinary action
9 concerning the license of the applicant to engage in an
10 occupation or profession in the District of Columbia or any
11 state or territory of the United States;

12 (f) Failure to meet the requirements of NRS 641B.271; or

13 (g) The existence of circumstances under which the Board
14 is prohibited by NRS ~~641B.206 or~~ 641B.260 from issuing a
15 license.

16 2. The Board shall not refuse to issue a license by
17 endorsement pursuant to NRS 641B.271 because the
18 applicant does not possess the qualifications prescribed by
19 NRS 641B.220, 641B.230 or 641B.240, as applicable.

20 3. As used in this section, "license" means any license,
21 certificate, registration, permit or similar type of
22 authorization.

23 **Sec. 32.** Section 20 of this act is hereby amended to read as
24 follows:

25 Sec. 20. 1. Good cause to deny an application for a
26 license or certificate by endorsement pursuant to NRS
27 641C.3305, 641C.355, 641C.395 or 641C.432 includes only:

28 (a) The imposition of disciplinary action against the
29 applicant by the corresponding regulatory authority of the
30 District of Columbia or any state or territory of the United
31 States in which the applicant currently holds or has held a
32 license to engage in an occupation or profession;

33 (b) The applicant being held civilly or criminally liable in
34 the District of Columbia or any state or territory of the United
35 States for misconduct relating to his or her occupation or
36 profession;

37 (c) The applicant having a license to engage in an
38 occupation or profession suspended or revoked in the District
39 of Columbia or any state or territory of the United States;

40 (d) The refusal of a regulatory authority in the District of
41 Columbia or any state or territory of the United States to issue
42 a license to engage in an occupation or profession to the
43 applicant for any reason;

44 (e) The existence of any pending disciplinary action
45 concerning the license of the applicant to engage in an



1 occupation or profession in the District of Columbia or any
2 state or territory of the United States;

3 (f) Failure to meet the requirements of NRS 641C.3305,
4 641C.355, 641C.395 or 641C.432, as applicable; or

5 (g) The existence of circumstances under which the Board
6 is prohibited by ~~[NRS 641C.280 or]~~ 641C.310 from issuing a
7 license.

8 2. The Board shall not refuse to issue a license by
9 endorsement pursuant to NRS 641C.3305, 641C.355,
10 641C.395 or 641C.432, as applicable, because the applicant
11 does not possess the qualifications prescribed by NRS
12 641C.330, 641C.350, 641C.390 or 641C.430, as applicable.

13 3. As used in this section, "license" means any license,
14 certificate, registration, permit or similar type of
15 authorization.

16 **Sec. 33.** NRS 437.220, 641.196, 641A.242, 641B.272,
17 641C.3306, 641C.356, 641C.396 and 641C.433 are hereby repealed.

18 **Sec. 34.** 1. This section becomes effective upon passage and
19 approval.

20 2. Section 1 of this act becomes effective on July 1, 2021.

21 3. Sections 2 to 27, inclusive, and 33 of this act become
22 effective:

23 (a) Upon passage and approval for the purposes of adopting any
24 regulations and performing any other preparatory administrative
25 tasks that are necessary to carry out the provisions of this act; and

26 (b) On January 1, 2022, for all other purposes.

27 4. Section 28 of this act becomes effective on the date on
28 which the provisions of 42 U.S.C. § 666 requiring each state to
29 establish procedures under which the state has authority to withhold
30 or suspend, or to restrict the use of professional, occupational and
31 recreational licenses of persons who:

32 (a) Have failed to comply with a subpoena or warrant relating to
33 a proceeding to determine the paternity of a child to establish or
34 enforce an obligation for the support of a child; or

35 (b) Are in arrears in the payment for the support of one or more
36 children,

37 ↪ are repealed by the Congress of the United States.

38 5. Sections 29 to 32, inclusive, of this act become effective 2
39 years after the date on which the provisions of 42 U.S.C. § 666
40 requiring each state to establish procedures under which the state
41 has authority to withhold or suspend, or to restrict the use of
42 professional, occupational and recreational licenses of persons who:

43 (a) Have failed to comply with a subpoena or warrant relating to
44 a proceeding to determine the paternity of a child to establish or
45 enforce an obligation for the support of a child; or



- 1 (b) Are in arrears in the payment for the support of one or more
2 children,
3 ➔ are repealed by the Congress of the United States.

LEADLINES OF REPEALED SECTIONS

437.220 Expedited license by endorsement as behavior analyst for active member of Armed Forces, member's spouse, veteran or veteran's surviving spouse: Requirements; procedure for issuance; provisional license pending action on application.

641.196 Expedited license by endorsement as psychologist for active member of Armed Forces, member's spouse, veteran or veteran's surviving spouse: Requirements; procedure for issuance; provisional license pending action on application.

641A.242 Expedited license by endorsement for active member of Armed Forces, member's spouse, veteran or veteran's surviving spouse: Requirements; procedure for issuance; provisional license pending action on application.

641B.272 Expedited license by endorsement for active member of Armed Forces, member's spouse, veteran or veteran's surviving spouse: Requirements; procedure for issuance; provisional license pending action on application.

641C.3306 Expedited license by endorsement for active member of Armed Forces, member's spouse, veteran or veteran's surviving spouse: Requirements; procedure for issuance; provisional license pending action on application.

641C.356 Expedited license by endorsement for active member of Armed Forces, member's spouse, veteran or veteran's surviving spouse: Requirements; procedure for issuance; provisional license pending action on application.

641C.396 Expedited certificate by endorsement for active member of Armed Forces, member's spouse, veteran or veteran's surviving spouse: Requirements; procedure for issuance; provisional certificate pending action on application.

641C.433 Expedited certificate by endorsement for active member of Armed Forces, member's spouse, veteran or veteran's surviving spouse: Requirements; procedure for issuance; provisional certificate pending action on application.

