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CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

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NOTICE OF MEETING/HEARING

DATE: Saturday, September 26, 2015 **TIME:** 10:00 a.m.

LOCATION: Kietzke Plaza
4600 Kietzke Lane, Suite B-111
Reno, NV 89502

NOTE: ALL AGENDA ITEMS ARE FOR DISCUSSION AND FOR POSSIBLE ACTION UNLESS OTHERWISE NOTED. AGENDA ITEMS MAY BE TAKEN OUT OF ORDER, COMBINED FOR CONSIDERATION BY THE BOARD, OR PULLED OR REMOVED FROM THE AGENDA AT ANY TIME.

AGENDA

Call to order - determine quorum present.

Agenda Item 1 Public Interest Comments - No action.

- A. Public Comment will be taken at the beginning and at the end of each Board meeting;
- B. Public Comment may also be taken at other such times as requested so long as the request that Public Comment be taken will not interrupt ongoing Board business;
- C. Depending on the number of individuals wishing to address the Board, a reasonable time limit may be set. The Board will not restrict comments based upon viewpoint;
- D. No action may be taken upon a matter raised during Public Comment until the matter itself has been specifically included on an agenda as an item upon which action may be taken.

Agenda Item 2 Approval of agenda – For possible action.

The Board reserves the right to address items in a different order or combine two or more items to accomplish business in the most efficient manner. An item may be removed from the agenda or discussion may be delayed relating to an item at any time.

Agenda Item 3 Approval of the July 17, 18, 19, 2015 Meeting/Hearing Minutes - For possible action.

Agenda Item 4 Approval to excuse Dr. Lurie as the Compliance Monitor from complaint 14-08S and reassign these duties.

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Agenda Item 5 PUBLIC HEARING for the Permanent Adoption of a Regulation of the Chiropractic Physicians' Board of Nevada – For possible action

Agenda Item 6 Discussion/approval of CA application/certification of Heather Smith – For possible action. (Note: The Board may go into closed session pursuant to NRS 241 to consider the character alleged misconduct, or professional competence of Ms. Smith)

Agenda Item 7 Approval of the revisions to the Board policies– For possible action

Agenda Item 8 Ratification of granting of DC licenses to applicants who passed the examinations on July 8, August 12, and September 9, 2015 – For possible action

Agenda Item 9 Ratification of granting of CA certificates to applicants who passed the examination on August 27, 2015 – For possible action

Agenda Item 10 Discussion only on the Nevada Chiropractic Association's correspondence regarding spinal manipulation seminars. – No action

Agenda Item 11 Discussion/approval of revisions made to forms relative to the Chiropractic Physicians Board of Nevada - For possible action

1. Self-Inspection letter and form
 - a. Pursuant to the February 22, 2014 Board Minutes it was approved to clarify the difference between physiotherapy and massage therapy
2. Temporary License letter and application
3. Complaint letter and form
4. Letter to DC Applicant
5. Request for Application Package
6. DC Application
7. Moral Character Reference Information
8. CA Application

Agenda Item 12 Discussion/determination as to the scope of practice of a Chiropractor's Assistant with regard to massage therapy – For possible action

Agenda Item 13 Discussion/approval to waive the "Licensing Fee" of a Temporary License when the applicant is providing chiropractic care with no remuneration.

Agenda Item 14 Discussion/determination of the 2016 Board Meeting Schedule – For possible action

Agenda Item 15 Establish exam dates – For possible action

- A. Chiropractor's Assistant examination
- B. 2016 jurisprudence exam schedule

Agenda Item 16 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

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violation, it has no jurisdiction over the subject, or providing direction to pursue the matter further
– For possible action:

- A. Complaint 11-8S (Ms. Mercer)
- B. Complaint 15-01S (Dr. Lurie)
- C. Complaint 15-05S (Dr. Colucci)
- D. Complaint 15-06S (Ms. DiFillippo)
- E. Complaint 15-08N (Outside IBM)
- F. Complaint 15-10S (Dr. Lurie)
- G. Complaint 15-11S (Dr. Rovetti)
- H. Complaint 15-13S (Dr. Rovetti)
- I. Complaint 15-17S (Dr. Rovetti)
- J. Complaint 15-18N (Dr. Nolle)
- K. Complaint 15-23S (Dr. Rovetti)
- L. Complaint 15-24S (Dr. Colucci)
- M. Complaint 15-25N (Dr. Davis)

Agenda Item 17 Discussion on how the Board will address AB 295 as it relates to wellness services provided by an unlicensed person working in a DC's office. – For possible action

Agenda Item 18 Discussion/approval of Board attendance at the FARB Forum – For possible action

- 1. October 1-4, 2015 - Denver, CO
- 2. January 28-31, 2016 - Clearwater Beach, FL

Agenda Item 19 FCLB/NBCE Matters – No action

Agenda Item 20 Annual Board Counsel evaluation - For possible action

Agenda Item 21 Six-Month Executive Director evaluation – For possible action

Agenda Item 22 Committee Reports

- A. Continuing Education Committee (Dr. Davis) – No action
- B. Legislative Committee (Dr. Lurie) – No action
- C. Preceptorship Committee (Dr. Rovetti) – No action
- D. Test Committee (Dr. Nolle): Approve revised Chiropractor's Assistant examination –
For possible action

Agenda Item 23 Board Counsel Report – No action

Agenda Item 24 Executive Director Reports:

- A. Status of Pending Complaints – No action
- B. Status of Current Disciplinary Actions – No action
- C. Legal/Investigatory Costs – No action

Agenda Item 25 Financial Status Reports – No action

- A. Current cash position
- B. Accounts Receivable Summary

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- C. Accounts Payable Summary
- D. Income/Expense Actual to Budget Comparison as of July 31, 2016
- E. Extraordinary Items

Agenda Item 26 Establish CPBN Facebook/Twitter account for posting and tweeting of updates
– For possible action

Agenda Item 27 Consideration of potential additions, deletions and/or amendments to NRS or NAC Chapter 634 – For possible action

- A. Require DC's to keep a file of all advertising in a file located in their office for two to three years.
- B. NAC 634.419 was approved to be deleted pursuant to the 2/22/14 Board meeting minutes, however is still published.
- C. NAC 634.330 was recommended for revision pursuant to the 9/6/14 Board meeting minutes, however no action was taken.
- D. NAC 630.390 was recommended for revision pursuant to the 9/6/14 Board meeting minutes, however no action was taken.
- E. Discussion/possible change to NRS 634.190 (2) from the use of “guilty” terminology in NRS 634.190 (2) to “in violation.” This change would require a bill requesting this revision to NRS during the 2017 legislative session.
- F. Establish rules relative to Reciprocity. This change may require change at the next Rulemaking meeting.

Agenda Item 28 NCA Report – No action

Agenda Item 29 NCC Report – No action

Agenda Item 30 Correspondence Report – No action

- A. Board of Physical Therapy Examiners, May 21, 2015 meeting – Chiropractic Physicians' Board of Nevada letter
- B. NCA Inquiry – Can a Physician's Assistant adjust?
- C. NCA Inquiry – Ken Cooper, PT, DC Spinal Manipulation

Agenda Item 31 Board Member Comments – No action

Agenda Item 32 Public Interest Comments – No action.

This portion of the meeting is open to the public to speak on any topic NOT on today's agenda and may be limited to 3 minutes.

Agenda Item 33 Adjournment – For possible action

This agenda posted September 22, 2015 at the Chiropractic Physicians' Board of Nevada, 4600 Kietzke Lane, Suite M245, Reno, Nevada 89502; Office of the Attorney General, 100 North Carson Street, Carson City, Nevada 89701; Office of the Attorney General, 555, East Washington Avenue, Las Vegas, Nevada 89101; State Library and Archives, 100 North Stewart St., Carson City, Nevada 89701; CPBN Website: <http://chirobd.nv.gov>; and Notice.nv.gov.

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Chiropractic Physicians' Board of Nevada
775-688-1921

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Note: "A request for notice lapses 6 months after it is made": NRS 241.020.3(b). Mailing a copy of the Chiropractic Physicians' Board meeting agendas will not be continued unless a request for reinstatement on the mailing list is submitted in writing every 6 months.

Note: Prior to the commencement and conclusion of a contested case or a quasi-judicial proceeding that may affect the due process rights of an individual the Board may refuse to consider public comment as per NRS 233B.126.