

ASSEMBLY BILL NO. 456—COMMITTEE ON
HEALTH AND HUMAN SERVICES

MARCH 25, 2013

Referred to Committee on Commerce and Labor

SUMMARY—Revises provisions governing health care.
(BDR 54-1102)

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 health care; requiring a health care professional to wear a name tag indicating his or her licensure or certification under certain circumstances; limiting the use of the term “board certified” by certain health care professionals; providing that a health care professional is subject to disciplinary action under certain circumstances; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 This bill requires a health care professional to wear a name tag indicating his or
2 her licensure or certification while providing health care services in a health care
3 facility. This bill also prohibits a health care professional who is a physician or
4 osteopathic physician from using the term “board certified” unless he or she
5 discloses the name of the board by which he or she is certified and the board: (1) is
6 a member board of the American Board of Medical Specialties or the American
7 Osteopathic Association; or (2) meets certain other requirements. This bill further
8 provides that a health care professional who violates the provisions of this bill is
9 subject to disciplinary action.



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

1 **Section 1.** Chapter 629 of NRS is hereby amended by adding
2 thereto the provisions set forth as sections 2 and 3 of this act.

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

4 **(a) A health care professional shall, during the course of**
5 **providing health care services in a health care facility, wear a**
6 **name tag which indicates his or her specific licensure or**
7 **certification.**

8 **(b) A physician or osteopathic physician shall not hold himself**
9 **or herself out to the public as board certified in a specialty or**
10 **subspecialty unless the physician or osteopathic physician**
11 **discloses the full and correct name of the board by which he or**
12 **she is certified, and the board:**

13 **(1) Is a member board of the American Board of Medical**
14 **Specialties or the American Osteopathic Association; or**

15 **(2) Requires for certification in a specialty or subspecialty:**

16 **(I) Successful completion of a postgraduate training**
17 **program which is approved by the Accreditation Council for**
18 **Graduate Medical Education or the American Osteopathic**
19 **Association and which provides complete training in the specialty**
20 **or subspecialty;**

21 **(II) Prerequisite certification by the American Board of**
22 **Medical Specialties or the American Osteopathic Association in**
23 **the specialty or subspecialty; and**

24 **(III) Successful completion of an examination in the**
25 **specialty or subspecialty.**

26 **(c) A health care professional who violates any provision of**
27 **this section is guilty of unprofessional conduct and is subject to**
28 **disciplinary action by the board, agency or other entity in this**
29 **State by which he or she is licensed, certified or regulated.**

30 **2. The provisions of this section do not apply to:**

31 **(a) A veterinarian or other person licensed under chapter 638**
32 **of NRS.**

33 **(b) A person who works in or is licensed to operate, conduct,**
34 **issue a report from or maintain a medical laboratory under**
35 **chapter 652 of NRS, unless the person provides services directly to**
36 **a patient or the public.**

37 **3. As used in this section:**

38 **(a) "Health care facility" has the meaning ascribed to it in**
39 **NRS 449.2414.**

40 **(b) "Health care professional" means any person who engages**
41 **in acts related to the treatment of human ailments or conditions**



1 *and who is subject to licensure, certification or regulation by the*
2 *provisions of this title.*

3 *(c) "Medical laboratory" has the meaning ascribed to it in*
4 *NRS 652.060.*

5 *(d) "Osteopathic physician" has the meaning ascribed to it in*
6 *NRS 633.091.*

7 *(e) "Physician" has the meaning ascribed to it in*
8 *NRS 630.014.*

9 **Sec. 3.** (Deleted by amendment.)

10 **Sec. 4.** This act becomes effective on January 1, 2014.



