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CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

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MEETING MINUTES

A meeting of the Chiropractic Physicians' Board of Nevada was held by telephone conference call on Tuesday, September 24, 2013 at 12:00 Noon. A telephone was available for public use in Suite M245 at 4600 Kietzke Lane, Reno, NV 89502.

The following Board Members were present at the roll call:

David G. Rovetti, DC, President
Benjamin S. Lurie, DC, Vice President
Jack Nolle, DC, Secretary-Treasurer
Lawrence Davis, DC, Member
Tracy DiFillippo, Esq., Consumer Member
Annette Zaro, DC, Member

Agenda Item 1 Public Interest Comments - No action.

NCA President James Overland, DC, commented that in regard to the Board's motion to increase fees, current economic times don't warrant fee increases. Chiropractors are leaving the state, consolidating practices and the number of DC applicants has decreased. He stated that the NCA is opposed to fee increases for DCs and CAs. He also suggested that there needs to be language changes to protect DCs from challenges to IMEs and paper reviews. Mr. Ling affirmed that this would require a statutory change.

Agenda Item 2 Approval of agenda – For possible action.

Dr. Davis moved to approve the agenda. The motion was seconded by Ms. DiFillippo and passed with all in favor.

Agenda Item 3 Ratification of granting of Doctor of Chiropractic licenses to applicants who passed the August 14 and September 11, 2013 examinations – For possible action

Dr. Lurie made a motion to grant DC licenses to the applicants who passed the August 14 and September 11, 2013 examinations. Dr. Nolle seconded and the motion passed unanimously.

Agenda Item 4 Consideration of potential additions, deletions and/or amendments to NAC Chapter 634 – For possible action

Dr. Rovetti asked Mr. Ling to resume the review of Section E which was tabled at the last meeting.

Section E (First, P. 13) With respect to (1)(a), Dr. Lurie stated that he agrees with Drs. Nolle and Zaro and Ms. DiFillippo who said at the last meeting they are not in favor of increasing the age requirement for CAs from 18 to 21. A majority of those present were not in favor of increasing the age and training requirements.

Dr. Lurie mentioned there is a group of Las Vegas chiropractors who would like to establish some CA training classes in both northern and southern Nevada. They are interested in the possibility of having a Board member provide instruction on the laws and regulations.

Regarding (2)(a)(2), there was considerable discussion regarding the number of full-time and part-time hours that will satisfy the statutory requirement of the equivalent of 1200 hours of schooling. This matter was tabled until the next meeting to afford time for further research.

Section E (Second, P. 14) Dr. Lurie moved to accept the proposed change to make the regulation consistent with the statutory change. Dr. Zaro seconded and the motion passed with all in favor.

Section F There was a brief discussion of the proposed changes under (4) and (5) of Section F. Dr. Nolle moved for approval of the proposed changes. Ms. DiFillippo seconded and the motion passed with all in favor except Dr. Lurie who was opposed.

Dr. Nolle moved to accept the proposed change to limit the number of continuing education hours through computerized or online means to 12 and Dr. Lurie seconded. The motion passed with Drs. Davis, Lurie, Nolle and Rovetti in favor and Dr. Davis and Ms. DiFillippo opposed.

Section G Mr. Ling explained that this proposed change is clean-up language to eliminate the reference to massage therapy. Dr. Zaro moved to accept the proposed revision. Ms. DiFillippo seconded and the motion passed unanimously.

Section H The proposed addition of (1)(t) and (u) were tabled until the next meeting.

A proposed revision to allow a student enrolled in a health care assistant program to perform CA trainee duties suggested by Dr. Overland and presented by Dr. Rovetti was tabled until the next meeting.

Agenda Item 5 Status report regarding anonymous profiles of possible disciplinary actions. Board action will be limited to either dismissing the matter if the Board determines there is no violation, it has no jurisdiction over the subject, or providing direction to pursue the matter further – For possible action:

A. Complaint 13-07S

Dr. Lurie reported that during his investigation into an unrelated dismissed complaint, he discovered that the DC had an unregistered employee performing CA work. The employee neglected to file an application. However, she is no longer working there. He also found deficiencies in the charts of the Doctor's employees, which have been corrected. These are the first complaints against this Doctor who has practiced in Nevada for 30 years. On Dr. Lurie's recommendation, Dr. Nolle made a motion to dismiss the complaint with a warning letter to the Doctor. Ms. DiFillippo seconded the motion and it passed unanimously.

B. Complaint 13-14S(a)

Dr. Lurie said the complainant claims the DC caused rib cage damage although there is no such indication in the x-rays and he has not been to a Doctor for 1-1/2 years. He found no deficiencies in the DC's patient records. He stated that this is a malpractice issue. Dr. Zaro moved to dismiss the complaint. The motion was seconded by Ms. DiFillippo and passed with all in favor.

Agenda Item 6 Board Member Comments – No action

Dr. Nolle will not be able to participate in the November National Board's Part IV examinations. Dr. Lurie is already registered and Zaro will go in place of Dr. Nolle.

Dr. Lurie will meet with Dr. Overland regarding his request at the last meeting to define some language for possible re-establishment of legislation to provide for indirect supervision of CAs. He will contact Louis regarding the request for Board members to make presentations on the laws and regulations at CA training classes.

Dr. Rovetti reminded everyone that the next meeting will be in Reno on October 5. There will be a full agenda if a settlement agreement is attained.

Dr. Zaro stated that if we have a meeting on October 26-27, she will have a settlement agreement ready to present in one of her cases.

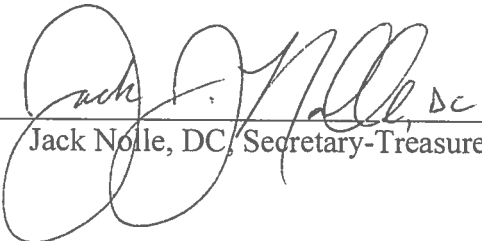
Agenda Item 7 Public Comment – No action

Dr. Overland announced that everything is finalized for the NCA Annual Seminar in Reno on October 19-20. A total of 26 hours will be available.

Agenda Item 8 Adjournment – For possible action

The meeting adjourned at 1:05 PM.

Approved: October 5, 2013



Jack Nolle, DC, Secretary-Treasurer