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ASSEMBLY BILL NO. 460—COMMITTEE ON WAYS AND MEANS

(ON BEHALF OF THE OFFICE OF FINANCE  
IN THE OFFICE OF THE GOVERNOR)

MARCH 29, 2023

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Referred to Committee on Ways and Means

SUMMARY—Revises provisions relating to nursing pools.  
(BDR 40-1070)

FISCAL NOTE: Effect on Local Government: No.  
Effect on the State: Executive Budget.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

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AN ACT relating to health care; revising the entities required to be licensed as nursing pools; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

1 Existing law: (1) defines the term “nursing pool” to mean a person or agency  
2 which provides, through its employees or by a contractual arrangement with other  
3 persons, nursing services to any natural person, medical facility or facility for the  
4 dependent; and (2) requires the licensure and regulation of a nursing pool as a  
5 medical facility. (NRS 449.0151, 449.0153, 449.030) This bill revises the definition  
6 of the term “nursing pool” to only include a person or agency which provides,  
7 through its employees or by contractual arrangement with other persons, infusion or  
8 private duty nursing services to a natural person. This bill also exempts from that  
9 definition: (1) a nursing pool providing staff for a medical facility or facility for the  
10 dependent; (2) a licensed private employment agency; and (3) a licensed  
11 professional employer organization. This bill thus exempts such entities from  
12 licensure and regulation as medical facilities.

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

1 **Section 1.** NRS 449.0153 is hereby amended to read as  
2 follows:  
3 449.0153 1. “Nursing pool” means a person or agency which  
4 provides for compensation, through its employees or by contractual



1 arrangement with other persons, *infusion or private duty* nursing  
2 services to any natural person . ~~[, medical facility or facility for the~~  
3 ~~dependent.]~~

4 2. The term does not include:

5 (a) An independent contractor who provides such services  
6 without the assistance of employees;

7 (b) A nursing pool based in *or providing staff for* a medical  
8 facility or facility for the dependent;

9 (c) A provider of community-based living arrangement services  
10 during any period in which the provider of community-based living  
11 arrangement services is engaged in providing community-based  
12 living arrangement services; ~~[or]~~

13 (d) A provider of supported living arrangement services during  
14 any period in which the provider of supported living arrangement  
15 services is engaged in providing supported living arrangement  
16 services ~~[;]~~;

17 (e) *A private employment agency licensed pursuant to NRS*  
18 *611.045; or*

19 (f) *A professional employer organization licensed pursuant to*  
20 *NRS 611.410.*

21 **Sec. 2.** This act becomes effective on July 1, 2023.

