

SENATE BILL NO. 171—SENATOR HARDY

FEBRUARY 18, 2019

Referred to Committee on Commerce and Labor

SUMMARY—Provides for the collection of information from certain providers of health care. (BDR 54-73)

FISCAL NOTE: Effect on Local Government: Increases or Newly Provides for Term of Imprisonment in County or City Jail or Detention Facility.  
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 certain providers of health care to complete a biennial data request; requiring the Office of Statewide Initiatives of the University of Nevada, Reno, School of Medicine to establish and maintain the information collected using the data request; establishing the Health Care Workforce Working Group within the Office to analyze the information and perform certain related duties; requiring the director of certain medical laboratories to report the results of certain tests to the Chief Medical Officer and health authority; providing penalties; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

- 1 Existing law establishes certain programs within the University of Nevada
- 2 School of Medicine to ensure adequate access to health care in all areas of this
- 3 State. (NRS 396.899-396.908) **Section 14** of this bill requires the Office of
- 4 Statewide Initiatives of the University of Nevada, Reno, School of Medicine to
- 5 develop and make available to certain licensing boards a data request to be
- 6 administered to applicants to those boards for the renewal of a license, certificate or
- 7 registration. **Section 14** requires that data request to solicit from each applicant
- 8 demographic information and certain information about the applicant’s practice.
- 9 **Sections 1-8** of this bill require each holder of a license, certificate or registration
- 10 issued by those boards to complete the data request at least biennially. **Section 14**
- 11 requires the Office to maintain such information.
- 12 **Section 15** of this bill creates the Health Care Workforce Working Group.
- 13 **Section 16** of this bill prescribes the duties of the Working Group, which include:



14 (1) developing the content of the data request; (2) analyzing the information  
15 collected using the data request; (3) publishing and periodically updating a short-  
16 term plan and a 5-year plan to improve access to health care in this State; and (4)  
17 making recommendations to state agencies, the Governor and the Legislature  
18 concerning ways in which to attract more providers of health care to this State and  
19 improve health outcomes and public health. **Section 14** authorizes the Working  
20 Group to access information collected using the data request and publish such  
21 information in aggregated form that does not disclose the identity of any provider  
22 of health care. **Section 14** also prescribes the conditions under which the  
23 information may be disclosed. **Sections 1-9.5, 14 and 15** of this bill provide that  
24 information collected using the data request is otherwise confidential.

25 Existing law requires a laboratory director to notify the health authority of the  
26 identification by his or her medical laboratory of the presence of any communicable  
27 disease in the jurisdiction of that health authority. (NRS 441A.150) **Section 19** of  
28 this bill requires the director of a medical laboratory, other than a medical  
29 laboratory operated by a hospital, to additionally report to the health authority the  
30 results of tests for certain markers of chronic disease. **Section 18** of this bill  
31 provides for the reporting of such information to the Chief Medical Officer. **Section**  
32 **20** of this bill provides for the confidentiality of such information. **Section 21** of  
33 this bill makes failure to submit the required reports a misdemeanor and authorizes  
34 the imposition of an administrative fine against the director of a medical laboratory  
35 who fails to submit a required report.

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

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

3 *1. In addition to any other requirements set forth in this*  
4 *chapter and any regulations adopted pursuant thereto and except*  
5 *as otherwise provided in this subsection, each applicant for the*  
6 *renewal of a license pursuant to this chapter or a biennial*  
7 *registration pursuant to NRS 630.267 shall complete the data*  
8 *request developed by the Office of Statewide Initiatives pursuant to*  
9 *section 14 of this act. If a license is required by the regulations*  
10 *adopted by the Board pursuant to NRS 630.275 or 630.279 to be*  
11 *renewed more frequently than once every 2 years, an applicant for*  
12 *the renewal of the license is only required to complete the data*  
13 *request once every odd-numbered year.*

14 *2. The Board shall make the data request described in*  
15 *subsection 1 available to applicants for the renewal of a license or*  
16 *a biennial registration through a link included on an Internet*  
17 *website maintained by the Board or an electronic application for*  
18 *the renewal of a license or registration, as applicable.*

19 *3. The information contained in the data requests completed*  
20 *pursuant to subsection 1 is confidential and, except as required by*  
21 *section 14 of this act, must not be disclosed to any person or entity.*



1       4. *The renewal of a license or biennial registration must not*  
2 *depend on any response to the data request described in*  
3 *subsection 1.*

4       5. *As used in this section, "Office of Statewide Initiatives"*  
5 *has the meaning ascribed to the term "Office" in section 11.5 of*  
6 *this act.*

7       **Sec. 2.** Chapter 631 of NRS is hereby amended by adding  
8 thereto a new section to read as follows:

9       1. *In addition to any other requirements set forth in this*  
10 *chapter and any regulations adopted pursuant thereto and except*  
11 *as otherwise provided in this subsection, each applicant for the*  
12 *renewal of a license pursuant to this chapter shall complete the*  
13 *data request developed by the Office of Statewide Initiatives*  
14 *pursuant to section 14 of this act. An applicant for the renewal of*  
15 *a license issued pursuant to NRS 631.271, 631.2715 or 631.275 is*  
16 *not required to complete the data request in even-numbered years.*

17       2. *The Board shall make the data request described in*  
18 *subsection 1 available to applicants for the renewal of a license*  
19 *through a link included on an Internet website maintained by the*  
20 *Board or an electronic application for the renewal of a license.*

21       3. *The information contained in the data requests completed*  
22 *pursuant to subsection 1 is confidential and, except as required by*  
23 *section 14 of this act, must not be disclosed to any person or entity.*

24       4. *The renewal of a license must not depend on any response*  
25 *to the data request described in subsection 1.*

26       5. *As used in this section, "Office of Statewide Initiatives"*  
27 *has the meaning ascribed to the term "Office" in section 11.5 of*  
28 *this act.*

29       **Sec. 3.** Chapter 632 of NRS is hereby amended by adding  
30 thereto a new section to read as follows:

31       1. *In addition to any other requirements set forth in this*  
32 *chapter and any regulations adopted pursuant thereto, each*  
33 *applicant for the renewal of a license or certificate pursuant to*  
34 *this chapter shall complete the data request developed by the*  
35 *Office of Statewide Initiatives pursuant to section 14 of this act.*

36       2. *The Board shall make the data request described in*  
37 *subsection 1 available to applicants for the renewal of a license or*  
38 *certificate through a link included on an Internet website*  
39 *maintained by the Board or an electronic application for the*  
40 *renewal of a license.*

41       3. *The information contained in the data requests completed*  
42 *pursuant to subsection 1 is confidential and, except as required by*  
43 *section 14 of this act, must not be disclosed to any person or entity.*

44       4. *The renewal of a license or certificate must not depend on*  
45 *any response to the data request described in subsection 1.*



1       5. *As used in this section, "Office of Statewide Initiatives"*  
2 *has the meaning ascribed to the term "Office" in section 11.5 of*  
3 *this act.*

4       **Sec. 4.** Chapter 633 of NRS is hereby amended by adding  
5 thereto a new section to read as follows:

6       1. *In addition to any other requirements set forth in this*  
7 *chapter and any regulations adopted pursuant thereto, each*  
8 *applicant for the renewal of a license pursuant to this chapter in*  
9 *an odd-numbered year shall complete the data request developed*  
10 *by the Office of Statewide Initiatives pursuant to section 14 of this*  
11 *act.*

12       2. *The Board shall make the data request described in*  
13 *subsection 1 available to applicants for the renewal of a license*  
14 *through a link included on an Internet website maintained by the*  
15 *Board or an electronic application for the renewal of a license.*

16       3. *The information contained in the data requests completed*  
17 *pursuant to subsection 1 is confidential and, except as required by*  
18 *section 14 of this act, must not be disclosed to any person or entity.*

19       4. *The renewal of a license must not depend on any response*  
20 *to the data request described in subsection 1.*

21       5. *As used in this section, "Office of Statewide Initiatives"*  
22 *has the meaning ascribed to the term "Office" in section 11.5 of*  
23 *this act.*

24       **Sec. 5.** Chapter 639 of NRS is hereby amended by adding  
25 thereto a new section to read as follows:

26       1. *In addition to any other requirements set forth in this*  
27 *chapter and any regulations adopted pursuant thereto, each*  
28 *applicant for the renewal of registration as a pharmacist, intern*  
29 *pharmacist, pharmaceutical technician or pharmaceutical*  
30 *technician in training pursuant to this chapter shall complete the*  
31 *data request developed by the Office of Statewide Initiatives*  
32 *pursuant to section 14 of this act.*

33       2. *The Board shall make the data request described in*  
34 *subsection 1 available to applicants for the renewal of registration*  
35 *through a link included on an Internet website maintained by the*  
36 *Board or an electronic application for the renewal of registration.*

37       3. *The information contained in the data requests completed*  
38 *pursuant to subsection 1 is confidential and, except as required by*  
39 *section 14 of this act, must not be disclosed to any person or entity.*

40       4. *The renewal of a license must not depend on any response*  
41 *to the data request described in subsection 1.*

42       5. *As used in this section, "Office of Statewide Initiatives"*  
43 *has the meaning ascribed to the term "Office" in section 11.5 of*  
44 *this act.*



1     **Sec. 6.** Chapter 641 of NRS is hereby amended by adding  
2 thereto a new section to read as follows:

3     1. *In addition to any other requirements set forth in this*  
4 *chapter and any regulations adopted pursuant thereto, each*  
5 *applicant for the renewal of a license or registration pursuant to*  
6 *this chapter shall complete the data request developed by the*  
7 *Office of Statewide Initiatives pursuant to section 14 of this act.*  
8 *An applicant for the renewal of registration as a psychological*  
9 *assistant pursuant to NRS 641.226 is not required to complete the*  
10 *data request in an even-numbered year.*

11     2. *The Board shall make the data request described in*  
12 *subsection 1 available to applicants for the renewal of a license or*  
13 *registration through a link included on an Internet website*  
14 *maintained by the Board or an electronic application for the*  
15 *renewal of a license or registration.*

16     3. *The information contained in the data requests completed*  
17 *pursuant to subsection 1 is confidential and, except as required by*  
18 *section 14 of this act, must not be disclosed to any person or entity.*

19     4. *The renewal of a license or registration must not depend*  
20 *on any response to the data request described in subsection 1.*

21     5. *As used in this section, "Office of Statewide Initiatives"*  
22 *has the meaning ascribed to the term "Office" in section 11.5 of*  
23 *this act.*

24     **Sec. 7.** Chapter 641A of NRS is hereby amended by adding  
25 thereto a new section to read as follows:

26     1. *In addition to any other requirements set forth in this*  
27 *chapter and any regulations adopted pursuant thereto, each*  
28 *applicant for the renewal of a license pursuant to this chapter in*  
29 *an odd-numbered year shall complete the data request developed*  
30 *by the Office of Statewide Initiatives pursuant to section 14 of this*  
31 *act.*

32     2. *The Board shall make the data request described in*  
33 *subsection 1 available to applicants for the renewal of a license*  
34 *through a link included on an Internet website maintained by the*  
35 *Board or an electronic application for the renewal of a license.*

36     3. *The information contained in the data requests completed*  
37 *pursuant to subsection 1 is confidential and, except as required by*  
38 *section 14 of this act, must not be disclosed to any person or entity.*

39     4. *The renewal of a license must not depend on any response*  
40 *to the data request described in subsection 1.*

41     5. *As used in this section, "Office of Statewide Initiatives"*  
42 *has the meaning ascribed to the term "Office" in section 11.5 of*  
43 *this act.*



1     **Sec. 8.** Chapter 641B of NRS is hereby amended by adding  
2 thereto a new section to read as follows:

3     1. *In addition to any other requirements set forth in this*  
4 *chapter and any regulations adopted pursuant thereto, each*  
5 *applicant for the renewal of a license pursuant to this chapter*  
6 *shall complete the data request developed by the Office of*  
7 *Statewide Initiatives pursuant to section 14 of this act.*

8     2. *The Board shall make the data request described in*  
9 *subsection 1 available to applicants for the renewal of a license*  
10 *through a link included on an Internet website maintained by the*  
11 *Board or an electronic application for the renewal of a license.*

12     3. *The information contained in the data requests completed*  
13 *pursuant to subsection 1 is confidential and, except as required by*  
14 *section 14 of this act, must not be disclosed to any person or entity.*

15     4. *The renewal of a license must not depend on any response*  
16 *to the data request described in subsection 1.*

17     5. *As used in this section, "Office of Statewide Initiatives"*  
18 *has the meaning ascribed to the term "Office" in section 11.5 of*  
19 *this act.*

20     **Sec. 9.** NRS 239.010 is hereby amended to read as follows:

21     239.010 1. Except as otherwise provided in this section and  
22 NRS 1.4683, 1.4687, 1A.110, 3.2203, 41.071, 49.095, 49.293,  
23 62D.420, 62D.440, 62E.516, 62E.620, 62H.025, 62H.030, 62H.170,  
24 62H.220, 62H.320, 75A.100, 75A.150, 76.160, 78.152, 80.113,  
25 81.850, 82.183, 86.246, 86.54615, 87.515, 87.5413, 87A.200,  
26 87A.580, 87A.640, 88.3355, 88.5927, 88.6067, 88A.345, 88A.7345,  
27 89.045, 89.251, 90.730, 91.160, 116.757, 116A.270, 116B.880,  
28 118B.026, 119.260, 119.265, 119.267, 119.280, 119A.280,  
29 119A.653, 119B.370, 119B.382, 120A.690, 125.130, 125B.140,  
30 126.141, 126.161, 126.163, 126.730, 127.007, 127.057, 127.130,  
31 127.140, 127.2817, 128.090, 130.312, 130.712, 136.050, 159.044,  
32 159A.044, 172.075, 172.245, 176.01249, 176.015, 176.0625,  
33 176.09129, 176.156, 176A.630, 178.39801, 178.4715, 178.5691,  
34 179.495, 179A.070, 179A.165, 179D.160, 200.3771, 200.3772,  
35 200.5095, 200.604, 202.3662, 205.4651, 209.392, 209.3925,  
36 209.419, 209.521, 211A.140, 213.010, 213.040, 213.095, 213.131,  
37 217.105, 217.110, 217.464, 217.475, 218A.350, 218E.625,  
38 218F.150, 218G.130, 218G.240, 218G.350, 228.270, 228.450,  
39 228.495, 228.570, 231.069, 231.1473, 233.190, 237.300, 239.0105,  
40 239.0113, 239B.030, 239B.040, 239B.050, 239C.140, 239C.210,  
41 239C.230, 239C.250, 239C.270, 240.007, 241.020, 241.030,  
42 241.039, 242.105, 244.264, 244.335, 247.540, 247.550, 247.560,  
43 250.087, 250.130, 250.140, 250.150, 268.095, 268.490, 268.910,  
44 271A.105, 281.195, 281.805, 281A.350, 281A.680, 281A.685,  
45 281A.750, 281A.755, 281A.780, 284.4068, 286.110, 287.0438,



1 289.025, 289.080, 289.387, 289.830, 293.4855, 293.5002, 293.503,  
2 293.504, 293.558, 293.906, 293.908, 293.910, 293B.135, 293D.510,  
3 331.110, 332.061, 332.351, 333.333, 333.335, 338.070, 338.1379,  
4 338.1593, 338.1725, 338.1727, 348.420, 349.597, 349.775, 353.205,  
5 353A.049, 353A.085, 353A.100, 353C.240, 360.240, 360.247,  
6 360.255, 360.755, 361.044, 361.610, 365.138, 366.160, 368A.180,  
7 370.257, 370.327, 372A.080, 378.290, 378.300, 379.008, 379.1495,  
8 385A.830, 385B.100, 387.626, 387.631, 388.1455, 388.259,  
9 388.501, 388.503, 388.513, 388.750, 388A.247, 388A.249, 391.035,  
10 391.120, 391.925, 392.029, 392.147, 392.264, 392.271, 392.315,  
11 392.317, 392.325, 392.327, 392.335, 392.850, 394.167, 394.1698,  
12 394.447, 394.460, 394.465, 396.3295, 396.405, 396.525, 396.535,  
13 396.9685, 398A.115, 408.3885, 408.3886, 408.3888, 408.5484,  
14 412.153, 416.070, 422.2749, 422.305, 422A.342, 422A.350,  
15 425.400, 427A.1236, 427A.872, 432.028, 432.205, 432B.175,  
16 432B.280, 432B.290, 432B.407, 432B.430, 432B.560, 432B.5902,  
17 433.534, 433A.360, 437.145, 439.840, 439B.420, 440.170,  
18 441A.195, 441A.220, 441A.230, 442.330, 442.395, 442.735,  
19 445A.665, 445B.570, 449.209, 449.245, 449A.112, 450.140,  
20 453.164, 453.720, 453A.610, 453A.700, 458.055, 458.280, 459.050,  
21 459.3866, 459.555, 459.7056, 459.846, 463.120, 463.15993,  
22 463.240, 463.3403, 463.3407, 463.790, 467.1005, 480.365, 480.940,  
23 481.063, 481.091, 481.093, 482.170, 482.5536, 483.340, 483.363,  
24 483.575, 483.659, 483.800, 484E.070, 485.316, 501.344, 503.452,  
25 522.040, 534A.031, 561.285, 571.160, 584.655, 587.877, 598.0964,  
26 598.098, 598A.110, 599B.090, 603.070, 603A.210, 604A.710,  
27 612.265, 616B.012, 616B.015, 616B.315, 616B.350, 618.341,  
28 618.425, 622.310, 623.131, 623A.137, 624.110, 624.265, 624.327,  
29 625.425, 625A.185, 628.418, 628B.230, 628B.760, 629.047,  
30 629.069, 630.133, 630.30665, 630.336, 630A.555, 631.368,  
31 632.121, 632.125, 632.405, 633.283, 633.301, 633.524, 634.055,  
32 634.214, 634A.185, 635.158, 636.107, 637.085, 637B.288, 638.087,  
33 638.089, 639.2485, 639.570, 640.075, 640A.220, 640B.730,  
34 640C.400, 640C.600, 640C.620, 640C.745, 640C.760, 640D.190,  
35 640E.340, 641.090, 641.325, 641A.191, 641A.289, 641B.170,  
36 641B.460, 641C.760, 641C.800, 642.524, 643.189, 644A.870,  
37 645.180, 645.625, 645A.050, 645A.082, 645B.060, 645B.092,  
38 645C.220, 645C.225, 645D.130, 645D.135, 645E.300, 645E.375,  
39 645G.510, 645H.320, 645H.330, 647.0945, 647.0947, 648.033,  
40 648.197, 649.065, 649.067, 652.228, 654.110, 656.105, 661.115,  
41 665.130, 665.133, 669.275, 669.285, 669A.310, 671.170, 673.450,  
42 673.480, 675.380, 676A.340, 676A.370, 677.243, 679B.122,  
43 679B.152, 679B.159, 679B.190, 679B.285, 679B.690, 680A.270,  
44 681A.440, 681B.260, 681B.410, 681B.540, 683A.0873, 685A.077,  
45 686A.289, 686B.170, 686C.306, 687A.110, 687A.115, 687C.010,



1 688C.230, 688C.480, 688C.490, 689A.696, 692A.117, 692C.190,  
2 692C.3507, 692C.3536, 692C.3538, 692C.354, 692C.420,  
3 693A.480, 693A.615, 696B.550, 696C.120, 703.196, 704B.320,  
4 704B.325, 706.1725, 706A.230, 710.159, 711.600, *and sections 1 to*  
5 *8, inclusive, and 14 of this act*, sections 35, 38 and 41 of chapter  
6 478, Statutes of Nevada 2011 and section 2 of chapter 391, Statutes  
7 of Nevada 2013 and unless otherwise declared by law to be  
8 confidential, all public books and public records of a governmental  
9 entity must be open at all times during office hours to inspection by  
10 any person, and may be fully copied or an abstract or memorandum  
11 may be prepared from those public books and public records. Any  
12 such copies, abstracts or memoranda may be used to supply the  
13 general public with copies, abstracts or memoranda of the records or  
14 may be used in any other way to the advantage of the governmental  
15 entity or of the general public. This section does not supersede or in  
16 any manner affect the federal laws governing copyrights or enlarge,  
17 diminish or affect in any other manner the rights of a person in any  
18 written book or record which is copyrighted pursuant to federal law.

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

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

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

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

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

41 **Sec. 9.5.** NRS 241.016 is hereby amended to read as follows:

42 241.016 1. The meetings of a public body that are quasi-  
43 judicial in nature are subject to the provisions of this chapter.

44 2. The following are exempt from the requirements of this  
45 chapter:






1 (a) The Legislature of the State of Nevada.

2 (b) Judicial proceedings, including, without limitation,  
3 proceedings before the Commission on Judicial Selection and,  
4 except as otherwise provided in NRS 1.4687, the Commission on  
5 Judicial Discipline.

6 (c) Meetings of the State Board of Parole Commissioners when  
7 acting to grant, deny, continue or revoke the parole of a prisoner or  
8 to establish or modify the terms of the parole of a prisoner.

9 3. Any provision of law, including, without limitation, NRS  
10 91.270, 219A.210, 228.495, 239C.140, 281A.350, 281A.690,  
11 281A.735, 281A.760, 284.3629, 286.150, 287.0415, 287.04345,  
12 287.338, 288.220, 289.387, 295.121, 360.247, 388.261, 388A.495,  
13 388C.150, 388G.710, 388G.730, 392.147, 392.467, 394.1699,  
14 396.3295, 433.534, 435.610, 463.110, 622.320, 622.340, 630.311,  
15 630.336, 631.3635, 639.050, 642.518, 642.557, 686B.170,  
16 696B.550, 703.196 and 706.1725  and section 15 of this act,  
17 which:

18 (a) Provides that any meeting, hearing or other proceeding is not  
19 subject to the provisions of this chapter; or

20 (b) Otherwise authorizes or requires a closed meeting, hearing  
21 or proceeding,

22  prevails over the general provisions of this chapter.

23 4. The exceptions provided to this chapter, and electronic  
24 communication, must not be used to circumvent the spirit or letter of  
25 this chapter to deliberate or act, outside of an open and public  
26 meeting, upon a matter over which the public body has supervision,  
27 control, jurisdiction or advisory powers.

28 **Sec. 10.** Chapter 396 of NRS is hereby amended by adding  
29 thereto the provisions set forth as sections 11 to 17, inclusive, of this  
30 act.

31 **Sec. 11.** *As used in sections 11 to 17, inclusive, of this act,*  
32 *unless the context otherwise requires, the words and terms defined*  
33 *in sections 11.5, 12 and 13 of this act have the meanings ascribed*  
34 *to them in those sections.*

35 **Sec. 11.5.** *“Office” means the Office of Statewide Initiatives*  
36 *at the University of Nevada, Reno, School of Medicine, its*  
37 *successor office or, if that office ceases to exist, a similar office*  
38 *within the University of Nevada, Reno, School of Medicine*  
39 *selected by the Board of Regents.*

40 **Sec. 12.** *“Provider of health care” means a person:*

41 1. *Licensed, certified or registered pursuant to chapter 630,*  
42 *631, 632, 633, 641, 641A or 641B of NRS; or*

43 2. *Registered pursuant to chapter 639 of NRS.*



1 **Sec. 13.** *“Working Group” means the Health Care*  
2 *Workforce Working Group established pursuant to section 15 of*  
3 *this act.*

4 **Sec. 14.** *1. The Office shall develop and make available to*  
5 *each professional licensing board that licenses, certifies or*  
6 *registers providers of health care an electronic data request to be*  
7 *completed by an applicant for the renewal of such a license,*  
8 *certificate or registration. The electronic data request must solicit*  
9 *from each such applicant:*

10 (a) *The name of the applicant;*

11 (b) *The electronic mail address of the applicant;*

12 (c) *The type of license or registration held by the applicant;*

13 (d) *The applicant’s license, certificate or registration number;*

14 (e) *The registration number issued to the applicant by the*  
15 *Drug Enforcement Administration, if applicable;*

16 (f) *The race, ethnicity, ancestry, national origin, color, sex,*  
17 *sexual orientation, gender identity or expression and any physical*  
18 *or mental disability of the applicant;*

19 (g) *The primary language spoken by the applicant and any*  
20 *other language spoken by the applicant;*

21 (h) *The specialty area in which the applicant practices;*

22 (i) *The county of this State in which the applicant spends the*  
23 *majority of his or her working hours;*

24 (j) *The address of each location at which the applicant*  
25 *practices or intends to practice and the percentage of working*  
26 *hours spent by the applicant at each location;*

27 (k) *The type of practice in which the applicant engages,*  
28 *including, without limitation, private practice, government or*  
29 *nonprofit;*

30 (l) *The settings in which the applicant practices, including,*  
31 *without limitation, hospitals, clinics and academic settings;*

32 (m) *The education and primary and secondary specialties of*  
33 *the applicant;*

34 (n) *The average number of hours worked per week by the*  
35 *applicant and the total number of weeks worked by the applicant*  
36 *during the immediately preceding calendar year;*

37 (o) *The percentages of working hours during which the*  
38 *applicant engages in patient care and other activities, including,*  
39 *without limitation, teaching, research and administration;*

40 (p) *Any planned major changes to the practice of the*  
41 *applicant, including, without limitation, retirement, relocation or*  
42 *significant changes in working hours;*

43 (q) *Costs incurred by the applicant or his or her employer for*  
44 *professional liability coverage for the applicant and any difficulty*



1 encountered by the applicant or his or her employer in procuring  
2 such coverage; and

3 (r) Any other information included in the data request by the  
4 Working Group.

5 2. Except as otherwise provided in this subsection, an  
6 applicant for the renewal of a license, certificate or registration  
7 who is required to complete the data request pursuant to sections 1  
8 to 8, inclusive, of this act must provide all information required by  
9 subsection 1. The electronic data request must allow such an  
10 applicant to refuse to provide the information described in  
11 paragraphs (f) and (r) of subsection 1. The Working Group may  
12 make optional the provision of any other information described in  
13 subsection 1.

14 3. The Office shall collect and maintain the information  
15 collected pursuant to subsection 1.

16 4. Except as otherwise provided in this subsection and  
17 subsection 5, information maintained pursuant to this section is  
18 confidential. The Office shall allow the Working Group  
19 unrestricted access to that information and provide that  
20 information:

21 (a) In complete, unredacted form to the Department of Health  
22 and Human Services, the Division of Insurance of the Department  
23 of Business and Industry and the Department of Employment,  
24 Training and Rehabilitation quarterly and upon the request of the  
25 Director of the Department of Health and Human Services, the  
26 Commissioner of Insurance or the Director of the Department of  
27 Employment, Training and Rehabilitation, as applicable;

28 (b) In an individualized form that does not reveal the identity  
29 of any provider of health care upon an affirmative vote of a  
30 majority of the members of the Working Group to any person or  
31 entity who has entered into a data sharing agreement with the  
32 Working Group; and

33 (c) In aggregated form that does not reveal the identity of any  
34 provider of health care to any person or entity upon request.

35 5. The Office may publish aggregated information that does  
36 not reveal the identity of any provider of health care maintained  
37 pursuant to this section.

38 **Sec. 15. 1. The Health Care Workforce Working Group is**  
39 **hereby created within the Office. The Working Group consists of:**

40 (a) One member who represents the Office, appointed by the  
41 person in charge of the Office;

42 (b) One member who represents the Department of Health and  
43 Human Services, appointed by the Director of the Department;

44 (c) One member who represents the Nevada System of Higher  
45 Education, appointed by the Board of Regents;



1 (d) One member who represents the Division of Insurance of  
2 the Department of Business and Industry, appointed by the  
3 Commissioner of Insurance;

4 (e) One member who represents the Office of Economic  
5 Development created in the Office of the Governor by NRS  
6 231.043, appointed by the Executive Director of that Office;

7 (f) One member who represents the Office of Workforce  
8 Innovation created in the Office of the Governor by NRS 223.800,  
9 appointed by the Executive Director of that Office; and

10 (g) At least one, but not more than four, members appointed by  
11 the Office who are providers of health care or representatives of:

12 (1) Groups that represent providers of health care and  
13 consumers of health care;

14 (2) Institutions, agencies or nonprofit organizations that  
15 study or work on issues related to access to health care or  
16 recruitment or education of providers of health care; or

17 (3) Universities, colleges, including, without limitation,  
18 state colleges and community colleges, and other institutions in  
19 this State that educate persons who wish to become providers of  
20 health care.

21 2. The Working Group shall, by vote of a majority of its  
22 members, a Chair, Vice Chair and Secretary of the Working  
23 Group. The Working Group shall meet at the call of the Chair. A  
24 majority of the members of the Working Group constitutes a  
25 quorum and is required to transact any business of the Working  
26 Group.

27 3. The members of the Working Group serve without  
28 compensation and are not entitled to receive the per diem  
29 allowance and travel expenses provided for state officers and  
30 employees generally.

31 4. A member of the Working Group who is an officer or  
32 employee of this State or a political subdivision of this State must  
33 be relieved from his or her duties without loss of regular  
34 compensation to prepare for and attend meetings of the Working  
35 Group and perform any work necessary to carry out the duties of  
36 the Working Group in the most timely manner practicable. A state  
37 agency or political subdivision of this State shall not require an  
38 officer or employee who is a member of the Working Group to:

39 (a) Make up the time he or she is absent from work to carry  
40 out his or her duties as a member of the Working Group; or

41 (b) Take annual leave or compensatory time for the absence.

42 5. A member of the Working Group serves at the pleasure of  
43 the person or entity that appointed the member.



1       6. *The Working Group may close any portion of a meeting*  
2 *during which it considers information maintained pursuant to*  
3 *section 14 of this act.*

4       7. *The Office shall provide such administrative support to the*  
5 *Working Group as is necessary to carry out the duties of the*  
6 *Working Group.*

7       **Sec. 16.** *The Working Group shall:*

8       1. *Develop the content of the electronic data request*  
9 *developed pursuant to section 14 of this act and consult with*  
10 *experts concerning the design and content of the data request and*  
11 *other related issues as necessary;*

12       2. *Analyze the information maintained pursuant to section 14*  
13 *of this act;*

14       3. *Make recommendations to state agencies, the Governor*  
15 *and the Legislature concerning ways in which to:*

16       (a) *Attract more persons, including, without limitation,*  
17 *members of underrepresented groups, to pursue the education*  
18 *necessary to practice as a provider of health care and practice as a*  
19 *provider of health care in this State; and*

20       (b) *Improve health outcomes and public health in this State;*

21       4. *Publish and periodically update a short-term plan and a 5-*  
22 *year plan to improve access to health care in this State; and*

23       5. *On or before January 31 of each year, compile a report of*  
24 *its activities during the immediately preceding year and submit the*  
25 *report to the Director of the Legislative Counsel Bureau for*  
26 *transmittal to:*

27       (a) *In even-numbered years, the Legislative Committee on*  
28 *Health Care; and*

29       (b) *In odd-numbered years, the next regular session of the*  
30 *Legislature.*

31       **Sec. 17.** (Deleted by amendment.)

32       **Sec. 18.** NRS 441A.120 is hereby amended to read as follows:

33       441A.120 1. The Board shall adopt regulations governing the  
34 control of communicable diseases in this State, including regulations  
35 specifically relating to the control of such diseases in educational,  
36 medical and correctional institutions. The regulations must specify:

37       (a) The diseases which are known to be communicable.

38       (b) The communicable diseases which are known to be sexually  
39 transmitted.

40       (c) The procedures for investigating and reporting cases or  
41 suspected cases of communicable diseases, including the time  
42 within which these actions must be taken.

43       (d) For each communicable disease, the procedures for testing,  
44 treating, isolating and quarantining a person or group of persons



1 who have been exposed to or have or are suspected of having the  
2 disease.

3 (e) A method for ensuring that any testing, treatment, isolation  
4 or quarantine of a person or a group of persons pursuant to this  
5 chapter is carried out in the least restrictive manner or environment  
6 that is appropriate and acceptable under current medical and public  
7 health practices.

8 2. The Board shall adopt regulations governing the procedures  
9 for reporting cases or suspected cases of drug overdose *and the*  
10 *results of the tests described in paragraph (b) of subsection 4 of*  
11 *NRS 441A.150* to the Chief Medical Officer or his or her designee,  
12 including the time within which such reports must be made and the  
13 information that such reports must include.

14 3. The duties set forth in the regulations adopted by the Board  
15 pursuant to subsection 1 must be performed by:

16 (a) In a district in which there is a district health officer, the  
17 district health officer or the district health officer's designee; or

18 (b) In any other area of the State, the Chief Medical Officer or  
19 the Chief Medical Officer's designee.

20 **Sec. 19.** NRS 441A.150 is hereby amended to read as follows:

21 441A.150 1. A provider of health care who knows of, or  
22 provides services to, a person who has or is suspected of having a  
23 communicable disease shall report that fact to the health authority in  
24 the manner prescribed by the regulations of the Board. If no  
25 provider of health care is providing services, each person having  
26 knowledge that another person has a communicable disease shall  
27 report that fact to the health authority in the manner prescribed by  
28 the regulations of the Board.

29 2. A provider of health care who knows of, or provides  
30 services to, a person who has suffered or is suspected of having  
31 suffered a drug overdose shall report that fact to the Chief Medical  
32 Officer or his or her designee in the manner prescribed by the  
33 regulations of the Board.

34 3. A medical facility in which more than one provider of health  
35 care may know of, or provide services to, a person who has or is  
36 suspected of having a communicable disease or who has suffered or  
37 is suspected of having suffered a drug overdose shall establish  
38 administrative procedures to ensure that the health authority or  
39 Chief Medical Officer or his or her designee, as applicable, is  
40 notified.

41 4. A laboratory director shall, in the manner prescribed by the  
42 Board, notify the health authority of ~~the~~ :

43 (a) *The* identification by his or her medical laboratory of the  
44 presence of any communicable disease in the jurisdiction of that  
45 health authority. The health authority shall not presume a diagnosis



1 of a communicable disease on the basis of the notification received  
2 from the laboratory director.

3 *(b) If the laboratory is not operated by a hospital, the results of*  
4 *each test performed at the laboratory for:*

5 *(1) Hemoglobin A1c;*

6 *(2) Cholesterol and lipids; and*

7 *(3) Any other marker associated with chronic disease*  
8 *prescribed by regulation of the Board.*

9 5. If more than one medical laboratory is involved in testing a  
10 specimen, the laboratory that is responsible for reporting the results  
11 of the testing directly to the provider of health care for the patient  
12 shall also be responsible for reporting to the health authority.

13 **Sec. 20.** NRS 441A.220 is hereby amended to read as follows:

14 441A.220 All information of a personal nature about any  
15 person provided by any other person reporting a case or suspected  
16 case of a communicable disease or drug overdose ~~or~~ *or the results*  
17 *of a test for markers of chronic diseases*, or by any person who has  
18 a communicable disease or has suffered a drug overdose, or as  
19 determined by investigation of the health authority, is confidential  
20 medical information and must not be disclosed to any person under  
21 any circumstances, including pursuant to any subpoena, search  
22 warrant or discovery proceeding, except:

23 1. As otherwise provided in NRS 439.538.

24 2. For statistical purposes, provided that the identity of the  
25 person is not discernible from the information disclosed.

26 3. In a prosecution for a violation of this chapter.

27 4. In a proceeding for an injunction brought pursuant to this  
28 chapter.

29 5. In reporting the actual or suspected abuse or neglect of a  
30 child or elderly person.

31 6. To any person who has a medical need to know the  
32 information for his or her own protection or for the well-being of a  
33 patient or dependent person, as determined by the health authority in  
34 accordance with regulations of the Board.

35 7. If the person who is the subject of the information consents  
36 in writing to the disclosure.

37 8. Pursuant to subsection 4 of NRS 441A.320 or NRS 629.069.

38 9. If the disclosure is made to the Department of Health and  
39 Human Services and the person about whom the disclosure is made  
40 has been diagnosed as having acquired immunodeficiency syndrome  
41 or an illness related to the human immunodeficiency virus and is a  
42 recipient of or an applicant for Medicaid.

43 10. To a firefighter, police officer or person providing  
44 emergency medical services if the Board has determined that the  
45 information relates to a communicable disease significantly related





1 to that occupation. The information must be disclosed in the manner  
2 prescribed by the Board.

3 11. If the disclosure is authorized or required by NRS 239.0115  
4 or another specific statute.

5 **Sec. 21.** NRS 441A.920 is hereby amended to read as follows:

6 441A.920 Every provider of health care, medical facility or  
7 medical laboratory that willfully fails, neglects or refuses to comply  
8 with any regulation of the Board relating to the reporting of a  
9 communicable disease, ~~for~~ drug overdose *or test for markers of*  
10 *chronic diseases* or any requirement of this chapter is guilty of a  
11 misdemeanor and, in addition, may be subject to an administrative  
12 fine of \$1,000 for each violation, as determined by the Board.

13 **Sec. 21.5.** 1. The members of the Health Care Workforce  
14 Working Group created by section 15 of this act must be appointed  
15 as soon as practicable.

16 2. The Health Care Workforce Working Group must hold its  
17 first meeting on or before October 1, 2019.

18 **Sec. 22.** The provisions of subsection 1 of NRS 218D.380 do  
19 not apply to any provision of this act which adds or revises a  
20 requirement to submit a report to the Legislature.

21 **Sec. 23.** 1. This section and sections 10 to 17, inclusive, of  
22 this act become effective upon passage and approval.

23 2. Sections 1 to 9, inclusive, and 18 to 22, inclusive, of this act  
24 become effective upon passage and approval for the purpose of  
25 adopting any regulations and performing any other preparatory  
26 administrative tasks that are necessary to carry out the provisions of  
27 this act and on October 1, 2019, for all other purposes.

