

NOTICE OF WORKSHOP TO SOLICIT COMMENTS ON PROPOSED REGULATION

The Nevada State Board of Nursing will hold a public workshop on Wednesday, August 8, 2018, beginning at 9:00 a.m. This workshop will be held via videoconference between the Nevada State Board of Nursing's Reno office located at 5011 Meadowood Mall Way, Suite 300, Reno, Nevada 89502 and the Las Vegas office located at 4220 Maryland Parkway, Building B, Suite 300, Las Vegas, Nevada 89119. The Nevada State Board of Nursing is proposing the Adoption, Amendment, and the Repeal of regulations pertaining to Chapter 632 of the Nevada Administrative Code. The purpose of the workshop is to solicit comments from interested persons on the general topics on the following general topics that may be addressed in the proposed regulation:

- Pursuant to Assembly Bill 474, the requirement that Advanced Practice Registered Nurses to complete two hours of Continuing Education, every renewal cycle, on the subject of use and misuse of controlled substances. See, LCB File No. R062-18.

A copy of all materials relating to the proposal may be obtained at the workshop, on the Board's website, or by contacting the Nevada State Board of Nursing located at: 5011 Meadowood Mall Way, Suite 300, Reno, Nevada 89502 or 4220 Maryland Parkway, Building B, Suite 300, Las Vegas, Nevada 89119. A reasonable fee for copying may be charged.

This Notice of Workshop to Solicit Comments on Proposed Regulation has been sent to all persons on the agency's mailing list for administrative regulations and posted at the following locations:

www.nevadanursingboard.org
Nevada State Board of Nursing - Reno and Las Vegas
Court Houses in Washoe, White Pine, Carson City, Clark, Mineral,
and Elko Counties
Main Libraries in all 17 Nevada Counties

DATE: July 23, 2018

**PROPOSED REGULATION OF THE
STATE BOARD OF NURSING**

LCB File No. R062-18

June 21, 2018

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

AUTHORITY: §§1 and 2, NRS 632.120, 632.237 and 632.2375.

A REGULATION relating to nursing; revising the continuing education requirements for advanced practice registered nurses; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

Existing law requires the State Board of Nursing to adopt regulations: (1) specifying any additional training necessary for licensure as an advanced practice registered nurse; (2) that require an advanced practice registered nurse to complete a course of instruction on suicide prevention and awareness as a portion of his or her continuing education at regular intervals; and (3) that require an advanced practice registered nurse who is registered with the State Board of Pharmacy to dispense controlled substances to complete at least 2 hours of training relating specifically to the misuse and abuse of controlled substances, the prescribing of opioids or addiction during each period of licensure. (NRS 632.237, 632.2375, 632.343) Existing law authorizes an advanced practice registered nurse to use training relating specifically to the misuse and abuse of controlled substances, the prescribing of opioids or addiction to satisfy 2 hours of any continuing education requirement established by the State Board of Nursing. (NRS 632.2375)

Existing regulations require an advanced practice registered nurse to submit to the State Board of Nursing, as a prerequisite to the renewal of his or her license, an attestation that the advanced practice registered nurse has completed 45 hours of continuing education directly related to his or her role or population of focus. (NAC 632.291) **Section 1** of this regulation: (1) requires, with limited exceptions, an advanced practice registered nurse to complete 45 hours of continuing education directly related to his or her role or population of focus as a prerequisite to the renewal of his or her license; (2) authorizes an advanced practice registered nurse to count 2 hours of continuing education completed in instruction on suicide prevention and awareness and 2 hours of training on the misuse and abuse of controlled substances, the prescribing of opioids or addiction towards those required 45 hours of continuing education if such instruction or training is required for the renewal period. **Section 2** of this regulation revises the attestation requirement for the renewal of a license as an advanced practice registered nurse to reflect the

continuing education requirements for an advanced practice registered nurse set forth in **section 1**.

Section 1. Chapter 632 of NAC is hereby amended by adding thereto a new section to read as follows:

1. To renew his or her license, an advanced practice registered nurse must complete satisfactorily at least 45 hours of continuing education which:

(a) Except as otherwise provided in subsection 2, must be directly related to his or her role or population of focus; and

(b) May include the requirements for continuing education for renewal of a license for a registered nurse.

2. An advanced practice registered nurse may count the following number of hours of instruction or training towards the 45 hours of continuing education required pursuant to subsection 1 regardless of whether those hours of instruction or training are directly related to his or her role or population of focus:

(a) Two hours of instruction on suicide prevention and awareness, if the advanced practice registered nurse is required to complete those hours of instruction for the renewal period pursuant to NRS 632.343; and

(b) Two hours of training described in subsection 3, if the advanced practice registered nurse is authorized to prescribe controlled substances, poisons, dangerous drugs and devices pursuant to NRS 639.2351 or registered to dispense controlled substances pursuant to NRS 453.231.

3. Each advanced practice registered nurse who is authorized to prescribe controlled substances, poisons, dangerous drugs and devices pursuant to NRS 639.2351 or registered to dispense controlled substances pursuant to NRS 453.231 must complete satisfactorily at least 2

hours of training that relates specifically to the misuse and abuse of controlled substances, the prescribing of opioids or addiction to renew his or her license. The 2 hours of training required pursuant to this subsection may include the requirements for continuing education for renewal of a license for a registered nurse.

Sec. 2. NAC 632.291 is hereby amended to read as follows:

632.291 1. When he or she renews his or her license, an advanced practice registered nurse must submit, on forms supplied by the Board:

(a) An attestation that the advanced practice registered nurse:

(1) Has not been named as a defendant in any malpractice suits;

(2) Has never had his or her clinical privileges limited, suspended or revoked; and

(3) Has completed satisfactorily ~~{45}~~ *the* hours of continuing education ~~{directly related to his or her role or population of focus, which may include the requirements for continuing education for renewal of a license for a registered nurse.}~~ *and training required pursuant to section 1 of this regulation.*

(b) If the advanced practice registered nurse completes a program designed to prepare an advanced practice registered nurse on or after July 1, 2014, proof that the advanced practice registered nurse has maintained certification as an advanced practice registered nurse by an entity described in subparagraph (2) of paragraph (f) of subsection 1 of NAC 632.260.

(c) Any other information required by the Board.

2. If an advanced practice registered nurse attests in the affirmative to subparagraphs (1) and (2) of paragraph (a) of subsection 1, a temporary license may be issued until the next meeting of the Board.

3. The Board will perform random audits of advanced practice registered nurses to ensure compliance with the continuing education requirements of ~~[this]~~ *section 1 of this regulation* and compliance with the requirement to maintain a portfolio pursuant to NAC 632.2563.

4. If audited by the Board, an advanced practice registered nurse shall submit:

(a) Proof that he or she has completed the continuing education described in ~~[paragraph (a) of subsection 1]~~ *section 1 of this regulation* during the 24 months which immediately precede the most recent birthday of the advanced practice registered nurse by presenting to the Board authenticated photocopies of original certificates of completion or computer printouts from approved providers of continuing education. A certificate of completion must include, without limitation:

(1) The title of the course;

(2) The name of the provider of the course;

(3) The name of the body which approved the course;

(4) The date on which the course was presented;

(5) The name and license number of the advanced practice registered nurse; and

(6) The number of contact hours earned in the course.

(b) The portfolio required to be maintained pursuant to NAC 632.2563.

(c) Proof that the advanced practice registered nurse has maintained licensure as an advanced practice registered nurse pursuant to NAC 632.2597.

5. An advanced practice registered nurse shall retain documentation of completion of the requirements for continuing education for at least 4 years.