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MAGGIE COLUCCI, DC  
*Vice President*  
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## STATE OF NEVADA



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*Member*  
MORGAN ROVETTI, DC  
*Member*  
TRACY DiFILLIPPO, ESQ  
*Consumer Member*  
SHELL MERCER, ESQ  
*Consumer Member*  
JULIE STRANDBERG  
*Executive Director*

### CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

4600 Kietzke Lane, Suite M245  
Reno, Nevada 89502-5000  
Telephone (775) 688-1921

Website: <http://chirobd.nv.gov> Fax (775) 688-1920 Email: [chirobd@chirobd.nv.gov](mailto:chirobd@chirobd.nv.gov)

### MEETING/HEARING MINUTES

A meeting of the Chiropractic Physicians' Board was held on Thursday, October 12, 2017 at the Public Utilities Commission, Room B, 9075 W. Diablo Drive, Suite 250, Las Vegas, NV 89148.

The following Board Members were present at roll call:

Benjamin Lurie, DC, President  
Maggie Colucci, DC, Vice President  
Jason O. Jaeger, DC, Secretary/Treasurer  
Xavier Martinez, DC  
Morgan Rovetti, DC  
Shell Mercer, Consumer Member

Also present were CPBN Counsel Louis Ling and Executive Director Julie Strandberg. Tracy DiFillippo, Consumer Member was not present.

President, Dr. Benjamin Lurie determined a quorum was present and called the meeting to order at 8:30 a.m.

Dr. Xavier Martinez led those present in the Pledge of Allegiance. Ms. Mercer stated the purpose of the Board.

#### **Agenda Item 1 Public Interest Comments - No action.**

There was no public comment.

#### **Agenda Item 2 Approval of agenda – For possible action.**

Dr. Colucci moved to approve the agenda. Dr. Martinez seconded, and the motion passed with all in favor.

#### **Agenda Item 3 Approval of the July 14, 2017 Meeting and August 15, 2017 Workshop Minutes. - For possible action.**

Dr. Colucci moved to approve the July 14, 2017 and the August 15, 2017 minutes. Ms. Mercer seconded, and the motion passed with all in favor.

**Agenda Item 4 Ratification of granting of DC licenses to applicants who passed the examination from July 15 to October 5, 2017 – For possible action.**

Ms. Mercer moved to approve the ratification of granting of DC licenses to those who passed the examination from July 15 to October 5, 2017. Dr. Jaeger seconded, and the motion passed with all in favor.

**Agenda Item 5 Ratification of granting of CA certificates to applicants who passed the examination on August 17, 2017 – For possible action.**

Ms. Mercer moved to approve the ratification of granting of CA certificates to those who passed the examination on August 17, 2017. Dr. Jaeger seconded, and the motion passed with all in favor.

**Agenda Item 6 Discussion/approval to delegate two Board Members to meet with the Physical Therapy Examiners Board representatives – For possible action.**

Dr. Lurie asked that the Board delegate two Board members to meet with the Physical Therapy Board members. Dr. Jaeger, Dr. Colucci, and Dr. Rovetti expressed interest. Dr. Lurie made a motion for Dr. Jaeger to represent the CPBN. Dr. Lurie also stated that the NCC, NCA, and the Boards' lobbyist, Dan Musgrove be invited to attend. Dr. Colucci seconded, and the motion passed with all in favor. Ms. Mercer moved to approve Dr. Colucci to represent the CPBN. Dr. Lurie seconded, for discussion and stated that the January 11, 2018 agenda include the addition of a third member. The motion passed with all in favor.

**Agenda Item 14 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 16-08S (Jaeger)**

Dr. Jaeger stated that this complainant alleged that they were billed for services not rendered. Dr. Jaeger spoke to the DC who denied the allegations and spoke to the complainant who then became unresponsive to complete the investigation. Dr. Jaeger recommended that the complaint be dismissed. Dr. Lurie moved to dismiss complaint 16-08S. Ms. Mercer seconded, and the motion passed with all in favor. Dr. Jaeger recused himself as the Investigating Board Member.

**B. Complaint 16-11S (Colucci)**

Dr. Colucci stated that she has been working with Mr. Ling and this complaint is still under investigation.

**C. Complaint 16-12S (Colucci)**

Dr. Colucci stated that this complaint involved the legality of multiple corporations which appear to be set up appropriately and recommended that the complaint be dismissed. Dr. Lurie moved to dismiss complaint 16-12S. Dr. Jaeger seconded, and the motion passed with all in favor. Dr. Colucci recused herself as the Investigating Board Member.

**D. Complaint 16-13S (Lurie)**

Dr. Lurie stated that this complaint will be addressed today under agenda item #7.

**E. Complaint 17-02S (Lurie)**

Dr. Lurie stated that he will be meeting with the DC in the next couple weeks and will have a resolution at the January 11, 2018 Board meeting.

**F. Complaint 17-04N (Rovetti)**

Dr. Rovetti stated that this is a malpractice claim and also stated that it is alleged that the DC didn't follow standard of care. Dr. Rovetti requested feedback from the Board on how to proceed. Following discussion, Dr. Lurie recommended that additional review be completed and Dr. Rovetti agreed.

**G. Complaint 17-05N (Jaeger)**

Dr. Jaeger stated that this complainant alleged that they had a stroke following their treatment. Dr. Jaeger spoke to the DC who indicated that the treatment performed could not have caused a stroke. Dr. Jaeger stated that this investigation is ongoing.

**H. Complaint 17-06S (Lurie)**

Dr. Lurie stated that the complainant alleged that they were billed for services not rendered. Dr. Lurie reviewed the records which matched the treatments that were performed and the billings were in accordance with the records. Dr. Lurie recommended that this complaint be dismissed. Ms. Mercer made a motion to dismiss complaint 17-06S. Dr. Jaeger seconded, and the motion passed with all in favor. Dr. Lurie recused himself as the Investigating Board Member.

**I. Complaint 17-07S (Jaeger)**

Dr. Jaeger stated that there was a verbal altercation between a DC and another tenant in the office complex, who filed the complaint. Dr. Jaeger interviewed witnesses treated by the DC and found that there were not appropriate SOAP notes taken on certain individuals. Dr. Jaeger met with the DC, who admitted to not completing SOAP notes at all or completing notes months later on certain patients. Dr. Jaeger recommended to dismiss this complaint with a letter of instruction. Following discussion, Dr. Lurie stated that Dr. Jaeger will take the advice of the Board to continue on with the investigation of this complaint. Mr. Ling recommended that the Board move forward with a Settlement Agreement, etc.

**J. Complaint 17-08S (Lurie)**

Dr. Lurie stated that the complainant indicated that they were uncomfortable with procedures that the DC recommended as well as the DC's aggression to purchase equipment for home use. Dr. Lurie stated that this case is still under investigation.

**K. Complaint 17-09S (Lurie)**

Dr. Lurie stated that the complainant alleged that based on their records there was fraudulent billing. Dr. Lurie reviewed the patient's records and the DC's notes which matched the patients billing. Dr. Lurie recommended that this complaint be dismissed. Dr. Martinez seconded, and the motion passed with all in favor. Dr. Lurie recused himself as the Investigating Board Member.

**L. Complaint 17-10S (Jaeger)**

Dr. Jaeger stated that the complainant alleged that their fiancé assaulted them while on vacation out of the country. Dr. Jaeger spoke to the DC who admitted to the details

provided by the complainant. The DC signed an agreement with the Board to be monitored by a psychologist for one year. Mr. Ling stated that this complaint is not for public consumption since the DC was not charged with a crime in the other country or in the United States. Dr. Jaeger recommended to keep this complaint open for one year and continue receiving reports from the psychologist on the DC's conduct.

**M. Complaint 17-11S (Colucci)**

Dr. Colucci stated that the complainant alleged that their infant contracted ringworm from a DC's unsanitary practice. Dr. Colucci visited the office, which is one open treating room and observed that the DC was not cleaning instruments or treatment tables between patients. Dr. Colucci recommended that this complaint be dismissed with a letter of instruction to the DC and that a follow-up to the DC's practice occur in six months. Dr. Lurie made a motion to dismiss complaint 17-11S. Ms. Mercer seconded, and the motion passed with all in favor. Dr. Colucci recused herself as the Investigating Board Member.

**N. Complaint 17-12S (Colucci)**

Dr. Colucci stated that she is working with Mr. Ling and this complaint is still under investigation.

**O. Complaint 17-13S (Rovetti)**

Dr. Rovetti stated that this complaint is against a repeat advertising offender and would like to get the Boards' recommendation since this DC has received warning letters and continues to violate the advertising laws. Dr. Rovetti stated that she would work with Mr. Ling.

**P. Complaint 17-14S (Martinez)**

Dr. Martinez stated that the complainant alleged that they were injured as a result of an adjustment and their records were altered. Dr. Martinez reviewed the patient's records and was unable to substantiate a direct correlation based on the records. Dr. Martinez held a video meeting with the DC to confirm the computer system had measures in place to document the date changes were made. Dr. Martinez recommended that this complaint be dismissed. Dr. Lurie made a motion to dismiss complaint 17-14S. Dr. Jaeger seconded, and the motion passed with all in favor. Dr. Martinez recused himself as the Investigating Board Member. Dr. Martinez recommended that another complaint be opened with respect to documentation for public protection.

**Q. Complaint 17-15S (Rovetti)**

Dr. Rovetti stated that the complainant alleged that the DC's newspaper advertisement was misleading as well as the treatment explanation by the DC. Dr. Rovetti reviewed the advertisement, which was compliant and spoke to the DC who provided appropriate paperwork with respect to the treatment provided. Dr. Rovetti spoke to the patient who felt they were misled, because the treatment did not help their symptoms. Dr. Rovetti recommended to dismiss this complaint with a letter in the file. Dr. Jaeger made a motion to dismiss complaint 17-15S. Dr. Lurie seconded, and the motion passed with all in favor. Dr. Rovetti recused herself as the Investigating Board Member.

**Agenda Item 7 Consideration/decision related to the stipulation to modify the Settlement Agreement of Dr. David Stella – 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 Dr. Stella)**

Dr. Lurie turned the chair over to Ms. Mercer. Ms. Mercer welcomed Dr. Stella and asked Mr. Ling to brief the Board. Mr. Ling stated that Dr. Stella entered into a Settlement Agreement and Order with the Board effective November 2013, which included his license be on probation for three years, pay a fine, obtain a practice monitor, have a female in the room while treating female patients, obey all laws, and if there were problems there could be additional discipline. Mr. Ling stated that the Board received a complaint alleging misconduct, however following the investigation it was determined that Dr. Stella treated female patients after the office was closed, so there were no staff available and there were no records made, which constitute violations of the existing probation. Mr. Ling stated that Dr. Stella has agreed to the facts with Dr. Lurie to enter into a Stipulation to Modify the Settlement Agreement and Order.

Based on the facts, Dr. Lurie recommended that Dr. Stella continue to obtain a practice monitor, take and pass the Nevada jurisprudence exam, pay a fine, reimburse the Board its fees and costs, three more years of probation, and have a female staff present when treating female patients. Dr. Lurie opened up questioning and comments to the Board.

Dr. Stella stated that he agreed with Mr. Ling and Dr. Lurie and would comply with the Boards' recommendations. Questioning was opened to the Board.

Sophia Long, DAG, advised that the Board make two motions, one to accept the modified stipulation agreement as presented and the second motion be accept the modification to the agreement. Dr. Jaeger made a motion to accept the modified stipulation. Ms. Mercer seconded, and the motion passed with all in favor. Dr. Lurie recused himself as the Investigating Board Member.

Dr. Jaeger made a motion that Dr. Stella undergo a psychological evaluation within 30 days, reimburse the boards' fees and costs, his license be on probation for three years, obtain a practice monitor, and that the Board have the opportunity to review the recommendations from the psychologist at the next meeting for final Settlement Agreement and Order.

Ms. Long recommended that the Board either go with the recommendation or review the results of the psychologist's evaluation at the Boards' next meeting and then modify the order. Dr. Jaeger withdrew his motion. Dr. Jaeger made a motion for Dr. Stella to undergo a psychological evaluation within 30 days and at the next Board meeting a decision will be made based on the results. Dr. Jaeger modified his motion for Dr. Stella to immediately impose a practice monitor, and have a female staff person in the room while treating female patients. At the Boards' next meeting the length of the practice monitor will be determined as well as additional discipline if needed, based on the results of the psychological evaluation. Dr. Martinez seconded, and the motion passed with all in favor with the exception of Dr. Rovetti, who opposed. Dr. Lurie recused himself as the Investigating Board Member.

Ms. Mercer turned the chair back over to Dr. Lurie.

**Agenda Item 8 Discussion/possible action regarding the Application for Chiropractor's Assistant of Ms. Lizbeth Sarabia - 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. Sarabia)**

Dr. Lurie welcomed Ms. Sarabia and her supervisor, Dr. Hermansen. Dr. Lurie explained that Ms. Sarabia is before the Board today for not truthfully answering, questions #3 and #4 with respect to her background on the Chiropractor's Assistant application. Dr. Lurie asked Ms. Sarabia to explain why she did not truthfully answer questions #3 and #4 on her CA application.

Ms. Sarabia stated that she was embarrassed. Dr. Lurie opened up questioning to the Board. Dr. Lurie made a motion to deny Ms. Sarabia's application with the condition that she re-apply and correctly answer questions #3 and #4 and upon the Boards' receipt of Ms. Sarabia's complete and accurate application it will be approved. Dr. Jaeger seconded, and the motion passed with all in favor with exception of Dr. Martinez, who opposed.

**Agenda Item 17 Legislative Matters – For possible action.**

Dan Musgrove was in attendance and provided the Board with an update following the end of the 2017 legislative session.

**Agenda Item 9 PUBLIC HEARING for the adoption of a Regulation to Nevada Administrative Code Chapter 634 – For possible action.**

Dr. Lurie opened the public hearing at 11:08 a.m. Dr. Lurie reviewed each section, taking public comment at the end of each section of NAC 634.

There were no public or board comments with respect to Sections 1, 2, 3, 5, 8, 9, 10, 11, 12, 14, 15 and these sections were approved with all in favor.

Dr. Overland commented on Section 4, stating that the language is not clear with respect to reciprocity for those individuals with long term licenses in other states. Dr. Lurie clarified that the Board currently has proposed NAC language which will be noticed for hearing at the Boards' January 2018 meeting. Dr. Lurie made a motion to approve Section 4 and it was approved with all in favor.

Dr. Rovetti recognized a discrepancy with the language written in Sections 6 and 7. Dr. Lurie made a motion to approve section 6 as written and it was approved with all in favor. Dr. Lurie made a motion to strike 634.341 (1) (b) (1) in Section 7 and the revision was approved with all in favor.

Dr. Rovetti inquired whether the language in Section 13 was clear as to who was responsible for the content of the advertisement and following discussion Mr. Ling recommended to strike the second "of" in Section 13(3) and replace with, "that identifies." Dr. Lurie made a motion to remove the second "of" in Section 13(3) and replace with, "that identifies" and the revision was approved with all in favor.

The public hearing closed at 11:55 a.m.

**Agenda Item 10 Discussion/approval regarding the use of Extracorporeal Shock Wave Therapy - For possible action.**

Dr. Lurie stated that this request came from a Nevada licensee and welcomed Dr. Shana Singer. Dr. Singer introduced Ulyss Bidkaram, DC who provided an explanation of the Extracorporeal Shock Wave Therapy device. Dr. Bidkaram stated that this device is a class I modality that targets shock waves directly to the area that is experiencing pain and is FDA approved. Dr. Lurie stated that the Board will not take a position on the device, however made a motion that the device does fall under physiotherapy. The motion passed with Drs. Rovetti, Martinez, Lurie, and Colucci in favor. Dr. Jaeger abstained and Ms. Mercer stated that she did not feel qualified to comment.

**R. Complaint 17-16S (Jaeger)**

Dr. Jaeger stated that the complainant was referred to the DC for a shoulder/scapular condition, however received an adjustment to the lower back, which resulted in damage to the lower back which resulted in them being disabled. Dr. Jaeger met with the DC and

reviewed the patient's records and all data indicated there was treatment to the neck and thoracic spine region. Based on the information received, there is no way to substantiate either statement. Dr. Jaeger recommended that this complaint be dismissed. Dr. Lurie moved to dismiss Complaint 17-16S. Dr. Colucci seconded, and the motion passed with all in favor. Dr. Jaeger recused himself as the Investigating Board Member.

**S. Complaint 17-18S (Jaeger)**

Dr. Jaeger stated that the complainant alleged that the DC's staff told them that they had to prepay for their care. Dr. Jaeger stated that this complaint is still under investigation.

**T. Complaint 17-20S (Lurie)**

Dr. Lurie stated that this complaint was received from an insurance company and is still under investigation.

**U. Complaint 17-21S (Rovetti)**

Dr. Rovetti stated that this complaint is against a repeat advertising offender who does not refer to themselves as a chiropractor in radio advertisements and has received warning letters, yet continues to violate the advertising laws. Dr. Rovetti stated that she will work with Mr. Ling to finalize this complaint.

**V. Complaint 17-22N (Rovetti)**

Dr. Rovetti stated that the complainant alleged that the DC billed their insurance and billed the patient for the same charges. Dr. Rovetti stated that she reviewed the records and the patient signed a form indicating that insurance may not cover all charges and the patient would be responsible for the difference. Dr. Rovetti recommended to dismiss this complaint. Dr. Colucci moved to dismiss complaint 17-22N. Ms. Mercer seconded, and the motion passed with all in favor.

**W. Complaint 17-23S (Colucci)**

Dr. Colucci stated that this complaint is still under investigation.

**X. Complaint 17-24S (Jaeger)**

Dr. Jaeger stated that the complainant stated that a former employee alleged that a DC was selling and using marijuana out of the office and instructing staff to sell marijuana to patients. Dr. Jaeger had a discussion with the DC and asked that they voluntarily submit to a drug testing, which they said they would do. Dr. Jaeger stated that this complaint is ongoing.

**Y. Complaint 17-25S (Martinez)**

Dr. Martinez stated that this complainant states they were sold a wellness package and later denied services. Dr. Martinez stated that this complaint is still under investigation.

**Z. Complaint 17-26S (Colucci)**

Dr. Colucci stated that this complaint is against the same DC named in complaint 17-23S and is still under investigation.

**AA. Complaint 17-27S (Jaeger)**

Dr. Jaeger stated that this complainant was under the care of several doctors and alleged that the treating chiropractor was racist, prejudice, and hateful. Dr. Jaeger spoke with a witness named by the complainant and found out the complainant also filed a complaint against them. Dr. Jaeger stated that he has attempted to reach out to the complainant with no response. Dr. Jaeger stated that this complaint is on-going.

**BB. Complaint 17-28S (Lurie)**

Dr. Lurie stated that the Board received notification from the National Practitioners Data Bank that a DC settled a malpractice suit, however the DC did not notify the Board. Dr. Lurie stated that this complaint is still under investigation.

**CC. Complaint 17-29S (Lurie)**

Dr. Lurie stated that this complaint was received from a CE provider regarding a CA who paid for their courses using a fraudulent credit card. Dr. Lurie has attempted to contact the CA, however was unable to reach them. Dr. Lurie stated that this complaint would be re-opened if the CA reinstates their certificate.

**Agenda Item 12 Consideration to approve the application for Temporary Licensure for Dr. Daniel McClure – For possible action.**

Dr. McClure joined via telephone to discuss why he failed to disclose information to questions #4 and #5 on the application for temporary licensure. Dr. McClure stated that it was an oversight since these incidents occurred quite some time ago. Following discussion, Dr. Jaeger made a motion to deny the current application, however Dr. McClure may submit a new application. Dr. Rovetti seconded the motion. Dr. Jaeger amended his motion to give latitude on the 30 day application period. Dr. Rovetti seconded, and the motion passed with all in favor. Dr. Colucci recused herself due to her involvement with ProSport.

**Agenda Item 11 Discussion/approval regarding the use of Bio-Electro-Magnetic-Energy-Regulation (BEMER) – For possible action.**

Chris Enomoto and Pamela Clark were present from BEMER to provide an explanation on how the equipment is used and what it is used for. Dr. Enomoto explained that BEMER is a Class I electro-magnetic device that enhances general blood circulation and is FDA approved. Dr. Rovetti recommended that this device be classified as physiotherapy. Following discussion, Dr. Lurie stated that the Board will not take a position on the device, however it does fall under physiotherapy.

**Agenda Item 13 Consideration for the CPBN to contract or hire former Board member to assist with investigations or management of investigations – For possible action.**

Dr. Lurie stated that a past Board member requested this agenda item based on the increased number of complaints before the Board and offered to provide their service for a fee. The Board discussed different options to address complaints more timely and to potentially hire an investigator. Dr. Lurie recommended obtaining proposals from outside investigators and bring them before the Board at its next meeting.

**Agenda Item 18 NCA Report – No action.**

Dr. Overland was in attendance and thanked Ms. Mercer for her commitment to the Board. Dr. Overland stated that the NCA donated two and half car loads of goods to those in need following the Las Vegas tragedy. Dr. Overland stated that the NCA has reached out to the President of the



Physical Therapy Board and will be holding a meeting along with representatives from the CPBN to discuss their concerns. Dr. Overland stated that the State of Washington allows Physical Therapists to perform chiropractic adjustments. Dr. Overland stated that there is a new pseudo-profession called myopractic, which consists of a massage therapist doing deep tissue, muscular rehabilitation to provide spinal realignment without the crunch and is similar to chiropractic and osteopractic. Dr. Overland asked that the CPBN reach out to the massage therapy Board regarding licensed massage therapists conducting myopractic. Dr. Overland stated that the NCA has been contacted by several DC's regarding dry needling and would like to discuss adding dry needling into the scope of a chiropractic. Dr. Overland stated that due to the number of complaints before the Board the NCA would be willing to conduct seminars to address specific issues identified by the Board. Dr. Overland stated that the NCA's lobbyist has attended the Healthcare committee meetings regarding the opioid issue and has been given assurance that chiropractic would be involved. Dr. Overland stated that the NCA has been a member of the Health Education Advocacy Leaders of Southern Nevada (HEALS) which was given \$10 Million by the Governor's Office of Economic Development to strengthen medical care and retain medical doctors. Dr. Overland stated that Senator Spearman was the guest speaker, who stated that chiropractic needs to be involved with respect to the opioid epidemic. Dr. Overland stated that the NCA received a Governors proclamation announcing that October is chiropractic health month. Dr. Overland stated that the annual NCA conference held in Reno was successful and presented the Chiropractor of the Year award to Dr. Xavier Martinez and the Presidential award was presented to Dr. Benjamin Lurie. Dr. Overland stated that the NCA would like to work closely with the Board moving forward.

**Agenda Item 19 NCC Report – No action.**

Andrea Waller and Dr. Nicole Harmel were in attendance on behalf of the NCC. Ms. Waller stated that the NCC will hold its 2<sup>nd</sup> annual seminar on Saturday, October 21, 2017 and announced the speakers. Dr. Harmel stated that the ACA has adopted a position that radiology is not necessary for up to six weeks following the onset of acute pain and stated that the NCC has adopted a position to consider the necessity of radiology.

**Agenda Item 16 Board Counsel Report – No action.**

Mr. Ling reported on the FARB conference and thanked the Board for its contribution to his trip.

**Agenda Item 15 Committee Reports**

**A. Continuing Education Committee (Dr. Martinez) – For possible action.**

Dr. Martinez stated the process is going well.

**B. Legislative Committee (Dr. Lurie) – For possible action.**

Dr. Lurie stated that he will be meeting with Dan Musgrove on Friday, October 13, 2017.

**C. Preceptorship Committee (Dr. Rovetti) – For possible action.**

Dr. Rovetti reported that there is one active preceptor in Carson City and two in Las Vegas. Dr. Rovetti stated that she would like to plan a trip to Las Vegas to visit the preceptors. Dr. Rovetti made a motion for the Board to approve her travel to Las Vegas to visit the active preceptors. Dr. Martinez moved to approve. Following discussion, Dr. Jaeger recommended that Dr. Rovetti conduct site visits in the north and a southern Board member conduct those in the south. Dr. Colucci recommended that Dr. Rovetti

coordinate her preceptor visit in coordination with a Board meeting. Dr. Rovetti voted in favor of the motion. Dr. Martinez, Dr. Jaeger, Dr. Lurie, Ms. Mercer, and Dr. Colucci opposed, so the motion did not carry.

**D. Test Committee (Dr. Colucci) - For possible action.**

Dr. Colucci stated that the CA's continue to not do well on the exam and the Board needs to come up with a solution. Dr. Lurie stated that the CA exam be added to the next Board meeting agenda.

**Agenda Item 28 Establish dates for future Board meeting(s) – For possible action.**

Dr. Jaeger made a motion to set the January 2018 Board meeting for the 11<sup>th</sup>. Dr. Lurie seconded, and the motion passed with all in favor. Dr. Lurie made a motion to set the April 2018 Board meeting for the 19<sup>th</sup>. Dr. Jaeger seconded, and the motion passed with all in favor. Dr. Lurie made a motion to set the July 2018 Board meeting for the 19<sup>th</sup>. Dr. Jaeger seconded, and the motion passed with all in favor. Dr. Lurie made a motion to set the October 2018 Board meeting for the 18<sup>th</sup>, Dr. Rovetti seconded, and the motion passed with all in favor.

**Agenda Item 25 Consideration to revise the Board policies to allow rental car reimbursement – For possible action.**

Dr. Rovetti stated that she was not reimbursed for her rental car rented for the January 13, 2017 Board meeting and referred to the existing travel policy and stated that she feels the Board should cover the cost of transportation to and from the Board meeting. Dr. Rovetti made a motion to allow all reasonable forms of transportation be approved by the Board. Mr. Ling stated that if a rental car is needed while on state business the car must be rented through the states Fleet Services Division and recommended that the travel policy be revised.

Dr. Lurie moved to reimburse Dr. Rovetti for her rental car rented for the January 13 and October 12, 2017 Board meetings. Dr. Jaeger seconded, and the motion passed with all in favor.

**Agenda Item 20 Executive Director Reports:**

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

Julie Strandberg gave an overview of the Executive Director reports and reported that Mr. Heriberto Soltero had satisfied his Board Order and would no longer appear on the status of current disciplinary actions report.

**Agenda Item 21 Financial Status Reports:**

- A. Current cash position & projections – No action.**
  - B. Accounts Receivable Summary – No action.**
  - C. Accounts Payable Summary – No action.**
  - D. Employee Accrued Compensation – No action.**
  - E. Income/Expense Actual to Budget Comparison as of August 31, 2017 – No action.**
  - F. Income/Expense Actual to Budget Comparison for Fiscal Year 2017 – No action.**
- Julie Strandberg gave an overview of the Executive Director reports.

**Agenda Item 22 Consideration of potential additions, deletions, and/or amendments to NRS 634 and NAC 634 – For possible action.**

- A. Mandatory Self-Inspection report**
- B. Fines for not meeting deadlines. i.e. Self-Inspection**
- C. Automatic suspension for late renewal**
- D. Fine for untimely submission of a CA's second application**

Dr. Lurie tabled this agenda item until the January 11, 2018 Board meeting.

**Agenda Item 23 Discussion regarding healthcare radiation standards – For possible action.**

Dr. Lurie tabled this agenda item until the January 11, 2018 Board meeting.

**Agenda Item 24 Consideration/approval of the revised Chiropractor's Assistant Application – For possible action.**

Dr. Lurie moved to approve the revisions to the CA application and recommended the same revisions be added to the DC application for licensure. Dr. Jaeger seconded, and the motion passed with all in favor.

**Agenda Item 26 FCLB/NBCE Matters/Updates – For possible action.**

**A. Update on the FCLB Districts I and IV meeting in Portland, OR October 5-8, 2017.**

**B. Other FCLB/NBCE matters.**

Dr. Lurie tabled this agenda item until the January 11, 2018 Board meeting.

**Agenda Item 27 Attendance at the Annual FARB Forum, January 25-28, 2018 Coronado, CA – For possible action.**

Dr. Lurie made a motion to allow Ms. DiFillippo attend the FARB conference if she is available. Dr. Rovetti seconded and the motion passed with all in favor.

**Agenda Item 29 Discussion/approval of Nevada Deferred Compensation Program – For possible action.**

Julie Strandberg asked for the Boards' approval of the contract for Board staff to enroll in the Nevada Deferred Compensation Program. Dr. Lurie made a motion to approve the contract. Dr. Jaeger seconded, and the motion passed with all in favor.

**Agenda Item 30 Discussion regarding proposed revisions to the CCE Accreditation Standards - For possible action.**

Dr. Lurie tabled this agenda item until the January 11, 2018 Board meeting.

**Agenda Item 31 Correspondence Report – No action.**

Dr. Lurie tabled this agenda item until the January 11, 2018 Board meeting.

**Agenda Item 32 Board Member Comments – No action.**

Dr. Lurie announced that this is Ms. Mercer's eighth year on the Board and expressed his gratitude of Ms. Mercer's service and the rest of Board concurred. The Board congratulated Dr. Martinez on his award from the NCA for Chiropractor of the Year.

Dr. Jaeger stated that he would like the Board to have a discussion regarding marijuana due to the complaints that are surfacing.

Dr. Lurie announced that John Bertoldo, Esq. has been appointed to the Board.

**Agenda Item 33 Public Interest Comments – No action.**

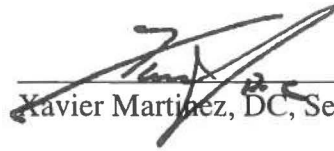
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Dr. Overland recommended that the Board provide coffee or water at the meetings.

**Agenda Item 34 Adjournment – For possible action.**

Dr. Jaeger moved to adjourn the meeting. Ms. Mercer seconded, and the motion passed unanimously.

April 12, 2018

  
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Xavier Martinez, DC, Secretary/Treasurer