

REQUIRES TWO-THIRDS MAJORITY VOTE

(§§ 47, 50, 51)

(Reprinted with amendments adopted on May 21, 2015)

SECOND REPRINT

A.B. 115

ASSEMBLY BILL NO. 115—ASSEMBLYWOMEN BENITEZ-THOMPSON
AND BUSTAMANTE ADAMS

FEBRUARY 5, 2015

JOINT SPONSORS: SENATORS SPEARMAN AND PARKS

Referred to Committee on Commerce and Labor

SUMMARY—Revises provisions governing audiologists, speech-language pathologists and hearing aid specialists. (BDR 54-165)

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 occupations; making certain provisions concerning providers of health care applicable to audiologists and speech-language pathologists; establishing the Speech-Language Pathology, Audiology and Hearing Aid Dispensing Board by expanding the existing Board of Examiners for Audiology and Speech Pathology and abolishing the existing Board of Hearing Aid Specialists; prescribing the requirements for the licensure of audiologists, speech-language pathologists and hearing aid specialists; prescribing the requirements to engage in telepractice by an audiologist or a speech-language pathologist; prescribing the requirements for the licensure and practice of an apprentice hearing aid specialist; prescribing the requirements for the practice of a hearing aid specialist; making certain provisions applicable to hearing aid specialists; imposing certain fees; providing that certain acts are grounds for disciplinary action by the Board; providing a penalty; and providing other matters properly relating thereto.



* A B 1 1 5 R 2 *

Legislative Counsel's Digest:

1 Existing law defines "provider of health care" as a person who practices any of
2 certain health-related professions. (NRS 629.031) Existing law imposes certain
3 requirements upon providers of health care, including requirements for the retention
4 of patient records, requirements for billing, standards for advertisements and
5 criminal penalties for acquiring certain debts. (NRS 629.051, 629.071, 629.076,
6 629.078) **Section 1** of this bill includes speech-language pathologists and
7 audiologists in the definition of "provider of health care," which has the effect of
8 making these requirements applicable to speech-language pathologists and
9 audiologists. Existing law also includes the definition of "provider of health care"
10 by reference in various other provisions. By expanding the definition, the bill
11 expands the definition for those other provisions, thereby making those provisions
12 include speech-language pathologists and audiologists as providers of health care.
13 The term is referenced in provisions relating to various subjects including, without
14 limitation, admissibility of the testimony of hypnotized witnesses, power of
15 attorney, practice during declared emergencies, investigations conducted
16 concerning facilities for long-term care, confidentiality of reports and referrals
17 relating to maternal health, payments by insurance, release of the results of certain
18 laboratory tests, drug donation programs, interpreters and realtime captioning
19 providers and the Silver State Health Insurance Exchange. (NRS 41.141, 48.039,
20 162A.790, 415A.210, 427A.145, 442.395, 449.2475, chapter 453B of NRS, NRS
21 652.193, chapters 656A and 695I of NRS)

22 Existing law establishes the Board of Hearing Aid Specialists to license and
23 oversee hearing aid specialists and the Board of Examiners for Audiology and
24 Speech Pathology to license and oversee audiologists and speech pathologists.
25 (Chapters 637A and 637B of NRS) **Section 72** of this bill repeals provisions
26 establishing the Board of Hearing Aid Specialists, and **section 44** of this bill
27 establishes the Speech-Language Pathology, Audiology and Hearing Aid
28 Dispensing Board to license and oversee audiologists, speech-language pathologists
29 and hearing aid specialists. Under **sections 44 and 44.5** of this bill, the Board
30 consists of eight members until July 1, 2017, on which date the membership of the
31 Board will decrease to seven members. **Section 45** of this bill requires the Board to
32 elect a Chair and a Vice Chair and to comply with certain provisions of NRS
33 governing meetings of state and local agencies. **Section 46** of this bill authorizes
34 the Board to employ certain persons and provides for compensation of the members
35 and employees of the Board. **Section 16** of this bill authorizes the Board to select
36 certain persons as advisory members, and **sections 17, 18, 25 and 28** of this bill
37 prescribe the responsibilities of the Board.

38 **Sections 19, 26, 47 and 48** of this bill prescribe certain requirements for
39 applicants for licenses to engage in the practice of audiology, speech-language
40 pathology or fitting and dispensing hearing aids. **Section 20** of this bill requires a
41 speech-language pathologist who does not have a provisional license to have a
42 current certificate of clinical competence issued by the American Speech-
43 Language-Hearing Association or a successor organization approved by the Board.
44 **Sections 21, 22 and 50** of this bill authorize the Board to issue limited, provisional
45 and temporary licenses to certain applicants. **Section 23** of this bill prescribes
46 requirements for an audiologist or an applicant for a license to engage in the
47 practice of audiology to obtain an endorsement of his or her license to also engage
48 in the practice of fitting and dispensing hearing aids.

49 **Section 24** of this bill prescribes requirements concerning telepractice by an
50 audiologist or a speech-language pathologist.

51 **Sections 25-35** of this bill enact requirements for the licensing and practice of
52 hearing aid specialists in chapter 637B of NRS, and **section 72** repeals those
53 requirements in chapter 637A of NRS. **Section 27** authorizes the Board to issue an
54 apprentice license to an applicant who has not yet completed the education or



55 training requirements for a hearing aid specialist, and **sections 29-31** prescribe
 56 requirements concerning the practice of an apprentice. **Section 32** authorizes a
 57 hearing aid specialist or dispensing audiologist to make an audiogram upon request
 58 by a physician or member of a related profession specified by the Board. **Section**
 59 **33** requires a hearing aid specialist or apprentice to display his or her license
 60 conspicuously in each place where he or she conducts business as a hearing aid
 61 specialist or apprentice. **Section 34** requires a hearing aid specialist or apprentice to
 62 update the address of his or her place of business on file with the Board within 10
 63 days after the date on which the address changes.

64 Federal law prohibits a state from enacting requirements for the sale of a
 65 hearing aid that are different from or in addition to federal requirements, and
 66 federal regulations allow a person to waive a medical examination when purchasing
 67 a hearing aid. (21 U.S.C. § 360k; 21 C.F.R. § 801.421) **Section 35** of this bill
 68 requires certain examinations to be performed on a person before the person
 69 purchases a hearing aid by catalog, mail or the Internet unless the person waives the
 70 examinations.

71 **Section 43** of this bill revises exemptions from the provisions of chapter 637B
 72 of NRS for certain government employees and other persons who do not engage in
 73 the private practice of audiology, speech-language pathology or fitting and
 74 dispensing hearing aids. **Section 49** of this bill authorizes the Board to issue a
 75 license without an examination to persons who hold certain certifications. **Sections**
 76 **48, 50, 53, 54 and 56-59** of this bill make certain provisions governing audiologists
 77 and speech-language pathologists applicable to hearing aid specialists as well.
 78 **Section 51** of this bill imposes fees for certain tasks relating to licensing. **Section**
 79 **53** provides that certain acts are grounds for disciplinary action.

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

1 **Section 1.** NRS 629.031 is hereby amended to read as follows:

2 629.031 Except as otherwise provided by a specific statute:

3 1. "Provider of health care" means **††**:

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

6 **(b) A** physician assistant **††**;

7 **(c) A** dentist **††**;

8 **(d) A** licensed nurse **††**;

9 **(e) A** dispensing optician **††**;

10 **(f) A speech-language pathologist;**

11 **(g) An audiologist;**

12 **(h) An** optometrist **††**;

13 **(i) A** practitioner of respiratory care **††**;

14 **(j) A** registered physical therapist **††**;

15 **(k) An** occupational therapist **††**;

16 **(l) A** podiatric physician **††**;

17 **(m) A** licensed psychologist **††**;

18 **(n) A** licensed marriage and family therapist **††**;

19 **(o) A** licensed clinical professional counselor **††**;

20 **(p) A** music therapist **††**;



- 1 (q) A chiropractor ~~H~~;
- 2 (r) An athletic trainer ~~H~~;
- 3 (s) A perfusionist ~~H~~;
- 4 (t) A doctor of Oriental medicine in any form ~~H~~;
- 5 (u) A medical laboratory director or technician ~~H~~;
- 6 (v) A pharmacist ~~H~~;
- 7 (w) A licensed dietitian ; or ~~ta~~
- 8 (x) A licensed hospital as the employer of any ~~such~~ person ~~H~~
- 9 *specified in this subsection.*

10 2. For the purposes of NRS 629.051, 629.061, 629.065 and
11 629.077, the term includes a facility that maintains the health care
12 records of patients.

13 3. For the purposes of NRS 629.400 to 629.490, inclusive, the
14 term includes:

15 (a) A person who holds a license or certificate issued pursuant to
16 chapter 631 of NRS; and

17 (b) A person who holds a current license or certificate to
18 practice his or her respective discipline pursuant to the applicable
19 provisions of law of another state or territory of the United States.

20 **Sec. 2.** NRS 629.053 is hereby amended to read as follows:

21 629.053 1. The State Board of Health and each board created
22 pursuant to chapter 630, 630A, 631, 632, 633, 634, 634A, 635, 636,
23 637, ~~637A,~~ 637B, 640, 640A, 640B, 640C, 641, 641A, 641B or
24 641C of NRS shall post on its website on the Internet, if any, a
25 statement which discloses that:

26 (a) Pursuant to the provisions of subsection 7 of NRS 629.051:

27 (1) The health care records of a person who is less than 23
28 years of age may not be destroyed; and

29 (2) The health care records of a person who has attained the
30 age of 23 years may be destroyed for those records which have been
31 retained for at least 5 years or for any longer period provided by
32 federal law; and

33 (b) Except as otherwise provided in subsection 7 of NRS
34 629.051 and unless a longer period is provided by federal law, the
35 health care records of a patient who is 23 years of age or older may
36 be destroyed after 5 years pursuant to subsection 1 of NRS 629.051.

37 2. The State Board of Health shall adopt regulations
38 prescribing the contents of the statements required pursuant to this
39 section.

40 **Sec. 3.** NRS 629.079 is hereby amended to read as follows:

41 629.079 1. If a health care licensing board determines that a
42 complaint received by the health care licensing board concerns a
43 matter within the jurisdiction of another health care licensing board,
44 the health care licensing board which received the complaint shall:



1 (a) Except as otherwise provided in paragraph (b), refer the
2 complaint to the other health care licensing board within 5 days after
3 making the determination; and

4 (b) If the health care licensing board also determines that the
5 complaint concerns an emergency situation, immediately refer the
6 complaint to the other health care licensing board.

7 2. If a health care licensing board determines that a complaint
8 received by the health care licensing board concerns a public health
9 emergency or other health event that is an immediate threat to the
10 health and safety of the public in a health care facility or the office
11 of a provider of health care, the health care licensing board shall
12 immediately notify the appropriate health authority for the purposes
13 of NRS 439.970.

14 3. A health care licensing board may refer a complaint pursuant
15 to subsection 1 or provide notification pursuant to subsection 2
16 orally, electronically or in writing.

17 4. The provisions of subsections 1 and 2 apply to any
18 complaint received by a health care licensing board, including,
19 without limitation:

20 (a) A complaint which concerns a person who or entity which is
21 licensed, certified or otherwise regulated by the health care licensing
22 board that received the complaint and by another health care
23 licensing board; and

24 (b) A complaint which concerns a person who or entity which is
25 licensed, certified or otherwise regulated solely by another health
26 care licensing board.

27 5. The provisions of this section do not prevent a health care
28 licensing board from acting upon a complaint which concerns a
29 matter within the jurisdiction of the health care licensing board
30 regardless of whether the health care licensing board refers the
31 complaint pursuant to subsection 1 or provides notification based
32 upon the complaint pursuant to subsection 2.

33 6. A health care licensing board or an officer or employee of
34 the health care licensing board is immune from any civil liability for
35 any decision or action taken in good faith and without malicious
36 intent in carrying out the provisions of this section.

37 7. As used in this section:

38 (a) "Health care facility" means any facility licensed pursuant to
39 chapter 449 of NRS.

40 (b) "Health care licensing board" means:

41 (1) A board created pursuant to chapter 630, 630A, 631, 632,
42 633, 634, 634A, 635, 636, 637, ~~637A,~~ 637B, 639, 640, 640A,
43 640B, 640C, 640D, 640E, 641, 641A, 641B or 641C of NRS.

44 (2) The Division of Public and Behavioral Health of the
45 Department of Health and Human Services.



1 **Sec. 4.** NRS 629.097 is hereby amended to read as follows:

2 629.097 1. If the Governor must appoint to a board a person
3 who is a member of a profession being regulated by that board, the
4 Governor shall solicit nominees from one or more applicable
5 professional associations in this State.

6 2. To the extent practicable, such an applicable professional
7 association shall provide nominees who represent the geographic
8 diversity of this State.

9 3. The Governor may appoint any qualified person to a board,
10 without regard to whether the person is nominated pursuant to this
11 section.

12 4. As used in this section, "board" refers to a board created
13 pursuant to chapter 630, 630A, 631, 632, 633, 634, 634A, 635, 636,
14 637, ~~637A,~~ 637B, 639, 640, 640A, 640B, 640C, 641, 641A, 641B
15 or 641C of NRS.

16 **Sec. 5.** NRS 630.279 is hereby amended to read as follows:

17 630.279 The Board shall adopt regulations regarding the
18 licensure of practitioners of respiratory care, including, without
19 limitation:

20 1. Educational and other qualifications of applicants;

21 2. Required academic programs which applicants must
22 successfully complete;

23 3. Procedures for applying for and issuing licenses;

24 4. Tests or examinations of applicants by the Board;

25 5. The types of medical services that a practitioner of
26 respiratory care may perform, except that a practitioner of
27 respiratory care may not perform those specific functions and duties
28 delegated or otherwise restricted by specific statute to persons
29 licensed as dentists, chiropractors, podiatric physicians,
30 optometrists, physicians, osteopathic physicians or hearing aid
31 specialists pursuant to this chapter or chapter 631, 633, 634, 635,
32 636 or ~~637A~~ 637B of NRS, as appropriate;

33 6. The duration, renewal and termination of licenses; and

34 7. The grounds and procedures for disciplinary actions against
35 practitioners of respiratory care.

36 **Sec. 6.** NRS 630A.299 is hereby amended to read as follows:

37 630A.299 The Board shall adopt regulations regarding the
38 certification of a homeopathic assistant, including, but not limited
39 to:

40 1. The educational and other qualifications of applicants.

41 2. The required academic program for applicants.

42 3. The procedures for applications for and the issuance of
43 certificates.

44 4. The tests or examinations of applicants by the Board.



1 5. The medical services which a homeopathic assistant may
2 perform, except that a homeopathic assistant may not perform those
3 specific functions and duties delegated or restricted by law to
4 persons licensed as dentists, chiropractors, podiatric physicians,
5 optometrists or hearing aid specialists under chapter 631, 634, 635,
6 636 or ~~637A,~~ **637B**, respectively, of NRS.

7 6. The duration, renewal and termination of certificates.

8 7. The grounds respecting disciplinary actions against
9 homeopathic assistants.

10 8. The supervision of a homeopathic assistant by a supervising
11 homeopathic physician.

12 9. The establishment of requirements for the continuing
13 education of homeopathic assistants.

14 **Sec. 7.** NRS 633.434 is hereby amended to read as follows:

15 633.434 The Board shall adopt regulations regarding the
16 licensure of a physician assistant, including, without limitation:

17 1. The educational and other qualifications of applicants.

18 2. The required academic program for applicants.

19 3. The procedures for applications for and the issuance of
20 licenses.

21 4. The tests or examinations of applicants by the Board.

22 5. The medical services which a physician assistant may
23 perform, except that a physician assistant may not perform
24 osteopathic manipulative therapy or those specific functions and
25 duties delegated or restricted by law to persons licensed as dentists,
26 chiropractors, doctors of Oriental medicine, podiatric physicians,
27 optometrists and hearing aid specialists under chapters 631, 634,
28 634A, 635, 636 and ~~637A,~~ **637B**, respectively, of NRS.

29 6. The grounds and procedures respecting disciplinary actions
30 against physician assistants.

31 7. The supervision of medical services of a physician assistant
32 by a supervising osteopathic physician.

33 **Sec. 8.** Chapter 637B of NRS is hereby amended by adding
34 thereto the provisions set forth as sections 9 to 35, inclusive, of this
35 act.

36 **Sec. 9.** *“Apprentice” means a person who is completing in-*
37 *service training under the supervision of a sponsor to become*
38 *eligible to apply for a license to engage in the practice of fitting*
39 *and dispensing hearing aids.*

40 **Sec. 10.** *“Dispensing audiologist” means a licensed*
41 *audiologist who has obtained an endorsement from the Board to*
42 *engage in the practice of fitting and dispensing hearing aids.*

43 **Sec. 11.** *“Hearing aid” means any:*

44 1. *Device worn by a person who suffers from impaired*
45 *hearing for the purpose of amplifying sound to improve hearing or*



1 *compensate for impaired hearing, including, without limitation,*
2 *an earmold; and*

3 *2. Part, attachment or accessory for such a device.*

4 **Sec. 12.** *“Hearing aid specialist” means any person licensed*
5 *to engage in the practice of fitting and dispensing hearing aids*
6 *pursuant to the provisions of this chapter.*

7 **Sec. 13.** *“Manufacturer” means any person who assembles,*
8 *manufactures or fabricates hearing aids or any parts or supplies*
9 *used in connection therewith.*

10 **Sec. 14.** *“Practice of fitting and dispensing hearing aids”*
11 *means measuring human hearing and selecting, adapting,*
12 *distributing or selling hearing aids and includes, without*
13 *limitation:*

14 *1. Making impressions for earmolds;*

15 *2. Administering and interpreting tests of human hearing and*
16 *middle ear functions;*

17 *3. Determining whether a person who suffers from impaired*
18 *hearing would benefit from a hearing aid;*

19 *4. Selecting and fitting hearing aids;*

20 *5. Providing assistance to a person after the fitting of a*
21 *hearing aid;*

22 *6. Providing services relating to the care and repair of*
23 *hearing aids;*

24 *7. Providing supervision and in-service training concerning*
25 *measuring human hearing and selecting, adapting, distributing or*
26 *selling hearing aids; and*

27 *8. Providing referral services for clinical evaluation,*
28 *rehabilitation and medical treatment of hearing impairment.*

29 **Sec. 15.** *“Sponsor” means a hearing aid specialist or*
30 *dispensing audiologist who is responsible for the direct*
31 *supervision and in-service training of an apprentice in the practice*
32 *of fitting and dispensing hearing aids.*

33 **Sec. 16.** *1. Except as otherwise provided in subsection 2,*
34 *the Board may, by majority vote, select one or more persons,*
35 *including, without limitation, a physician licensed pursuant to*
36 *chapter 630 of NRS, an osteopathic physician licensed pursuant to*
37 *chapter 633 of NRS or a member of the public, to serve as an*
38 *advisory member of the Board.*

39 *2. A person who is a stockholder in a manufacturer of*
40 *hearing aids may not be selected or serve as an advisory member*
41 *of the Board.*

42 *3. An advisory member may not vote on any matter before the*
43 *Board.*



1 **Sec. 17. The Board shall:**

2 1. *Enforce the provisions of this chapter and any regulations*
3 *adopted pursuant thereto;*

4 2. *Prepare and maintain a record of its proceedings,*
5 *including, without limitation, any administrative proceedings;*

6 3. *Evaluate the qualifications and determine the eligibility of*
7 *an applicant for any license or endorsement of a license issued*
8 *pursuant to this chapter and, upon payment of the appropriate fee,*
9 *issue the appropriate license or endorsement of a license to a*
10 *qualified applicant;*

11 4. *Adopt regulations establishing standards of practice for*
12 *persons licensed or endorsed pursuant to this chapter and any*
13 *other regulations necessary to carry out the provisions of this*
14 *chapter;*

15 5. *Require a person licensed or endorsed pursuant to this*
16 *chapter to submit to the Board documentation required by the*
17 *Board to determine whether the person has acquired the skills*
18 *necessary to engage in the practice of audiology, speech-language*
19 *pathology or fitting and dispensing hearing aids;*

20 6. *Investigate any complaint received by the Board against*
21 *any person licensed or endorsed pursuant to this chapter;*

22 7. *Hold hearings to determine whether any provision of this*
23 *chapter or any regulation adopted pursuant to this chapter has*
24 *been violated; and*

25 8. *Unless the Board determines that extenuating*
26 *circumstances exist, forward to the appropriate law enforcement*
27 *agency any substantiated information submitted to the Board*
28 *concerning a person who engages in the practice of or offers to*
29 *engage in the practice of audiology, speech-language pathology or*
30 *fitting and dispensing hearing aids without the appropriate license*
31 *or endorsement issued pursuant to the provisions of this chapter.*

32 **Sec. 18. 1. The Board shall adopt regulations prescribing:**

33 (a) *The examinations required pursuant to NRS 637B.160 and*
34 *concerning the practice of audiology and the practice of speech-*
35 *language pathology;*

36 (b) *The period for which a license issued pursuant to the*
37 *provisions of this chapter is valid which, except as otherwise*
38 *provided in NRS 637B.200, must be not less than 1 year; and*

39 (c) *The manner in which a license or endorsement issued*
40 *pursuant to this chapter must be renewed, which may include*
41 *requirements for continuing education.*

42 2. *The Board may adopt regulations providing for the late*
43 *renewal of a license and the reinstatement of an expired license,*
44 *except that the Board must not renew or reinstate a license more*
45 *than 3 years after the license expired.*



1 3. *The Board may, at the request of a person licensed*
2 *pursuant to this chapter, place a license on inactive status if the*
3 *holder of the license:*

4 (a) *Does not engage in, or represent that the person is*
5 *authorized to engage in, the practice of audiology, speech-*
6 *language pathology or fitting and dispensing hearing aids in this*
7 *State; and*

8 (b) *Satisfies any requirements for continuing education*
9 *prescribed by the Board pursuant to this section.*

10 **Sec. 19.** *1. Except as otherwise provided in subsection 2:*

11 (a) *An applicant for a license to engage in the practice of*
12 *speech-language pathology must satisfy the academic*
13 *requirements of an educational program accredited by the*
14 *American Speech-Language-Hearing Association or its successor*
15 *organization approved by the Board.*

16 (b) *An applicant for a license to engage in the practice of*
17 *audiology must satisfy the academic requirements of an*
18 *educational program accredited by the:*

19 (1) *American Speech-Language-Hearing Association or its*
20 *successor organization approved by the Board; or*

21 (2) *Accreditation Commission for Audiology Education or*
22 *its successor organization approved by the Board.*

23 2. *An applicant for a license to engage in the practice of*
24 *audiology or speech-language pathology who receives an*
25 *education in audiology or speech-language pathology from a*
26 *foreign school must prove to the satisfaction of the Board that his*
27 *or her educational program:*

28 (a) *Is substantially equivalent to the requirements set forth in*
29 *subsection 1, as applicable; and*

30 (b) *Is accredited by an accrediting agency approved by the*
31 *Board.*

32 **Sec. 20.** *Except for the holder of a provisional license issued*
33 *pursuant to section 22 of this act and in addition to the*
34 *requirements set forth in section 19 of this act, a speech-language*
35 *pathologist must hold a current certificate of clinical competence*
36 *issued by the American Speech-Language-Hearing Association or*
37 *its successor organization approved by the Board.*

38 **Sec. 21.** *1. Upon application and payment of the*
39 *application fee required pursuant to NRS 637B.230, the Board*
40 *may issue a limited license to engage in the practice of audiology*
41 *or speech-language pathology to a person who:*

42 (a) *Holds a current license to engage in the practice of*
43 *audiology or speech-language pathology in another state; and*



1 (b) Engages in the practice of audiology or speech-language
2 pathology in this State for demonstration, instructional or
3 educational purposes.

4 2. A limited license issued pursuant to this section is valid for
5 not more than 15 days.

6 **Sec. 22.** 1. Upon application and payment of the
7 application fee required pursuant to NRS 637B.230, the Board
8 may issue a provisional license to engage in the practice of:

9 (a) Speech-language pathology to a person who is completing
10 the clinical fellowship requirements for obtaining a certificate of
11 clinical competence issued by the American Speech-Language-
12 Hearing Association.

13 (b) Fitting and dispensing hearing aids to a person who:

14 (1) Holds a license to engage in the practice of fitting and
15 dispensing hearing aids in another state; and

16 (2) Is completing the training required for certification by
17 the National Board for Certification in Hearing Instrument
18 Sciences.

19 2. A provisional license issued pursuant to this section may
20 be:

21 (a) Renewed not more than twice; and

22 (b) Converted to an active license upon payment of the fee
23 required pursuant to NRS 637B.230 for converting the license and
24 the award of:

25 (1) A certificate of clinical competence by the American
26 Speech-Language-Hearing Association; or

27 (2) Certification by the National Board for Certification in
28 Hearing Instrument Sciences.

29 **Sec. 23.** An audiologist or an applicant for a license to
30 engage in the practice of audiology who wishes to engage in the
31 practice of fitting and dispensing hearing aids must:

32 1. Request an endorsement of the license to engage in the
33 practice of fitting and dispensing hearing aids; and

34 2. Pass an examination prescribed by the Board pursuant to
35 section 25 of this act. The examination must be identical to the
36 examination required for the licensure of hearing aid specialists.

37 **Sec. 24.** 1. A person who engages in the practice of
38 audiology or speech-language pathology by telepractice within this
39 State and is a resident of this State or provides services by
40 telepractice to any person in this State must:

41 (a) Hold a license to engage in the practice of audiology or
42 speech-language pathology, as applicable, in this State;

43 (b) Be knowledgeable and competent in the technology used to
44 provide services by telepractice;



1 (c) Only use telepractice to provide services for which delivery
2 by telepractice is appropriate;

3 (d) Provide services by telepractice that, as determined by the
4 Board, are substantially equivalent in quality to services provided
5 in person;

6 (e) Document any services provided by telepractice in the
7 record of the person receiving the services; and

8 (f) Comply with the provisions of this chapter and any
9 regulations adopted pursuant thereto.

10 2. As used in this section, "telepractice" means engaging in
11 the practice of audiology or speech-language pathology using
12 equipment that transfers information electronically, telephonically
13 or by fiber optics.

14 **Sec. 25.** The Board shall adopt regulations regarding the
15 practice of fitting and dispensing hearing aids, including, without
16 limitation:

17 1. The licensing of hearing aid specialists and apprentices;

18 2. The educational and training requirements for hearing aid
19 specialists and apprentices;

20 3. The examination required pursuant to NRS 637B.160 and
21 sections 23, 26 and 31 of this act concerning the practice of fitting
22 and dispensing hearing aids; and

23 4. A program of in-service training for apprentices.

24 **Sec. 26.** An applicant for a license to engage in the practice
25 of fitting and dispensing hearing aids must:

26 1. Successfully complete a program of education or training
27 approved by the Board which requires, without limitation, that the
28 applicant:

29 (a) Hold an associate's degree or bachelor's degree in hearing
30 instrument sciences; or

31 (b) Hold:

32 (1) A high school diploma or its equivalent or an
33 associate's degree or bachelor's degree in any field other than
34 hearing instrument sciences; and

35 (2) Successfully complete a training program in hearing
36 instrument sciences as prescribed by regulation of the Board.

37 2. Except as otherwise provided in section 22 of this act, be
38 certified by the National Board for Certification in Hearing
39 Instrument Sciences.

40 3. Pass the examination prescribed pursuant to section 25 of
41 this act.

42 4. Comply with the regulations adopted pursuant to section
43 25 of this act.



1 5. *Include in his or her application the complete street*
2 *address of each location from which the applicant intends to*
3 *engage in the practice of fitting and dispensing hearing aids.*

4 **Sec. 27.** 1. *The Board may issue an apprentice license to an*
5 *applicant who has not yet completed a program of education or*
6 *training approved by the Board pursuant to section 26 of this act*
7 *or passed the examination prescribed pursuant to section 25 of*
8 *this act.*

9 2. *An applicant for an apprentice license must provide proof*
10 *satisfactory to the Board that a sponsor has agreed to assume*
11 *responsibility for the direct supervision and in-service training of*
12 *the applicant.*

13 **Sec. 28.** *The Board shall adopt regulations setting forth*
14 *requirements for the supervision of a licensed apprentice and the*
15 *responsibilities of the sponsor and the apprentice.*

16 **Sec. 29.** 1. *All work performed by a licensed apprentice*
17 *must be directly supervised by a hearing aid specialist or*
18 *dispensing audiologist, and the hearing aid specialist or*
19 *dispensing audiologist is responsible and civilly liable for the*
20 *negligence or incompetence of the licensed apprentice under his*
21 *or her supervision.*

22 2. *Any selection of a hearing aid for a customer made by a*
23 *licensed apprentice must be approved by a hearing aid specialist or*
24 *dispensing audiologist.*

25 3. *Any audiogram or sales document prepared by a licensed*
26 *apprentice must be signed by the apprentice and the supervising*
27 *hearing aid specialist or dispensing audiologist.*

28 4. *As used in this section:*

29 (a) *“Incompetence” means a lack of ability to practice safely*
30 *and skillfully as a licensed apprentice arising from:*

31 (1) *A lack of knowledge or training; or*

32 (2) *An impaired physical or mental capability, including the*
33 *habitual abuse of alcohol or addiction to any controlled substance.*

34 (b) *“Negligence” means a deviation from the normal standard*
35 *of professional care exercised generally by apprentices.*

36 **Sec. 30.** 1. *A licensed apprentice shall, while engaged in*
37 *the practice of fitting and dispensing hearing aids, identify himself*
38 *or herself as an apprentice.*

39 2. *Any advertisement or promotional materials that refer to*
40 *an apprentice must identify the apprentice as an apprentice.*

41 **Sec. 31.** *A person may not serve as a licensed apprentice for*
42 *more than 3 years without passing the examination prescribed*
43 *pursuant to section 25 of this act.*

44 **Sec. 32.** *A hearing aid specialist or dispensing audiologist,*
45 *upon request by a physician or a member of a related profession*



1 *specified by the Board, may make audiograms for the physician's*
2 *or member's use in consultation with a person who suffers from*
3 *impaired hearing.*

4 **Sec. 33.** *Every hearing aid specialist and licensed apprentice*
5 *shall display his or her license conspicuously in each place where*
6 *the licensee conducts business as a hearing aid specialist or a*
7 *licensed apprentice.*

8 **Sec. 34.** *Every hearing aid specialist and licensed apprentice*
9 *shall, within 10 days after changing the address of his or her place*
10 *of business, notify the Board of the new address of his or her place*
11 *of business.*

12 **Sec. 35.** *1. A hearing aid specialist or dispensing*
13 *audiologist licensed pursuant to this chapter may sell hearing aids*
14 *by catalog, mail or the Internet if:*

15 *(a) The hearing aid specialist or dispensing audiologist has*
16 *received:*

17 *(I) A written statement signed by:*

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

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

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

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

37 *(b) The person to whom the hearing aid will be sold has signed*
38 *a statement acknowledging that the hearing aid specialist or*
39 *dispensing audiologist is selling him or her the hearing aid by*
40 *catalog, mail or the Internet based upon the information submitted*
41 *by the person in accordance with this section.*

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



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

5 **Sec. 36.** NRS 637B.010 is hereby amended to read as follows:

6 637B.010 The practice of audiology , ~~and~~ the practice of
7 ~~speech~~ **speech-language** pathology **and the practice of fitting and**
8 **dispensing hearing aids** are hereby declared to be learned
9 professions, affecting public safety and welfare and charged with
10 the public interest, and are therefore subject to protection and
11 regulation by the State.

12 **Sec. 37.** NRS 637B.020 is hereby amended to read as follows:

13 637B.020 As used in this chapter, unless the context otherwise
14 requires, the words and terms defined in NRS 637B.030 to
15 637B.070, inclusive, **and sections 9 to 15, inclusive, of this act** have
16 the meanings ascribed to them in those sections.

17 **Sec. 38.** NRS 637B.030 is hereby amended to read as follows:

18 637B.030 “Audiologist” means any person who ~~engages~~ **is**
19 **licensed to engage** in the practice of audiology ~~+~~ **pursuant to the**
20 **provisions of this chapter.**

21 **Sec. 39.** NRS 637B.040 is hereby amended to read as follows:

22 637B.040 “Board” means the ~~Board of Examiners for~~
23 ~~Audiology and Speech~~ **Speech-Language** Pathology ~~+~~ ,
24 **Audiology and Hearing Aid Dispensing Board.**

25 **Sec. 40.** NRS 637B.050 is hereby amended to read as follows:

26 637B.050 “Practice of audiology” ~~consists of holding out to~~
27 ~~the public, or rendering, services for the measurement, testing,~~
28 ~~appraisal, prediction, consultation, counseling, research or treatment~~
29 ~~of~~ **means the application of principles, methods and procedures**
30 **relating to hearing and balance, hearing ~~impairment,~~ disorders**
31 **and related speech and language disorders and includes, without**
32 **limitation:**

33 1. **The conservation of auditory system functions;**

34 2. **Screening, identifying, assessing and interpreting,**
35 **preventing and rehabilitating auditory and balance system**
36 **disorders;**

37 3. **The selection, fitting, programming and dispensing of**
38 **hearing aids, the programming of cochlear implants and other**
39 **technology which assists persons with hearing and training**
40 **persons to use such technology;**

41 4. **Providing vestibular and auditory rehabilitation, cerumen**
42 **management and associated counseling services;**

43 5. **Conducting research on hearing and hearing disorders** for
44 the purpose of modifying disorders in communication involving
45 speech, language and hearing ~~+~~ ; **and**



1 **6. Providing referral services for medical diagnosis and**
2 **treatment.**

3 **Sec. 41.** NRS 637B.060 is hereby amended to read as follows:

4 637B.060 “Practice of ~~speech~~ *speech-language* pathology”
5 ~~consists of holding out to the public, or rendering, services for the~~
6 ~~measurement, testing, identification, prediction, treatment or~~
7 ~~modification of, or counseling or research concerning:~~

8 ~~—1. Normal and abnormal development of a person’s ability to~~
9 ~~communicate;~~

10 ~~—2. Disorders and problems concerning a person’s ability to~~
11 ~~communicate;~~

12 ~~—3. Deficiencies in a person’s sensory, perceptual, motor,~~
13 ~~ognitive and social skills necessary to enable the person to~~
14 ~~communicate; and~~

15 ~~—4. Sensorimotor functions of a person’s mouth, pharynx and~~
16 ~~larynx.] means the application of principles, methods and~~
17 ~~procedures relating to the development and effectiveness of~~
18 ~~human communication and disorders of human communication,~~
19 ~~and includes, without limitation:~~

20 1. *The prevention, screening, consultation, assessment,*
21 *treatment, counseling, collaboration and referral services for*
22 *disorders of speech, fluency, resonance voice language, feeding,*
23 *swallowing and cognitive aspects of communication;*

24 2. *Argumentative and alternative communication techniques*
25 *and strategies;*

26 3. *Auditory training, speech reading and speech and*
27 *language intervention for persons who suffer from hearing loss;*

28 4. *The screening of persons for hearing loss and middle ear*
29 *pathology;*

30 5. *Vocal tract imaging and visualization by the use of*
31 *nonmedical oral and nasal endoscopy;*

32 6. *Selecting, fitting and establishing effective use of*
33 *prosthetic or adaptive devices for communication, swallowing or*
34 *other upper respiratory and digestive functions, not including*
35 *sensory devices used by persons with hearing loss;*

36 7. *Providing services to modify or enhance communication;*
37 *and*

38 8. *Providing referral services for medical diagnosis and*
39 *treatment.*

40 **Sec. 42.** NRS 637B.070 is hereby amended to read as follows:

41 637B.070 ~~“Speech~~ *“Speech-language* pathologist” means
42 any person who ~~engages~~ *is licensed to engage* in the practice of
43 ~~speech~~ *speech-language* pathology ~~]~~ *pursuant to the provisions*
44 *of this chapter.*



1 **Sec. 43.** NRS 637B.080 is hereby amended to read as follows:
2 637B.080 The provisions of this chapter do not apply to ~~†~~

3 ~~—1.— Any physician or any person who is working with patients or~~
4 ~~clients under the direct, immediate supervision of a physician and~~
5 ~~for whom the physician is directly responsible.~~

6 ~~—2.— Any hearing aid specialist who is licensed pursuant to~~
7 ~~chapter 637A of NRS and who is acting within the scope of the~~
8 ~~license.~~

9 ~~—3.— Any~~ *any* person who:

10 ~~(a)~~ *1.* Holds a current credential ~~†as an audiologist or a~~
11 ~~speech pathologist†~~ issued by the Department of Education ~~†;~~

12 ~~—(b)† pursuant to chapter 391 of NRS and any regulations~~
13 ~~adopted pursuant thereto and engages in the practice of audiology~~
14 ~~or speech-language pathology within the scope of that credential;~~

15 2. Is employed ~~†as an audiologist or a speech pathologist by a~~
16 ~~federal agency or the Department of Health and Human Services;~~

17 ~~—(e)† by the Federal Government and engages in the practice of~~
18 ~~audiology or speech-language pathology within the scope of that~~
19 ~~employment;~~

20 3. Is a ~~†graduate†~~ student ~~†intern†~~ enrolled in a program or
21 school approved by the Board , ~~†and†~~ is pursuing a ~~†graduate†~~ degree
22 in audiology or ~~†speech†~~ *speech-language* pathology ~~†;~~

23 ~~—(d) Is a registered nurse employed as a school nurse; or~~

24 ~~—(e)† and is clearly designated to the public as a student; or~~

25 4. Holds a current ~~†certificate from the Council on the~~
26 ~~Education of the Deaf as a teacher.†~~ *license issued pursuant to*
27 ~~chapters 630 to 637, inclusive, or 640 to 641C, inclusive, of NRS,~~

28 ↪ and who does not engage in the private practice of audiology or
29 ~~†of speech†~~ *speech-language* pathology in this State.

30 **Sec. 44.** NRS 637B.100 is hereby amended to read as follows:

31 637B.100 1. The ~~†Board of Examiners for Audiology and~~
32 ~~Speech†~~ *Speech-Language* Pathology, *Audiology and Hearing Aid*
33 ~~Dispensing Board~~, consisting of ~~†five†~~ *eight* members appointed by
34 the Governor, is hereby created.

35 2. The Governor shall appoint:

36 (a) ~~†Two†~~ *Three* members who ~~†have been engaged in the~~
37 ~~practice of speech pathology for 2 years or more;†~~ *are speech-*
38 ~~language pathologists, each of whom must practice in a different~~
39 ~~setting, including, without limitation, a university, public school,~~
40 ~~hospital or private practice;~~

41 (b) ~~†One member who has been engaged in the practice of~~
42 ~~audiology for 2 years or more;†~~ *Two members who are*
43 ~~audiologists, at least one of whom must be a dispensing~~
44 ~~audiologist;~~



1 (c) ~~{One member}~~ *Two members* who ~~{is a physician and who is~~
2 ~~certified by the Board of Medical Examiners as a specialist in~~
3 ~~otolaryngology, pediatrics or neurology;}~~ *are hearing aid*
4 *specialists;* and

5 (d) One member who is a representative of the general public.
6 This member must not be:

7 (1) A ~~{speech}~~ *speech-language* pathologist , *hearing aid*
8 *specialist* or an audiologist; or

9 (2) The spouse or the parent or child, by blood, marriage or
10 adoption, of a ~~{speech}~~ *speech-language* pathologist , *hearing aid*
11 *specialist* or an audiologist.

12 3. ~~{Members of the Board who are speech pathologists and~~
13 ~~audiologists must be representative of the university, public school,~~
14 ~~hospital or private aspects of the practice of audiology and of speech~~
15 ~~pathology.~~

16 ~~—4.}~~ Each member of the Board who is ~~{a speech pathologist or}~~
17 ~~an audiologist , a speech-language pathologist or a hearing aid~~
18 ~~specialist~~ must ~~{hold}~~ :

19 (a) *Have practiced, taught or conducted research in his or her*
20 *profession for the 3 years immediately preceding the appointment;*
21 *and*

22 (b) *Hold* a current license issued pursuant to this chapter . ~~{or a~~
23 ~~current certificate of clinical competence from the American~~
24 ~~Speech-Language-Hearing Association.~~

25 ~~—5. The member who is a representative of the general public~~
26 ~~may not participate in preparing, conducting or grading any~~
27 ~~examination required by the Board.}~~

28 4. *A person who is a stockholder in a manufacturer of*
29 *hearing aids may not be selected to or serve as a member of the*
30 *Board.*

31 5. *After the initial terms, each member of the Board serves a*
32 *term of 3 years.*

33 6. *A member of the Board shall not serve for more than two*
34 *terms.*

35 7. *If a vacancy occurs during the term of a member, the*
36 *Governor shall appoint a person similarly qualified to replace that*
37 *member for the remainder of the unexpired term.*

38 **Sec. 44.5.** NRS 637B.100 is hereby amended to read as
39 follows:

40 637B.100 1. The Speech-Language Pathology, Audiology
41 and Hearing Aid Dispensing Board, consisting of ~~{eight}~~ *seven*
42 members appointed by the Governor, is hereby created.

43 2. The Governor shall appoint:



1 (a) Three members who are speech-language pathologists, each
2 of whom must practice in a different setting, including, without
3 limitation, a university, public school, hospital or private practice;

4 (b) Two members who are audiologists, at least one of whom
5 must be a dispensing audiologist;

6 (c) ~~Two members~~ **One member** who ~~are~~ **is a** hearing aid
7 ~~specialists;~~ **specialist**; and

8 (d) One member who is a representative of the general public.
9 This member must not be:

10 (1) A speech-language pathologist, hearing aid specialist or
11 an audiologist; or

12 (2) The spouse or the parent or child, by blood, marriage or
13 adoption, of a speech-language pathologist, hearing aid specialist or
14 an audiologist.

15 3. Each member of the Board who is an audiologist, a speech-
16 language pathologist or a hearing aid specialist must:

17 (a) Have practiced, taught or conducted research in his or her
18 profession for the 3 years immediately preceding the appointment;
19 and

20 (b) Hold a current license issued pursuant to this chapter.

21 4. A person who is a stockholder in a manufacturer of hearing
22 aids may not be selected to or serve as a member of the Board.

23 5. After the initial terms, each member of the Board serves a
24 term of 3 years.

25 6. A member of the Board shall not serve for more than two
26 terms.

27 7. If a vacancy occurs during the term of a member, the
28 Governor shall appoint a person similarly qualified to replace that
29 member for the remainder of the unexpired term.

30 **Sec. 45.** NRS 637B.120 is hereby amended to read as follows:

31 637B.120 1. ***The Board shall elect from its members a***
32 ***Chair and Vice Chair. The officers of the Board hold their***
33 ***respective offices at the pleasure of the Board.***

34 2. The Board shall meet at least ***twice*** annually and may meet
35 at other times on the call of the ~~President~~ ***Chair*** or a majority of its
36 members.

37 ~~2-~~ 3. A majority of the Board constitutes a quorum to
38 transact all business.

39 4. ***The Board shall comply with the provisions of chapter 241***
40 ***of NRS, and all meetings of the Board must be conducted in***
41 ***accordance with that chapter.***

42 **Sec. 46.** NRS 637B.130 is hereby amended to read as follows:

43 637B.130 1. A member of the Board is entitled to receive:

44 (a) A salary of not more than \$150 per day, as fixed by the
45 Board, while engaged in the business of the Board; and



1 (b) A per diem allowance and travel expenses at a rate fixed by
2 the Board, while engaged in the business of the Board. The rate
3 must not exceed the rate provided for state officers and employees
4 generally.

5 2. While engaged in the business of the Board, each employee
6 of the Board is entitled to receive a per diem allowance and travel
7 expenses at a rate fixed by the Board. The rate must not exceed the
8 rate provided for state officers and employees generally.

9 *3. The Board may employ and fix the compensation of an*
10 *Executive Director and any other employee necessary to the*
11 *discharge of its duties.*

12 *4. The expenses of the Board and members of the Board, and*
13 *the salaries of its employees, must be paid from the fees received*
14 *by the Board pursuant to this chapter, and no part of those*
15 *expenses and salaries may be paid out of the State General Fund.*

16 **Sec. 47.** NRS 637B.160 is hereby amended to read as follows:

17 637B.160 ~~{1. An applicant for a license to engage in the~~
18 ~~practice of audiology or speech pathology must be issued a license}~~
19 ~~Except as otherwise provided in NRS 637B.200 and sections 22~~
20 ~~and 27 of this act, to be eligible for licensing by the Board {if the},~~
21 ~~an applicant {:~~

- 22 ~~—(a) Is over the age of 21 years;~~
- 23 ~~—(b) Is a citizen of the United States, or is lawfully entitled to~~
24 ~~remain and work in the United States;~~
- 25 ~~—(c) Is} for a license to engage in the practice of audiology,~~
26 ~~speech-language pathology or fitting and dispensing hearing aids~~
27 ~~must:~~

- 28 1. *Be a natural person* of good moral character;
29 ~~{(d) Meets the requirements for education or training and~~
30 ~~experience provided by subsection 2;~~
- 31 ~~—(e) Has completed at least 300 clock hours of supervised clinical~~
32 ~~experience in audiology or speech pathology, or both;~~
- 33 ~~—(f) Applies for the license in the manner provided by the Board;~~
- 34 ~~—(g) Passes any}~~
- 35 2. *Pass an examination* ~~{required by this chapter;~~
36 ~~—(h) Pays} prescribed by the Board pursuant to section 18 or 25~~
37 ~~of this act, as applicable;~~

- 38 3. *Pay* the fees provided for in this chapter; and
- 39 ~~{(i) Submits}~~
- 40 4. *Submit* all information required to complete an application
41 for a license.

42 ~~{2. An applicant must possess a master's degree in audiology~~
43 ~~or in speech pathology from an accredited educational institution or~~
44 ~~possess equivalent training and experience. If an applicant seeks to~~
45 ~~qualify on the basis of equivalent training and experience, the~~



~~applicant must submit to the Board satisfactory evidence that he or she has obtained at least 60 semester credits, or equivalent quarter credits, in courses related to the normal development, function and use of speech and language or hearing, including, but not limited to, the management of disorders of speech or hearing and the legal, professional and ethical practices of audiology or speech pathology. At least 24 of the 60 credits, excluding any credits obtained for a thesis or dissertation, must have been obtained for courses directly relating to audiology or speech pathology.~~

Sec. 48. NRS 637B.166 is hereby amended to read as follows:

637B.166 1. In addition to any other requirements set forth in this chapter:

(a) An applicant for the issuance of a license to engage in the practice of audiology ~~for speech~~, *speech-language pathology or fitting and dispensing hearing aids* shall include the social security number of the applicant in the application submitted to the Board.

(b) An applicant for the issuance or renewal of a license to engage in the practice of audiology ~~for speech~~, *speech-language pathology or fitting and dispensing hearing aids* shall submit to the Board the statement prescribed by the Division of Welfare and Supportive Services of the Department of Health and Human Services pursuant to NRS 425.520. The statement must be completed and signed by the applicant.

2. The Board shall include the statement required pursuant to subsection 1 in:

(a) The application or any other forms that must be submitted for the issuance or renewal of the license; or

(b) A separate form prescribed by the Board.

3. A license to engage in the practice of audiology ~~for speech~~, *speech-language pathology or fitting and dispensing hearing aids* may not be issued or renewed by the Board if the applicant:

(a) Fails to submit the statement required pursuant to subsection 1; or

(b) Indicates on the statement submitted pursuant to subsection 1 that the applicant is subject to a court order for the support of a child and is not in compliance with the order or a plan approved by the district attorney or other public agency enforcing the order for the repayment of the amount owed pursuant to the order.

4. If an applicant indicates on the statement submitted pursuant to subsection 1 that the applicant is subject to a court order for the support of a child and is not in compliance with the order or a plan approved by the district attorney or other public agency enforcing the order for the repayment of the amount owed pursuant to the order, the Board shall advise the applicant to contact the district



* A B 1 1 5 R 2 *

1 attorney or other public agency enforcing the order to determine the
2 actions that the applicant may take to satisfy the arrearage.

3 **Sec. 49.** NRS 637B.190 is hereby amended to read as follows:

4 637B.190 The Board may issue a license without examination
5 to a person who holds:

6 1. ~~1. A current license to practice audiology or speech pathology~~
7 ~~in a state whose licensing requirements at the time the license was~~
8 ~~issued are deemed by the Board to be substantially equivalent to~~
9 ~~those provided by this chapter; or~~

10 ~~—2.1~~ A *current* certificate of clinical competence issued by the
11 American ~~{Speech and Hearing}~~ *Speech-Language-Hearing*
12 Association in the field of practice for which the person is applying
13 for a license ~~{}~~ ; or

14 2. *Current certification from the American Board of*
15 *Audiology.*

16 **Sec. 50.** NRS 637B.200 is hereby amended to read as follows:

17 637B.200 1. The Board ~~{shall}~~ *may* issue a temporary license
18 to *engage in the* practice ~~{audiology or speech}~~ of:

19 (a) *Audiology, speech-language* pathology ~~{}~~ *or fitting and*
20 *dispensing hearing aids* upon application and the payment of the
21 *fee* required ~~{fee,}~~ *pursuant to NRS 637B.230* to any person who is
22 so licensed in another state and who meets all the qualifications for
23 licensing in this State ~~{other than passing the examination.}~~ ; and

24 (b) *Fitting and dispensing hearing aids upon application and*
25 *payment of the fee required pursuant to NRS 637B.230 to any*
26 *person who meets all of the qualifications for licensing as a*
27 *hearing aid specialist or an endorsement of a license to engage in*
28 *the practice of fitting and dispensing hearing aids other than*
29 *passing the examination concerning the practice of fitting and*
30 *dispensing hearing aids prescribed pursuant to section 25 of this*
31 *act.*

32 2. *The Board may issue a temporary license to engage in the*
33 *practice of audiology, speech-language pathology or fitting and*
34 *dispensing hearing aids upon application and payment of the fee*
35 *required pursuant to NRS 637B.230 to any spouse of a member of*
36 *the Armed Forces of the United States who:*

37 (a) *Is so licensed in another state; and*

38 (b) *Attests that he or she meets all of the qualifications for*
39 *licensure in this State.*

40 3. A temporary license issued pursuant to this section ~~{is valid~~
41 ~~until the Board publishes the results of the examination next~~
42 ~~administered after the license is issued.}~~ :

43 (a) *Is valid for not more than 6 months;*

44 (b) *May be renewed not more than once; and*



1 (c) *May be converted to an active license upon the completion*
2 *of all requirements for a license and payment of the fee required*
3 *by NRS 637B.230.*

4 **Sec. 51.** NRS 637B.230 is hereby amended to read as follows:
5 637B.230 1. The Board shall charge and collect only the
6 following fees whose amounts must be determined by the Board, but
7 may not exceed:

8	Application fee for a license to practice speech	
9	pathology	\$100
10	Application fee for a license to practice audiology	100
11	Annual fee	\$150
12	<i>License fee</i>	<i>100</i>
13	<i>Fee for the renewal of a license</i>	150 <i>100</i>
14	Reinstatement fee.....	75 <i>100</i>
15	<i>Examination fee</i>	<i>300</i>
16	<i>Fee for converting to a different type of license</i>	<i>50</i>
17	<i>Fee for each additional license or endorsement</i>	<i>50</i>
18	<i>Fee for obtaining license information</i>	<i>50</i>
19		
20		

21 2. All fees are payable in advance and may not be refunded.

22 **Sec. 52.** NRS 637B.240 is hereby amended to read as follows:
23 637B.240 1. All fees collected under the provisions of this
24 chapter must be paid to the ~~Secretary-Treasurer of the~~ Board to be
25 used to defray the necessary expenses of the Board. The ~~Secretary-~~
26 ~~Treasurer~~ *Board* shall deposit the fees in qualified banks, credit
27 unions or savings and loan associations in this State.

28 2. In a manner consistent with the provisions of chapter 622A
29 of NRS, the Board may delegate to a hearing officer or panel its
30 authority to take any disciplinary action pursuant to this chapter,
31 impose and collect civil penalties therefor and deposit the money
32 therefrom in banks, credit unions or savings and loan associations in
33 this State.

34 3. If a hearing officer or panel is not authorized to take
35 disciplinary action pursuant to subsection 2 and the Board deposits
36 the money collected from the imposition of civil penalties with the
37 State Treasurer for credit to the State General Fund, it may present a
38 claim to the State Board of Examiners for recommendation to the
39 Interim Finance Committee if money is needed to pay attorney's
40 fees or the costs of an investigation, or both.

41 **Sec. 53.** NRS 637B.250 is hereby amended to read as follows:
42 637B.250 1. The grounds for initiating disciplinary action
43 pursuant to this chapter are:

- 44 ~~1-1~~ (a) Unprofessional conduct.
- 45 ~~1-2~~ (b) Conviction of:



1 ~~[(a)]~~ (1) A violation of any federal or state law regarding the
2 possession, distribution or use of any controlled substance or any
3 dangerous drug as defined in chapter 454 of NRS;

4 ~~[(b)]~~ (2) A felony *or gross misdemeanor* relating to the practice
5 of audiology ~~for speech~~, *speech-language pathology* ~~fitting~~ *or fitting*
6 *and dispensing hearing aids*;

7 ~~[(e)]~~ (3) A violation of any of the provisions of NRS 616D.200,
8 616D.220, 616D.240 or 616D.300 to 616D.440, inclusive; or

9 ~~[(d)]~~ (4) Any offense involving moral turpitude.

10 ~~[(3)]~~ (c) ~~Suspension or revocation of a license to practice~~
11 ~~audiology or speech pathology by any other jurisdiction.~~

12 ~~4.]~~ Gross or repeated malpractice, which may be evidenced by
13 claims of malpractice settled against a practitioner.

14 ~~[(5)]~~ (d) Professional incompetence.

15 ~~[(6)]~~ (e) Operation of a medical facility, as defined in NRS
16 449.0151, at any time during which:

17 ~~[(a)]~~ (1) The license of the facility is suspended or revoked; or

18 ~~[(b)]~~ (2) An act or omission occurs which results in the
19 suspension or revocation of the license pursuant to NRS 449.160.

20 ~~↳~~ This ~~subsection~~ *paragraph* applies to an owner or other
21 principal responsible for the operation of the facility.

22 2. *As used in this section, "unprofessional conduct" includes,*
23 *without limitation:*

24 (a) *Conduct that is harmful to the public health or safety;*

25 (b) *Obtaining a license through fraud or misrepresentation of*
26 *a material fact;*

27 (c) *Suspension or revocation of a license to engage in the*
28 *practice of audiology, speech-language pathology or fitting and*
29 *dispensing hearing aids; and*

30 (d) *A violation of any provision of:*

31 (1) *Federal law concerning the practice of audiology,*
32 *speech-language pathology or fitting and dispensing hearing aids*
33 *or any regulations adopted pursuant thereto, including, without*
34 *limitation, 21 C.F.R. §§ 801.420 and 801.421;*

35 (2) *NRS 597.264 to 597.2667, inclusive, or any regulations*
36 *adopted pursuant thereto; or*

37 (3) *This chapter or any regulations adopted pursuant*
38 *thereto.*

39 **Sec. 54.** NRS 637B.255 is hereby amended to read as follows:

40 637B.255 1. If the Board receives a copy of a court order
41 issued pursuant to NRS 425.540 that provides for the suspension of
42 all professional, occupational and recreational licenses, certificates
43 and permits issued to a person who is the holder of a license to
44 engage in the practice of audiology ~~for speech~~, *speech-language*
45 *pathology* ~~fitting~~ *or fitting and dispensing hearing aids*, the Board shall



1 deem the license issued to that person to be suspended at the end of
2 the 30th day after the date on which the court order was issued
3 unless the Board receives a letter issued to the holder of the license
4 by the district attorney or other public agency pursuant to NRS
5 425.550 stating that the holder of the license has complied with the
6 subpoena or warrant or has satisfied the arrearage pursuant to
7 NRS 425.560.

8 2. The Board shall reinstate a license to engage in the practice
9 of audiology ~~for speech~~, *speech-language* pathology *or fitting and*
10 *dispensing hearing aids* that has been suspended by a district court
11 pursuant to NRS 425.540 if:

12 (a) The Board receives a letter issued by the district attorney or
13 other public agency pursuant to NRS 425.550 to the person whose
14 license was suspended stating that the person whose license was
15 suspended has complied with the subpoena or warrant or has
16 satisfied the arrearage pursuant to NRS 425.560; and

17 (b) The person whose license was suspended pays any fees
18 imposed by the Board pursuant to NRS 637B.230 for the
19 reinstatement of a license.

20 **Sec. 55.** NRS 637B.280 is hereby amended to read as follows:

21 637B.280 1. If, after notice and a hearing as required by law,
22 the Board determines that the applicant or licensee has committed
23 any act which constitutes grounds for disciplinary action, the Board
24 may, in the case of the applicant, refuse to issue a license, and in all
25 other cases:

26 (a) Refuse to renew a license;

27 (b) Revoke a license;

28 (c) Suspend a license ; ~~for a definite time, not to exceed 1~~
29 ~~year;~~

30 (d) Administer to the licensee a public reprimand; ~~or~~

31 (e) *Impose conditions on the practice of the licensee;*

32 (f) Impose a civil penalty not to exceed ~~1,000~~ *\$5,000 for*
33 *each act constituting grounds for disciplinary action; or*

34 (g) *Impose any combination of the disciplinary actions*
35 *described in paragraphs (a) to (f), inclusive.*

36 2. The Board shall not administer a private reprimand.

37 3. An order that imposes discipline and the findings of fact and
38 conclusions of law supporting that order are public records.

39 **Sec. 56.** NRS 637B.290 is hereby amended to read as follows:

40 637B.290 1. A person shall not engage in the practice of
41 audiology ~~for speech~~, *speech-language* pathology *or fitting and*
42 *dispensing hearing aids* in this State without holding a valid license
43 issued pursuant to the provisions of this chapter.

44 2. In addition to any other penalty prescribed by law, if the
45 Board determines that a person has engaged in the practice of



1 audiology ~~for speech~~, *speech-language pathology or fitting and*
2 *dispensing hearing aids* in this State without holding a valid license
3 issued pursuant to the provisions of this chapter, the Board may:

4 (a) Issue and serve on the person an order to cease and desist
5 until the person obtains from the Board the proper license or
6 otherwise demonstrates that he or she is no longer in violation of
7 subsection 1. An order to cease and desist must include a telephone
8 number with which the person may contact the Board.

9 (b) Issue a citation to the person. A citation issued pursuant to
10 this paragraph must be in writing, describe with particularity the
11 nature of the violation and inform the person of the provisions of
12 this paragraph. Each activity in which the person is engaged
13 constitutes a separate offense for which a separate citation may be
14 issued. To appeal a citation, the person must submit a written
15 request for a hearing to the Board not later than 30 days after the
16 date of issuance of the citation.

17 (c) Assess against the person an administrative fine of not more
18 than \$5,000.

19 (d) Impose any combination of the penalties set forth in
20 paragraphs (a), (b) and (c).

21 **Sec. 57.** NRS 637B.291 is hereby amended to read as follows:

22 637B.291 Unless the Board determines that extenuating
23 circumstances exist, the Board shall forward to the appropriate law
24 enforcement agency any substantiated information submitted to the
25 Board concerning a person who ~~practices~~ *engages in the practice*
26 *of* or offers to *engage in the* practice of audiology ~~for speech~~,
27 *speech-language pathology or fitting and dispensing hearing aids*
28 without the appropriate license issued pursuant to the provisions of
29 this chapter.

30 **Sec. 58.** NRS 637B.295 is hereby amended to read as follows:

31 637B.295 A member or any agent of the Board may enter any
32 premises in this State where a person who holds a license issued
33 pursuant to the provisions of this chapter ~~practices~~ *engages in the*
34 *practice of* audiology ~~for speech~~, *speech-language pathology or*
35 *fitting and dispensing hearing aids* and inspect it to determine
36 whether a violation of any provision of this chapter has occurred,
37 including, without limitation, an inspection to determine whether
38 any person at the premises is ~~practicing~~ *engaging in the practice*
39 *of* audiology ~~for speech~~, *speech-language pathology or fitting and*
40 *dispensing hearing aids* without the appropriate license issued
41 pursuant to the provisions of this chapter.

42 **Sec. 59.** NRS 637B.310 is hereby amended to read as follows:

43 637B.310 1. The Board through its ~~President~~ *Chair* or
44 ~~Secretary-Treasurer~~ *Vice Chair* may maintain in any court of
45 competent jurisdiction a suit for an injunction against any person



1 ~~practicing~~ *engaging in the practice of* audiology ~~for speech~~ ,
2 *speech-language* pathology *or fitting and dispensing hearing aids*
3 without a license valid under this chapter.

4 2. Such an injunction:

5 (a) May be issued without proof of actual damage sustained by
6 any person, this provision being a preventive as well as a punitive
7 measure.

8 (b) Shall not relieve such person from criminal prosecution for
9 practicing without a license.

10 **Sec. 60.** NRS 644.449 is hereby amended to read as follows:

11 644.449 1. If the Board determines that a complaint filed
12 with the Board concerns a matter within the jurisdiction of another
13 licensing board, the Board shall refer the complaint to the other
14 licensing board within 5 days after making the determination.

15 2. The Board may refer a complaint pursuant to subsection 1
16 orally, electronically or in writing.

17 3. The provisions of subsection 1 apply to any complaint filed
18 with the Board, including, without limitation:

19 (a) A complaint which concerns a person who or entity which is
20 licensed, certified or otherwise regulated by the Board or by another
21 licensing board; and

22 (b) A complaint which concerns a person who or entity which is
23 licensed, certified or otherwise regulated solely by another licensing
24 board.

25 4. The provisions of this section do not prevent the Board from
26 acting upon a complaint which concerns a matter within the
27 jurisdiction of the Board regardless of whether the Board refers the
28 complaint pursuant to subsection 1.

29 5. The Board or an officer or employee of the Board is immune
30 from any civil liability for any decision or action taken in good faith
31 and without malicious intent in carrying out the provisions of this
32 section.

33 6. As used in this section, "licensing board" means a board
34 created pursuant to chapter 630, 630A, 631, 632, 633, 634, 634A,
35 635, 636, 637, ~~637A,~~ 637B, 639, 640, 640A, 640B, 640C, 640D,
36 640E, 641, 641A, 641B, 641C, 643, 644 or 654 of NRS.

37 **Sec. 61.** NRS 654.185 is hereby amended to read as follows:

38 654.185 1. If the Board determines that a complaint filed
39 with the Board concerns a matter within the jurisdiction of another
40 licensing board, the Board shall refer the complaint to the other
41 licensing board within 5 days after making the determination.

42 2. The Board may refer a complaint pursuant to subsection 1
43 orally, electronically or in writing.

44 3. The provisions of subsection 1 apply to any complaint filed
45 with the Board, including, without limitation:



1 (a) A complaint which concerns a person who or entity which is
2 licensed, certified or otherwise regulated by the Board or by another
3 licensing board; and

4 (b) A complaint which concerns a person who or entity which is
5 licensed, certified or otherwise regulated solely by another licensing
6 board.

7 4. The provisions of this section do not prevent the Board from
8 acting upon a complaint which concerns a matter within the
9 jurisdiction of the Board regardless of whether the Board refers the
10 complaint pursuant to subsection 1.

11 5. The Board or an officer or employee of the Board is immune
12 from any civil liability for any decision or action taken in good faith
13 and without malicious intent in carrying out the provisions in this
14 section.

15 6. As used in this section, "licensing board" means a board
16 created pursuant to chapter 630, 630A, 631, 632, 633, 634, 634A,
17 635, 636, 637, ~~637A,~~ 637B, 639, 640, 640A, 640B, 640C, 640D,
18 640E, 641, 641A, 641B, 641C, 643, 644 or 654 of NRS.

19 **Sec. 62.** NRS 179.121 is hereby amended to read as follows:

20 179.121 1. All personal property, including, without
21 limitation, any tool, substance, weapon, machine, computer, money
22 or security, which is used as an instrumentality in any of the
23 following crimes is subject to forfeiture:

24 (a) The commission of or attempted commission of the crime of
25 murder, robbery, kidnapping, burglary, invasion of the home, grand
26 larceny or theft if it is punishable as a felony;

27 (b) The commission of or attempted commission of any felony
28 with the intent to commit, cause, aid, further or conceal an act of
29 terrorism;

30 (c) A violation of NRS 202.445 or 202.446;

31 (d) The commission of any crime by a criminal gang, as defined
32 in NRS 213.1263; or

33 (e) A violation of NRS 200.463 to 200.468, inclusive, 201.300,
34 201.320, 202.265, 202.287, 205.473 to 205.513, inclusive, 205.610
35 to 205.810, inclusive, 370.380, 370.382, 370.395, 370.405, 465.070
36 to 465.085, inclusive, 630.400, 630A.600, 631.400, 632.285,
37 632.291, 632.315, 633.741, 634.227, 634A.230, 635.167, 636.145,
38 637.090, ~~637A.352,~~ 637B.290, 639.100, 639.2813, 640.169,
39 640A.230, 644.190 or 654.200.

40 2. Except as otherwise provided for conveyances forfeitable
41 pursuant to NRS 453.301 or 501.3857, all conveyances, including
42 aircraft, vehicles or vessels, which are used or intended for use
43 during the commission of a felony or a violation of NRS 202.287,
44 202.300 or 465.070 to 465.085, inclusive, are subject to forfeiture
45 except that:



1 (a) A conveyance used by any person as a common carrier in the
2 transaction of business as a common carrier is not subject to
3 forfeiture under this section unless it appears that the owner or other
4 person in charge of the conveyance is a consenting party or privy to
5 the felony or violation;

6 (b) A conveyance is not subject to forfeiture under this section
7 by reason of any act or omission established by the owner thereof to
8 have been committed or omitted without the owner's knowledge,
9 consent or willful blindness;

10 (c) A conveyance is not subject to forfeiture for a violation of
11 NRS 202.300 if the firearm used in the violation of that section was
12 not loaded at the time of the violation; and

13 (d) A forfeiture of a conveyance encumbered by a bona fide
14 security interest is subject to the interest of the secured party if the
15 secured party neither had knowledge of nor consented to the felony.
16 If a conveyance is forfeited, the appropriate law enforcement agency
17 may pay the existing balance and retain the conveyance for official
18 use.

19 3. For the purposes of this section, a firearm is loaded if:

20 (a) There is a cartridge in the chamber of the firearm;

21 (b) There is a cartridge in the cylinder of the firearm, if the
22 firearm is a revolver; or

23 (c) There is a cartridge in the magazine and the magazine is in
24 the firearm or there is a cartridge in the chamber, if the firearm is a
25 semiautomatic firearm.

26 4. As used in this section, "act of terrorism" has the meaning
27 ascribed to it in NRS 202.4415.

28 **Sec. 63.** NRS 239.010 is hereby amended to read as follows:

29 239.010 1. Except as otherwise provided in this section and
30 NRS 1.4683, 1A.110, 49.095, 62D.420, 62D.440, 62E.516,
31 62E.620, 62H.025, 62H.030, 62H.170, 62H.220, 62H.320, 76.160,
32 78.152, 80.113, 81.850, 82.183, 86.246, 86.54615, 87.515, 87.5413,
33 87A.200, 87A.580, 87A.640, 88.3355, 88.5927, 88.6067, 88A.345,
34 88A.7345, 89.045, 89.251, 90.730, 91.160, 116.757, 116A.270,
35 116B.880, 118B.026, 119.260, 119.265, 119.267, 119.280,
36 119A.280, 119A.653, 119B.370, 119B.382, 120A.690, 125.130,
37 125B.140, 126.141, 126.161, 126.163, 126.730, 127.007, 127.057,
38 127.130, 127.140, 127.2817, 130.312, 159.044, 172.075, 172.245,
39 176.015, 176.0625, 176.09129, 176.156, 176A.630, 178.39801,
40 178.4715, 178.5691, 179.495, 179A.070, 179A.165, 179A.450,
41 179D.160, 200.3771, 200.3772, 200.5095, 200.604, 202.3662,
42 205.4651, 209.392, 209.3925, 209.419, 209.521, 211A.140,
43 213.010, 213.040, 213.095, 213.131, 217.105, 217.110, 217.464,
44 217.475, 218E.625, 218F.150, 218G.130, 218G.240, 218G.350,
45 228.270, 228.450, 228.495, 228.570, 231.069, 233.190, 237.300,



1 239.0105, 239.0113, 239B.030, 239B.040, 239B.050, 239C.140,
2 239C.210, 239C.230, 239C.250, 239C.270, 240.007, 241.020,
3 241.030, 242.105, 244.264, 244.335, 250.087, 250.130, 250.140,
4 250.150, 268.095, 268.490, 268.910, 271A.105, 281.195, 281A.350,
5 281A.440, 281A.550, 284.4068, 286.110, 287.0438, 289.025,
6 289.080, 289.387, 293.5002, 293.503, 293.558, 293B.135,
7 293D.510, 331.110, 332.061, 332.351, 333.333, 333.335, 338.070,
8 338.1379, 338.1725, 338.1727, 348.420, 349.597, 349.775, 353.205,
9 353A.085, 353A.100, 353C.240, 360.240, 360.247, 360.255,
10 360.755, 361.044, 361.610, 365.138, 366.160, 368A.180, 372A.080,
11 378.290, 378.300, 379.008, 386.655, 387.626, 387.631, 388.5275,
12 388.528, 388.5315, 388.750, 391.035, 392.029, 392.147, 392.264,
13 392.271, 392.652, 392.850, 394.167, 394.1698, 394.447, 394.460,
14 394.465, 396.3295, 396.405, 396.525, 396.535, 398.403, 408.3885,
15 408.3886, 412.153, 416.070, 422.290, 422.305, 422A.320,
16 422A.350, 425.400, 427A.1236, 427A.872, 432.205, 432B.175,
17 432B.280, 432B.290, 432B.407, 432B.430, 432B.560, 433.534,
18 433A.360, 439.270, 439.840, 439B.420, 440.170, 441A.195,
19 441A.220, 441A.230, 442.330, 442.395, 445A.665, 445B.570,
20 449.209, 449.245, 449.720, 453.1545, 453.720, 453A.610,
21 453A.700, 458.055, 458.280, 459.050, 459.3866, 459.555,
22 459.7056, 459.846, 463.120, 463.15993, 463.240, 463.3403,
23 463.3407, 463.790, 467.1005, 467.137, 481.063, 482.170, 482.5536,
24 483.340, 483.363, 483.800, 484E.070, 485.316, 503.452, 522.040,
25 534A.031, 561.285, 571.160, 584.583, 584.655, 598.0964,
26 598.0979, 598.098, 598A.110, 599B.090, 603.070, 603A.210,
27 604A.710, 612.265, 616B.012, 616B.015, 616B.315, 616B.350,
28 618.341, 618.425, 622.310, 623.131, 623A.353, 624.110, 624.265,
29 624.327, 625.425, 625A.185, 628.418, 629.069, 630.133,
30 630.30665, 630.336, 630A.555, 631.368, 632.121, 632.125,
31 632.405, 633.283, 633.301, 633.524, 634.212, 634.214, 634A.185,
32 635.158, 636.107, 637.085, ~~637A.315~~, 637B.288, 638.087,
33 638.089, 639.2485, 639.570, 640.075, 640A.220, 640B.730,
34 640C.400, 640C.745, 640C.760, 640D.190, 640E.340, 641.090,
35 641A.191, 641B.170, 641C.760, 642.524, 643.189, 644.446,
36 645.180, 645.625, 645A.050, 645A.082, 645B.060, 645B.092,
37 645C.220, 645C.225, 645D.130, 645D.135, 645E.300, 645E.375,
38 645G.510, 645H.320, 645H.330, 647.0945, 647.0947, 648.033,
39 648.197, 649.065, 649.067, 652.228, 654.110, 656.105, 661.115,
40 665.130, 665.133, 669.275, 669.285, 669A.310, 671.170, 673.430,
41 675.380, 676A.340, 676A.370, 677.243, 679B.122, 679B.152,
42 679B.159, 679B.190, 679B.285, 679B.690, 680A.270, 681A.440,
43 681B.260, 681B.280, 683A.0873, 685A.077, 686A.289, 686B.170,
44 686C.306, 687A.110, 687A.115, 687C.010, 688C.230, 688C.480,
45 688C.490, 692A.117, 692C.190, 692C.420, 693A.480, 693A.615,



1 696B.550, 703.196, 704B.320, 704B.325, 706.1725, 710.159,
2 711.600, sections 35, 38 and 41 of chapter 478, Statutes of Nevada
3 2011 and section 2 of chapter 391, Statutes of Nevada 2013 and
4 unless otherwise declared by law to be confidential, all public books
5 and public records of a governmental entity must be open at all
6 times during office hours to inspection by any person, and may be
7 fully copied or an abstract or memorandum may be prepared from
8 those public books and public records. Any such copies, abstracts or
9 memoranda may be used to supply the general public with copies,
10 abstracts or memoranda of the records or may be used in any other
11 way to the advantage of the governmental entity or of the general
12 public. This section does not supersede or in any manner affect the
13 federal laws governing copyrights or enlarge, diminish or affect in
14 any other manner the rights of a person in any written book or
15 record which is copyrighted pursuant to federal law.

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

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

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

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

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

38 **Sec. 64.** NRS 391.160 is hereby amended to read as follows:

39 391.160 1. The salaries of teachers and other employees must
40 be determined by the character of the service required. A school
41 district shall not discriminate between male and female employees
42 in the matter of salary.

43 2. Each year when determining the salary of a teacher who
44 holds certification issued by the National Board for Professional
45 Teaching Standards, a school district shall add 5 percent to the



1 salary that the teacher would otherwise receive in 1 year for the
2 teacher's classification on the schedule of salaries for the school
3 district if:

4 (a) On or before January 31 of the school year, the teacher has
5 submitted evidence satisfactory to the school district of his or her
6 current certification; and

7 (b) The teacher is assigned by the school district to provide
8 classroom instruction during that school year.

9 ➔ No increase in salary may be given pursuant to this subsection
10 during a particular school year to a teacher who submits evidence of
11 certification after January 31 of that school year. For the first school
12 year that a teacher submits evidence of his or her current
13 certification, the board of trustees of the school district to whom the
14 evidence was submitted shall pay the increase in salary required by
15 this subsection retroactively to the beginning of that school year.
16 Once a teacher has submitted evidence of such certification to the
17 school district, the school district shall retain the evidence in its
18 records, as applicable, for future school years. An increase in salary
19 given in accordance with this subsection is in addition to any other
20 increase to which the teacher may otherwise be entitled.

21 3. Each year when determining the salary of a person who is
22 employed by a school district as a ~~{speech}~~ *speech-language*
23 pathologist, the school district shall add 5 percent to the salary that
24 the employee would otherwise receive in 1 year for the employee's
25 classification on the schedule of salaries for the school district if:

26 (a) On or before September 15 of the school year, the employee
27 has submitted evidence satisfactory to the school district of the
28 employee's:

29 (1) Licensure as a ~~{speech}~~ *speech-language* pathologist by
30 the ~~{Board of Examiners for Audiology and Speech}~~ *Speech-*
31 *Language Pathology* ~~{}~~, *Audiology* and *Hearing Aid Dispensing*
32 *Board*;

33 (2) Certification as being clinically competent in speech-
34 language pathology by:

35 (I) The American Speech-Language-Hearing Association;
36 or

37 (II) A successor organization to the American Speech-
38 Language-Hearing Association that is recognized and determined to
39 be acceptable by the ~~{Board of Examiners for Audiology and~~
40 ~~Speech}~~ *Speech-Language Pathology* ~~{}~~, *Audiology* and *Hearing*
41 *Aid Dispensing Board*; and

42 (b) The employee is assigned by the school district to serve as a
43 ~~{speech}~~ *speech-language* pathologist during the school year.

44 ➔ No increase in salary may be given pursuant to this subsection
45 during a particular school year to an employee who submits



1 evidence of licensure and certification after September 15 of that
2 school year. Once an employee has submitted evidence of such
3 licensure and certification to the school district, the school district
4 shall retain the evidence in its records, as applicable, for future
5 school years. An increase in salary given in accordance with this
6 subsection is in addition to any other increase to which the
7 employee may otherwise be entitled.

8 4. Each year when determining the salary of a person who is
9 employed by a school district as a professional school library media
10 specialist, the school district shall add 5 percent to the salary that the
11 employee would otherwise receive in 1 year for the employee's
12 classification on the schedule of salaries of the school district if:

13 (a) On or before September 15 of the school year, the employee
14 has submitted evidence satisfactory to the school district of the
15 employee's current certification as a professional school library
16 media specialist issued by the National Board for Professional
17 Teaching Standards; and

18 (b) The employee is assigned by the school district to serve as a
19 professional school library media specialist during that school year.

20 No increase in salary may be given pursuant to this subsection
21 during a particular school year to an employee who submits
22 evidence of certification after September 15 of that school year.
23 Once an employee has submitted evidence of such certification to
24 the school district, the school district shall retain the evidence in its
25 records, as applicable, for future school years. An increase in salary
26 given in accordance with this subsection is in addition to any other
27 increase to which the employee may otherwise be entitled.

28 5. In determining the salary of a licensed teacher who is
29 employed by a school district after the teacher has been employed
30 by another school district in this State, the present employer shall,
31 except as otherwise provided in subsection 8:

32 (a) Give the teacher the same credit for previous teaching
33 service as the teacher was receiving from the teacher's former
34 employer at the end of his or her former employment;

35 (b) Give the teacher credit for the teacher's final year of service
36 with his or her former employer, if credit for that service is not
37 included in credit given pursuant to paragraph (a); and

38 (c) Place the teacher on the schedule of salaries of the school
39 district in a classification that is commensurate with the level of
40 education acquired by the teacher, as set forth in the applicable
41 negotiated agreement with the present employer.

42 6. A school district may give the credit required by subsection
43 5 for previous teaching service earned in another state if the
44 Commission has approved the standards for licensing teachers of
45 that state. The Commission shall adopt regulations that establish the



1 criteria by which the Commission will consider the standards for
2 licensing teachers of other states for the purposes of this subsection.
3 The criteria may include, without limitation, whether the
4 Commission has authorized reciprocal licensure of educational
5 personnel from the state under consideration.

6 7. In determining the salary of a licensed administrator, other
7 than the superintendent of schools, who is employed by a school
8 district after the administrator has been employed by another school
9 district in this State, the present employer shall, except as otherwise
10 provided in subsection 8:

11 (a) Give the administrator the same credit for previous
12 administrative service as the administrator was receiving from the
13 administrator's former employer, at the end of his or her former
14 employment;

15 (b) Give the administrator credit for the administrator's final
16 year of service with his or her former employer, if credit for that
17 service is not otherwise included in the credit given pursuant to
18 paragraph (a); and

19 (c) Place the administrator on the schedule of salaries of the
20 school district in a classification that is comparable to the
21 classification the administrator had attained on the schedule of
22 salaries of the administrator's former employer.

23 8. This section does not:

24 (a) Require a school district to allow a teacher or administrator
25 more credit for previous teaching or administrative service than the
26 maximum credit for teaching or administrative experience provided
27 for in the schedule of salaries established by it for its licensed
28 personnel.

29 (b) Permit a school district to deny a teacher or administrator
30 credit for his or her previous teaching or administrative service on
31 the ground that the service differs in kind from the teaching or
32 administrative experience for which credit is otherwise given by the
33 school district.

34 9. As used in this section:

35 (a) "Previous administrative service" means the total of:

36 (1) Any period of administrative service for which an
37 administrator received credit from the administrator's former
38 employer at the beginning of his or her former employment; and

39 (2) The administrator's period of administrative service in
40 his or her former employment.

41 (b) "Previous teaching service" means the total of:

42 (1) Any period of teaching service for which a teacher
43 received credit from the teacher's former employer at the beginning
44 of his or her former employment; and



1 (2) The teacher's period of teaching service in his or her
2 former employment.

3 **Sec. 65.** NRS 432B.220 is hereby amended to read as follows:

4 432B.220 1. Any person who is described in subsection 4
5 and who, in his or her professional or occupational capacity, knows
6 or has reasonable cause to believe that a child has been abused or
7 neglected shall:

8 (a) Except as otherwise provided in subsection 2, report the
9 abuse or neglect of the child to an agency which provides child
10 welfare services or to a law enforcement agency; and

11 (b) Make such a report as soon as reasonably practicable but not
12 later than 24 hours after the person knows or has reasonable cause to
13 believe that the child has been abused or neglected.

14 2. If a person who is required to make a report pursuant to
15 subsection 1 knows or has reasonable cause to believe that the abuse
16 or neglect of the child involves an act or omission of:

17 (a) A person directly responsible or serving as a volunteer for or
18 an employee of a public or private home, institution or facility
19 where the child is receiving child care outside of the home for a
20 portion of the day, the person shall make the report to a law
21 enforcement agency.

22 (b) An agency which provides child welfare services or a law
23 enforcement agency, the person shall make the report to an agency
24 other than the one alleged to have committed the act or omission,
25 and the investigation of the abuse or neglect of the child must be
26 made by an agency other than the one alleged to have committed the
27 act or omission.

28 3. Any person who is described in paragraph (a) of subsection
29 4 who delivers or provides medical services to a newborn infant and
30 who, in his or her professional or occupational capacity, knows or
31 has reasonable cause to believe that the newborn infant has been
32 affected by prenatal illegal substance abuse or has withdrawal
33 symptoms resulting from prenatal drug exposure shall, as soon as
34 reasonably practicable but not later than 24 hours after the person
35 knows or has reasonable cause to believe that the newborn infant is
36 so affected or has such symptoms, notify an agency which provides
37 child welfare services of the condition of the infant and refer each
38 person who is responsible for the welfare of the infant to an agency
39 which provides child welfare services for appropriate counseling,
40 training or other services. A notification and referral to an agency
41 which provides child welfare services pursuant to this subsection
42 shall not be construed to require prosecution for any illegal action.

43 4. A report must be made pursuant to subsection 1 by the
44 following persons:



1 (a) A person providing services licensed or certified in this State
2 pursuant to, without limitation, chapter 450B, 630, 630A, 631, 632,
3 633, 634, 634A, 635, 636, 637, ~~637A,~~ 637B, 639, 640, 640A,
4 640B, 640C, 640D, 640E, 641, 641A, 641B or 641C of NRS.

5 (b) Any personnel of a medical facility licensed pursuant to
6 chapter 449 of NRS who are engaged in the admission, examination,
7 care or treatment of persons or an administrator, manager or other
8 person in charge of such a medical facility upon notification of
9 suspected abuse or neglect of a child by a member of the staff of the
10 medical facility.

11 (c) A coroner.

12 (d) A member of the clergy, practitioner of Christian Science or
13 religious healer, unless the person has acquired the knowledge of the
14 abuse or neglect from the offender during a confession.

15 (e) A person working in a school who is licensed or endorsed
16 pursuant to chapter 391 or 641B of NRS.

17 (f) Any person who maintains or is employed by a facility or
18 establishment that provides care for children, children's camp or
19 other public or private facility, institution or agency furnishing care
20 to a child.

21 (g) Any person licensed pursuant to chapter 424 of NRS to
22 conduct a foster home.

23 (h) Any officer or employee of a law enforcement agency or an
24 adult or juvenile probation officer.

25 (i) Except as otherwise provided in NRS 432B.225, an attorney.

26 (j) Any person who maintains, is employed by or serves as a
27 volunteer for an agency or service which advises persons regarding
28 abuse or neglect of a child and refers them to persons and agencies
29 where their requests and needs can be met.

30 (k) Any person who is employed by or serves as a volunteer for
31 a youth shelter. As used in this paragraph, "youth shelter" has the
32 meaning ascribed to it in NRS 244.427.

33 (l) Any adult person who is employed by an entity that provides
34 organized activities for children.

35 5. A report may be made by any other person.

36 6. If a person who is required to make a report pursuant to
37 subsection 1 knows or has reasonable cause to believe that a child
38 has died as a result of abuse or neglect, the person shall, as soon as
39 reasonably practicable, report this belief to an agency which
40 provides child welfare services or a law enforcement agency. If such
41 a report is made to a law enforcement agency, the law enforcement
42 agency shall notify an agency which provides child welfare services
43 and the appropriate medical examiner or coroner of the report. If
44 such a report is made to an agency which provides child welfare
45 services, the agency which provides child welfare services shall



1 notify the appropriate medical examiner or coroner of the report.
2 The medical examiner or coroner who is notified of a report
3 pursuant to this subsection shall investigate the report and submit
4 his or her written findings to the appropriate agency which provides
5 child welfare services, the appropriate district attorney and a law
6 enforcement agency. The written findings must include, if
7 obtainable, the information required pursuant to the provisions of
8 subsection 2 of NRS 432B.230.

9 7. The agency, board, bureau, commission, department,
10 division or political subdivision of the State responsible for the
11 licensure, certification or endorsement of a person who is described
12 in subsection 4 and who is required in his or her professional or
13 occupational capacity to be licensed, certified or endorsed in this
14 State shall, at the time of initial licensure, certification or
15 endorsement:

16 (a) Inform the person, in writing or by electronic
17 communication, of his or her duty as a mandatory reporter pursuant
18 to this section;

19 (b) Obtain a written acknowledgment or electronic record from
20 the person that he or she has been informed of his or her duty
21 pursuant to this section; and

22 (c) Maintain a copy of the written acknowledgment or electronic
23 record for as long as the person is licensed, certified or endorsed in
24 this State.

25 8. The employer of a person who is described in subsection 4
26 and who is not required in his or her professional or occupational
27 capacity to be licensed, certified or endorsed in this State must, upon
28 initial employment of the person:

29 (a) Inform the person, in writing or by electronic
30 communication, of his or her duty as a mandatory reporter pursuant
31 to this section;

32 (b) Obtain a written acknowledgment or electronic record from
33 the person that he or she has been informed of his or her duty
34 pursuant to this section; and

35 (c) Maintain a copy of the written acknowledgment or electronic
36 record for as long as the person is employed by the employer.

37 **Sec. 66.** NRS 439B.225 is hereby amended to read as follows:

38 439B.225 1. As used in this section, "licensing board" means
39 any division or board empowered to adopt standards for the issuance
40 or renewal of licenses, permits or certificates of registration
41 pursuant to NRS 435.3305 to 435.339, inclusive, chapter 449, 625A,
42 630, 630A, 631, 632, 633, 634, 634A, 635, 636, 637, ~~637A,~~ 637B,
43 639, 640, 640A, 640D, 641, 641A, 641B, 641C, 652 or 654 of NRS.

44 2. The Committee shall review each regulation that a licensing
45 board proposes or adopts that relates to standards for the issuance or



1 renewal of licenses, permits or certificates of registration issued to a
2 person or facility regulated by the board, giving consideration to:

3 (a) Any oral or written comment made or submitted to it by
4 members of the public or by persons or facilities affected by the
5 regulation;

6 (b) The effect of the regulation on the cost of health care in this
7 State;

8 (c) The effect of the regulation on the number of licensed,
9 permitted or registered persons and facilities available to provide
10 services in this State; and

11 (d) Any other related factor the Committee deems appropriate.

12 3. After reviewing a proposed regulation, the Committee shall
13 notify the agency of the opinion of the Committee regarding the
14 advisability of adopting or revising the proposed regulation.

15 4. The Committee shall recommend to the Legislature as a
16 result of its review of regulations pursuant to this section any
17 appropriate legislation.

18 **Sec. 67.** NRS 679B.440 is hereby amended to read as follows:

19 679B.440 1. The Commissioner may require that reports
20 submitted pursuant to NRS 679B.430 include, without limitation,
21 information regarding:

22 (a) Liability insurance provided to:

23 (1) Governmental agencies and political subdivisions of this
24 State, reported separately for:

25 (I) Cities and towns;

26 (II) School districts; and

27 (III) Other political subdivisions;

28 (2) Public officers;

29 (3) Establishments where alcoholic beverages are sold;

30 (4) Facilities for the care of children;

31 (5) Labor, fraternal or religious organizations; and

32 (6) Officers or directors of organizations formed pursuant to
33 title 7 of NRS, reported separately for nonprofit entities and entities
34 organized for profit;

35 (b) Liability insurance for:

36 (1) Defective products;

37 (2) Medical or dental malpractice of:

38 (I) A practitioner licensed pursuant to chapter 630, 630A,
39 631, 632, 633, 634, 634A, 635, 636, 637, ~~637A,~~ 637B, 639 or 640
40 of NRS;

41 (II) A hospital or other health care facility; or

42 (III) Any related corporate entity.

43 (3) Malpractice of attorneys;

44 (4) Malpractice of architects and engineers; and



1 (5) Errors and omissions by other professionally qualified
2 persons;

3 (c) Vehicle insurance, reported separately for:

- 4 (1) Private vehicles;
- 5 (2) Commercial vehicles;
- 6 (3) Liability insurance; and
- 7 (4) Insurance for property damage;

8 (d) Workers' compensation insurance; and

9 (e) In addition to any information provided pursuant to
10 subparagraph (2) of paragraph (b) or NRS 690B.260, a policy of
11 insurance for medical malpractice. As used in this paragraph,
12 "policy of insurance for medical malpractice" has the meaning
13 ascribed to it in NRS 679B.144.

14 2. The Commissioner may require that the report include,
15 without limitation, information specifically pertaining to this State
16 or to an insurer in its entirety, in the aggregate or by type of
17 insurance, and for a previous or current year, regarding:

18 (a) Premiums directly written;

19 (b) Premiums directly earned;

20 (c) Number of policies issued;

21 (d) Net investment income, using appropriate estimates when
22 necessary;

23 (e) Losses paid;

24 (f) Losses incurred;

25 (g) Loss reserves, including:

26 (1) Losses unpaid on reported claims; and

27 (2) Losses unpaid on incurred but not reported claims;

28 (h) Number of claims, including:

29 (1) Claims paid; and

30 (2) Claims that have arisen but are unpaid;

31 (i) Expenses for adjustment of losses, including allocated and
32 unallocated losses;

33 (j) Net underwriting gain or loss;

34 (k) Net operation gain or loss, including net investment income;
35 and

36 (l) Any other information requested by the Commissioner.

37 3. The Commissioner may also obtain, based upon an insurer
38 in its entirety, information regarding:

39 (a) Recoverable federal income tax;

40 (b) Net unrealized capital gain or loss; and

41 (c) All other expenses not included in subsection 2.

42 **Sec. 67.5.** 1. Notwithstanding any other provision of law to
43 the contrary, the Speech-Language Pathology, Audiology and
44 Hearing Aid Dispensing Board created by NRS 637B.100, as
45 amended by section 44 of this act, shall be deemed to be the



1 successor entity of the Board of Hearing Aid Specialists created by
2 section 4 of chapter 583, Statutes of Nevada 1973, at page 990.

3 2. Any contract or other agreement entered into by an officer or
4 entity whose name has been changed pursuant to the provisions of
5 this act is binding upon the officer or entity to which the
6 responsibility for the administration of the contract or other
7 agreement has been transferred. Such a contract or other agreement
8 may be enforced by the officer or entity to which the responsibility
9 for the enforcement of the contract or other agreement has been
10 transferred.

11 3. Any disciplinary or other administrative action taken by the
12 Board of Hearing Aid Specialists remains in effect as if taken by the
13 officer or entity to which the responsibility for the enforcement of
14 such action has been transferred.

15 4. The Secretary of the Board of Hearing Aid Specialists shall
16 close each account maintained with a financial institution by the
17 Board of Hearing Aid Specialists pursuant to NRS 637A.080 and
18 pay the closing balance of the account to the Speech-Language
19 Pathology, Audiology and Hearing Aid Dispensing Board created
20 by NRS 637B.100, as amended by section 44 of this act. The assets
21 and liabilities of each such account are unaffected by the closure and
22 payment. The Speech-Language Pathology, Audiology and Hearing
23 Aid Dispensing Board shall deposit the money so received in
24 qualified banks, credit unions or savings and loan associations in
25 this State in accordance with NRS 637B.240, as amended by section
26 52 of this act.

27 **Sec. 68.** Notwithstanding the amendatory provisions of this
28 act:

29 1. The Speech-Language Pathology, Audiology and Hearing
30 Aid Dispensing Board created by NRS 637B.100, as amended by
31 section 44 of this act, shall issue an endorsement to engage in the
32 practice of fitting and dispensing hearing aids to any audiologist
33 who, on October 1, 2015, holds a current license as a hearing aid
34 specialist issued by the Board of Hearing Aid Specialists pursuant to
35 chapter 637A of NRS.

36 2. A license that is valid on October 1, 2015, and that was
37 issued by the Board of Hearing Aid Specialists created by NRS
38 637A.030 or the Board of Examiners for Audiology and Speech
39 Pathology created by NRS 637B.100:

40 (a) Shall be deemed to be issued by the Speech-Language
41 Pathology, Audiology and Hearing Aid Dispensing Board created
42 by NRS 637B.100, as amended by section 44 of this act; and

43 (b) Remains valid until its date of expiration, if the holder of the
44 license otherwise remains qualified for the issuance or renewal of
45 the license on or after October 1, 2015.



1 **Sec. 69.** 1. The terms of the members of the Board of
2 Hearing Aid Specialists created by NRS 637A.030 and the Board of
3 Examiners for Audiology and Speech Pathology created by NRS
4 637B.100 who are incumbent on September 30, 2015, expire on that
5 date.

6 2. On or before October 1, 2015, the Governor shall appoint
7 the members of the Speech-Language Pathology, Audiology and
8 Hearing Aid Dispensing Board created by NRS 637B.100, as
9 amended by section 44 of this act, to terms commencing on
10 October 1, 2015, as follows:

- 11 (a) Two members to terms that expire on July 1, 2016;
- 12 (b) Four members to terms that expire on July 1, 2017; and
- 13 (c) Two members to terms that expire on July 1, 2018.

14 **Sec. 70.** 1. Notwithstanding the amendatory provisions of
15 sections 17, 18, 25, 28, 35 and 72 of this act transferring authority to
16 adopt regulations from the Board of Hearing Aid Specialists created
17 by NRS 637A.030 and the Board of Examiners for Audiology and
18 Speech Pathology created by NRS 637B.100 to the Speech-
19 Language Pathology, Audiology and Hearing Aid Dispensing Board
20 created by NRS 637B.100, as amended by section 44 of this act, any
21 regulations adopted by the Board of Hearing Aid Specialists and the
22 Board of Examiners for Audiology and Speech Pathology that do
23 not conflict with the provisions of this act remain in effect and may
24 be enforced by the Speech-Language Pathology, Audiology and
25 Hearing Aid Dispensing Board until the Speech-Language
26 Pathology, Audiology and Hearing Aid Dispensing Board adopts
27 regulations to repeal or replace those regulations.

28 2. Any regulations adopted by the Board of Hearing Aid
29 Specialists created by NRS 637A.030 or the Board of Examiners for
30 Audiology and Speech Pathology created by NRS 637B.100 that
31 conflict with the provisions of this act are void. The Legislative
32 Counsel shall remove those regulations from the Nevada
33 Administrative Code as soon as practicable after October 1, 2015.

34 **Sec. 71.** The Legislative Counsel shall:

35 1. In preparing the Nevada Revised Statutes, use the authority
36 set forth in subsection 10 of NRS 220.120 to substitute
37 appropriately the name of any agency, officer or instrumentality of
38 the State whose name is changed by this act for the name which the
39 agency, officer or instrumentality previously used; and

40 2. In preparing supplements to the Nevada Administrative
41 Code, substitute appropriately the name of any agency, officer or
42 instrumentality of the State whose name is changed by this act for
43 the name which the agency, officer or instrumentality previously
44 used.



1 **Sec. 72.** 1. NRS 637A.010, 637A.020, 637A.021,
2 637A.0213, 637A.0217, 637A.022, 637A.0221, 637A.0223,
3 637A.0227, 637A.023, 637A.0233, 637A.0235, 637A.024,
4 637A.025, 637A.030, 637A.035, 637A.040, 637A.060, 637A.080,
5 637A.090, 637A.100, 637A.110, 637A.120, 637A.130, 637A.140,
6 637A.150, 637A.160, 637A.163, 637A.170, 637A.190, 637A.200,
7 637A.205, 637A.210, 637A.220, 637A.225, 637A.230, 637A.235,
8 637A.240, 637A.243, 637A.245, 637A.250, 637A.253, 637A.260,
9 637A.270, 637A.290, 637A.300, 637A.305, 637A.310, 637A.315,
10 637A.340, 637A.345, 637A.350, 637A.352, 637A.353, 637A.355,
11 637A.360, 637B.090, 637B.110, 637B.150, 637B.170, 637B.210,
12 637B.220, 637B.270 and 637B.300 are hereby repealed.

13 2. Section 322 of chapter 483, Statutes of Nevada 1997, is
14 hereby repealed.

15 **Sec. 73.** 1. This section and sections 1 to 44, inclusive, and
16 45 to 72, inclusive, of this act become effective:

17 (a) Upon passage and approval for the purposes of adopting any
18 regulations and performing any other preparatory administrative
19 tasks necessary to carry out the provisions of this act; and

20 (b) On October 1, 2015, for all other purposes.

21 2. Section 44.5 of this act becomes effective on July 1, 2017.

LEADLINES OF REPEALED SECTIONS

- 637A.010** Short title.
637A.020 Definitions.
637A.021 “Board” defined.
637A.0213 “Chair” defined.
637A.0217 “Hearing aid” defined.
637A.022 “Hearing aid specialist” defined.
637A.0221 “Incompetence” defined.
637A.0223 “License” defined.
637A.0227 “Manufacturer” defined.
637A.023 “Member” defined.
637A.0233 “Negligence” defined.
637A.0235 “Practice of fitting and dispensing hearing aids”
defined.
637A.024 “Secretary” defined.
637A.025 Applicability.
637A.030 Creation; number and appointment of members.
637A.035 Qualifications of members; terms; members
serve at pleasure of Governor.



- 637A.040 Chair and Secretary; meetings; quorum.
- 637A.060 Officers; rules and regulations.
- 637A.080 Deposit and use of money received by Board; delegation of authority to take disciplinary action; deposit of fines imposed by Board; claims for attorney's fees and costs of investigation.
- 637A.090 Compensation of members and employees.
- 637A.100 Duties.
- 637A.110 Powers.
- 637A.120 Seal.
- 637A.130 Application for examination; fee.
- 637A.140 Contents of application.
- 637A.150 Actions by Board on applications.
- 637A.160 Requirements for licensing.
- 637A.163 Payment of child support: Submission of certain information by applicant; grounds for denial of examination or license; duty of Board.
- 637A.170 Examination waived for certain specialists applying before October 1, 1973.
- 637A.190 Display of license.
- 637A.200 Expiration and renewal of licenses.
- 637A.205 Transfer of license to inactive list.
- 637A.210 Fees.
- 637A.220 Apprentices: Employment; application for licensure.
- 637A.225 Apprentices: Regulations concerning approval of Board for hearing aid specialist to supervise; procedure for appeal.
- 637A.230 Apprentices: Supervision and responsibility for work; selection of hearing aid; signing of audiogram or sales document.
- 637A.235 Apprentices: Identification; title.
- 637A.240 Limitation on period of apprenticeship.
- 637A.243 Sale of hearing aids by catalog or mail: Conditions; records; regulations.
- 637A.245 Audiograms for use of physician or member of related profession.
- 637A.250 Grounds.
- 637A.253 Suspension of license for failure to pay child support or comply with certain subpoenas or warrants; reinstatement of license.
- 637A.260 Complaint against licensee; investigation; retention of complaints.
- 637A.270 Commencement of disciplinary proceedings required for certain violations of Industrial Insurance Act.



637A.290 Authorized disciplinary action; procedure for suspension; private reprimands prohibited; orders imposing discipline deemed public records.

637A.300 Surrender and reinstatement of revoked license.

637A.305 Active participation in fitting or dispensing hearing aid prohibited with revoked license.

637A.310 Records required.

637A.315 Confidentiality of certain records of Board; exceptions.

637A.340 Transfer or alteration of license.

637A.345 Inspection of premises by Board.

637A.350 Fraudulent use of assumed name or practice without license.

637A.352 Engaging in business of hearing aid specialist without license; penalties.

637A.353 Engaging in business of hearing aid specialist or apprentice to hearing aid specialist without license: Reporting requirements of the Board.

637A.355 Injunctive relief against violators.

637A.360 Penalty.

637B.090 Use of title "certified hearing aid audiologist."

637B.110 Officers.

637B.150 Regulations.

637B.170 Examinations.

637B.210 Expiration, renewal and reinstatement of licenses; fees; required statement.

637B.220 Standards for ethical conduct; continuing education as prerequisite to license renewal.

637B.270 Commencement of disciplinary proceedings required for certain violations of Industrial Insurance Act.

637B.300 Prescribing or administering drugs or piercing or severing body tissue.

