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Consumer Member

CINDY WADE
Executive Director

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MEETING MINUTES

A meeting of the Chiropractic Physicians' Board of Nevada was held by telephone conference call on Tuesday, September 10, 2013 at 12:00 Noon. A telephone was available for public use in Suite M245 at 4600 Kietzke Lane, Reno, Nevada 89502.

The following Board Members were present at the roll call:

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

Secretary-Treasurer Jack Nolle, DC, entered the meeting at 12:12 PM. Consumer Member Shell Mercer, Esq., was not present. Also present were CPBN Staff Attorney Louis Ling and Executive Director Cindy Wade.

Agenda Item 1 Public Interest Comments - No action.

NCA President James Overland, DC, stated that there is still a lot of interest in pursuing the format of SB198. He asked if there is any interest from the Board in defining some specific language that might work to resurrect the legislation to establish indirect supervision of CAs. Dr. Rovetti advised him to ask a Board member to propose it as an agenda item for the next meeting.

Agenda Item 2 Approval of agenda – For possible action.

Dr. Davis made a motion to approve the agenda. Dr. Lurie seconded and the motion passed unanimously.

Agenda Item 3 Review/approve June 1, 2013 Amended Minutes – For possible action

Cindy Wade explained that she corrected the inaccuracy in Agenda Item 9 of the June 1, 2013 minutes by transcribing Dr. Overland's statement verbatim. Dr. Zaro moved to approve the June 1, 2013 minutes as amended. Dr. Davis seconded the motion. Ms. DiFillippo objected to amending minutes that are already approved. It was determined that agenda supporting documents are only sent out if specifically requested and no request for the draft of the minutes was received. The motion passed with all in favor.

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

Section 9 Dr. Davis submitted the proposed language regarding pre-payment for services planned but not yet delivered based on the New Mexico model. Dr. Rovetti recommended a floor be established, i.e., anything over \$200. There was discussion about practices that charge a flat monthly fee. Contractual law is involved and Mr. Ling stated we will have to make sure that this is triggered by discounted services. Dr. Lurie is concerned about protecting the public from those who would collect the fees in advance, then close the practice and file bankruptcy. Dr. Davis moved to go forward with Section 9 and Dr. Lurie seconded. The motion passed with all in favor. Louis Ling will work on incorporating the concepts discussed today so they may be reviewed again prior to the Rule-Making Workshop. Cindy Wade was assigned to request an FCLB Power Poll.

Section A Ms. Wade requested increases in certain fees based on budgetary needs. The fees were last increased five years ago. Dr. Zaro moved in favor of Section A. Dr. Lurie seconded and the motion passed with all in favor. Dr. Rovetti commented he is against increasing fees for Chiropractor's Assistants.

Section B Dr. Lurie made a motion to move Section B forward. Dr. Davis seconded and the motion passed unanimously.

Section C Dr. Zaro explained that the goal for requiring a 90 percent score for an open book examination is to provide examinations online. Ms. DiFillippo moved that this section go forward and Dr. Zaro seconded. The motion passed with all in favor.

Section D This section establishes certain parameters under which CAs may take and develop x-rays. Dr. Davis moved to approve that this section go forward. Dr. Lurie seconded the motion and it passed unanimously.

Section E Dr. Davis is in favor of changing the age requirement for CAs from 18 to 21, and that 12 months of full-time and 24 months of part-time training be required. Drs. Nolle and Zaro and Ms. DiFillippo disagreed. Dr. Zaro recommended that part-time training be defined as 12 months and that a high school degree or equivalent also be required. This matter was tabled until the next meeting for lack of time.

There will be another conference call meeting to resume work on the proposed regulation changes on Tuesday, September 24, 2013 at 12:00 Noon.

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)

B. Complaint 13-14S(a) (Dr. Lurie)

This matter was tabled due to lack of time.

Agenda Item 6 Board Member Comments – No action

Dr. Rovetti announced that he and Louis will attend the Physical Therapy Board's meeting on Thursday, September 12 pursuant to an agenda item that he requested regarding the seminars that teach adjusting to PTs.

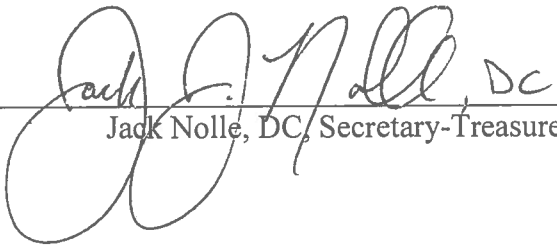
Agenda Item 7 Public Comment – No action

There was no comment from the public. Dr. Lurie offered to review the language of SB198 with Dr. Overland. He asked Ms. Wade about the “several” inaccuracies in the Board’s minutes mentioned by Dr. Overland. She responded that she is not aware of any other than the one that was corrected in the June 1, 2013 amended minutes.

Agenda Item 8 Adjournment – For possible action

The meeting adjourned at 1:06 PM.

Approved: October 5, 2013



Jack Nolle, DC, Secretary-Treasurer