

Ex 1

Steve Sisolak, Governor



Maggie Tracey, O.M.D., President  
Chia Hua Linda Chow, O.M.D., Vice President  
Lisa Grant, O.M.D., Secretary/Treasurer  
Abraham Jim Nagy, M.D., Member  
Michael Ferris, Member  
Michael Smith, Member  
Jennifer Braster, Member  
Merle Lok, Executive Director

**STATE OF NEVADA**  
**BOARD OF ORIENTAL MEDICINE**

**\*\*\*PUBLIC NOTICE\*\*\***  
**REGULAR BOARD MEETING**  
**February 12, 2019 @ 6:30 PM**

AT THE FOLLOWING LOCATION:

Grant Sawyer Building, Office of the Attorney General, 555 East Washington Ave., Room #4500 - Las Vegas, NV 89101.

**\*\*\*MINUTES\*\*\***

- 1. CALL TO ORDER (Discussion/For Possible Action)** Maggie Tracey, OMD, President  
Roll call to determine presence of a quorum, at 6:30 pm

Board Members Present:

Dr. Maggie Tracey, OMD (via telephone)  
Dr. Lisa Grant, OMD (via telephone)  
Dr. Michael Ferris, OMD (via telephone)  
Michael Smith (via telephone)  
Dr. Chia Hua Linda Chow, OMD (in person)

**Board Staff:**

Merle Lok, Executive Director  
Asheesh Bhalla, Deputy AG

**Public:**

Susan Fisher (via telephone)  
Daniel Davies (via telephone)  
Heather Galloway (via telephone)  
Christine Worley-Tabor  
DuWayne Steele  
Susan Priestman

- 2. Public Comment (Discussion Only).**  
None
- 3. Adoption of agenda (For Possible Action)**  
Motion: Mr. Smith motioned to approve  
Second: Dr. Ferris  
Action: Motion carried unanimously

**4. Approve or disapprove of the minutes for the 1/31/2019 board meeting (For Possible Action).**

Motion: Dr. Grant motioned to approve

Second: Dr. Ferris

Action: Motion carried unanimously

**5. Approve or disapprove of Noriko Ueda Lang's request to re-take the exam in December 2019 (For Possible Action).**

ED stated that Ms. Lang did not pass the December 2018 exam and already has her Oriental Medicine Certification. Ms. Lang is in California and is requesting approval to re-take the exam in December 2019.

Motion: Dr. Grant motioned to approve

Second: Dr. Chow

Action: Motion carried unanimously

**6. Approve or disapprove of drafting a new exam (For Possible Action).**

Dr. Tracey stated that a new exam has to be created due to the new regulations. Dr. Grant stated that the exam writer should be someone more familiar with jurisprudence than with Oriental Medicine.

Motion: Mr. Smith motioned to approve

Second: Dr. Grant

Action: Motion carried unanimously

**7. Approve or disapprove of hiring exam writer(s) (For Possible Action).**

Dr. Tracey stated that she has put out feelers for exam writers. Dr. Grant stated that there should be a new pool of exam questions since the NAC and NRS has changed.

Motion: Dr. Ferris motioned to approve

Second: Dr. Chow

Action: Motion carried unanimously

**8. Discussion regarding the legislative process review (For Discussion Only).**

Susan Fisher discussed how a bill becomes a law. Basically, a member of the public proposes an idea to a legislator who will work with the LCB to see if it is already in a statute, or is prohibited by a statute or the constitution. The bill can be introduced by the House or the Senate. Then it goes into committee; if it comes out, then there will be a public hearing. There will be an opportunity for comment before and during the public hearing. The bill then gets voted on in both houses; if there are amendments, then it goes into a committee comprising of both houses to make recommendations about the amendments. The Governor then can veto, sign or do nothing about the bill. If the Governor does nothing, then the bill automatically becomes law in 5 days. Ms. Fisher stated that the Governor and the legislature want to hear from their own constituents and to let her know if someone wants to testify. Ms. Fisher will notify the Board when the language for the Board's bill is approved and ready for hearing. Ms. Fisher recommended the legislative website which will have live and recorded video of the hearings, the legislative calendar, and the legislators contact information. Dr. Tracey stated that someone can attend the hearings at the Grant Sawyer building as well and there is a personalized bill tracker through the legislative website.

**9. Approve or disapprove of establishing a community relations committee (For Possible Action).**

Dr. Tracey stated that it would be highly beneficial to have Dr. Chow and Mr. Smith on the community relations committee to communicate with the public about Oriental Medicine. This committee could schedule some actions and report back to the Board. AG stated that this is fine as to the Open Meeting Law as it is not a quorum.

Motion: Dr. Grant motioned to approve

Second: Dr. Chow

Action: Motion carried unanimously

**10. Approve or disapprove of establishing a legislative committee (For Possible Action).**

Dr. Tracey stated that Dr. Grant and Dr. Ferris should be on the legislative committee to review the Board's BDR language, and be up to date regarding the Board's proposed legislation.

Motion: Dr. Grant motioned to approve

Second: Dr. Chow

Action: Motion carried unanimously

**11. Update from the Treasurer regarding Board accounts (For discussion only).**

Dr. Grant stated that she wants to create a model of having a Treasurer's report regarding the status of the Board's accounts at each meeting. She has reviewed the Board's expenditures and everything is fine.

**12. Update from Susan Fisher regarding the legislative session (For discussion only).**

Ms. Fisher stated that the BDRs affecting OMDs have not come out yet. She discussed a radiology bill regarding training and healthcare affecting rural areas. She will keep an eye out for dry needling. She stated that some of the big healthcare related bills are raising the medical malpractice caps and balance billing. Dr. Tracey stated that she is willing to talk to the committees about the VA paying for acupuncture for veterans and using acupuncture to treat opioid addiction.

**13. Approve or disapprove of future Board meeting dates (For Possible Action).**

Dr. Tracey stated that future Board dates will be on 3/12/19, 4/9/19, and 5/7/19 at 6:30 pm.

Motion: Dr. Ferris motioned to approve

Second: Dr. Grant

Action: Motion carried unanimously

**14. Public Comment (Discussion Only).**

Ms. Worley-Tabor asked whether the public can join the sub-committees. AG stated that there cannot be any discussion on this topic during public comment.

**15. Adjournment (For Possible Action).**

Motion: Mr. Smith motioned to approve

Second: Dr. Grant

Action: Motion carried unanimously

Ex 2

SUMMARY—Revises provisions relating to certain regulatory bodies. (BDR 54-646)

FISCAL NOTE: Effect on Local Government: No.

Effect on the State: Yes.

AN ACT relating to regulatory bodies; requiring certain regulatory bodies to enter into contracts to accept electronic payments for fees and other costs for initial licensing and license renewals; providing that withdrawals from accounts of certain regulatory bodies require two signatures; and providing other matters properly relating thereto.

**Legislative Counsel's Digest:**

Existing law authorizes various state agencies to enter into or participate in contracts to accept credit cards, debit cards and electronic transfers of money. (NRS 353.146-353.148) Each such state agency that has not entered into or is not participating in such a contract must report to the Legislative Commission and the Interim Finance Committee on or before July 1 of every even-numbered year concerning the reasons the agency has not done so and the efforts it is taking to enter into or participate in such a contract. (NRS 353.1466)

Under existing law, regulatory bodies are state agencies, boards or commissions which have the authority to regulate an occupation or profession pursuant to title 54 of NRS. (NRS 622.060) **Section 2** of this bill requires each such regulatory body to enter into a contract to accept electronic payments for payments of fees and other costs of initial licensing and the renewal of



licenses. **Section 3** of this bill provides that if such a regulatory body has established and deposited money in an account in a financial institution, then two signatures are required to make withdrawals from the account.

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

**Section 1.** Chapter 622 of NRS is hereby amended by adding thereto the provisions set forth as sections 2 and 3 of this act.

**Sec. 2. 1.** *Each regulatory body shall enter into or participate in one or more contracts pursuant to NRS 353.146 to 353.148, inclusive, to accept electronic payments for fees and other costs of initial licensing and the renewal of licenses. A regulatory body shall not charge any additional fee or other additional amount for accepting such electronic payments.*

*2. As used in this section, the term "electronic payments" includes, without limitation, payments by credit card, debit card and the electronic transfer of money.*

**Sec. 3.** *If a regulatory body has established and deposited money in an account in a bank, credit union, savings and loan association or savings bank, all withdrawals from the account must require the signature of:*

*1. Two members of the regulatory body; or*



*2. One member of the regulatory body and the executive director or executive secretary of the regulatory body, if any.*

**Sec. 4.** NRS 353.005 is hereby amended to read as follows:

353.005 Except as otherwise provided in NRS 353.007 ~~†~~ *and section 2 of this act*, the provisions of this chapter do not apply to boards created by the provisions of NRS 590.485 and chapters 623 to 625A, inclusive, 628, 630 to 644A, inclusive, 648, 654 and 656 of NRS and the officers and employees of those boards.

**Sec. 5.** This act becomes effective upon passage and approval for the purpose of adopting regulations and performing any preliminary administrative tasks that are necessary to carry out the provisions of this act, and on January 1, 2020, for all other purposes.



**PROPOSED AMENDMENT TO SB219**

~~Sec. 2. 1. Each regulatory body shall enter into or participate in one or more contracts pursuant to NRS 353.146 to 353.148, inclusive, to accept electronic payments for fees and other costs of initial licensing and the renewal of licenses. A regulatory body shall not charge any additional fee or other additional amount for accepting such electronic payments.~~

~~2. As used in this section, the term "electronic payments" includes, without limitation, payments by credit card, debit card and the electronic transfer of money.~~

1. Each regulatory body may enter into contracts with issuers of credit cards or debit cards or operators of systems that provide for the electronic transfer of money to provide for the acceptance of credit cards, debit cards or electronic transfers of money by the regulatory body for the payment of fees, fines and miscellaneous assessments as authorized by law.

2. If the issuer or operator charges the regulatory body a fee for each use of a credit card or debit card or for each electronic transfer of money, the regulatory body may require the cardholder or the person requesting the electronic transfer of money to pay a convenience fee. The total convenience fees charged by the regulatory body in a fiscal year must not exceed the total amount of fees charged to the regulatory body by the issuer or operator in that fiscal year.

3. As used in this section:

(a) "Cardholder" means the person or organization named on the face of a credit card or debit card to whom or for whose benefit the credit card or debit card is issued by an issuer.

(b) "Convenience fee" means a fee paid by a cardholder or person requesting the electronic transfer of money to the regulatory body for the convenience of using the credit card or debit card or the electronic transfer of money to make such payment.

(c) "Credit card" means any instrument or device, whether known as a credit card or credit plate or by any other name, issued with or without a fee by an issuer for the use of the cardholder in obtaining money, property, goods, services or anything else of value on credit.

(d) "Debit card" means any instrument or device, whether known as a debit card or by any other name, issued with or without a fee by an issuer for the use of the cardholder in depositing, obtaining or transferring funds.

(e) "Electronic transfer of money" has the meaning ascribed to it in NRS 463.01473.

(f) "Issuer" means a business organization, financial institution or authorized agent of a business organization or financial institution that issues a credit card or debit card.

**Sec. 3. If a regulatory body has established and deposited money in an account in a bank, credit union, savings and loan association or savings bank, the regulatory body must have established written internal controls for all withdrawals from the account ~~must require the signature of~~ which shall include:**

1. Review of expenditures and supporting documentation by a member of the regulatory body on a regular basis, documented by signature and date attesting to the review; and

2. Review of financial statements, and schedule of disbursements at least quarterly.

~~1. Two members of the regulatory body; or~~

~~2. One member of the regulatory body and the executive director or executive secretary of the regulatory body, if any.~~

**Contact: Paula Berkley, Lobbyist (775) 742-6992**

Ex 3

SUMMARY—Makes various changes relating to collection of data concerning providers of health care. (BDR 54-527)

FISCAL NOTE: Effect on Local Government: No.

Effect on the State: Yes.

AN ACT relating to health care; requiring the Commissioner of Insurance to collect certain information from providers of health care, establish a database comprised of such information and compile an annual report concerning such information; requiring the Commissioner to develop a form letter to provide certain notice to providers of health care relating to participation in the network of a health carrier; and providing other matters properly relating thereto.

**Legislative Counsel's Digest:**

Existing law requires the Commissioner of Insurance to enforce the Nevada Insurance Code and investigate insurance matters as he or she deems proper. (NRS 679B.120) **Section 27** of this bill requires the Commissioner to develop an electronic data request to obtain information, including demographic information and certain other information concerning the practice of a provider of health care, from applicants for the issuance or renewal of a license, certificate or registration as a provider of health care. **Section 27** requires the Commissioner to: (1) maintain a database comprised of such information; and (2) compile an annual public report of such



information that is aggregated for each type of license, certificate or registration issued to providers of health care in this State. **Section 27** authorizes the Commissioner to provide individualized information, with identifying information removed, only to other governmental entities. **Sections 23 and 27** of this bill provide that personally identifiable information contained in the database is confidential. **Sections 1-22 and 24** of this bill require a provider of health care to complete the electronic data request as a condition for the issuance or renewal of a license, certificate or registration. **Section 26** of this bill requires the Commissioner to develop a form letter that a health carrier must use to notify a provider of health care of the denial of his or her application to be included in the health carrier's network of providers.

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

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

*In addition to any other requirements set forth in this chapter and any regulations adopted pursuant thereto, each applicant for the issuance or renewal of a license as a physician, physician assistant, perfusionist or practitioner of respiratory care or a biennial registration pursuant to NRS 630.267 shall submit to the Board an automated letter from the*



*Commissioner of Insurance evidencing that the applicant has completed the data request developed pursuant to section 27 of this act.*

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

*In addition to any other requirements set forth in this chapter and any regulations adopted pursuant thereto, each applicant for the issuance or renewal of a license to practice homeopathic medicine shall submit to the Board an automated letter from the Commissioner of Insurance evidencing that the applicant has completed the data request developed pursuant to section 27 of this act.*

**Sec. 3.** Chapter 631 of NRS is hereby amended by adding thereto a new section to read as follows:

*In addition to any other requirements set forth in this chapter and any regulations adopted pursuant thereto, each applicant for the issuance or renewal of a license to practice dentistry shall submit to the Board an automated letter from the Commissioner of Insurance evidencing that the applicant has completed the data request developed pursuant to section 27 of this act.*

**Sec. 4.** Chapter 632 of NRS is hereby amended by adding thereto a new section to read as follows:

*In addition to any other requirements set forth in this chapter and any regulations adopted pursuant thereto, each applicant for the issuance or renewal of a license to practice as a professional or practical nurse shall submit to the Board an automated letter from the*



*Commissioner of Insurance evidencing that the applicant has completed the data request developed pursuant to section 27 of this act.*

**Sec. 5.** Chapter 633 of NRS is hereby amended by adding thereto a new section to read as follows:

*In addition to any other requirements set forth in this chapter and any regulations adopted pursuant thereto, each applicant for the issuance or renewal of a license as a physician or physician assistant shall submit to the Board an automated letter from the Commissioner of Insurance evidencing that the applicant has completed the data request developed pursuant to section 27 of this act.*

**Sec. 6.** Chapter 634 of NRS is hereby amended by adding thereto a new section to read as follows:

*In addition to any other requirements set forth in this chapter and any regulations adopted pursuant thereto, each applicant for the issuance or renewal of a license to practice chiropractic shall submit to the Board an automated letter from the Commissioner of Insurance evidencing that the applicant has completed the data request developed pursuant to section 27 of this act.*

**Sec. 7.** Chapter 634A of NRS is hereby amended by adding thereto a new section to read as follows:

*In addition to any other requirements set forth in this chapter and any regulations adopted pursuant thereto, each applicant for the issuance or renewal of a license to practice as a doctor of oriental medicine shall submit to the Board an automated letter from the*



*Commissioner of Insurance evidencing that the applicant has completed the data request developed pursuant to section 27 of this act.*

**Sec. 8.** Chapter 635 of NRS is hereby amended by adding thereto a new section to read as follows:

*In addition to any other requirements set forth in this chapter and any regulations adopted pursuant thereto, each applicant for the issuance or renewal of a license as a podiatric physician shall submit to the Board an automated letter from the Commissioner of Insurance evidencing that the applicant has completed the data request developed pursuant to section 27 of this act.*

**Sec. 9.** Chapter 636 of NRS is hereby amended by adding thereto a new section to read as follows:

*In addition to any other requirements set forth in this chapter and any regulations adopted pursuant thereto, each applicant for the issuance or renewal of a license to practice optometry shall submit to the Board an automated letter from the Commissioner of Insurance evidencing that the applicant has completed the data request developed pursuant to section 27 of this act.*

**Sec. 10.** Chapter 637 of NRS is hereby amended by adding thereto a new section to read as follows:

*In addition to any other requirements set forth in this chapter and any regulations adopted pursuant thereto, each applicant for the issuance or renewal of a license as a dispensing optician shall submit to the Board an automated letter from the Commissioner of Insurance*



*evidencing that the applicant has completed the data request developed pursuant to section 27 of this act.*

**Sec. 11.** Chapter 637B of NRS is hereby amended by adding thereto a new section to read as follows:

*In addition to any other requirements set forth in this chapter and any regulations adopted pursuant thereto, each applicant for the issuance or renewal of a license as an audiologist or speech-language pathologist shall submit to the Board an automated letter from the Commissioner of Insurance evidencing that the applicant has completed the data request developed pursuant to section 27 of this act.*

**Sec. 12.** Chapter 639 of NRS is hereby amended by adding thereto a new section to read as follows:

*In addition to any other requirements set forth in this chapter and any regulations adopted pursuant thereto, each applicant for the issuance or renewal of registration as a pharmacist shall submit to the Board an automated letter from the Commissioner of Insurance evidencing that the applicant has completed the data request developed pursuant to section 27 of this act.*

**Sec. 13.** Chapter 640 of NRS is hereby amended by adding thereto a new section to read as follows:

*In addition to any other requirements set forth in this chapter and any regulations adopted pursuant thereto, each applicant for the issuance or renewal of a license as a physical therapist shall submit to the Board an automated letter from the Commissioner of Insurance*



*evidencing that the applicant has completed the data request developed pursuant to section 27 of this act.*

**Sec. 14.** Chapter 640A of NRS is hereby amended by adding thereto a new section to read as follows:

*In addition to any other requirements set forth in this chapter and any regulations adopted pursuant thereto, each applicant for the issuance or renewal of a license as an occupational therapist shall submit to the Board an automated letter from the Commissioner of Insurance evidencing that the applicant has completed the data request developed pursuant to section 27 of this act.*

**Sec. 15.** Chapter 640B of NRS is hereby amended by adding thereto a new section to read as follows:

*In addition to any other requirements set forth in this chapter and any regulations adopted pursuant thereto, each applicant for the issuance or renewal of a license as an athletic trainer shall submit to the Board an automated letter from the Commissioner of Insurance evidencing that the applicant has completed the data request developed pursuant to section 27 of this act.*

**Sec. 16.** Chapter 640D of NRS is hereby amended by adding thereto a new section to read as follows:

*In addition to any other requirements set forth in this chapter and any regulations adopted pursuant thereto, each applicant for the issuance or renewal of a license to practice music therapy shall submit to the Board an automated letter from the Commissioner of Insurance*



*evidencing that the applicant has completed the data request developed pursuant to section 27 of this act.*

**Sec. 17.** Chapter 640E of NRS is hereby amended by adding thereto a new section to read as follows:

*In addition to any other requirements set forth in this chapter and any regulations adopted pursuant thereto, each applicant for the issuance or renewal of a license as a dietitian shall submit to the Board an automated letter from the Commissioner of Insurance evidencing that the applicant has completed the data request developed pursuant to section 27 of this act.*

**Sec. 18.** Chapter 641 of NRS is hereby amended by adding thereto a new section to read as follows:

*In addition to any other requirements set forth in this chapter and any regulations adopted pursuant thereto, each applicant for the issuance or renewal of a license as a psychologist shall submit to the Board an automated letter from the Commissioner of Insurance evidencing that the applicant has completed the data request developed pursuant to section 27 of this act.*

**Sec. 19.** Chapter 641A of NRS is hereby amended by adding thereto a new section to read as follows:

*In addition to any other requirements set forth in this chapter and any regulations adopted pursuant thereto, each applicant for the issuance or renewal of a license as a marriage and family therapist or clinical professional counselor shall submit to the Board an automated letter from the Commissioner of Insurance evidencing that the applicant has completed the data request developed pursuant to section 27 of this act.*



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

*In addition to any other requirements set forth in this chapter and any regulations adopted pursuant thereto, each applicant for the issuance or renewal of a license as an associate in social work, a social worker, an independent social worker or a clinical social worker shall submit to the Board an automated letter from the Commissioner of Insurance evidencing that the applicant has completed the data request developed pursuant to section 27 of this act.*

**Sec. 21.** Chapter 641C of NRS is hereby amended by adding thereto a new section to read as follows:

*In addition to any other requirements set forth in this chapter and any regulations adopted pursuant thereto, each applicant for the issuance or renewal of a license as an alcohol and drug abuse counselor or clinical alcohol and drug abuse counselor or a certificate as an alcohol and drug abuse counselor or problem gambling counselor shall submit to the Board an automated letter from the Commissioner of Insurance evidencing that the applicant has completed the data request developed pursuant to section 27 of this act.*

**Sec. 22.** Chapter 652 of NRS is hereby amended by adding thereto a new section to read as follows:

*In addition to any other requirements set forth in this chapter and any regulations adopted pursuant thereto, each applicant for the issuance or renewal of a license or certificate as a laboratory director or laboratory personnel shall submit to the Board an automated letter from*



*the Commissioner of Insurance evidencing that the applicant has completed the data request developed pursuant to section 27 of this act.*

**Sec. 23.** NRS 239.010 is hereby amended to read as follows:

239.010 1. Except as otherwise provided in this section and NRS 1.4683, 1.4687, 1A.110, 3.2203, 41.071, 49.095, 49.293, 62D.420, 62D.440, 62E.516, 62E.620, 62H.025, 62H.030, 62H.170, 62H.220, 62H.320, 75A.100, 75A.150, 76.160, 78.152, 80.113, 81.850, 82.183, 86.246, 86.54615, 87.515, 87.5413, 87A.200, 87A.580, 87A.640, 88.3355, 88.5927, 88.6067, 88A.345, 88A.7345, 89.045, 89.251, 90.730, 91.160, 116.757, 116A.270, 116B.880, 118B.026, 119.260, 119.265, 119.267, 119.280, 119A.280, 119A.653, 119B.370, 119B.382, 120A.690, 125.130, 125B.140, 126.141, 126.161, 126.163, 126.730, 127.007, 127.057, 127.130, 127.140, 127.2817, 128.090, 130.312, 130.712, 136.050, 159.044, 159A.044, 172.075, 172.245, 176.01249, 176.015, 176.0625, 176.09129, 176.156, 176A.630, 178.39801, 178.4715, 178.5691, 179.495, 179A.070, 179A.165, 179D.160, 200.3771, 200.3772, 200.5095, 200.604, 202.3662, 205.4651, 209.392, 209.3925, 209.419, 209.521, 211A.140, 213.010, 213.040, 213.095, 213.131, 217.105, 217.110, 217.464, 217.475, 218A.350, 218E.625, 218F.150, 218G.130, 218G.240, 218G.350, 228.270, 228.450, 228.495, 228.570, 231.069, 231.1473, 233.190, 237.300, 239.0105, 239.0113, 239B.030, 239B.040, 239B.050, 239C.140, 239C.210, 239C.230, 239C.250, 239C.270, 240.007, 241.020, 241.030, 241.039, 242.105, 244.264, 244.335, 247.540, 247.550, 247.560, 250.087, 250.130, 250.140, 250.150, 268.095, 268.490, 268.910, 271A.105, 281.195, 281.805, 281A.350, 281A.680, 281A.685, 281A.750, 281A.755, 281A.780, 284.4068, 286.110, 287.0438, 289.025, 289.080, 289.387, 289.830, 293.4855, 293.5002, 293.503, 293.504, 293.558,



293.906, 293.908, 293.910, 293B.135, 293D.510, 331.110, 332.061, 332.351, 333.333, 333.335, 338.070, 338.1379, 338.1593, 338.1725, 338.1727, 348.420, 349.597, 349.775, 353.205, 353A.049, 353A.085, 353A.100, 353C.240, 360.240, 360.247, 360.255, 360.755, 361.044, 361.610, 365.138, 366.160, 368A.180, 370.257, 370.327, 372A.080, 378.290, 378.300, 379.008, 379.1495, 385A.830, 385B.100, 387.626, 387.631, 388.1455, 388.259, 388.501, 388.503, 388.513, 388.750, 388A.247, 388A.249, 391.035, 391.120, 391.925, 392.029, 392.147, 392.264, 392.271, 392.315, 392.317, 392.325, 392.327, 392.335, 392.850, 394.167, 394.1698, 394.447, 394.460, 394.465, 396.3295, 396.405, 396.525, 396.535, 396.9685, 398A.115, 408.3885, 408.3886, 408.3888, 408.5484, 412.153, 416.070, 422.2749, 422.305, 422A.342, 422A.350, 425.400, 427A.1236, 427A.872, 432.028, 432.205, 432B.175, 432B.280, 432B.290, 432B.407, 432B.430, 432B.560, 432B.5902, 433.534, 433A.360, 437.145, 439.840, 439B.420, 440.170, 441A.195, 441A.220, 441A.230, 442.330, 442.395, 442.735, 445A.665, 445B.570, 449.209, 449.245, 449A.112, 450.140, 453.164, 453.720, 453A.610, 453A.700, 458.055, 458.280, 459.050, 459.3866, 459.555, 459.7056, 459.846, 463.120, 463.15993, 463.240, 463.3403, 463.3407, 463.790, 467.1005, 480.365, 480.940, 481.063, 481.091, 481.093, 482.170, 482.5536, 483.340, 483.363, 483.575, 483.659, 483.800, 484E.070, 485.316, 501.344, 503.452, 522.040, 534A.031, 561.285, 571.160, 584.655, 587.877, 598.0964, 598.098, 598A.110, 599B.090, 603.070, 603A.210, 604A.710, 612.265, 616B.012, 616B.015, 616B.315, 616B.350, 618.341, 618.425, 622.310, 623.131, 623A.137, 624.110, 624.265, 624.327, 625.425, 625A.185, 628.418, 628B.230, 628B.760, 629.047, 629.069, 630.133, 630.30665, 630.336, 630A.555, 631.368, 632.121, 632.125, 632.405, 633.283, 633.301, 633.524, 634.055, 634.214, 634A.185, 635.158,



636.107, 637.085, 637B.288, 638.087, 638.089, 639.2485, 639.570, 640.075, 640A.220, 640B.730, 640C.400, 640C.600, 640C.620, 640C.745, 640C.760, 640D.190, 640E.340, 641.090, 641.325, 641A.191, 641A.289, 641B.170, 641B.460, 641C.760, 641C.800, 642.524, 643.189, 644A.870, 645.180, 645.625, 645A.050, 645A.082, 645B.060, 645B.092, 645C.220, 645C.225, 645D.130, 645D.135, 645E.300, 645E.375, 645G.510, 645H.320, 645H.330, 647.0945, 647.0947, 648.033, 648.197, 649.065, 649.067, 652.228, 654.110, 656.105, 661.115, 665.130, 665.133, 669.275, 669.285, 669A.310, 671.170, 673.450, 673.480, 675.380, 676A.340, 676A.370, 677.243, 679B.122, 679B.152, 679B.159, 679B.190, 679B.285, 679B.690, 680A.270, 681A.440, 681B.260, 681B.410, 681B.540, 683A.0873, 685A.077, 686A.289, 686B.170, 686C.306, 687A.110, 687A.115, 687C.010, 688C.230, 688C.480, 688C.490, 689A.696, 692A.117, 692C.190, 692C.3507, 692C.3536, 692C.3538, 692C.354, 692C.420, 693A.480, 693A.615, 696B.550, 696C.120, 703.196, 704B.320, 704B.325, 706.1725, 706A.230, 710.159, 711.600, *and section 27 of this act*, sections 35, 38 and 41 of chapter 478, Statutes of Nevada 2011 and section 2 of chapter 391, Statutes of Nevada 2013 and unless otherwise declared by law to be confidential, all public books and public records of a governmental entity must be open at all times during office hours to inspection by any person, and may be fully copied or an abstract or memorandum may be prepared from those public books and public records. Any such copies, abstracts or memoranda may be used to supply the general public with copies, abstracts or memoranda of the records or may be used in any other way to the advantage of the governmental entity or of the general public. This section does not supersede or in any manner



affect the federal laws governing copyrights or enlarge, diminish or affect in any other manner the rights of a person in any written book or record which is copyrighted pursuant to federal law.

2. A governmental entity may not reject a book or record which is copyrighted solely because it is copyrighted.

3. A governmental entity that has legal custody or control of a public book or record shall not deny a request made pursuant to subsection 1 to inspect or copy or receive a copy of a public book or record on the basis that the requested public book or record contains information that is confidential if the governmental entity can redact, delete, conceal or separate the confidential information from the information included in the public book or record that is not otherwise confidential.

4. A person may request a copy of a public record in any medium in which the public record is readily available. An officer, employee or agent of a governmental entity who has legal custody or control of a public record:

(a) Shall not refuse to provide a copy of that public record in a readily available medium because the officer, employee or agent has already prepared or would prefer to provide the copy in a different medium.

(b) Except as otherwise provided in NRS 239.030, shall, upon request, prepare the copy of the public record and shall not require the person who has requested the copy to prepare the copy himself or herself.

**Sec. 24.** Chapter 450B of NRS is hereby amended by adding thereto a new section to read as follows:



*In addition to any other requirements set forth in this chapter and any regulations adopted pursuant thereto, each applicant for the issuance or renewal of a license as an attendant or certification as an emergency medical technician, advanced emergency medical technician or paramedic shall submit to the health authority an automated letter from the Commissioner of Insurance evidencing that the applicant has completed the data request developed pursuant to section 27 of this act.*

**Sec. 25.** Chapter 679B of NRS is hereby amended by adding thereto the provisions set forth as sections 26 and 27 of this act.

**Sec. 26. 1.** *The Commissioner shall:*

*(a) Develop, prescribe and make available on an Internet website maintained by the Division a form letter that a health carrier must use to notify a provider of health care of the denial of his or her application to be included in the network of providers of the health carrier. The form letter must include, without limitation, a place for the health carrier to explain the reason for the denial of the application.*

*(b) Hold hearings to solicit public input when developing the form letter described in paragraph (a) and consider such input when developing the form letter.*

*2. As used in this section, "health carrier" means an entity subject to the insurance laws and regulations of this State, or subject to the jurisdiction of the Commissioner, that contracts or offers to contract to provide, deliver, arrange for, pay for or reimburse any of the costs of health care services, including, without limitation, a sickness and accident health insurance company, a health maintenance organization, a nonprofit hospital and health service*



*corporation or any other entity providing a plan of health insurance, health benefits or health care services.*

*Sec. 27. 1. The Commissioner shall develop and make available on an Internet website maintained by the Division an electronic data request to be completed by an applicant for the issuance or renewal of a license, certificate or registration as a provider of health care. The data request must:*

*(a) Solicit from each such applicant:*

*(1) His or her name, gender, race, ethnicity, specialty area, mailing address and electronic mail address;*

*(2) The status of his or her license, certificate or registration;*

*(3) The address of each location where the provider of health care practices or intends to practice and the percentage of time spent by the provider at each location;*

*(4) Any language, other than English, in which the provider of health care is fluent;*  
*and*

*(5) Any other information prescribed by regulation of the Commissioner; and*

*(b) Provide to an applicant for a license, certificate or registration who completes the data request an automated letter that may be submitted by the provider of health care with his or her application for the issuance or renewal of his or her license, certificate or registration as proof of completion.*



2. *The Commissioner shall establish and maintain a database of information collected pursuant to subsection 1. Any personally identifiable information contained in the database is confidential and must not be disclosed to any person or entity.*

3. *The Commissioner may provide to other governmental entities individual data from the database if the information does not contain any information that could be used to identify an applicant for or holder of a license, certificate or registration as a provider of health care. Individualized information contained in the database is otherwise confidential.*

4. *The Commissioner shall annually compile a report containing information from the database that is aggregated for each type of license, certificate or registration and make the report available to the public. No personally identifiable information may be included in such a report.*

5. *The Commissioner may:*

*(a) Enter into any contracts or agreements necessary to carry out the requirements of this section; and*

*(b) Apply for and accept any gifts, grants and donations to carry out the requirements of this section.*

6. *As used in this section, "provider of health care" means:*

*(a) A physician licensed pursuant to chapter 630, 630A or 633 of NRS;*

*(b) A physician assistant;*

*(c) A dentist;*

*(d) A licensed nurse;*



*(e) A person who holds a license as an attendant or who is certified as an emergency medical technician, advanced emergency medical technician or paramedic pursuant to chapter 450B of NRS;*

*(f) A dispensing optician;*

*(g) An optometrist;*

*(h) A speech-language pathologist;*

*(i) An audiologist;*

*(j) A practitioner of respiratory care;*

*(k) A licensed physical therapist;*

*(l) An occupational therapist;*

*(m) A podiatric physician;*

*(n) A licensed psychologist;*

*(o) A licensed marriage and family therapist;*

*(p) A licensed clinical professional counselor;*

*(q) A music therapist;*

*(r) A chiropractor;*

*(s) An athletic trainer;*

*(t) A perfusionist;*

*(u) A doctor of Oriental medicine in any form;*

*(v) A medical laboratory director or technician;*

*(w) A pharmacist;*



*(x) A licensed dietitian;*

*(y) An associate in social work, a social worker, an independent social worker or a clinical social worker licensed pursuant to chapter 641B of NRS;*

*(z) An alcohol and drug abuse counselor or a problem gambling counselor who is certified pursuant to chapter 641C of NRS; or*

*(aa) An alcohol and drug abuse counselor or a clinical alcohol and drug abuse counselor who is licensed pursuant to chapter 641C of NRS.*

**Sec. 28.** This act becomes effective on July 1, 2019.

