

Amendment No. 371

Assembly Amendment to Assembly Bill No. 278	(BDR 54-771)
Proposed by: Assembly Committee on Commerce and Labor	
Amends: Summary: No Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes	

ASSEMBLY ACTION			Initial and Date	SENATE ACTION			Initial and Date		
Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/>	_____	Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/>	_____
Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____	Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____
Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____	Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) variations of green bold underlining is language proposed to be added in this amendment; (3) ~~red strikethrough~~ is deleted language in the original bill; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) orange double underlining is deleted language in the original bill proposed to be retained in this amendment.



ASSEMBLY BILL NO. 278—ASSEMBLYWOMAN DURAN

MARCH 15, 2021

Referred to Committee on Commerce and Labor

SUMMARY—Provides for the collection of certain information from physicians. (BDR 54-771)

FISCAL NOTE: Effect on Local Government: No. 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 a physician to complete a data request when renewing his or her license or registration; requiring licensing boards that license physicians to make the data request available to applicants for the renewal of a license or registration ~~and transmit the information obtained from the data request to~~ **and report on information received from the data requests**; requiring the Department of Health and Human Services ~~to~~ **to collect, maintain and report on information received from the data requests**; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Existing law generally requires a holder of a license to practice allopathic medicine to
2 register biennially with the Board of Medical Examiners. (NRS 630.267) Existing law also
3 requires the holders of certain special types of licenses to practice medicine to renew their
4 licenses at various times. (NRS 630.258, 630.261, 630.2615, 630.262, 630.264, 630.2645,
5 630.265) Existing law requires a holder of a license to practice osteopathic medicine to renew
6 his or her license annually or, for certain special types of licenses, at times determined by the
7 State Board of Osteopathic Medicine. (NRS 633.401, 633.411, 633.415, 633.416, 633.417,
8 633.418, 633.471) **Section 4** of this bill requires the Department of Health and Human
9 Services to develop and make available to the Board of Medical Examiners and the State
10 Board of Osteopathic Medicine a data request to be administered to applicants for the renewal
11 of a license or a biennial registration. **Section 4** requires the data request to solicit from each
12 applicant certain information about the practice of the applicant. **Sections 1 and 2** of this bill
13 require: (1) each holder of a license to practice as an allopathic or osteopathic physician to
14 complete the data request; and (2) the Board of Medical Examiners and the State Board of
15 Osteopathic Medicine to make the data request available to applicants ~~and transmit the~~
16 ~~information obtained from the data request to the Department.~~ **Sections 1-2.5 of this bill**
17 **prohibit the imposition of disciplinary action against: (1) an applicant who refuses or**
18 **fails to complete a data request; or (2) a licensee who does not report such a failure to**
19 **the applicable licensing board.** **Section 4** requires the Department to collect and maintain the
20 information received from the data request from the ~~respective licensing boards.~~ **applicants**
21 **and prepare an annual report relating to the data received.** **Sections 1-4** of this bill
22 provide that information collected using the data request is confidential. ~~The Board of~~
23 ~~Medical Examiners and the State Board of Osteopathic Medicine would be authorized to~~
24 ~~refuse to renew the license of or issue a biennial registration to a physician who knowingly or~~
25 ~~willfully fails to complete the data request. (NRS 630.3065, 633.131, 633.511)~~

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 thereto a new
2 section to read as follows:

3 1. *In addition to any other requirements set forth in this chapter and any*
4 *regulations adopted pursuant thereto, each applicant for the renewal of any type*
5 *of license as a physician pursuant to this chapter or a biennial registration*
6 *pursuant to NRS 630.267 shall complete the data request developed by the*
7 *Department of Health and Human Services pursuant to section 4 of this act. The*
8 *applicant shall provide to the ~~Board~~ Department all the information requested*
9 *by the data request.*

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

15 3. ~~*The Board shall transmit the information contained in a completed data*~~
16 ~~*request described in subsection 1 to the Department of Health and Human*~~
17 ~~*Services.*~~ *An applicant for biennial registration or renewal of a license who*
18 *refuses or fails to complete a data request pursuant to subsection 1 is not subject*
19 *to disciplinary action, including, without limitation, refusal to issue the biennial*
20 *registration or renew the license, for such refusal or failure.*

21 4. *The information contained in a completed data request is confidential*
22 *and, except as required by section 4 of this act, must not be disclosed to any*
23 *person or entity.*

24 **Sec. 1.3. NRS 630.3062 is hereby amended to read as follows:**

25 630.3062 1. The following acts, among others, constitute grounds for
26 initiating disciplinary action or denying licensure:

27 (a) Failure to maintain timely, legible, accurate and complete medical records
28 relating to the diagnosis, treatment and care of a patient.

29 (b) Altering medical records of a patient.

30 (c) Making or filing a report which the licensee knows to be false, failing to
31 file a record or report as required by law or knowingly or willfully obstructing or
32 inducing another to obstruct such filing.

33 (d) Failure to make the medical records of a patient available for inspection
34 and copying as provided in NRS 629.061, if the licensee is the custodian of health
35 care records with respect to those records.

36 (e) Failure to comply with the requirements of NRS 630.3068.

37 (f) Failure to report any person the licensee knows, or has reason to know, is in
38 violation of the provisions of this chapter , except for a violation of section 1 of
39 this act, or the regulations of the Board within 30 days after the date the licensee
40 knows or has reason to know of the violation.

41 (g) Failure to comply with the requirements of NRS 453.163, 453.164,
42 453.226, 639.23507, 639.23535 and 639.2391 to 639.23916, inclusive, and any
43 regulations adopted by the State Board of Pharmacy pursuant thereto.

44 (h) Fraudulent, illegal, unauthorized or otherwise inappropriate prescribing,
45 administering or dispensing of a controlled substance listed in schedule II, III or IV.

46 2. As used in this section, "custodian of health care records" has the meaning
47 ascribed to it in NRS 629.016.

1 **Sec. 1.6. NRS 630.3065 is hereby amended to read as follows:**

2 630.3065 The following acts, among others, constitute grounds for initiating
3 disciplinary action or denying licensure:

4 1. Knowingly or willfully disclosing a communication privileged pursuant to
5 a statute or court order.

6 2. ~~Knowingly~~ **Except as otherwise provided in section 1 of this act,**
7 **knowingly** or willfully failing to comply with:

8 (a) A regulation, subpoena or order of the Board or a committee designated by
9 the Board to investigate a complaint against a physician;

10 (b) A court order relating to this chapter; or

11 (c) A provision of this chapter.

12 3. ~~Knowingly~~ **Except as otherwise provided in section 1 of this act,**
13 **knowingly** or willfully failing to perform a statutory or other legal obligation
14 imposed upon a licensed physician, including a violation of the provisions of NRS
15 439B.410.

16 **Sec. 2.** Chapter 633 of NRS is hereby amended by adding thereto a new
17 section to read as follows:

18 1. *In addition to any other requirements set forth in this chapter and any*
19 *regulations adopted pursuant thereto, each applicant for the renewal of any type*
20 *of license as an osteopathic physician pursuant to this chapter shall complete the*
21 *data request developed by the Department of Health and Human Services*
22 *pursuant to section 4 of this act. The applicant shall provide to the ~~Board~~*
23 **Department** *all the information included in the request.*

24 2. *The Board shall make the data request described in subsection 1*
25 *available to applicants for the renewal of a license as an osteopathic physician*
26 *~~or~~ on an electronic application for the renewal of a license or through a link*
27 *included on the Internet website maintained by the Board.*

28 3. ~~The Board shall transmit the information contained in a completed data~~
29 ~~request described in subsection 1 to the Department of Health and Human~~
30 ~~Services.]~~ **An applicant for biennial registration or renewal of a license who**
31 **refuses or fails to complete a data request pursuant to subsection 1 is not subject**
32 **to disciplinary action, including, without limitation, refusal to issue the biennial**
33 **registration or renew the license, for such refusal or failure.**

34 4. *The information contained in a completed data request is confidential*
35 *and, except as required by section 4 of this act, must not be disclosed to any*
36 *person or entity.*

37 **Sec. 2.5. NRS 633.511 is hereby amended to read as follows:**

38 633.511 1. The grounds for initiating disciplinary action pursuant to this
39 chapter are:

40 (a) Unprofessional conduct.

41 (b) Conviction of:

42 (1) A violation of any federal or state law regulating the possession,
43 distribution or use of any controlled substance or any dangerous drug as defined in
44 chapter 454 of NRS;

45 (2) A felony relating to the practice of osteopathic medicine or practice as
46 a physician assistant;

47 (3) A violation of any of the provisions of NRS 616D.200, 616D.220,
48 616D.240 or 616D.300 to 616D.440, inclusive;

49 (4) Murder, voluntary manslaughter or mayhem;

50 (5) Any felony involving the use of a firearm or other deadly weapon;

51 (6) Assault with intent to kill or to commit sexual assault or mayhem;

52 (7) Sexual assault, statutory sexual seduction, incest, lewdness, indecent
53 exposure or any other sexually related crime;

- 1 (8) Abuse or neglect of a child or contributory delinquency; or
2 (9) Any offense involving moral turpitude.
- 3 (c) The suspension of a license to practice osteopathic medicine or to practice
4 as a physician assistant by any other jurisdiction.
- 5 (d) Malpractice or gross malpractice, which may be evidenced by a claim of
6 malpractice settled against a licensee.
- 7 (e) Professional incompetence.
- 8 (f) Failure to comply with the requirements of NRS 633.527.
- 9 (g) Failure to comply with the requirements of subsection 3 of NRS 633.471.
- 10 (h) Failure to comply with the provisions of NRS 633.694.
- 11 (i) Operation of a medical facility, as defined in NRS 449.0151, at any time
12 during which:
- 13 (1) The license of the facility is suspended or revoked; or
14 (2) An act or omission occurs which results in the suspension or revocation
15 of the license pursuant to NRS 449.160.
- 16 ➤ This paragraph applies to an owner or other principal responsible for the
17 operation of the facility.
- 18 (j) Failure to comply with the provisions of subsection 2 of NRS 633.322.
- 19 (k) Signing a blank prescription form.
- 20 (l) Knowingly or willfully procuring or administering a controlled substance or
21 a dangerous drug as defined in chapter 454 of NRS that is not approved by the
22 United States Food and Drug Administration, unless the unapproved controlled
23 substance or dangerous drug:
- 24 (1) Was procured through a retail pharmacy licensed pursuant to chapter
25 639 of NRS;
- 26 (2) Was procured through a Canadian pharmacy which is licensed pursuant
27 to chapter 639 of NRS and which has been recommended by the State Board of
28 Pharmacy pursuant to subsection 4 of NRS 639.2328;
- 29 (3) Is cannabis being used for medical purposes in accordance with chapter
30 678C of NRS; or
- 31 (4) Is an investigational drug or biological product prescribed to a patient
32 pursuant to NRS 630.3735 or 633.6945.
- 33 (m) Attempting, directly or indirectly, by intimidation, coercion or deception,
34 to obtain or retain a patient or to discourage the use of a second opinion.
- 35 (n) Terminating the medical care of a patient without adequate notice or
36 without making other arrangements for the continued care of the patient.
- 37 (o) In addition to the provisions of subsection 3 of NRS 633.524, making or
38 filing a report which the licensee knows to be false, failing to file a record or report
39 that is required by law or knowingly or willfully obstructing or inducing another to
40 obstruct the making or filing of such a record or report.
- 41 (p) Failure to report any person the licensee knows, or has reason to know, is in
42 violation of the provisions of this chapter, except for a violation of section 2 of
43 this act, or the regulations of the Board within 30 days after the date the licensee
44 knows or has reason to know of the violation.
- 45 (q) Failure by a licensee or applicant to report in writing, within 30 days, any
46 criminal action taken or conviction obtained against the licensee or applicant, other
47 than a minor traffic violation, in this State or any other state or by the Federal
48 Government, a branch of the Armed Forces of the United States or any local or
49 federal jurisdiction of a foreign country.
- 50 (r) Engaging in any act that is unsafe in accordance with regulations adopted
51 by the Board.
- 52 (s) Failure to comply with the provisions of NRS 629.515.

1 (t) Failure to supervise adequately a medical assistant pursuant to the
2 regulations of the Board.

3 (u) Failure to obtain any training required by the Board pursuant to NRS
4 633.473.

5 (v) Failure to comply with the provisions of NRS 633.6955.

6 (w) Failure to comply with the provisions of NRS 453.163, 453.164, 453.226,
7 639.23507, 639.23535 and 639.2391 to 639.23916, inclusive, and any regulations
8 adopted by the State Board of Pharmacy pursuant thereto.

9 (x) Fraudulent, illegal, unauthorized or otherwise inappropriate prescribing,
10 administering or dispensing of a controlled substance listed in schedule II, III or IV.

11 (y) Failure to comply with the provisions of NRS 454.217 or 629.086.

12 2. As used in this section, "investigational drug or biological product" has the
13 meaning ascribed to it in NRS 454.351.

14 **Sec. 3.** NRS 239.010 is hereby amended to read as follows:

15 239.010 1. Except as otherwise provided in this section and NRS 1.4683,
16 1.4687, 1A.110, 3.2203, 41.071, 49.095, 49.293, 62D.420, 62D.440, 62E.516,
17 62E.620, 62H.025, 62H.030, 62H.170, 62H.220, 62H.320, 75A.100, 75A.150,
18 76.160, 78.152, 80.113, 81.850, 82.183, 86.246, 86.54615, 87.515, 87.5413,
19 87A.200, 87A.580, 87A.640, 88.3355, 88.5927, 88.6067, 88A.345, 88A.7345,
20 89.045, 89.251, 90.730, 91.160, 116.757, 116A.270, 116B.880, 118B.026, 119.260,
21 119.265, 119.267, 119.280, 119A.280, 119A.653, 119A.677, 119B.370, 119B.382,
22 120A.690, 125.130, 125B.140, 126.141, 126.161, 126.163, 126.730, 127.007,
23 127.057, 127.130, 127.140, 127.2817, 128.090, 130.312, 130.712, 136.050,
24 159.044, 159A.044, 172.075, 172.245, 176.01249, 176.015, 176.0625, 176.09129,
25 176.156, 176A.630, 178.39801, 178.4715, 178.5691, 179.495, 179A.070,
26 179A.165, 179D.160, 200.3771, 200.3772, 200.5095, 200.604, 202.3662,
27 205.4651, 209.392, 209.3923, 209.3925, 209.419, 209.429, 209.521, 211A.140,
28 213.010, 213.040, 213.095, 213.131, 217.105, 217.110, 217.464, 217.475,
29 218A.350, 218E.625, 218F.150, 218G.130, 218G.240, 218G.350, 226.300,
30 228.270, 228.450, 228.495, 228.570, 231.069, 231.1473, 233.190, 237.300,
31 239.0105, 239.0113, 239.014, 239B.030, 239B.040, 239B.050, 239C.140,
32 239C.210, 239C.230, 239C.250, 239C.270, 239C.420, 240.007, 241.020, 241.030,
33 241.039, 242.105, 244.264, 244.335, 247.540, 247.550, 247.560, 250.087, 250.130,
34 250.140, 250.150, 268.095, 268.0978, 268.490, 268.910, 269.174, 271A.105,
35 281.195, 281.805, 281A.350, 281A.680, 281A.685, 281A.750, 281A.755,
36 281A.780, 284.4068, 286.110, 286.118, 287.0438, 289.025, 289.080, 289.387,
37 289.830, 293.4855, 293.5002, 293.503, 293.504, 293.558, 293.5757, 293.870,
38 293.906, 293.908, 293.910, 293B.135, 293D.510, 331.110, 332.061, 332.351,
39 333.333, 333.335, 338.070, 338.1379, 338.1593, 338.1725, 338.1727, 348.420,
40 349.597, 349.775, 353.205, 353A.049, 353A.085, 353A.100, 353C.240, 360.240,
41 360.247, 360.255, 360.755, 361.044, 361.2242, 361.610, 365.138, 366.160,
42 368A.180, 370.257, 370.327, 372A.080, 378.290, 378.300, 379.0075, 379.008,
43 379.1495, 385A.830, 385B.100, 387.626, 387.631, 388.1455, 388.259, 388.501,
44 388.503, 388.513, 388.750, 388A.247, 388A.249, 391.033, 391.035, 391.0365,
45 391.120, 391.925, 392.029, 392.147, 392.264, 392.271, 392.315, 392.317, 392.325,
46 392.327, 392.335, 392.850, 393.045, 394.167, 394.16975, 394.1698, 394.447,
47 394.460, 394.465, 396.3295, 396.405, 396.525, 396.535, 396.9685, 398A.115,
48 408.3885, 408.3886, 408.3888, 408.5484, 412.153, 414.280, 416.070, 422.2749,
49 422.305, 422A.342, 422A.350, 425.400, 427A.1236, 427A.872, 432.028, 432.205,
50 432B.175, 432B.280, 432B.290, 432B.407, 432B.430, 432B.560, 432B.5902,
51 432C.140, 432C.150, 433.534, 433A.360, 437.145, 437.207, 439.4941, 439.840,
52 439.914, 439B.420, 439B.754, 439B.760, 440.170, 441A.195, 441A.220,
53 441A.230, 442.330, 442.395, 442.735, 442.774, 445A.665, 445B.570, 445B.7773,

1 447.345, 449.209, 449.245, 449.4315, 449A.112, 450.140, 450B.188, 453.164,
2 453.720, 453A.610, 453A.700, 458.055, 458.280, 459.050, 459.3866, 459.555,
3 459.7056, 459.846, 463.120, 463.15993, 463.240, 463.3403, 463.3407, 463.790,
4 467.1005, 480.535, 480.545, 480.935, 480.940, 481.063, 481.091, 481.093,
5 482.170, 482.5536, 483.340, 483.363, 483.575, 483.659, 483.800, 484A.469,
6 484E.070, 485.316, 501.344, 503.452, 522.040, 534A.031, 561.285, 571.160,
7 584.655, 587.877, 598.0964, 598.098, 598A.110, 599B.090, 603.070, 603A.210,
8 604A.303, 604A.710, 612.265, 616B.012, 616B.015, 616B.315, 616B.350,
9 618.341, 618.425, 622.238, 622.310, 623.131, 623A.137, 624.110, 624.265,
10 624.327, 625.425, 625A.185, 628.418, 628B.230, 628B.760, 629.047, 629.069,
11 630.133, 630.2673, 630.30665, 630.336, 630A.555, 631.368, 632.121, 632.125,
12 632.3415, 632.405, 633.283, 633.301, 633.4715, 633.524, 634.055, 634.214,
13 634A.185, 635.158, 636.107, 637.085, 637B.288, 638.087, 638.089, 639.2485,
14 639.570, 640.075, 640A.220, 640B.730, 640C.580, 640C.600, 640C.620,
15 640C.745, 640C.760, 640D.190, 640E.340, 641.090, 641.221, 641.325, 641A.191,
16 641A.262, 641A.289, 641B.170, 641B.282, 641B.460, 641C.760, 641C.800,
17 642.524, 643.189, 644A.870, 645.180, 645.625, 645A.050, 645A.082, 645B.060,
18 645B.092, 645C.220, 645C.225, 645D.130, 645D.135, 645G.510, 645H.320,
19 645H.330, 647.0945, 647.0947, 648.033, 648.197, 649.065, 649.067, 652.228,
20 653.900, 654.110, 656.105, 657A.510, 661.115, 665.130, 665.133, 669.275,
21 669.285, 669A.310, 671.107, 673.450, 673.480, 675.380, 676A.340, 676A.370,
22 677.243, 678A.470, 678C.710, 678C.800, 679B.122, 679B.124, 679B.152,
23 679B.159, 679B.190, 679B.285, 679B.690, 680A.270, 681A.440, 681B.260,
24 681B.410, 681B.540, 683A.0873, 685A.077, 686A.289, 686B.170, 686C.306,
25 687A.110, 687A.115, 687C.010, 688C.230, 688C.480, 688C.490, 689A.696,
26 692A.117, 692C.190, 692C.3507, 692C.3536, 692C.3538, 692C.354, 692C.420,
27 693A.480, 693A.615, 696B.550, 696C.120, 703.196, 704B.325, 706.1725,
28 706A.230, 710.159, 711.600, *and sections 1, 2 and 4 of this act*, sections 35, 38
29 and 41 of chapter 478, Statutes of Nevada 2011 and section 2 of chapter 391,
30 Statutes of Nevada 2013 and unless otherwise declared by law to be confidential,
31 all public books and public records of a governmental entity must be open at all
32 times during office hours to inspection by any person, and may be fully copied or
33 an abstract or memorandum may be prepared from those public books and public
34 records. Any such copies, abstracts or memoranda may be used to supply the
35 general public with copies, abstracts or memoranda of the records or may be used
36 in any other way to the advantage of the governmental entity or of the general
37 public. This section does not supersede or in any manner affect the federal laws
38 governing copyrights or enlarge, diminish or affect in any other manner the rights
39 of a person in any written book or record which is copyrighted pursuant to federal
40 law.
41 2. A governmental entity may not reject a book or record which is
42 copyrighted solely because it is copyrighted.
43 3. A governmental entity that has legal custody or control of a public book or
44 record shall not deny a request made pursuant to subsection 1 to inspect or copy or
45 receive a copy of a public book or record on the basis that the requested public
46 book or record contains information that is confidential if the governmental entity
47 can redact, delete, conceal or separate, including, without limitation, electronically,
48 the confidential information from the information included in the public book or
49 record that is not otherwise confidential.
50 4. If requested, a governmental entity shall provide a copy of a public record
51 in an electronic format by means of an electronic medium. Nothing in this
52 subsection requires a governmental entity to provide a copy of a public record in an
53 electronic format or by means of an electronic medium if:

- 1 (a) The public record:
 - 2 (1) Was not created or prepared in an electronic format; and
 - 3 (2) Is not available in an electronic format; or
- 4 (b) Providing the public record in an electronic format or by means of an
 - 5 electronic medium would:
 - 6 (1) Give access to proprietary software; or
 - 7 (2) Require the production of information that is confidential and that
 - 8 cannot be redacted, deleted, concealed or separated from information that is not
 - 9 otherwise confidential.

10 5. An officer, employee or agent of a governmental entity who has legal
 11 custody or control of a public record:

12 (a) Shall not refuse to provide a copy of that public record in the medium that
 13 is requested because the officer, employee or agent has already prepared or would
 14 prefer to provide the copy in a different medium.

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

18 **Sec. 4.** Chapter 439A of NRS is hereby amended by adding thereto a new
 19 section to read as follows:

20 *1. The Department shall develop and make available to the Board of*
 21 *Medical Examiners and the State Board of Osteopathic Medicine an electronic*
 22 *data request to be completed by an applicant for the renewal of a license as a*
 23 *physician or a biennial registration pursuant to NRS 630.267. The electronic data*
 24 *request must solicit from each such applicant the following information:*

25 (a) *Whether the applicant is employed by a hospital, a health system or an*
 26 *entity owned by a health system or practices independently from a hospital, a*
 27 *health system or an entity owned by a health system;*

28 (b) *If the applicant is employed by a hospital, a health system or an entity*
 29 *owned by a health system, the name of the hospital or health system or the entity*
 30 *and the health system that owns the entity, as applicable;*

31 (c) *If the applicant is employed by an entity other than a hospital, a health*
 32 *system or an entity owned by a health system, the name of the legal entity which*
 33 *owns the practice and any assumed or fictitious name of that entity known to*
 34 *the applicant; and*

35 (d) ~~*Whether*~~ *If the applicant practices ~~as a solo practitioner or with at least~~*
 36 *~~one other physician;~~*

37 ~~*(e) If the applicant practices with at least one other physician, the number of*~~
 38 ~~*other physicians with which the applicant practices and the specialty areas of*~~
 39 ~~*those physicians;*~~

40 ~~*(f) The number of locations at which the physician practices; and*~~

41 ~~*(g) If the applicant practices with at least one other physician, the number of*~~
 42 ~~*locations at which the physicians in the group practice,*~~ *independently from a*
 43 *hospital, a health system or an entity owned by a health system, the name of the*
 44 *practice of the applicant.*

45 *2. The Department shall collect and maintain the information collected*
 46 *pursuant to subsection 1. Such information is confidential and any reporting of*
 47 *the information maintained pursuant to this section by the Department must be in*
 48 *an aggregate form that does not reveal the identity of any physician.*

49 *3. The Department shall annually prepare and post on an Internet website*
 50 *maintained by the Department a report based on the data collected pursuant to*
 51 *subsection 1 that analyzes trends in the employment and practices of physicians*
 52 *in this State.*

53 **Sec. 5.** 1. This section becomes effective upon passage and approval.

- 1 2. Sections 1 to 4, inclusive, of this act become effective:
- 2 (a) Upon passage and approval for the purpose of adopting any regulations and
- 3 performing any other preparatory administrative tasks that are necessary to carry
- 4 out the provisions of this act; and
- 5 (b) On October 1, 2021, for all other purposes.