
SENATE BILL NO. 259—SENATORS PICKARD, HARDY, HAMMOND;
GOICOECHEA, HANSEN AND SETTELMAYER

MARCH 12, 2019

JOINT SPONSOR: ASSEMBLYWOMAN TITUS

Referred to Committee on Commerce and Labor

SUMMARY—Revises provisions relating to physicians.
(BDR 54-628)

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 physicians; requiring the issuance of a provisional license by endorsement to practice allopathic or osteopathic medicine under certain circumstances; requiring the issuance of a license by endorsement to the holder of such a provisional license by endorsement under certain circumstances; requiring the Executive Director of the Board of Medical Examiners and of the State Board of Osteopathic Medicine to be a licensed allopathic or osteopathic physician, as applicable; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Existing law provides for the licensure by endorsement of allopathic and
2 osteopathic physicians who are licensed in a jurisdiction outside this State in certain
3 circumstances. (NRS 630.1605-630.1607, 633.399, 633.400) **Sections 1 and 7** of
4 this bill require, with limited exceptions, the issuance of a provisional license by
5 endorsement to an allopathic or osteopathic physician who is licensed in another
6 jurisdiction and sponsored by an allopathic or osteopathic physician who is licensed
7 in this State. **Sections 1 and 7** provide that a provisional license by endorsement is
8 valid for 6 months. **Sections 1 and 7** require the Board of Medical Examiners or
9 the State Board of Osteopathic Medicine, as applicable, to issue a license by
10 endorsement to the holder of a provisional license by endorsement upon its
11 expiration under certain circumstances. Specifically, the holder must not have
12 committed any acts that are grounds for disciplinary action during the term of the
13 provisional license by endorsement. Additionally, the holder must have spent at



14 least 60 hours of the term of the provisional license by endorsement: (1) practicing
15 in a medically underserved area or providing medical services to a medically
16 underserved population; (2) practicing a primary care specialty in an area where
17 there is high demand for the specialty and a shortage of physicians who practice
18 that specialty; (3) mentoring residents in a residency program; or (4) engaging in
19 any combination of those activities. **Sections 3-6 and 9-11** of this bill make
20 conforming changes so that a license by endorsement issued pursuant to **section 1**
21 **or 7** is treated similarly to other types of license by endorsement.

22 Existing law: (1) requires the Board of Medical Examiners to appoint an
23 Executive Director; and (2) authorizes the State Board of Osteopathic Medicine to
24 appoint an Executive Director. (NRS 630.103, 633.271) **Sections 2 and 8** of this
25 bill require any person so appointed to be licensed to practice allopathic or
26 osteopathic medicine, as applicable, in this State.

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

1 **Section 1.** Chapter 630 of NRS is hereby amended by adding
2 thereto a new section to read as follows:

3 *1. Except as otherwise provided in subsection 2, the Board*
4 *shall issue a provisional license by endorsement to practice*
5 *medicine to an applicant who has been issued a license to practice*
6 *medicine by the District of Columbia or any state or territory of*
7 *the United States if the applicant submits to the Board:*

8 *(a) Proof that the applicant holds a license to practice*
9 *medicine by the District of Columbia or any state or territory of*
10 *the United States that is currently in good standing;*

11 *(b) A letter from a physician licensed in this State agreeing to*
12 *sponsor the applicant during the term of the provisional license by*
13 *endorsement under the conditions prescribed by subsection 3;*

14 *(c) A complete set of fingerprints and written permission*
15 *authorizing the Board to forward the fingerprints in the manner*
16 *provided in NRS 630.167; and*

17 *(d) The initial license fee specified in NRS 630.268.*

18 *2. The Board may deny a provisional license by endorsement*
19 *to an applicant who complies with the requirements of subsection*
20 *1 only:*

21 *(a) If the criminal history of the applicant is disqualifying, as*
22 *determined by the Board; or*

23 *(b) For the reasons prescribed by NRS 630.161 or 630.197.*

24 *3. A physician who sponsors the holder of a provisional*
25 *license by endorsement pursuant to paragraph (b) of subsection 1:*

26 *(a) Shall provide advice and guidance to the holder of the*
27 *provisional license by endorsement during the term of the*
28 *provisional license by endorsement;*

29 *(b) Is not required to supervise the holder of the provisional*
30 *license by endorsement; and*



1 (c) *Is not subject to civil or criminal liability or professional*
2 *discipline or otherwise deemed responsible for the actions of the*
3 *holder of the provisional license by endorsement. The holder of*
4 *the provisional license by endorsement shall not be deemed to be*
5 *the agent of his or her sponsoring physician.*

6 4. *A provisional license by endorsement expires 6 months*
7 *after the date on which it was issued. Upon the expiration of a*
8 *provisional license by endorsement, the Board shall issue to the*
9 *holder a license by endorsement to practice medicine if the holder:*

10 (a) *Has not committed any act that constitutes grounds for*
11 *disciplinary action during the term of the provisional license by*
12 *endorsement; and*

13 (b) *Submits to the Board proof that, during the term of the*
14 *provisional license by endorsement, the applicant:*

15 (1) *Practiced medicine for at least 60 hours in an area of*
16 *this State designated by the Health Resources and Services*
17 *Administration of the United States Department of Health and*
18 *Human Services as a medically underserved area or provided*
19 *medical services for at least 60 hours to a population in this State*
20 *designated by that agency as a medically underserved population;*

21 (2) *Practiced in a primary care specialty, which may*
22 *include, without limitation, pediatrics, geriatrics, internal*
23 *medicine, obstetrics, gynecology or orthopedics, for at least 60*
24 *hours in an area of this State in which that specialty is in high*
25 *demand and there is a shortage of allopathic and osteopathic*
26 *physicians who practice that specialty, as determined by the*
27 *Board;*

28 (3) *Served as a mentor for at least 60 hours to residents in a*
29 *program approved by the Board, the Bureau of Professional*
30 *Education of the American Osteopathic Association, or its*
31 *successor organization, or the Accreditation Council for Graduate*
32 *Medical Education, or its successor organization, in this State*
33 *under the conditions prescribed by subsection 5; or*

34 (4) *Performed a combination of the activities listed in*
35 *subparagraphs (1), (2) and (3) for at least 60 hours.*

36 5. *Before serving as a mentor pursuant to subparagraph (3)*
37 *of paragraph (b) of subsection 4, a physician must be accepted as*
38 *a mentor by the entity that administers the residency program. A*
39 *physician who serves as a mentor to a resident pursuant to that*
40 *subparagraph:*

41 (a) *Shall provide advice and guidance to the resident during*
42 *the term of the physician's provisional license by endorsement;*

43 (b) *Is not required to supervise the resident; and*

44 (c) *Is not subject to civil or criminal liability or professional*
45 *discipline or otherwise deemed responsible for the actions of the*



1 *resident. The resident shall not be deemed to be the agent of his or*
2 *her mentor.*

3 **Sec. 2.** NRS 630.103 is hereby amended to read as follows:

4 630.103 1. The Board shall employ a ~~[person]~~ *physician*
5 *licensed in this State* as the Executive Director of the Board.

6 2. The Executive Director serves as the chief administrative
7 officer of the Board at a level of compensation set by the Board.

8 3. The Executive Director is an at-will employee who serves at
9 the pleasure of the Board.

10 **Sec. 3.** NRS 630.160 is hereby amended to read as follows:

11 630.160 1. Every person desiring to practice medicine must,
12 before beginning to practice, procure from the Board a license
13 authorizing the person to practice.

14 2. Except as otherwise provided in NRS 630.1605, 630.1606,
15 630.1607, 630.161 and 630.258 to 630.2665, inclusive, *and in*
16 *section 1 of this act*, a license may be issued to any person who:

17 (a) Is a citizen of the United States or is lawfully entitled to
18 remain and work in the United States;

19 (b) Has received the degree of doctor of medicine from a
20 medical school:

21 (1) Approved by the Liaison Committee on Medical
22 Education of the American Medical Association and Association of
23 American Medical Colleges; or

24 (2) Which provides a course of professional instruction
25 equivalent to that provided in medical schools in the United States
26 approved by the Liaison Committee on Medical Education;

27 (c) Is currently certified by a specialty board of the American
28 Board of Medical Specialties and who agrees to maintain the
29 certification for the duration of the licensure, or has passed:

30 (1) All parts of the examination given by the National Board
31 of Medical Examiners;

32 (2) All parts of the Federation Licensing Examination;

33 (3) All parts of the United States Medical Licensing
34 Examination;

35 (4) All parts of a licensing examination given by any state or
36 territory of the United States, if the applicant is certified by a
37 specialty board of the American Board of Medical Specialties;

38 (5) All parts of the examination to become a licentiate of the
39 Medical Council of Canada; or

40 (6) Any combination of the examinations specified in
41 subparagraphs (1), (2) and (3) that the Board determines to be
42 sufficient;

43 (d) Is currently certified by a specialty board of the American
44 Board of Medical Specialties in the specialty of emergency
45 medicine, preventive medicine or family medicine and who agrees



1 to maintain certification in at least one of these specialties for the
2 duration of the licensure, or:

3 (1) Has completed 36 months of progressive postgraduate:

4 (I) Education as a resident in the United States or Canada
5 in a program approved by the Board, the Accreditation Council for
6 Graduate Medical Education, the Royal College of Physicians and
7 Surgeons of Canada, the Collège des médecins du Québec or the
8 College of Family Physicians of Canada, or, as applicable, their
9 successor organizations; or

10 (II) Fellowship training in the United States or Canada
11 approved by the Board or the Accreditation Council for Graduate
12 Medical Education;

13 (2) Has completed at least 36 months of postgraduate
14 education, not less than 24 months of which must have been
15 completed as a resident after receiving a medical degree from a
16 combined dental and medical degree program approved by the
17 Board; or

18 (3) Is a resident who is enrolled in a progressive postgraduate
19 training program in the United States or Canada approved by the
20 Board, the Accreditation Council for Graduate Medical Education,
21 the Royal College of Physicians and Surgeons of Canada, the
22 Collège des médecins du Québec or the College of Family
23 Physicians of Canada, or, as applicable, their successor
24 organizations, has completed at least 24 months of the program and
25 has committed, in writing, to the Board that he or she will complete
26 the program; and

27 (e) Passes a written or oral examination, or both, as to his or her
28 qualifications to practice medicine and provides the Board with a
29 description of the clinical program completed demonstrating that the
30 applicant's clinical training met the requirements of paragraph (b).

31 3. The Board may issue a license to practice medicine after the
32 Board verifies, through any readily available source, that the
33 applicant has complied with the provisions of subsection 2. The
34 verification may include, but is not limited to, using the Federation
35 Credentials Verification Service. If any information is verified by a
36 source other than the primary source of the information, the Board
37 may require subsequent verification of the information by the
38 primary source of the information.

39 4. Notwithstanding any provision of this chapter to the
40 contrary, if, after issuing a license to practice medicine, the Board
41 obtains information from a primary or other source of information
42 and that information differs from the information provided by the
43 applicant or otherwise received by the Board, the Board may:



- 1 (a) Temporarily suspend the license;
- 2 (b) Promptly review the differing information with the Board as
- 3 a whole or in a committee appointed by the Board;
- 4 (c) Declare the license void if the Board or a committee
- 5 appointed by the Board determines that the information submitted
- 6 by the applicant was false, fraudulent or intended to deceive the
- 7 Board;

8 (d) Refer the applicant to the Attorney General for possible

9 criminal prosecution pursuant to NRS 630.400; or

10 (e) If the Board temporarily suspends the license, allow the

11 license to return to active status subject to any terms and conditions

12 specified by the Board, including:

13 (1) Placing the licensee on probation for a specified period

14 with specified conditions;

15 (2) Administering a public reprimand;

16 (3) Limiting the practice of the licensee;

17 (4) Suspending the license for a specified period or until

18 further order of the Board;

19 (5) Requiring the licensee to participate in a program to

20 correct alcohol or drug dependence or any other impairment;

21 (6) Requiring supervision of the practice of the licensee;

22 (7) Imposing an administrative fine not to exceed \$5,000;

23 (8) Requiring the licensee to perform community service

24 without compensation;

25 (9) Requiring the licensee to take a physical or mental

26 examination or an examination testing his or her competence to

27 practice medicine;

28 (10) Requiring the licensee to complete any training or

29 educational requirements specified by the Board; and

30 (11) Requiring the licensee to submit a corrected application,

31 including the payment of all appropriate fees and costs incident to

32 submitting an application.

33 5. If the Board determines after reviewing the differing

34 information to allow the license to remain in active status, the action

35 of the Board is not a disciplinary action and must not be reported to

36 any national database. If the Board determines after reviewing the

37 differing information to declare the license void, its action shall be

38 deemed a disciplinary action and shall be reportable to national

39 databases.

40 **Sec. 4.** NRS 630.165 is hereby amended to read as follows:

41 630.165 1. Except as otherwise provided in subsection 2, an

42 applicant for a license to practice medicine must submit to the

43 Board, on a form provided by the Board, an application in writing,

44 accompanied by an affidavit stating that:



1 (a) The applicant is the person named in the proof of graduation
2 and that it was obtained without fraud or misrepresentation or any
3 mistake of which the applicant is aware; and

4 (b) The information contained in the application and any
5 accompanying material is complete and correct.

6 2. An applicant for a license by endorsement to practice
7 medicine pursuant to NRS 630.1605, 630.1606 or 630.1607 *or*
8 *section 1 of this act* must submit to the Board, on a form provided
9 by the Board, an application in writing, accompanied by an affidavit
10 stating that:

11 (a) The applicant is the person named in the license to practice
12 medicine issued by the District of Columbia or any state or territory
13 of the United States and that the license was obtained without fraud
14 or misrepresentation or any mistake of which the applicant is aware;
15 and

16 (b) The information contained in the application and any
17 accompanying material is complete and correct.

18 3. An application submitted pursuant to subsection 1 or 2 must
19 include all information required to complete the application.

20 4. In addition to the other requirements for licensure, the Board
21 may require such further evidence of the mental, physical, medical
22 or other qualifications of the applicant as it considers necessary.

23 5. The applicant bears the burden of proving and documenting
24 his or her qualifications for licensure.

25 **Sec. 5.** NRS 630.195 is hereby amended to read as follows:

26 630.195 1. Except as otherwise provided in NRS 630.1606
27 and 630.1607 *and section 1 of this act*, in addition to the other
28 requirements for licensure, an applicant for a license to practice
29 medicine who is a graduate of a foreign medical school shall submit
30 to the Board proof that the applicant has received:

31 (a) The degree of doctor of medicine or its equivalent, as
32 determined by the Board; and

33 (b) The standard certificate of the Educational Commission for
34 Foreign Medical Graduates or a written statement from that
35 Commission that the applicant passed the examination given by the
36 Commission.

37 2. The proof of the degree of doctor of medicine or its
38 equivalent must be submitted directly to the Board by the medical
39 school that granted the degree. If proof of the degree is unavailable
40 from the medical school that granted the degree, the Board may
41 accept proof from any other source specified by the Board.

42 **Sec. 6.** NRS 630.258 is hereby amended to read as follows:

43 630.258 1. A physician who is retired from active practice
44 and who:



1 (a) Wishes to donate his or her expertise for the medical care
2 and treatment of persons in this State who are indigent, uninsured or
3 unable to afford health care; or

4 (b) Wishes to provide services for any disaster relief operations
5 conducted by a governmental entity or nonprofit organization,
6 ↪ may obtain a special volunteer medical license by submitting an
7 application to the Board pursuant to this section.

8 2. An application for a special volunteer medical license must
9 be on a form provided by the Board and must include:

10 (a) Documentation of the history of medical practice of the
11 physician;

12 (b) Proof that the physician previously has been issued an
13 unrestricted license to practice medicine in any state of the United
14 States and that the physician has never been the subject of
15 disciplinary action by a medical board in any jurisdiction;

16 (c) Proof that the physician satisfies the requirements for
17 licensure set forth in NRS 630.160 or the requirements for licensure
18 by endorsement set forth in NRS 630.1605, 630.1606 or 630.1607
19 **↪ or section 1 of this act;**

20 (d) Acknowledgment that the practice of the physician under the
21 special volunteer medical license will be exclusively devoted to
22 providing medical care:

23 (1) To persons in this State who are indigent, uninsured or
24 unable to afford health care; or

25 (2) As part of any disaster relief operations conducted by a
26 governmental entity or nonprofit organization; and

27 (e) Acknowledgment that the physician will not receive any
28 payment or compensation, either direct or indirect, or have the
29 expectation of any payment or compensation, for providing medical
30 care under the special volunteer medical license, except for payment
31 by a medical facility at which the physician provides volunteer
32 medical services of the expenses of the physician for necessary
33 travel, continuing education, malpractice insurance or fees of the
34 State Board of Pharmacy.

35 3. If the Board finds that the application of a physician satisfies
36 the requirements of subsection 2 and that the retired physician is
37 competent to practice medicine, the Board must issue a special
38 volunteer medical license to the physician.

39 4. The initial special volunteer medical license issued pursuant
40 to this section expires 1 year after the date of issuance. The license
41 may be renewed pursuant to this section, and any license that is
42 renewed expires 2 years after the date of issuance of the renewed
43 license.

44 5. The Board shall not charge a fee for:



1 (a) The review of an application for a special volunteer medical
2 license; or

3 (b) The issuance or renewal of a special volunteer medical
4 license pursuant to this section.

5 6. A physician who is issued a special volunteer medical
6 license pursuant to this section and who accepts the privilege of
7 practicing medicine in this State pursuant to the provisions of the
8 special volunteer medical license is subject to all the provisions
9 governing disciplinary action set forth in this chapter.

10 7. A physician who is issued a special volunteer medical
11 license pursuant to this section shall comply with the requirements
12 for continuing education adopted by the Board.

13 **Sec. 7.** Chapter 633 of NRS is hereby amended by adding
14 thereto a new section to read as follows:

15 *1. Except as otherwise provided in subsection 2, the Board*
16 *shall issue a provisional license by endorsement to practice*
17 *osteopathic medicine to an applicant who has been issued a*
18 *license to practice osteopathic medicine by the District of*
19 *Columbia or any state or territory of the United States if the*
20 *applicant submits to the Board:*

21 *(a) Proof that the applicant holds a license to practice*
22 *osteopathic medicine by the District of Columbia or any state or*
23 *territory of the United States that is currently in good standing;*

24 *(b) A letter from a physician licensed in this State agreeing to*
25 *sponsor the applicant during the term of the provisional license by*
26 *endorsement under the conditions prescribed by subsection 3;*

27 *(c) A complete set of fingerprints and written permission*
28 *authorizing the Board to forward the fingerprints in the manner*
29 *provided in NRS 633.309; and*

30 *(d) The initial license fee specified in NRS 633.501.*

31 *2. The Board may deny a provisional license by endorsement*
32 *to an applicant who complies with the requirements of subsection*
33 *1 only:*

34 *(a) If the criminal history of the applicant is disqualifying, as*
35 *determined by the Board; or*

36 *(b) For the reasons prescribed by NRS 633.307 or 633.315.*

37 *3. An osteopathic physician who sponsors the holder of a*
38 *provisional license by endorsement pursuant to paragraph (b) of*
39 *subsection 1:*

40 *(a) Shall provide advice and guidance to the holder of the*
41 *provisional license by endorsement during the term of the*
42 *provisional license by endorsement;*

43 *(b) Is not required to supervise the holder of the provisional*
44 *license by endorsement; and*



1 (c) *Is not subject to civil or criminal liability or professional*
2 *discipline or otherwise deemed responsible for the actions of the*
3 *holder of the provisional license by endorsement. The holder of*
4 *the provisional license by endorsement shall not be deemed to be*
5 *the agent of his or her sponsoring physician.*

6 4. *A provisional license by endorsement expires 6 months*
7 *after the date on which it was issued. Upon the expiration of a*
8 *provisional license by endorsement, the Board shall issue to the*
9 *holder a license by endorsement to practice osteopathic medicine*
10 *if the holder:*

11 (a) *Has not committed any act that constitutes grounds for*
12 *disciplinary action during the term of the provisional license by*
13 *endorsement; and*

14 (b) *Submits to the Board proof that, during the term of the*
15 *provisional license by endorsement, the applicant:*

16 (1) *Practiced osteopathic medicine for at least 60 hours in*
17 *an area of this State designated by the Health Resources and*
18 *Services Administration of the United States Department of Health*
19 *and Human Services as a medically underserved area or provided*
20 *medical services for at least 60 hours to a population in this State*
21 *designated by that agency as a medically underserved population;*

22 (2) *Practiced in a primary care specialty, which may*
23 *include, without limitation, pediatrics, geriatrics, internal*
24 *medicine, obstetrics, gynecology or orthopedics, for at least 60*
25 *hours in an area of this State in which that specialty is in high*
26 *demand and there is a shortage of allopathic and osteopathic*
27 *physicians who practice that specialty, as determined by the*
28 *Board;*

29 (3) *Served as a mentor for at least 60 hours to residents in a*
30 *program approved by the Board, the Bureau of Professional*
31 *Education of the American Osteopathic Association, or its*
32 *successor organization, or the Accreditation Council for Graduate*
33 *Medical Education, or its successor organization, in this State*
34 *under the conditions prescribed by subsection 5; or*

35 (4) *Performed a combination of the activities listed in*
36 *subparagraphs (1), (2) and (3) for at least 60 hours.*

37 5. *Before serving as a mentor pursuant to subparagraph (3)*
38 *of paragraph (b) of subsection 4, an osteopathic physician must be*
39 *accepted as a mentor by the entity that administers the residency*
40 *program. An osteopathic physician who serves as a mentor to a*
41 *resident pursuant to that subparagraph:*

42 (a) *Shall provide advice and guidance to the resident during*
43 *the term of the osteopathic physician's provisional license by*
44 *endorsement;*

45 (b) *Is not required to supervise the resident; and*



1 (c) *Is not subject to civil or criminal liability or professional*
2 *discipline or otherwise deemed responsible for the actions of the*
3 *resident. The resident shall not be deemed to be the agent of his or*
4 *her mentor.*

5 **Sec. 8.** NRS 633.271 is hereby amended to read as follows:

6 633.271 The Board may:

7 1. Appoint an Executive Director who is entitled to such
8 compensation as is determined by the Board. *A person who is*
9 *appointed as the Executive Director must be an osteopathic*
10 *physician licensed in this State.*

11 2. Maintain offices in as many localities in the State as it finds
12 necessary to carry out the provisions of this chapter.

13 3. Employ attorneys, hearing officers, investigators and other
14 professional consultants and clerical personnel necessary to the
15 discharge of its duties.

16 **Sec. 9.** NRS 633.305 is hereby amended to read as follows:

17 633.305 Except as otherwise provided in NRS 633.399,
18 633.400, 633.4335 and 633.4336 ~~§~~ *and section 7 of this act:*

19 1. Every applicant for a license shall:

20 (a) File an application with the Board in the manner prescribed
21 by regulations of the Board;

22 (b) Submit verified proof satisfactory to the Board that the
23 applicant meets any age, citizenship and educational requirements
24 prescribed by this chapter; and

25 (c) Pay in advance to the Board the application and initial
26 license fee specified in NRS 633.501.

27 2. An application filed with the Board pursuant to subsection 1
28 must include all information required to complete the application.

29 3. The Board may hold hearings and conduct investigations
30 into any matter related to the application and, in addition to the
31 proofs required by subsection 1, may take such further evidence and
32 require such other documents or proof of qualifications as it deems
33 proper.

34 4. The Board may reject an application if the Board has cause
35 to believe that any credential or information submitted by the
36 applicant is false, misleading, deceptive or fraudulent.

37 **Sec. 10.** NRS 633.311 is hereby amended to read as follows:

38 633.311 1. Except as otherwise provided in NRS 633.315
39 and 633.381 to 633.419, inclusive, *and section 7 of this act*, an
40 applicant for a license to practice osteopathic medicine may be
41 issued a license by the Board if:

42 (a) The applicant is 21 years of age or older;

43 (b) The applicant is a citizen of the United States or is lawfully
44 entitled to remain and work in the United States;



1 (c) The applicant is a graduate of a school of osteopathic
2 medicine;

3 (d) The applicant:

4 (1) Has graduated from a school of osteopathic medicine
5 before 1995 and has completed:

6 (I) A hospital internship; or

7 (II) One year of postgraduate training that complies with
8 the standards of intern training established by the American
9 Osteopathic Association;

10 (2) Has completed 3 years, or such other length of time as
11 required by a specific program, of postgraduate medical education
12 as a resident in the United States or Canada in a program approved
13 by the Board, the Bureau of Professional Education of the American
14 Osteopathic Association or the Accreditation Council for Graduate
15 Medical Education; or

16 (3) Is a resident who is enrolled in a postgraduate training
17 program in this State, has completed 24 months of the program and
18 has committed, in writing, that he or she will complete the program;

19 (e) The applicant applies for the license as provided by law;

20 (f) The applicant passes:

21 (1) All parts of the licensing examination of the National
22 Board of Osteopathic Medical Examiners;

23 (2) All parts of the licensing examination of the Federation
24 of State Medical Boards;

25 (3) All parts of the licensing examination of the Board, a
26 state, territory or possession of the United States, or the District of
27 Columbia, and is certified by a specialty board of the American
28 Osteopathic Association or by the American Board of Medical
29 Specialties; or

30 (4) A combination of the parts of the licensing examinations
31 specified in subparagraphs (1), (2) and (3) that is approved by the
32 Board;

33 (g) The applicant pays the fees provided for in this chapter; and

34 (h) The applicant submits all information required to complete
35 an application for a license.

36 2. An applicant for a license to practice osteopathic medicine
37 may satisfy the requirements for postgraduate education or training
38 prescribed by paragraph (d) of subsection 1:

39 (a) In one or more approved postgraduate programs, which may
40 be conducted at one or more facilities in this State or, except for a
41 resident who is enrolled in a postgraduate training program in this
42 State pursuant to subparagraph (3) of paragraph (d) of subsection 1,
43 in the District of Columbia or another state or territory of the United
44 States;

45 (b) In one or more approved specialties or disciplines;



- (c) In nonconsecutive months; and
- (d) At any time before receiving his or her license.

Sec. 11. NRS 633.416 is hereby amended to read as follows:

633.416 1. An osteopathic physician who is retired from active practice and who:

(a) Wishes to donate his or her expertise for the medical care and treatment of persons in this State who are indigent, uninsured or unable to afford health care; or

(b) Wishes to provide services for any disaster relief operations conducted by a governmental entity or nonprofit organization,

↳ may obtain a special volunteer license to practice osteopathic medicine by submitting an application to the Board pursuant to this section.

2. An application for a special volunteer license to practice osteopathic medicine must be on a form provided by the Board and must include:

(a) Documentation of the history of medical practice of the osteopathic physician;

(b) Proof that the osteopathic physician previously has been issued an unrestricted license to practice osteopathic medicine in any state of the United States and that the osteopathic physician has never been the subject of disciplinary action by a medical board in any jurisdiction;

(c) Proof that the osteopathic physician satisfies the requirements for licensure set forth in NRS 633.311 or the requirements for licensure by endorsement set forth in NRS 633.399 or 633.400 ~~§~~ *or section 7 of this act;*

(d) Acknowledgment that the practice of the osteopathic physician under the special volunteer license to practice osteopathic medicine will be exclusively devoted to providing medical care:

(1) To persons in this State who are indigent, uninsured or unable to afford health care; or

(2) As part of any disaster relief operations conducted by a governmental entity or nonprofit organization; and

(e) Acknowledgment that the osteopathic physician will not receive any payment or compensation, either direct or indirect, or have the expectation of any payment or compensation, for providing medical care under the special volunteer license to practice osteopathic medicine, except for payment by a medical facility at which the osteopathic physician provides volunteer medical services of the expenses of the osteopathic physician for necessary travel, continuing education, malpractice insurance or fees of the State Board of Pharmacy.

3. If the Board finds that the application of an osteopathic physician satisfies the requirements of subsection 2 and that the



1 retired osteopathic physician is competent to practice osteopathic
2 medicine, the Board shall issue a special volunteer license to
3 practice osteopathic medicine to the osteopathic physician.

4 4. The initial special volunteer license to practice osteopathic
5 medicine issued pursuant to this section expires 1 year after the date
6 of issuance. The license may be renewed pursuant to this section,
7 and any license that is renewed expires 2 years after the date of
8 issuance.

9 5. The Board shall not charge a fee for:

10 (a) The review of an application for a special volunteer license
11 to practice osteopathic medicine; or

12 (b) The issuance or renewal of a special volunteer license to
13 practice osteopathic medicine pursuant to this section.

14 6. An osteopathic physician who is issued a special volunteer
15 license to practice osteopathic medicine pursuant to this section and
16 who accepts the privilege of practicing osteopathic medicine in this
17 State pursuant to the provisions of the special volunteer license to
18 practice osteopathic medicine is subject to all the provisions
19 governing disciplinary action set forth in this chapter.

20 7. An osteopathic physician who is issued a special volunteer
21 license to practice osteopathic medicine pursuant to this section
22 shall comply with the requirements for continuing education
23 adopted by the Board.

24 **Sec. 12.** 1. If the Executive Director of the Board of Medical
25 Examiners who is serving on January 1, 2020, does not possess the
26 qualifications required by NRS 630.103, as amended by section 2 of
27 this act, that person's employment as Executive Director terminates
28 on that date and the Board of Medical Examiners shall employ an
29 Executive Director who possesses those qualifications as soon as
30 practicable.

31 2. If the Executive Director of the State Board of Osteopathic
32 Medicine who is serving on January 1, 2020, does not possess the
33 qualifications required by NRS 633.271, as amended by section 8 of
34 this act, that person's employment as Executive Director terminates
35 on that date and the State Board of Osteopathic Medicine shall
36 employ an Executive Director who possesses those qualifications as
37 soon as practicable.

38 **Sec. 13.** This act becomes effective:

39 1. Upon passage and approval for the purpose of adopting any
40 regulations and performing any other preparatory administrative
41 tasks that are necessary to carry out the provisions of this act; and

42 2. On January 1, 2020, for all other purposes.



