

ASSEMBLY BILL NO. 115—ASSEMBLYWOMAN TITUS

PREFILED FEBRUARY 9, 2017

Referred to Committee on Health and Human Services

SUMMARY—Authorizes a physician assistant or advanced practice registered nurse to perform certain services. (BDR 40-98)

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

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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 providers of health care; authorizing a physician assistant or advanced practice registered nurse to perform certain services; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Existing law establishes the Physician Order for Life-Sustaining Treatment  
2 form, on which a patient may record directions concerning anatomical gifts and  
3 end-of-life care and which is valid upon execution by a physician. (NRS 449.691-  
4 449.697) **Sections 1-17** of this bill: (1) additionally authorize a physician assistant  
5 or advanced practice registered nurse to execute and modify such a form; and (2) in  
6 conformance, change the name of the form to Provider Order for Life-Sustaining  
7 Treatment.

8 Existing law requires a child who sustains or is suspected of sustaining an  
9 injury to the head while participating in competitive sports to be immediately  
10 removed from the competitive sport. The child may return to the competitive sport  
11 if his or her parent or legal guardian provides a signed statement of a physician,  
12 physical therapist or athletic trainer indicating that the child is medically cleared for  
13 participation in the competitive sport. (NRS 385B.080, 392.452, 455A.200)  
14 **Sections 18-20** of this bill additionally authorize a physician assistant or advanced  
15 practice registered nurse to complete such a statement.

16 The Department of Motor Vehicles is authorized to issue a special license plate,  
17 parking placard or parking sticker upon submission of an application that includes a  
18 statement from a licensed physician that the applicant is a person with a disability.  
19 (NRS 482.384) The holder of a special license plate, parking placard or parking  
20 sticker may park in a parking space designated for persons who are handicapped.  
21 (NRS 484B.467) **Sections 21-24** of this bill additionally authorize a physician  
22 assistant or advanced practice registered nurse to complete the required statement.

23 Existing law authorizes a physician assistant to perform such medical services  
24 as he or she is authorized to perform by his or her supervising physician.



25 (NRS 630.271, 633.432) **Sections 25 and 27** of this bill provide that those medical  
26 services may include ordering home health care for a patient. **Section 26** of this bill  
27 additionally authorizes an advanced practice registered nurse to order home health  
28 care for a patient.

29 Under existing law, a person who applies for employment as a driver of a  
30 taxicab must provide a certificate from a physician or chiropractic physician stating  
31 that the prospective driver meets certain health requirements prescribed in federal  
32 regulations. (NRS 706.8842) **Section 28** of this bill additionally authorizes a  
33 physician assistant or advanced practice registered nurse to complete such a  
34 certificate.

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

1 **Section 1.** NRS 449.693 is hereby amended to read as follows:  
2 449.693 ~~["Physician"]~~ ***Provider*** Order for Life-Sustaining  
3 Treatment form" or "POLST form" means the form prescribed  
4 pursuant to NRS 449.694 that:

- 5 1. Records the wishes of the patient; and
- 6 2. Directs a provider of health care regarding the provision of  
7 life-resuscitating treatment and life-sustaining treatment.

8 **Sec. 2.** NRS 449.694 is hereby amended to read as follows:  
9 449.694 The Board shall prescribe a standardized ~~Physician]~~  
10 ***Provider*** Order for Life-Sustaining Treatment form, commonly  
11 known as a POLST form, which:

- 12 1. Is uniquely identifiable and has a uniform color;
- 13 2. Provides a means by which to indicate whether the patient  
14 has made an anatomical gift pursuant to NRS 451.500 to 451.598,  
15 inclusive;
- 16 3. Gives direction to a provider of health care or health care  
17 facility regarding the use of emergency care and life-sustaining  
18 treatment;
- 19 4. Is intended to be honored by any provider of health care who  
20 treats the patient in any health-care setting, including, without  
21 limitation, the patient's residence, a health care facility or the scene  
22 of a medical emergency; and
- 23 5. Includes such other features and information as the Board  
24 may deem advisable.

25 **Sec. 3.** NRS 449.6942 is hereby amended to read as follows:  
26 449.6942 1. A physician , ***physician assistant or advanced***  
27 ***practice registered nurse*** shall take the actions described in  
28 subsection 2:

- 29 (a) If the physician , ***physician assistant or advanced practice***  
30 ***registered nurse*** diagnoses a patient with a terminal condition;



- 1 (b) If the physician , *physician assistant or advanced practice*  
2 *registered nurse* determines, for any reason, that a patient has a life  
3 expectancy of less than 5 years; or  
4 (c) At the request of a patient.
- 5 2. Upon the occurrence of any of the events specified in  
6 subsection 1, the physician , *physician assistant or advanced*  
7 *practice registered nurse* shall explain to the patient:  
8 (a) The existence and availability of the **[Physician] Provider**  
9 Order for Life-Sustaining Treatment form;  
10 (b) The features of and procedures offered by way of the POLST  
11 form; and  
12 (c) The differences between a POLST form and the other types  
13 of advance directives.
- 14 3. Upon the request of the patient, the physician , *physician*  
15 *assistant or advanced practice registered nurse* shall complete the  
16 POLST form based on the preferences and medical indications of  
17 the patient.
- 18 4. A POLST form is valid upon execution by a physician ,  
19 *physician assistant or advanced practice registered nurse* and:  
20 (a) If the patient is 18 years of age or older and of sound mind,  
21 the patient;  
22 (b) If the patient is 18 years of age or older and incompetent, the  
23 representative of the patient; or  
24 (c) If the patient is less than 18 years of age, the patient and a  
25 parent or legal guardian of the patient.
- 26 5. As used in this section, “terminal condition” has the  
27 meaning ascribed to it in NRS 449.590.
- 28 **Sec. 4.** NRS 449.6944 is hereby amended to read as follows:  
29 449.6944 1. A **[Physician] Provider** Order for Life-  
30 Sustaining Treatment form may be revoked at any time and in any  
31 manner by:  
32 (a) The patient who executed it, if competent, without regard to  
33 his or her age or physical condition;  
34 (b) If the patient is incompetent, the representative of the  
35 patient; or  
36 (c) If the patient is less than 18 years of age, a parent or legal  
37 guardian of the patient.
- 38 2. The revocation of a POLST form is effective upon the  
39 communication to a provider of health care, by the patient or a  
40 witness to the revocation, of the desire to revoke the form. The  
41 provider of health care to whom the revocation is communicated  
42 shall:  
43 (a) Make the revocation a part of the medical record of the  
44 patient; or



1 (b) Cause the revocation to be made a part of the medical record  
2 of the patient.

3 **Sec. 5.** NRS 449.6946 is hereby amended to read as follows:

4 449.6946 1. If a valid ~~Physician~~ *Provider* Order for Life-  
5 Sustaining Treatment form sets forth a declaration, direction or  
6 order which conflicts with a declaration, direction or order set forth  
7 in one or more of the other types of advance directives:

8 (a) The declaration, direction or order set forth in the document  
9 executed most recently is valid; and

10 (b) Any other declarations, directions or orders that do not  
11 conflict with a declaration, direction or order set forth in another  
12 document referenced in this subsection remain valid.

13 2. If a valid POLST form sets forth a declaration, direction or  
14 order to provide life-resuscitating treatment to a patient who also  
15 possesses a do-not-resuscitate identification, a provider of health  
16 care shall not provide life-resuscitating treatment if the do-not-  
17 resuscitate identification is on the person of the patient when the  
18 need for life-resuscitating treatment arises.

19 **Sec. 6.** NRS 449.6948 is hereby amended to read as follows:

20 449.6948 1. A provider of health care is not guilty of  
21 unprofessional conduct or subject to civil or criminal liability if:

22 (a) The provider of health care withholds emergency care or  
23 life-sustaining treatment:

24 (1) In compliance with a ~~Physician~~ *Provider* Order for  
25 Life-Sustaining Treatment form and the provisions of NRS 449.691  
26 to 449.697, inclusive; or

27 (2) In violation of a ~~Physician~~ *Provider* Order for Life-  
28 Sustaining Treatment form if the provider of health care is acting in  
29 accordance with a declaration, direction or order set forth in one or  
30 more of the other types of advance directives and:

31 (I) Complies with the provisions of NRS 449.695; or

32 (II) Reasonably and in good faith, at the time the  
33 emergency care or life-sustaining treatment is withheld, is unaware of  
34 the existence of the POLST form or believes that the POLST  
35 form has been revoked pursuant to NRS 449.6944; or

36 (b) The provider of health care provides emergency care or life-  
37 sustaining treatment:

38 (1) Pursuant to an oral or written request made by the patient,  
39 the representative of the patient, or a parent or legal guardian of the  
40 patient, who may revoke the POLST form pursuant to  
41 NRS 449.6944;

42 (2) Pursuant to an observation that the patient, the  
43 representative of the patient or a parent or legal guardian of the  
44 patient has revoked, or otherwise indicated that he or she wishes to  
45 revoke, the POLST form pursuant to NRS 449.6944; or



1 (3) In violation of a POLST form, if the provider of health  
2 care reasonably and in good faith, at the time the emergency care or  
3 life-sustaining treatment is provided, is unaware of the existence of  
4 the POLST form or believes that the POLST form has been revoked  
5 pursuant to NRS 449.6944.

6 2. A health care facility, ambulance service, fire-fighting  
7 agency or other entity that employs a provider of health care is not  
8 guilty of unprofessional conduct or subject to civil or criminal  
9 liability for the acts or omissions of the employee carried out in  
10 accordance with the provisions of subsection 1.

11 **Sec. 7.** NRS 449.695 is hereby amended to read as follows:

12 449.695 1. Except as otherwise provided in this section and  
13 NRS 449.6946, a provider of health care shall comply with a valid  
14 ~~{Physician}~~ *Provider* Order for Life-Sustaining Treatment form,  
15 regardless of whether the provider of health care is employed by a  
16 health care facility or other entity affiliated with the physician ,  
17 *physician assistant or advanced practice registered nurse* who  
18 executed the POLST form.

19 2. A physician , *physician assistant or advanced practice*  
20 *registered nurse* may medically evaluate the patient and, based  
21 upon the evaluation, may recommend new orders consistent with the  
22 most current information available about the patient's health status  
23 and goals of care. Before making a modification to a valid POLST  
24 form, the physician , *physician assistant or advanced practice*  
25 *registered nurse* shall consult the patient or, if the patient is  
26 incompetent, shall make a reasonable attempt to consult the  
27 representative of the patient and the patient's attending physician.

28 3. Except as otherwise provided in subsection 4, a provider of  
29 health care who is unwilling or unable to comply with a valid  
30 POLST form shall take all reasonable measures to transfer the  
31 patient to ~~{a physician}~~ *another provider of health care* or health  
32 care facility so that the POLST form will be followed.

33 4. Life-sustaining treatment must not be withheld or withdrawn  
34 pursuant to a POLST form of a patient known to the attending  
35 physician to be pregnant, so long as it is probable that the fetus will  
36 develop to the point of live birth with the continued application of  
37 life-sustaining treatment.

38 5. Nothing in this section requires a provider of health care to  
39 comply with a valid POLST form if the provider of health care does  
40 not have actual knowledge of the existence of the form.

41 **Sec. 8.** NRS 449.6952 is hereby amended to read as follows:

42 449.6952 1. Unless he or she has knowledge to the contrary,  
43 a provider of health care may assume that a ~~{Physician}~~ *Provider*  
44 Order for Life-Sustaining Treatment form complies with the  
45 provisions of NRS 449.691 to 449.697, inclusive, and is valid.



1 2. The provisions of NRS 449.691 to 449.697, inclusive, do not  
2 create a presumption concerning the intention of a:

3 (a) Patient if the patient, the representative of the patient or a  
4 parent or legal guardian of the patient has revoked the POLST form  
5 pursuant to NRS 449.6944; or

6 (b) Person who has not executed a POLST form,  
7 concerning the use or withholding of emergency care or life-  
8 sustaining treatment.

9 **Sec. 9.** NRS 449.6954 is hereby amended to read as follows:

10 449.6954 1. Death that results when emergency care or life-  
11 sustaining treatment has been withheld pursuant to a ~~Physician~~  
12 **Provider** Order for Life-Sustaining Treatment form and in  
13 accordance with the provisions of NRS 449.691 to 449.697,  
14 inclusive, does not constitute a suicide or homicide.

15 2. The execution of a POLST form does not affect the sale,  
16 procurement or issuance of a policy of life insurance or an annuity,  
17 nor does it affect, impair or modify the terms of an existing policy  
18 of life insurance or an annuity. A policy of life insurance or an  
19 annuity is not legally impaired or invalidated if emergency care or  
20 life-sustaining treatment has been withheld from an insured who has  
21 executed a POLST form, notwithstanding any term in the policy or  
22 annuity to the contrary.

23 3. A person may not prohibit or require the execution of a  
24 POLST form as a condition of being insured for, or receiving, health  
25 care.

26 **Sec. 10.** NRS 449.6956 is hereby amended to read as follows:

27 449.6956 1. It is unlawful for:

28 (a) A provider of health care to willfully fail to transfer the care  
29 of a patient in accordance with subsection 3 of NRS 449.695.

30 (b) A person to willfully conceal, cancel, deface or obliterate a  
31 ~~Physician~~ **Provider** Order for Life-Sustaining Treatment form  
32 without the consent of the patient who executed the form.

33 (c) A person to falsify or forge the POLST form of another  
34 person, or willfully conceal or withhold personal knowledge of the  
35 revocation of the POLST form of another person, with the intent to  
36 cause the withholding or withdrawal of emergency care or life-  
37 sustaining treatment contrary to the wishes of the patient.

38 (d) A person to require or prohibit the execution of a POLST  
39 form as a condition of being insured for, or receiving, health care in  
40 violation of subsection 3 of NRS 449.6954.

41 (e) A person to coerce or fraudulently induce another to execute  
42 a POLST form.

43 2. A person who violates any of the provisions of this section is  
44 guilty of a misdemeanor.



1       **Sec. 11.** NRS 449.696 is hereby amended to read as follows:  
2       449.696 1. A ~~Physician~~ **Provider** Order for Life-Sustaining  
3 Treatment form executed in another state in compliance with the  
4 laws of that state or this State is valid for the purposes of NRS  
5 449.691 to 449.697, inclusive.

6       2. As used in this section, “state” includes the District of  
7 Columbia, the Commonwealth of Puerto Rico and a territory or  
8 insular possession subject to the jurisdiction of the United States.

9       **Sec. 12.** NRS 449.905 is hereby amended to read as follows:  
10       449.905 “Advance directive” means an advance directive for  
11 health care. The term includes:

12       1. A declaration governing the withholding or withdrawal of  
13 life-sustaining treatment as set forth in NRS 449.535 to 449.690,  
14 inclusive;

15       2. A durable power of attorney for health care as set forth in  
16 NRS 162A.700 to 162A.865, inclusive;

17       3. A do-not-resuscitate order as defined in NRS 450B.420; and

18       4. A ~~Physician~~ **Provider** Order for Life-Sustaining Treatment  
19 form as defined in NRS 449.693.

20       **Sec. 13.** NRS 449.945 is hereby amended to read as follows:

21       449.945 1. The provisions of NRS 449.900 to 449.965,  
22 inclusive, do not require a provider of health care to inquire whether  
23 a patient has an advance directive registered on the Registry or to  
24 access the Registry to determine the terms of the advance directive.

25       2. A provider of health care who relies in good faith on the  
26 provisions of an advance directive retrieved from the Registry is  
27 immune from criminal and civil liability as set forth in:

28       (a) NRS 449.630, if the advance directive is a declaration  
29 governing the withholding or withdrawal of life-sustaining treatment  
30 executed pursuant to NRS 449.535 to 449.690, inclusive, or a  
31 durable power of attorney for health care executed pursuant to NRS  
32 162A.700 to 162A.865, inclusive;

33       (b) NRS 449.691 to 449.697, inclusive, if the advance directive  
34 is a ~~Physician~~ **Provider** Order for Life-Sustaining Treatment form;  
35 or

36       (c) NRS 450B.540, if the advance directive is a do-not-  
37 resuscitate order as defined in NRS 450B.420.

38       **Sec. 14.** NRS 450B.470 is hereby amended to read as follows:

39       450B.470 “Qualified patient” means:

40       1. A patient 18 years of age or older who has been determined  
41 by the patient’s attending physician to be in a terminal condition and  
42 who:

43       (a) Has executed a declaration in accordance with the  
44 requirements of NRS 449.600;



1 (b) Has executed a ~~{Physician}~~ *Provider* Order for Life-  
2 Sustaining Treatment form pursuant to NRS 449.691 to 449.697,  
3 inclusive, if the form provides that the patient is not to receive life-  
4 resuscitating treatment; or

5 (c) Has been issued a do-not-resuscitate order pursuant to  
6 NRS 450B.510.

7 2. A patient who is less than 18 years of age and who:

8 (a) Has been determined by the patient's attending physician to  
9 be in a terminal condition; and

10 (b) Has executed a ~~{Physician}~~ *Provider* Order for Life-  
11 Sustaining Treatment form pursuant to NRS 449.691 to 449.697,  
12 inclusive, if the form provides that the patient is not to receive life-  
13 resuscitating treatment or has been issued a do-not-resuscitate order  
14 pursuant to NRS 450B.510.

15 **Sec. 15.** NRS 450B.520 is hereby amended to read as follows:

16 450B.520 Except as otherwise provided in NRS 450B.525:

17 1. A qualified patient may apply to the health authority for a  
18 do-not-resuscitate identification by submitting an application on a  
19 form provided by the health authority. To obtain a do-not-resuscitate  
20 identification, the patient must comply with the requirements  
21 prescribed by the board and sign a form which states that the patient  
22 has informed each member of his or her family within the first  
23 degree of consanguinity or affinity, whose whereabouts are known  
24 to the patient, or if no such members are living, the patient's legal  
25 guardian, if any, or if he or she has no such members living and has  
26 no legal guardian, his or her caretaker, if any, of the patient's  
27 decision to apply for an identification.

28 2. An application must include, without limitation:

29 (a) Certification by the patient's attending physician that the  
30 patient suffers from a terminal condition;

31 (b) Certification by the patient's attending physician that the  
32 patient is capable of making an informed decision or, when  
33 the patient was capable of making an informed decision, that the  
34 patient:

35 (1) Executed:

36 (I) A written directive that life-resuscitating treatment be  
37 withheld under certain circumstances;

38 (II) A durable power of attorney for health care pursuant  
39 to NRS 162A.700 to 162A.865, inclusive; or

40 (III) A ~~{Physician}~~ *Provider* Order for Life-Sustaining  
41 Treatment form pursuant to NRS 449.691 to 449.697, inclusive, if  
42 the form provides that the patient is not to receive life-resuscitating  
43 treatment; or

44 (2) Was issued a do-not-resuscitate order pursuant to  
45 NRS 450B.510;





1 (c) A statement that the patient does not wish that life-  
2 resuscitating treatment be undertaken in the event of a cardiac or  
3 respiratory arrest;

4 (d) The name, signature and telephone number of the patient's  
5 attending physician; and

6 (e) The name and signature of the patient or the agent who is  
7 authorized to make health care decisions on the patient's behalf  
8 pursuant to a durable power of attorney for health care decisions.

9 **Sec. 16.** NRS 450B.525 is hereby amended to read as follows:

10 450B.525 1. A parent or legal guardian of a minor may apply  
11 to the health authority for a do-not-resuscitate identification on  
12 behalf of the minor if the minor has been:

13 (a) Determined by his or her attending physician to be in a  
14 terminal condition; and

15 (b) Issued a do-not-resuscitate order pursuant to NRS 450B.510.

16 2. To obtain such a do-not-resuscitate identification, the parent  
17 or legal guardian must:

18 (a) Submit an application on a form provided by the health  
19 authority; and

20 (b) Comply with the requirements prescribed by the board.

21 3. An application submitted pursuant to subsection 2 must  
22 include, without limitation:

23 (a) Certification by the minor's attending physician that the  
24 minor:

25 (1) Suffers from a terminal condition; and

26 (2) Has executed a ~~Physician~~ *Provider* Order for Life-  
27 Sustaining Treatment form pursuant to NRS 449.691 to 449.697,  
28 inclusive, if the form provides that the minor is not to receive life-  
29 resuscitating treatment or has been issued a do-not-resuscitate order  
30 pursuant to NRS 450B.510;

31 (b) A statement that the parent or legal guardian of the minor  
32 does not wish that life-resuscitating treatment be undertaken in the  
33 event of a cardiac or respiratory arrest;

34 (c) The name of the minor;

35 (d) The name, signature and telephone number of the minor's  
36 attending physician; and

37 (e) The name, signature and telephone number of the minor's  
38 parent or legal guardian.

39 4. The parent or legal guardian of the minor may revoke the  
40 authorization to withhold life-resuscitating treatment by removing or  
41 destroying or requesting the removal or destruction of the  
42 identification or otherwise indicating to a person that he or she  
43 wishes to have the identification removed or destroyed.



1 5. If, in the opinion of the attending physician, the minor is of  
2 sufficient maturity to understand the nature and effect of  
3 withholding life-resuscitating treatment:

4 (a) The do-not-resuscitate identification obtained pursuant to  
5 this section is not effective without the assent of the minor.

6 (b) The minor may revoke the authorization to withhold life-  
7 resuscitating treatment by removing or destroying or requesting the  
8 removal or destruction of the identification or otherwise indicating  
9 to a person that the minor wishes to have the identification removed  
10 or destroyed.

11 **Sec. 17.** NRS 451.595 is hereby amended to read as follows:

12 451.595 1. As used in this section:

13 (a) "Advance health-care directive" means a power of attorney  
14 for health care or other record signed by a prospective donor, or  
15 executed in the manner set forth in NRS 162A.790, containing the  
16 prospective donor's direction concerning a health-care decision for  
17 the prospective donor.

18 (b) "Declaration" means a record signed by a prospective donor,  
19 or executed as set forth in NRS 449.600, specifying the  
20 circumstances under which life-sustaining treatment may be  
21 withheld or withdrawn from the prospective donor. The term  
22 includes a ~~Physician~~ **Provider** Order for Life-Sustaining Treatment  
23 form executed pursuant to NRS 449.691 to 449.697, inclusive.

24 (c) "Health-care decision" means any decision made regarding  
25 the health care of the prospective donor.

26 2. If a prospective donor has a declaration or advance health-  
27 care directive and the terms of the declaration or advance health-  
28 care directive and the express or implied terms of the potential  
29 anatomical gift are in conflict concerning the administration of  
30 measures necessary to ensure the medical suitability of a part for  
31 transplantation or therapy:

32 (a) The attending physician of the prospective donor shall confer  
33 with the prospective donor to resolve the conflict or, if the  
34 prospective donor is incapable of resolving the conflict, with:

35 (1) An agent acting under the declaration or advance health-  
36 care directive of the prospective donor; or

37 (2) If an agent is not named in the declaration or advance  
38 health-care directive or the agent is not reasonably available, any  
39 other person authorized by law, other than by a provision of NRS  
40 451.500 to 451.598, inclusive, to make a health-care decision for the  
41 prospective donor.

42 (b) The conflict must be resolved as expeditiously as  
43 practicable.



1 (c) Information relevant to the resolution of the conflict may be  
2 obtained from the appropriate procurement organization and any  
3 other person authorized to make an anatomical gift of the  
4 prospective donor's body or part under NRS 451.556.

5 (d) Before the resolution of the conflict, measures necessary to  
6 ensure the medical suitability of the part may not be withheld or  
7 withdrawn from the prospective donor, if withholding or  
8 withdrawing the measures is not medically contraindicated for the  
9 appropriate treatment of the prospective donor at the end of his or  
10 her life.

11 **Sec. 18.** NRS 455A.200 is hereby amended to read as follows:

12 455A.200 1. Each organization for youth sports that  
13 sanctions or sponsors competitive sports for youths in this State  
14 shall adopt a policy concerning the prevention and treatment of  
15 injuries to the head which may occur during a youth's participation  
16 in those competitive sports, including, without limitation, a  
17 concussion of the brain. To the extent practicable, the policy must  
18 be consistent with the policy adopted by the Nevada Interscholastic  
19 Activities Association pursuant to NRS 385B.080. The policy must  
20 provide information concerning the nature and risk of injuries to the  
21 head which may occur during a youth's participation in competitive  
22 sports, including, without limitation, the risks associated with  
23 continuing to participate in competitive sports after sustaining such  
24 an injury.

25 2. The policy adopted pursuant to subsection 1 must require  
26 that if a youth sustains or is suspected of sustaining an injury to the  
27 head while participating in competitive sports, the youth:

28 (a) Must be immediately removed from the competitive sport;  
29 and

30 (b) May return to the competitive sport if the parent or legal  
31 guardian of the youth provides a signed statement of a provider of  
32 health care indicating that the youth is medically cleared for  
33 participation in the competitive sport and the date on which the  
34 youth may return to the competitive sport.

35 3. Before a youth participates in competitive sports sanctioned  
36 or sponsored by an organization for youth sports in this State, the  
37 youth and his or her parent or legal guardian:

38 (a) Must be provided with a copy of the policy adopted pursuant  
39 to subsection 1; and

40 (b) Must sign a statement on a form prescribed by the  
41 organization for youth sports acknowledging that the youth and his  
42 or her parent or legal guardian have read and understand the terms  
43 and conditions of the policy.

44 4. As used in this section:



1 (a) "Provider of health care" means a physician *or physician*  
2 *assistant* licensed under chapter 630 or 633 of NRS, *an advanced*  
3 *practice registered nurse licensed under chapter 632 of NRS*, a  
4 physical therapist licensed under chapter 640 of NRS or an athletic  
5 trainer licensed under chapter 640B of NRS.

6 (b) "Youth" means a person under the age of 18 years.

7 **Sec. 19.** NRS 385B.080 is hereby amended to read as follows:

8 385B.080 1. The Nevada Interscholastic Activities  
9 Association shall adopt a policy concerning the prevention and  
10 treatment of injuries to the head which may occur during a pupil's  
11 participation in interscholastic activities and events, including,  
12 without limitation, a concussion of the brain. The policy must  
13 provide information concerning the nature and risk of injuries to the  
14 head which may occur during a pupil's participation in  
15 interscholastic activities and events, including, without limitation,  
16 the risks associated with continuing to participate in the activity or  
17 event after sustaining such an injury.

18 2. The policy adopted pursuant to subsection 1 must require  
19 that if a pupil sustains or is suspected of sustaining an injury to the  
20 head while participating in an interscholastic activity or event, the  
21 pupil:

22 (a) Must be immediately removed from the activity or event;  
23 and

24 (b) May return to the activity or event if the parent or legal  
25 guardian of the pupil provides a signed statement of a provider of  
26 health care indicating that the pupil is medically cleared for  
27 participation in the activity or event and the date on which the pupil  
28 may return to the activity or event.

29 3. Before a pupil participates in an interscholastic activity or  
30 event, and on an annual basis thereafter, the pupil and his or her  
31 parent or legal guardian:

32 (a) Must be provided with a copy of the policy adopted pursuant  
33 to subsection 1; and

34 (b) Must sign a statement on a form prescribed by the Nevada  
35 Interscholastic Activities Association acknowledging that the pupil  
36 and his or her parent or guardian have read and understand the terms  
37 and conditions of the policy.

38 4. As used in this section, "provider of health care" means a  
39 physician *or physician assistant* licensed under chapter 630 or 633  
40 of NRS, *an advanced practice registered nurse licensed under*  
41 *chapter 632 of NRS*, a physical therapist licensed under chapter 640  
42 of NRS or an athletic trainer licensed under chapter 640B of NRS.

43 **Sec. 20.** NRS 392.452 is hereby amended to read as follows:

44 392.452 1. For those competitive sports not governed by  
45 the Nevada Interscholastic Activities Association pursuant to



1 chapter 385B of NRS, the board of trustees of each school district  
2 shall adopt a policy concerning the prevention and treatment of  
3 injuries to the head which may occur during a pupil's participation  
4 in competitive sports within the school district, including, without  
5 limitation, a concussion of the brain. To the extent practicable, the  
6 policy must be consistent with the policy adopted by the Nevada  
7 Interscholastic Activities Association pursuant to NRS 385B.080.  
8 The policy must provide information concerning the nature and risk  
9 of injuries to the head which may occur during a pupil's  
10 participation in competitive sports, including, without limitation, the  
11 risks associated with continuing to participate in competitive sports  
12 after sustaining such an injury.

13 2. The policy adopted pursuant to subsection 1 must require  
14 that if a pupil sustains or is suspected of sustaining an injury to the  
15 head while participating in competitive sports, the pupil:

16 (a) Must be immediately removed from the competitive sport;  
17 and

18 (b) May return to the competitive sport if the parent or legal  
19 guardian of the pupil provides a signed statement of a provider of  
20 health care indicating that the pupil is medically cleared for  
21 participation in the competitive sport and the date on which the  
22 pupil may return to the competitive sport.

23 3. Before a pupil participates in competitive sports within a  
24 school district, and on an annual basis thereafter, the pupil and his or  
25 her parent or legal guardian:

26 (a) Must be provided with a copy of the policy adopted pursuant  
27 to subsection 1; and

28 (b) Must sign a statement on a form prescribed by the board of  
29 trustees acknowledging that the pupil and his or her parent or  
30 guardian have read and understand the terms and conditions of the  
31 policy.

32 4. As used in this section, "provider of health care" means a  
33 physician *or physician assistant* licensed under chapter 630 or 633  
34 of NRS, *an advanced practice registered nurse licensed under*  
35 *chapter 632 of NRS*, a physical therapist licensed under chapter 640  
36 of NRS or an athletic trainer licensed under chapter 640B of NRS.

37 **Sec. 21.** NRS 482.3833 is hereby amended to read as follows:

38 482.3833 "Person with a disability of moderate duration"  
39 means a person:

40 1. With a disability which limits or impairs the ability to walk;  
41 and

42 2. Whose disability has been certified by a licensed physician ,  
43 *physician assistant or advanced practice registered nurse* as being  
44 reversible, but estimated to last longer than 6 months.



1       **Sec. 22.** NRS 482.3837 is hereby amended to read as follows:

2       482.3837 “Person with a permanent disability” means a  
3 person:

4       1. With a disability which limits or impairs the ability to walk;  
5 and

6       2. Whose disability has been certified by a licensed physician ,  
7 *physician assistant or advanced practice registered nurse* as  
8 irreversible.

9       **Sec. 23.** NRS 482.3839 is hereby amended to read as follows:

10       482.3839 “Person with a temporary disability” means a person:

11       1. With a disability which limits or impairs the ability to walk;  
12 and

13       2. Whose disability has been certified by a licensed physician ,  
14 *physician assistant or advanced practice registered nurse* as  
15 estimated to last not longer than 6 months.

16       **Sec. 24.** NRS 482.384 is hereby amended to read as follows:

17       482.384 1. Upon the application of a person with a  
18 permanent disability, the Department may issue special license  
19 plates for a vehicle, including a motorcycle or moped, registered by  
20 the applicant pursuant to this chapter. The application must include  
21 a statement from a licensed physician , *physician assistant or*  
22 *advanced practice registered nurse* certifying that the applicant is a  
23 person with a permanent disability. The issuance of a special license  
24 plate to a person with a permanent disability pursuant to this  
25 subsection does not preclude the issuance to such a person of a  
26 special parking placard for a vehicle other than a motorcycle or  
27 moped or a special parking sticker for a motorcycle or moped  
28 pursuant to subsection 6.

29       2. Every year after the initial issuance of special license plates  
30 to a person with a permanent disability, the Department shall require  
31 the person to renew the special license plates in accordance with the  
32 procedures for renewal of registration pursuant to this chapter. The  
33 Department shall not require a person with a permanent disability to  
34 include with the application for renewal a statement from a licensed  
35 physician , *physician assistant or advanced practice registered*  
36 *nurse* certifying that the person is a person with a permanent  
37 disability.

38       3. Upon the application of an organization which provides  
39 transportation for a person with a permanent disability, disability of  
40 moderate duration or temporary disability, the Department may  
41 issue special license plates for a vehicle registered by the  
42 organization pursuant to this chapter, or the Department may issue  
43 special parking placards to the organization pursuant to this section  
44 to be used on vehicles providing transportation to such persons. The



1 application must include a statement from the organization  
2 certifying that:

3 (a) The vehicle for which the special license plates are issued is  
4 used primarily to transport persons with permanent disabilities,  
5 disabilities of moderate duration or temporary disabilities; or

6 (b) The organization which is issued the special parking  
7 placards will only use such placards on vehicles that actually  
8 transport persons with permanent disabilities, disabilities of  
9 moderate duration or temporary disabilities.

10 4. The Department may charge a fee for special license plates  
11 issued pursuant to this section not to exceed the fee charged for the  
12 issuance of license plates for the same class of vehicle.

13 5. Special license plates issued pursuant to this section must  
14 display the international symbol of access in a color which contrasts  
15 with the background and is the same size as the numerals and letters  
16 on the plate.

17 6. Upon the application of a person with a permanent disability  
18 or disability of moderate duration, the Department may issue:

19 (a) A special parking placard for a vehicle other than a  
20 motorcycle or moped. Upon request, the Department may issue one  
21 additional placard to an applicant to whom special license plates  
22 have not been issued pursuant to this section.

23 (b) A special parking sticker for a motorcycle or moped.

24 ➤ The application must include a statement from a licensed  
25 physician , *physician assistant or advanced practice registered*  
26 *nurse* certifying that the applicant is a person with a permanent  
27 disability or disability of moderate duration.

28 7. A special parking placard issued pursuant to subsection 6  
29 must:

30 (a) Have inscribed on it the international symbol of access  
31 which is at least 3 inches in height, is centered on the placard and is  
32 white on a blue background;

33 (b) Have an identification number and date of expiration of:

34 (1) If the special parking placard is issued to a person with a  
35 permanent disability, 10 years after the initial date of issuance; or

36 (2) If the special parking placard is issued to a person with a  
37 disability of moderate duration, 2 years after the initial date of  
38 issuance;

39 (c) Have placed or inscribed on it the seal or other identification  
40 of the Department; and

41 (d) Have a form of attachment which enables a person using the  
42 placard to display the placard from the rearview mirror of the  
43 vehicle.

44 8. A special parking sticker issued pursuant to subsection 6  
45 must:



1 (a) Have inscribed on it the international symbol of access  
2 which complies with any applicable federal standards, is centered on  
3 the sticker and is white on a blue background;

4 (b) Have an identification number and a date of expiration of:

5 (1) If the special parking sticker is issued to a person with a  
6 permanent disability, 10 years after the initial date of issuance; or

7 (2) If the special parking sticker is issued to a person with a  
8 disability of moderate duration, 2 years after the initial date of  
9 issuance; and

10 (c) Have placed or inscribed on it the seal or other identification  
11 of the Department.

12 9. Before the date of expiration of a special parking placard or  
13 special parking sticker issued to a person with a permanent  
14 disability or disability of moderate duration, the person shall renew  
15 the special parking placard or special parking sticker. If the  
16 applicant for renewal is a person with a disability of moderate  
17 duration, the applicant must include with the application for renewal  
18 a statement from a licensed physician , *physician assistant or*  
19 *advanced practice registered nurse* certifying that the applicant is a  
20 person with a disability which limits or impairs the ability to walk,  
21 and that such disability, although not irreversible, is estimated to last  
22 longer than 6 months. A person with a permanent disability is not  
23 required to submit evidence of a continuing disability with the  
24 application for renewal.

25 10. The Department, or a city or county, may issue, and charge  
26 a reasonable fee for, a temporary parking placard for a vehicle other  
27 than a motorcycle or moped or a temporary parking sticker for a  
28 motorcycle or moped upon the application of a person with a  
29 temporary disability. Upon request, the Department, city or county  
30 may issue one additional temporary parking placard to an applicant.  
31 The application must include a certificate from a licensed physician  
32 , *physician assistant or advanced practice registered nurse*  
33 indicating:

34 (a) That the applicant has a temporary disability; and

35 (b) The estimated period of the disability.

36 11. A temporary parking placard issued pursuant to subsection  
37 10 must:

38 (a) Have inscribed on it the international symbol of access  
39 which is at least 3 inches in height, is centered on the placard and is  
40 white on a red background;

41 (b) Have an identification number and a date of expiration; and

42 (c) Have a form of attachment which enables a person using the  
43 placard to display the placard from the rearview mirror of the  
44 vehicle.





1 12. A temporary parking sticker issued pursuant to subsection  
2 10 must:

3 (a) Have inscribed on it the international symbol of access  
4 which is at least 3 inches in height, is centered on the sticker and is  
5 white on a red background; and

6 (b) Have an identification number and a date of expiration.

7 13. A temporary parking placard or temporary parking sticker  
8 is valid only for the period for which a physician , *physician*  
9 *assistant or advanced practice registered nurse* has certified the  
10 disability, but in no case longer than 6 months. If the temporary  
11 disability continues after the period for which the physician ,  
12 *physician assistant or advanced practice registered nurse* has  
13 certified the disability, the person with the temporary disability must  
14 renew the temporary parking placard or temporary parking sticker  
15 before the temporary parking placard or temporary parking sticker  
16 expires. The person with the temporary disability shall include with  
17 the application for renewal a statement from a licensed physician ,  
18 *physician assistant or advanced practice registered nurse*  
19 certifying that the applicant continues to be a person with a  
20 temporary disability and the estimated period of the disability.

21 14. A special or temporary parking placard must be displayed  
22 in the vehicle when the vehicle is parked by hanging or attaching the  
23 placard to the rearview mirror of the vehicle. If the vehicle has no  
24 rearview mirror, the placard must be placed on the dashboard of the  
25 vehicle in such a manner that the placard can easily be seen from  
26 outside the vehicle when the vehicle is parked.

27 15. Upon issuing a special license plate pursuant to subsection  
28 1, a special or temporary parking placard, or a special or temporary  
29 parking sticker, the Department, or the city or county, if applicable,  
30 shall issue a letter to the applicant that sets forth the name and  
31 address of the person with a permanent disability, disability of  
32 moderate duration or temporary disability to whom the special  
33 license plate, special or temporary parking placard or special or  
34 temporary parking sticker has been issued and:

35 (a) If the person receives special license plates, the license plate  
36 number designated for the plates; and

37 (b) If the person receives a special or temporary parking placard  
38 or a special or temporary parking sticker, the identification number  
39 and date of expiration indicated on the placard or sticker.

40 ➔ The letter, or a legible copy thereof, must be kept with the vehicle  
41 for which the special license plate has been issued or in which the  
42 person to whom the special or temporary parking placard or special  
43 or temporary parking sticker has been issued is driving or is a  
44 passenger.



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1 16. A special or temporary parking sticker must be affixed to  
2 the windscreen of the motorcycle or moped. If the motorcycle or  
3 moped has no windscreen, the sticker must be affixed to any other  
4 part of the motorcycle or moped which may be easily seen when the  
5 motorcycle or moped is parked.

6 17. Special or temporary parking placards, special or  
7 temporary parking stickers, or special license plates issued pursuant  
8 to this section do not authorize parking in any area on a highway  
9 where parking is prohibited by law.

10 18. No person, other than the person certified as being a person  
11 with a permanent disability, disability of moderate duration or  
12 temporary disability, or a person actually transporting such a person,  
13 may use the special license plate or plates or a special or temporary  
14 parking placard, or a special or temporary parking sticker issued  
15 pursuant to this section to obtain any special parking privileges  
16 available pursuant to this section.

17 19. Any person who violates the provisions of subsection 18 is  
18 guilty of a misdemeanor.

19 20. The Department may review the eligibility of each holder  
20 of a special parking placard, a special parking sticker or special  
21 license plates, or any combination thereof. Upon a determination of  
22 ineligibility by the Department, the holder shall surrender the  
23 special parking placard, special parking sticker or special license  
24 plates, or any combination thereof, to the Department.

25 21. The Department may adopt such regulations as are  
26 necessary to carry out the provisions of this section.

27 **Sec. 25.** NRS 630.271 is hereby amended to read as follows:

28 630.271 1. A physician assistant may perform such medical  
29 services as the physician assistant is authorized to perform by his or  
30 her supervising physician. *Such services may include ordering*  
31 *home health care for a patient.*

32 2. The Board and supervising physician shall limit the  
33 authority of a physician assistant to prescribe controlled substances  
34 to those schedules of controlled substances that the supervising  
35 physician is authorized to prescribe pursuant to state and federal  
36 law.

37 **Sec. 26.** NRS 632.237 is hereby amended to read as follows:

38 632.237 1. The Board may issue a license to practice as an  
39 advanced practice registered nurse to a registered nurse:

40 (a) Who is licensed by endorsement pursuant to NRS 632.161 or  
41 632.162 and holds a corresponding valid and unrestricted license to  
42 practice as an advanced practice registered nurse in the District of  
43 Columbia or any other state or territory of the United States; or

44 (b) Who:



1 (1) Has completed an educational program designed to  
2 prepare a registered nurse to:

- 3 (I) Perform designated acts of medical diagnosis;  
4 (II) Prescribe therapeutic or corrective measures; and  
5 (III) Prescribe controlled substances, poisons, dangerous  
6 drugs and devices;

7 (2) Except as otherwise provided in subsection 6, submits  
8 proof that he or she is certified as an advanced practice registered  
9 nurse by the American Board of Nursing Specialties, the National  
10 Commission for Certifying Agencies of the Institute for  
11 Credentialing Excellence, or their successor organizations, or any  
12 other nationally recognized certification agency approved by the  
13 Board; and

14 (3) Meets any other requirements established by the Board  
15 for such licensure.

16 2. An advanced practice registered nurse may:

17 (a) Engage in selected medical diagnosis and treatment; ~~and~~

18 (b) *Order home health care for a patient; and*

19 (c) If authorized pursuant to NRS 639.2351 and subject to the  
20 limitations set forth in subsection 3, prescribe controlled substances,  
21 poisons, dangerous drugs and devices.

22 → An advanced practice registered nurse shall not engage in any  
23 diagnosis, treatment or other conduct which the advanced practice  
24 registered nurse is not qualified to perform.

25 3. An advanced practice registered nurse who is authorized to  
26 prescribe controlled substances, poisons, dangerous drugs and  
27 devices pursuant to NRS 639.2351 shall not prescribe a controlled  
28 substance listed in schedule II unless:

29 (a) The advanced practice registered nurse has at least 2 years or  
30 2,000 hours of clinical experience; or

31 (b) The controlled substance is prescribed pursuant to a protocol  
32 approved by a collaborating physician.

33 4. An advanced practice registered nurse may perform the acts  
34 described in subsection 2 by using equipment that transfers  
35 information concerning the medical condition of a patient in this  
36 State electronically, telephonically or by fiber optics, including,  
37 without limitation, through telehealth, as defined in NRS 629.515,  
38 from within or outside this State or the United States.

39 5. The Board shall adopt regulations:

40 (a) Specifying any additional training, education and experience  
41 necessary for licensure as an advanced practice registered nurse.

42 (b) Delineating the authorized scope of practice of an advanced  
43 practice registered nurse.

44 (c) Establishing the procedure for application for licensure as an  
45 advanced practice registered nurse.



1 6. The provisions of subparagraph (2) of paragraph (b) of  
2 subsection 1 do not apply to an advanced practice registered nurse  
3 who obtains a license before July 1, 2014.

4 **Sec. 27.** NRS 633.432 is hereby amended to read as follows:

5 633.432 1. A physician assistant may perform such medical  
6 services as ~~†~~

7 ~~—(a) The†~~ *the* physician assistant is authorized to perform by his  
8 or her supervising osteopathic physician ~~††~~ and

9 ~~†(b) Are†~~ *are* within the supervising osteopathic physician’s  
10 scope of practice. *Such services may include ordering home health*  
11 *care for a patient.*

12 2. The Board and supervising osteopathic physician shall limit  
13 the authority of a physician assistant to prescribe controlled  
14 substances to those schedules of controlled substances that the  
15 supervising osteopathic physician is authorized to prescribe pursuant  
16 to state and federal law.

17 **Sec. 28.** NRS 706.8842 is hereby amended to read as follows:

18 706.8842 1. Before applying to a certificate holder for  
19 employment as a driver, a person must obtain a medical examiner’s  
20 certificate with two copies thereof from a medical examiner who is  
21 licensed to practice in the State of Nevada.

22 2. A medical examiner shall issue the certificate and copies  
23 described in subsection 1 if the medical examiner finds that a  
24 prospective driver meets the health requirements established by the  
25 Federal Motor Carrier Safety Regulations, 49 C.F.R. §§ 391.41 et seq.

26 3. The certificate described in subsection 1 must state that the  
27 medical examiner has examined the prospective driver and has  
28 found that the prospective driver meets the health requirements  
29 described in subsection 2. The certificate must be signed and dated  
30 by the medical examiner.

31 4. The medical examiner’s certificate required by this section  
32 expires 2 years after the date of issuance and may be renewed.

33 5. As used in this section, “medical examiner” means a  
34 physician, as defined in NRS 0.040, *a physician assistant licensed*  
35 *pursuant to chapter 630 or 633 of NRS, an advanced practice*  
36 *registered nurse licensed pursuant to chapter 632 of NRS* or a  
37 chiropractic physician licensed pursuant to chapter 634 of NRS.

38 **Sec. 29.** The Legislative Counsel shall, in preparing  
39 supplements to the Nevada Administrative Code, appropriately  
40 change any references to the term “Physician Order for Life-  
41 Sustaining Treatment” to “Provider Order for Life-Sustaining  
42 Treatment.”

43 **Sec. 30.** This act becomes effective on July 1, 2017.

