

# NEVADA STATE BOARD OF OPTOMETRY



## **PUBLIC NOTICE OF WORKSHOP**

Pursuant to NRS 233B.0601, NOTICE IS HEREBY GIVEN that the Nevada State Board of Optometry will hold a public workshop on Wednesday July 31, 2024 3p.m. (pst) to consider amendments to R066-19(12).

Pursuant to NRS 241.023(1)(c), the workshop is being conducted by means of remote technology. The public may attend via live stream remotely, or telephonically:

<https://us06web.zoom.us/j/88942146264?pwd=2aBBcpzKHyqgFRt2H0bDxwi92IhET2.1>

Meeting ID: 889 4214 6264

Passcode: 420960

Telephone: 1 669 900 6833

Written comments will be accepted by email to [director@nvoptometry.org](mailto:director@nvoptometry.org) or alternatively to Nevada State Board of Optometry, PO Box 1824, Carson City, NV 89702 on or before close of business July 26, 2024.

All registrants and interested parties are encouraged to participate in the regulatory review process. The Board's discussion for this workshop preceded proposed regulations discussed at its public meeting on May 30, 2024, written submissions on June 27, 2024, and discussion of same at its public meeting on June 27, 2024, and in advance of this workshop, notice of same was sent to all registered licensees on the Board's email-mailing list and posted on the Board's website of [www.nvoptometry.org](http://www.nvoptometry.org)

## **WORKSHOP AGENDA**

Pursuant to NRS 233B.061(2), Notice of Proposed Regulation Workshop for possible action:

Amendments to R066-19(12); see attached

\*\*\*\*

❖ The Board is pleased to make reasonable accommodations for any member of the public who has a disability and wishes to attend the meeting. If special arrangements for the meeting are necessary, please notify the Nevada State Board of Optometry, in writing at P.O. Box 1824, Carson City, Nevada 89702; via email at [admin@nvoptometry.org](mailto:admin@nvoptometry.org) or call 775-883-8367 as far in advance as possible.

❖ To request an advance copy of the supporting materials, contact [director@nvoptometry.org](mailto:director@nvoptometry.org) or call 775-883-8367.

This Notice has been posted at the following locations:

- Nevada State Board of Optometry office, Reno, NV 89523
- Nevada State Board of Optometry website: <https://nvoptometry.org/>
- Nevada Public Notice website: <http://notice.nv.gov>

**Nevada State Board of Optometry, P.O. Box 1824, Carson City, NV 89702 775-883-8367**

**R066-19 Sec. 12.**

1. If an optometrist forms an association or other business relationship with a physician pursuant to NRS 636.373, the optometrist must:

- (a) Comply with any applicable requirements of the Internal Revenue Service;
- (b) Maintain financial and organizational independence from any person who is not licensed to practice optometry, other than the physician; and
- (c) Ensure that any advertising, marketing and promotional materials accurately portray the position of the optometrist within the association or business relationship, including, without limitation, whether the practice of the optometrist is included within any assumed or fictitious name used by the association or other business relationship.

2. An optometrist shall not employ or be employed by a physician.

3. An optometrist may form an association or other business relationship with a person, other than a physician, who is not licensed to practice optometry to perform duties concerning the operation of the business. Such duties must be limited to duties concerning the operation of the business and may include, without limitation, performing services related to payroll, human resources, real estate, regulatory matters not related to health care, banking, accounting, administration of benefits, marketing, merchandising, occupancy, accounts payable, accounts receivable, supply chain management, business development, business administration, labor, compliance with applicable laws and regulations, purchasing and medical billing.

4. An optometrist who forms an association or other business relationship with a person who is not licensed to practice optometry pursuant to subsection 3 shall:

- (a) Comply with any applicable requirements of the Internal Revenue Service;
- (b) Maintain organizational and financial independence from the person who is not licensed to practice optometry and ensure that the person who is not licensed to practice optometry is not involved in:
  - (1) Clinical decisions;
  - (2) Scheduling of patients;
  - (3) Any decision concerning scope of practice or use of facilities, equipment or drugs; or
  - (4) Any other decision concerning the provision of care to a patient or the outcome of any treatment or other service provided to a patient; and
- (c) Ensure that any advertising, marketing and promotional materials accurately portray the position of the optometrist within the association or business relationship, including, without limitation, whether the practice of the optometrist is included within any assumed or fictitious name used by the association or other business relationship.