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CINDY WADE  
*Executive Director*

**CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA**

4600 Kietzke Lane, M-245  
Reno, Nevada 89502

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**NOTICE OF PUBLIC WORKSHOP**

**Intent to Adopt Regulations**

NOTICE IS HEREBY GIVEN that the Chiropractic Physicians' Board of Nevada will hold a public workshop to consider amendments to Nevada Administrative Code (NAC) 634. The workshop is scheduled to begin at 11:00 AM on Saturday, May 15, 2010 at the Grant Sawyer State Office Building, 555 E. Washington Avenue, Room 4401, Las Vegas, Nevada 89101. These workshops will be conducted in accordance with NRS 241.020, Nevada's Open Meeting Law.

**AGENDA**

1. Introduction of workshop process
2. Internet Website Posting of Statement Regarding Chiropractic Regulations
3. Statement Regarding Chiropractic Regulations

**Internet Website Posting of Statement Regarding Chiropractic Regulations**

The proposed new regulation will revise Chapter 634 of the Nevada Administrative Code to address the following:

Add provision for preceptors and externs.

**Statement Regarding Proposed Chiropractic Regulation Changes**

At this time there is no provision to allow a Nevada chiropractor to serve as a preceptor for a student in a chiropractic college. This would serve to encourage potential licensees to remain and establish a practice in Nevada. This regulation will create such a system.

Members of the public may make oral comments at this meeting. Persons wishing to submit written testimony or documentary evidence may submit the material to Cindy Wade, Executive Director, no later than May 11, 2010 at the following address:

Chiropractic Physicians' Board of Nevada  
4600 Kietzke Lane, Suite M245  
Reno, NV 89502  
Facsimile: 775-688-1920

Members of the public who require special accommodations or assistance at the workshop are required to notify Cindy Wade, Executive Director, in writing at the Chiropractic Physicians' Board of Nevada, 4600 Kietzke Lane, Suite M245, Reno, Nevada 89502, or by calling 775-688-1921 no later than May 11, 2010.

A copy of the notice and the proposed regulations are on file for inspection and/or may be copied at the following location during normal business hours:

Chiropractic Physicians' Board of Nevada  
4600 Kietzke Lane, Suite M245  
Reno, NV 89502

A copy of this notice has been posted at the following locations:

1. Chiropractic Physicians' Board of Nevada, 4600 Kietzke Lane, Suite M245, Reno
2. Nevada State Library, 100 Stewart St., Carson City
3. Washoe County Courthouse, 201 S. Virginia St., Reno
4. Grant Sawyer State Office Building, 555 E. Washington Avenue, Las Vegas
5. Legislative Building, 401 South Carson St., Carson City

Copies may be obtained in person, by mail, or by calling 775-688-1921.

Copies may also be obtained from any of the public libraries listed below:

Carson City Library  
900 North Roop St.  
Carson City, NV 89702

Churchill County Library  
553 South Main St.  
Fallon, NV 89406

Clark County District Library  
833 Las Vegas Blvd. North  
Las Vegas, NV 89101

Douglas County Library  
1625 Library Lane  
Minden, NV 89423

Elko County Library  
720 Court St.  
Elko, NV 89801

Esmeralda County Library  
Corner of Crook and 4<sup>th</sup> St.  
Goldfield, NV 89013-0484

Eureka Branch Library  
210 S. Monroe St.  
Eureka, NV 89316-0281

Henderson District Public Library  
280 S. Water St.  
Henderson, NV 89105

Humboldt County Library  
85 East 5<sup>th</sup> St.  
Winnemucca, NV 89445-3095

Lander County Library  
625 South Broad St.  
Battle Mountain, NV 89820-0141

Lincoln County Library  
93 Maine St.  
Pioche, NV 89043-0330

Lyon County Library  
20 Nevin Way  
Yerington, NV 89447-2399

Mineral County Library  
110 1<sup>st</sup> St.  
Hawthorne, NV 89415-1390

Pahrump Library District  
701 East St.  
Pahrump, NV 89041-0578

Pershing County Library  
1125 Central Avenue  
Lovelock, NV 89419-0781

Storey County Library  
95 South R Street  
Virginia City, NV 89440-0014

Tonopah Public Library  
167 Central St.  
Tonopah, NV 89049-0449

Washoe County Library  
301 S. Center St.  
Reno, NV 89505-2151

White Pine County Library  
950 Campton St.  
Ely, NV 89301-1965

Per NRS 233B.064(2), upon adoption of any regulations, the agency, if requested to do so by an interested person, either prior to adoption or within 30 days thereafter, shall issue a concise statement of the principal reasons for and against its adoption, and incorporate therein its reason for overruling the consideration urged against its adoption.

## Small Business Impact Questionnaire

The following questions pertain to how the changes in the Nevada Administrative Code presented in the enclosure will affect your business. If it is determined that the proposed regulation is likely to impose a direct and significant economic burden upon a small business; or directly restrict the formation, operation or expansion of a small business; then the agency will take any or all of the following actions:

1. Insofar as practicable, consult with owners and officers of affected small businesses,
2. Consider methods to reduce the impact of the proposed regulation, and
3. Prepare a small business impact statement and make copies of the statement available to the public at the workshop conducted and the public hearing held pursuant to NRS 233B.061.

Please answer each of the questions that apply and add any qualifying remarks that may help us to understand your position. Mail or FAX your completed form on or prior to January 20, 2010 to:

**Cindy Wade, Executive Director**  
**Chiropractic Physicians' Board of Nevada**  
**4600 Kietzke Lane, Suite M245**  
**Reno, NV 89502**

**Facsimile: 775-688-1920**

Your Name \_\_\_\_\_

Organization \_\_\_\_\_

Date \_\_\_\_\_

**NRS 233B.0382 "Small Business defined."** "Small business" means a business conducted for profit, which employs fewer than 150 full-time or part-time employees.

1. How many employees are currently employed by your business? \_\_\_\_\_

If more than 150, you will not need to answer the rest of the questions. Please MAIL or FAX questionnaire to the above address. If less than 150, please continue with the remaining questions.

2. Will a specific regulation have an adverse economic effect upon your business?

Yes \_\_\_\_\_ No \_\_\_\_\_  
and explain the impact.

Explain: Please list each regulation

Will the regulation(s) have any beneficial effect upon your business?

Yes \_\_\_\_\_ No \_\_\_\_\_

Explain:

3. Do you anticipate any indirect adverse effects upon your business?

Yes \_\_\_\_\_ No \_\_\_\_\_

Explain:

4. Do you anticipate any indirect beneficial effects upon your business?

Yes \_\_\_\_\_ No \_\_\_\_\_

Explain:

**PROPOSED REGULATION OF THE  
CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA**

**LCB File No. R\*\*\*-10**

\*\*\*, 2010

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

AUTHORITY: §§1, 3 and 4, NRS 634.030; §2, NRS 634.030 and 634.130.

A REGULATION relating to preceptors and externs; and providing other matters properly relating thereto.

**Section 1.** NAC chapter 634 is hereby amended to add the following new language:

1. *“Extern” means a person who has completed all of his didactic coursework to qualify for graduation from his chiropractic college but who has not yet completed the requisite hours of practical training to qualify for graduation.*

2. *“Preceptor” means a chiropractor who is registered with the board pursuant to this regulation and who will be supervising the work of an extern.*

**Sec. 2.** NAC chapter 634 is hereby amended to add the following new language:

1. *Except as otherwise provided in this section, an extern may perform chiropractic as specified in NRS 634.105 if he files with the board an extern registration application provided by the board that contains:*

(a) *A preliminary transcript or similar written evidence that he has successfully completed all of the didactic coursework required for him to graduate from his chiropractic college;*

(b) *Written proof from his chiropractic college that he is in good standing with his chiropractic college and will qualify for graduation upon the successful completion of the requisite hours of practical training; and*

*(c) A written preceptorship agreement evidencing that he has been accepted by a preceptor to serve as an extern in that preceptor's practice;*

*(d) The date that the extern is to begin working for the preceptor;*

*(e) The date by which the extern intends to complete his preceptorship agreement with the preceptor; and*

*(f) The address or addresses at which the extern may perform chiropractic services.*

*2. Before an extern may commence any chiropractic services, he must enter into a written preceptorship agreement with a preceptor. The preceptorship agreement must contain at least the following terms and conditions:*

*(a) A statement acknowledging that all work performed by the extern shall be done only at the direction of the preceptor and under the direct supervision of the preceptor;*

*(b) A statement in which the preceptor agrees to take full liability and responsibility for any and all work performed by the extern;*

*(c) A statement by the preceptor that any act prohibited by subsection 4 will not be performed by the extern;*

*(d) A statement by the extern that he will not perform any act prohibited by subsection 4, even if allowed or ordered to do so by the preceptor; and*

*(e) A statement setting forth the period of time within which the extern may be employed pursuant to the agreement, which period should be as brief as is necessary for the extern to complete his needed hours and cannot be, in any case, longer than one year.*

*3. The preceptor shall:*

*(a) Assure that the extern is exposed to and allowed to perform all aspects of chiropractic as practiced by the preceptor except those acts that are prohibited by subsection 4;*

(b) Assume all responsibility and liability for all acts performed by the extern; and  
(c) Notify the Board within 5 business days after the extern left his employ and the date that the applicant left.

4. In addition to the prohibitions set forth in NRS 634.105, an extern shall not:

(a) Diagnose the condition of a patient without the written concurrence of the preceptor in the patient's record;

(b) Establish a plan of treatment or prognosis for a patient without the written concurrence of the preceptor in the patient's record;

(c) Perform any service, except at the direction and direct supervision of a licensee; or

(d) Bill independently of the preceptor for any service rendered.

5. Any violation of chapter 634 of NRS or this chapter by the extern constitutes grounds for the Board to do one of more of the following:

(a) Prohibit the extern from taking the examination for licensure or to otherwise condition the granting of his license;

(b) Take appropriate disciplinary action against the preceptor; or

(c) Remove the preceptor from the list of approved preceptors.

6. An extern who works for a preceptor according to the provisions of this section is not required to be registered as a chiropractor's assistant or a chiropractor's assistant trainee.

Sec. 3. NAC chapter 634 is hereby amended to add the following new language:

1. Before a chiropractor can seek to enter into a preceptorship, the chiropractor must be registered with the Board to serve as a preceptor by completing and returning a form provided by the Board.

2. A chiropractor may not serve as a preceptor if:



*(a) He has been practicing chiropractic in Nevada for less than five years;*

*(b) He has ever been subject of disciplinary action in Nevada or any other state; or*

*(c) He is presently under investigation by or has received a notice of charges from the Board.*

*3. If a chiropractor is not ineligible to serve as a preceptor pursuant to subsection 2, then the Board's Executive Director shall approve the chiropractor's application and shall place his name on a list of chiropractors who are approved by the Board to serve as preceptors.*