



Issue 56

NEWS

Chiropractic Physicians' Board

June 2016

Message from the President

During the past 2 years as President of the Chiropractic Physicians Board of Nevada, I have had the distinct pleasure of working with other dedicated Board members and staff as we have tackled many issues. During the past two legislative sessions, our Board, along with our legislative lobbyist have made great progress with our State Senators and Assemblymen/Assemblywomen in adding in and cleaning up older language in NRS 634 for improved public protection.

I want to thank those who take the time out of their busy practice schedules to attend our Board meetings both in Las Vegas and Reno, Nevada. We appreciate the State Associations (NCC and NCA) for sending representatives to give updates at each meeting. I want to say thank you to those who reach out to meet with not only myself, but other board members to discuss concerns with public protection. I appreciate the discussions we have and thank you for all your support as we move along. There are many exciting topics our board will be discussing during future board meetings, such as online chiropractic assistant examinations, an online D.C. jurisprudence examination, telemedicine for Chiropractic Physicians, and many more.

Here at the CPBN, we are moving along with a great group of Chiropractors and public members. I am pleased to say that the amount of complaints received is somewhat on the decline and this is allowing us to review our rules and policies and update them. Our new E.D., Julie Strandberg is settling into her new role with great enthusiasm and excellent work. Also, you will see below that the Board welcomed two new Board Members, Dr. Maggie Colucci and Dr. Jason Jaeger. I want to welcome them and thank them both for their dedication to the public protection of Nevadans. I hope you will all have a heart-warming summer!

Dr. Benjamin S. Lurie, President
Chiropractic Physicians Board of Nevada

BOARD NEWS

At the 2016 annual Federation of Chiropractic Licensing Board conference in Phoenix, AZ the Board was awarded the Pennebaker/Wiley—Outstanding Chiropractic Licensing Board award.

Jason O. Jaeger, DC joined the Chiropractic Physicians' Board effective October 1, 2015.

Welcome back to the Board Dr. Margaret Colucci.

Congratulations to Tracy DiFillippo on her reappointment to the Board.

Welcome to the Board, staff members, Ms. Brett Canady, Licensing Specialist and Ms. Julie Strandberg, Executive Director.

HOUSEKEEPING

- Doctors of Chiropractic renewals and continuing education are due by December 31, 2016. Renewals will be available online effective October 2016.
- Chiropractor's Assistants application has been revised. To download the application select the following link [CA APPLICATION](#) or visit the Boards' website at chirobd.nv.gov. Please be certain to complete the application in its entirety. Call the Board office if you have any questions.

Board Correspondence: In addition to regular USPS mail please lookout for Board correspondence via email.

CONTINUING EDUCATION

If you have renewed your license in previous years:

You are required to submit 36 hours of continuing education (may be attended online) attained from January 1, 2015 through December 31, 2016

If you obtained your initial license during 2015-2016:

Continuing education hours are NOT required.

Continuing Education certificates may be faxed, mailed, or emailed to the Board.

The Board accepts all PACE approved continuing education courses.

To view the 2016 approved courses select the following link [Continuing Education](#)

EXAMINATIONS

The jurisprudence examination for DC applicants are administered at the Board's office complex in Reno, Nevada on the second Wednesday of each month. The 2016 dates are as follows:

June 8, July 13, August, 10, September 14, October 12, November 9, December 14

COMING SOON....DC jurisprudence exam will be available on-line

CONGRATULATIONS to the following Chiropractic Physicians' who passed the exam for DC licensure.

December, 2014

Adrienne Stauffer
Gary Wagoner

2015

James Arrendale
Holle Banes
Christopher Blaha
Corey Cohen
Stephen Costales
Roger Dexter
Leo Dodier
Anita Haque
Nicole Harmel
Lashawnda Henderson

Nicole Hickok
Kevin Kerchansky
Jeffrey Keysar
Scott Kramer
Brian Kwon
Shawn Larkin
Justine Lomboy
Kristine Lukens
Calvin Mayes
Christopher McBroom
Emma Miller
John Morelli
Lucas Odahlen
Lawrence Parks
Caleb Ramsey

Roger Robinson
Morgan Rovetti
Katarina Sepulveda
Bryan Sims
Christine Soole
John Spangler
Jeremy Swindlehurst
Nichlaus Verner
Sergio Vielma
Garrett Wood
Allison York

EXAMINATIONS cont.

CONGRATULATIONS to the following Chiropractic Physicians' who passed the exam for DC licensure. Cont.

2016

Christopher Brown IV
Gina Cabell
Shawn Casey

Michael Epperson
Kyle Kurscheidt
James Loconte
Nathan Martin

Trevor May
Todd Polatis
Trisha Yamamoto
Gary Yang

The next CA exam will take place on August 18, 2016 at the Boards' office complex in Reno and at the College of Southern Nevada in Las Vegas. Applicants working full-time must have completed six months of on-the-job training and applicants working part-time must have completed one year of on-the-job training or have attained equivalent education. **Important Note: The x-ray resource has been changed to The American Chiropractic Registry of Radiologic Technology (ACRRT) Guide.**

CONGRATULATIONS to those who passed the Chiropractor's Assistant exam in 2015 and 2016

March 18, 2015

Vanessa Avelar
Jenna Anderson
Carly Bland
Brigitte Bliss
Marcelino Dominguez

Lauri Dresch
Toni Elmer
Kriston Gowan
Amanda Guardado
Diana Hughes
Emily Luke
Kelsey Malkin

Elaine Marriotti
Josue Martinez
Marlee Navaro
Joseph Price
Adriana Keyes
Joseph Price
Adriana Reyes

Crystal Matthews
Monica Simpson
Vanessa Villegas

August 27, 2015

Jessica Abeloe
Isaac Ambriz
SHannel Beaumont
Autumn Belanger
Kaylyn Brown
Carolina Campos
Leah Cowen

Sua Fabila
Kasey Fowler
Katarina Frankoski
Edith Galan-Santos
Danielle Givens
Fiama Gozzarelli
Alice Henderson
Gabriela Hernandez
Jovani Hernandez

Brooke Hicks
Jessica Juarez
Carmen Lopez
Alexis Maldonado
Karol Mapula
Yvette Ortuno
Tiffany Pacheco
Bryan Paiz-Aldana
Claudia Rodriguez

Casey Smith
Heather Smith
Kelly Sosa
Marissa Spruell
Brittany Tucker
Laila Rainbow-Turner
Hannah Weaver

February 25, 2016

Leandra Alejandro
Maria Alvarado
Miriam Avila
Amanda Borton

Yesica Delgado
Ilen Delgado-Aramburo
Kelly Descheny
Andy Galvez
Andrea Godfrey
Katherine Hernandez

Ian Hickenbotham
Miles Hunsiger
Laura James
Heather Kuhn
Stefanie Mannon
Jessica Marin

Jennifer Pardue
Shaunda Penosa
Elizabeth Posada
Natalie Sanchez-Martinez
Brina Shook

CHANGES TO NRS AND NAC 634

Effective April 4, 2016 an amendment to NAC 634 was approved by the Legislative Commission. For the purposes of NRS 634.014, the Board interprets the term “precisely controlled force” to mean:

1. One or more thrusts involving both amplitude and velocity, including without limitation, one or more thrusts involving any combination of high or low amplitude and high or low velocity; or
2. An application of a resistive movement by applying a specific force, without the use of a thrust, to a specific focal point of the anatomy.

2015 Legislation

Assembly Bill 231 was passed and became effective October 1, 2015.

Section 1 authorizes the President, or designated member of the Board to require that a licensed chiropractic physician or chiropractor’s assistant submit to a mental or physical examination if their competence is questioned. This section also provides that the results of such an examination or of a diversion program for the treatment of alcohol or drug misuse by the person are not privileged.

Section 2 expands the types of misleading public communications to include letterhead and electronic communications, such as social media and internet websites; and changes repeated malpractice as a grounds for discipline to any **single** incident of malpractice.

Section 3 revises the requirements to include chiropractic training and education from certain foreign schools under certain circumstances.

Section 4 waives the application fee for an applicant for a temporary license who applies for a temporary license for the sole purpose to provide chiropractic services to a patient in this State without remuneration.

Section 5 revises the date by which the fee for renewal of a license or certificate must be paid. The language currently states...the renewal must be submitted to the Board on or before January 1. The language now states by January 1.

Section 6 requires a licensee whose license has expired and who is applying to reinstate the license to submit a set of his or her fingerprints and pay a fee for the processing of the fingerprints.

Assembly Bill 53 was passed and became effective July 1, 2015. This bill, among other revisions provides that the voluntary surrender of a license in a contested case will constitute disciplinary action against a licensee.

Assembly Bill 89 was passed and became effective July 1, 2015. Requires a regulatory body to develop opportunities for reciprocity of licensure of active military, veterans, and surviving spouses of veterans if they hold valid license to practice his or her profession that is not recognized by this state.

CONTACT THE BOARD

Chiropractic Physicians’ Board of Nevada
4600 Kietzke Lane, Suite M245
Reno, Nevada 89502
Chirobd.nv.gov
Fax 775-688-1920

Julie Strandberg, Executive Director
775-688-1923
chirobd@chirobd.nv.gov
Brett Canady, Licensing Specialist
775-688-1921
cpbn@chirobd.nv.gov

DISCIPLINARY ACTIONS

Timothy D. Francis, DC, License Number B309 **Effective August 20, 2015**

On August 20, 2015 Dr. Francis was found in violation of NRS 634.018(10), NRS 634.018(11), NRS 634.018(17), NRS 634.140(1), NAC 634.430(1)(a) and NAC 634.430(1)(o) engaging in a romantic relationship, while he was the treating chiropractic physician. Dr. Francis violated NRS 634.018(10), NRS 634.018(11), NRS 634.018(17), NRS 634.140(1) and NAC 634.435 failing to make or maintain any health care records regarding his diagnosis and treatment of his patient. Dr. Francis violated NAC 634.430(1)(a) and 2(c)(1) and 2) by kissing his patient. Dr. Francis violated NAC 634.430(1)(a) and 2(c)(1) when he engaged in sexual relations with his patient. The Boards' charge, per NRS 634.019, is that the "practice of chiropractic is hereby declared to be a learned profession, affecting public safety and welfare and charged with the public interest, and therefore subject to protection and regulation by the State." The evidence showed that Dr. Francis did not keep his professional boundaries sharp and clean. The Board interprets and enforces NAC 634.430(1)(a) and 2(c) as intended to assure a sharp and clean professional boundary for a chiropractic physician. NAC 634.430(2)(c) makes clear, if a chiropractic physician and a patient find themselves in the midst of a mutual attraction, the chiropractic physician—as the professional in the budding relationship—must terminate the relationship.

Dr. Francis will be on probation for three years effective August 21, 2015. During the probation period Dr. Francis shall pay the costs incurred in the investigation and prosecution in the amount of \$60,484.16. Dr. Francis shall take and pass the Ethics and Boundaries Assessment Services (EBAS) Essay Examination and the Boards' jurisprudence exam within three months of the effective date of this order. Within one month from the date of the successful completion of the EBAS examination, Dr. Francis shall submit to the Investigating Board Member, a written correction plan addressing policies, procedures, and step he intends to take regarding teaching and chiropractic practices to assure that he maintains proper and distinct professional boundaries between his students, mentees, his personal friends, his paramours, and his patients. The IBM will review and approve the correction plan. During the probation period the IBM, at his discretion, may speak to Dr. Francis to ensure he is following the approved correction plan.

Paul Rovetti, DC, License Number B328 **Effective April 7, 2016**

On April 7, 2016 Dr. Rovetti was found in violation of NRS 634.018(1) and/or 634.018(10) and/or NRS 634.018(11) and/or NRS 634.130(3), and/or 634.140(1) for not completing the requisite 36 hours of continuing education with his 2016-16 renewal and NRS 634.018(5) and/or NRS 634.018(10) and/or NRS 634.018(11) and/or NRS 634.018(12) and/or NRS 634.130(9) and/or NRS 634.140(1) and/or NAC 634.430(1)(n) by practicing chiropractic on patients

during a period in which his license was expired.

Dr. Rovetti's license as a chiropractic physician shall be suspended for a period of three months, but the suspension shall be stayed pending successful completion of the following terms and conditions of probation:

The term of probation shall be from the effective date of this Order until December 31, 2018. Dr. Rovetti shall take and pass the Board's jurisprudence examination and the Ethics and Boundaries examination within 90 days of the effective date of this Order. Dr. Rovetti shall provide written evidence of completion of at least 4.5 hours of continuing education every 90 days throughout the period of probation. Prior to the termination of the probation period Dr. Rovetti shall pay the Board's fees and costs of investigation and prosecution totaling \$1,718.90. Dr. Rovetti shall pay a fine totaling \$1,000.00.

Heriberto "Eddie" Soltero, PT **Unlicensed Practice**

Effective December 8, 2015 Mr. Soltero was found in violation of NRS 634.227(2)(a) by practicing chiropractic in Nevada without a valid license issued by the Board.

Mr. Soltero will pay a fine of \$500 and reimburse the Boards' fee and costs incurred in the investigation and prosecution of this matter totaling \$2,295.00.

BOARD MEMBERS

Dr. Benjamin Lurie, President, Las Vegas

Dr. Margaret Colucci, Vice President, Las Vegas

Dr. Jason O. Jaeger, Secretary-Treasurer, Las Vegas

Dr. Lawrence Davis, Member, Reno

Dr. David G. Rovetti, Member, Reno

Tracy DiFillippo, Esq., Consumer Member, Las Vegas

Shell Mercer, Esq., Consumer Member, Las Vegas