

Steve Sisolak
Governor

Morgan Rovetti, DC
Vice President
Xavier Martinez, DC
Secretary-Treasurer
Maggie Colucci, DC
Member



Nicole Canada, DC
Member
James T. Overland Sr., DC
Member
Tracy DiFillippo
Consumer Member
John Bertoldo, Esq.
Consumer Member
Julie Strandberg
Executive Director

CHIROPRACTIC PHYSICIAN'S BOARD OF NEVADA

4600 Kietzke Lane, M-245 | Reno, Nevada 89502-5000
Phone: (775) 688-1921 | Fax: (775) 688-1920
Website: <http://chirobd.nv.gov> | Email: chirobd@chirobd.nv.gov

NOTICE OF MEETING/HEARING

DATE: Thursday, January 23, 2020 **TIME:** 8:30 a.m.
LOCATION: Grant Sawyer Building, Legislative Counsel Bureau, Room 4412E, 555 E. Washington Ave., Las Vegas, NV 89101

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.

Pledge of Allegiance – Dr. Colucci
Statement of Purpose – Dr. Rovetti

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.
- E. 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.

January 23, 2020

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 October 10, 2019 Board Meeting Minutes. - For possible action.

Agenda Item 4 Welcome new Board member(s) – No action.

Agenda Item 5 Ratification of granting of DC licenses to applicants who passed the examination from September to December 2019 – For possible action.

Agenda Item 6 Ratification of granting of CA certificates to applicants who passed the on-line examination on December 17, 2019 – For possible action.

Agenda Item 7 Discussion and potential action regarding signatures on the DC and CA wall certificates – For possible action.

Agenda Item 8 Legislative Matters – For possible action.

A. Strategies 360 – Dan Musgrove

Agenda Item 9 PUBLIC HEARING for the adoption of a Regulation to Nevada Administrative Code Chapter 634 will begin at 8:45 a.m. at the Grant Sawyer Building, 555 E. Washington Legislative Counsel Bureau, Room 4412E, 555 E. Washington Ave., Las Vegas, NV 89101. – For possible action.

Agenda Item 10 Discussion and potential action regarding the presentation from the Nevada Department of Veterans Services – For possible action.

Agenda Item 11 Discussion and potential action regarding the approval of a program for students to work in a chiropractic physician's office who are enrolled in their senior year at the Northwest Career Technical Academy - For possible action.

Agenda Item 12 Discussion and potential action regarding the policy relating to AB 319 – For possible action.

Agenda Item 13 FCLB/NBCE Matters – For possible action.

- A. Selection of Board's choice for FCLB Voting Delegate
- B. Selection of Board's choice for FCLB Alternate Delegate
- C. Selection of Board's choice for NBCE Voting Delegate
- D. Selection of Board's choice for NBCE Alternate Delegate
- E. Attendance of Board Member(s) at the FCLB annual conference April 22-26, 2020 in Denver, CO
- F. Selection of Board Member to participate in the Spring National Board Part IV Exam - May TBD, 2020
- G. Selection of Board Member to participate in the National Board Part IV Test Committee meeting - June TBD, 2020

January 23, 2020

- H. Selection of Board Member to participate in the Fall National Board Part IV Exam - November TBD, 2020
- I. Other FCLB/NBCE matters.

Agenda Item 14 Committee Reports

- A. Continuing Education Committee (Dr. Martinez) – For possible action.
- B. Legislative Committee (To be reassigned) – For possible action.
- C. Preceptorship Committee (Dr. Rovetti) – For possible action.
- D. Test Committee (To be reassigned) - For possible action.

Agenda Item 15 Reassign Committees – For possible action.

Agenda Item 16 Proposed changes to NRS/NAC – For possible action.

- A. Change chiropractor to chiropractic physician.
- B. Revisions to NRS 634.090 (1) (b) – Instruction of subjects provided by the Council on Chiropractic Education. Except as otherwise provided in subsections 2 and 5, that the applicant has a high school education and is a graduate from a college of chiropractic which is accredited by the Council on Chiropractic Education or which has a reciprocal agreement with the Council on Chiropractic Education or any governmental accrediting agency, whose minimum course of study leading to the degree of doctor of chiropractic consists of not less than 4,000 hours of credit which includes instruction in each of the following subjects:
 - (1) Anatomy;
 - (2) Bacteriology;
 - (3) Chiropractic theory and practice;
 - (4) Diagnosis and chiropractic analysis;
 - (5) Elementary chemistry and toxicology;
 - (6) Histology;
 - (7) Hygiene and sanitation;
 - (8) Obstetrics and gynecology;
 - (9) Pathology;
 - (10) Physiology; and
 - (11) Physiotherapy; and
- C. Revisions to NRS 634.090 Foreign schools or colleges accredited by the Council on Chiropractic Education with regard to the following: *whose minimum course of study leading to the degree of doctor of chiropractic consists of not less than 4,000 hours of credit.*
- D. Tighten fee splitting regulations.
- E. Non DC ownership of chiropractic practices’.

Agenda Item 17 NCA Report – No action.

Agenda Item 18 NCC Report – No action.

Agenda Item 19 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 17-28S (Colucci)
- B. Complaint 18-13S (Rovetti)
- C. Complaint 18-15S (Jaeger)
- D. Complaint 18-17S (Jaeger)
- E. Complaint 18-18N (Martinez)
- F. Complaint 19-01N (Martinez)
- G. Complaint 19-03S (Jaeger)
- H. Complaint 19-07S (Colucci)
- I. Complaint 19-09S (Canada)
- J. Complaint 19-10N (Martinez)
- K. Complaint 19-11S (Colucci)
- L. Complaint 19-12S (Rovetti)
- M. Complaint 19-13N (Martinez)
- N. Complaint 19-14N (Martinez)
- O. Complaint 19-15S (Jaeger)
- P. Complaint 19-16S (Canada)
- Q. Complaint 19-17S (Bertoldo)
- R. Complaint 19-18N (Martinez)
- S. Complaint 20-01N (Martinez)

Agenda Item 20 Board Counsel Report – No action.

Agenda Item 21 Executive Director Reports:

- A. Status of Pending Complaints – No action.
- B. Status of Current Disciplinary Actions – No action.
- C. Legal/Investigatory Costs – No action.
- D. CA Renewals-No action.
- E. On-line CA Exam Stats – No action.

Agenda Item 22 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 November 30, 2019 – No action.
- F. Budget to Actual at November 30, 2019 – No action.
- G. 2019 Audit – For possible action.

Agenda Item 23 Election of Officers – For possible action

Agenda Item 24 Correspondence Report – No action.

January 23, 2020

Agenda Item 25 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 26 Adjournment – For possible action.

This agenda posted January 17, 2020 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.

A request for copies of an agenda and/or a supporting document or documents may be obtained from:

Julie Strandberg, Executive Director
Chiropractic Physicians' Board of Nevada
775-688-1921

by picking up the document(s), or by mailing a written request to:

Chiropractic Physicians' Board of Nevada Attention: Julie Strandberg
4600 Kietzke Lane, Suite M245
Reno, Nevada 89502

by faxing a request to: Julie Strandberg at: Facsimile No.: 775-688-1920

or by e-mailing a request to Julie Strandberg at: chirobd@chirobd.nv.gov

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.

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: **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.**
- E. 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.**

RECOMMENDED MOTION: **Non-Action item.**

PRESENTED BY: **Morgan Rovetti, DC**

MEETING DATE: **January 23, 2020**

TIME REQUIRED: **3 minutes per person per topic**

BACKGROUND INFORMATION: **The public may speak to the Board about any topic not on the agenda but no action may be taken.**

REVIEWED BY: President Secretary Executive Director

ACTION: Approved Approved w/Modifications Denied Continued

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: **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.

RECOMMENDED MOTION: **No recommendation.**

PRESENTED BY: **Morgan Rovetti, DC**

MEETING DATE: **January 23, 2020**

TIME REQUIRED: **2 minutes**

BACKGROUND INFORMATION: **Agenda items may be addressed out of order to accommodate those present.**

REVIEWED BY: President Secretary Executive Director

ACTION: Approved Approved w/Modifications Denied Continued

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: **Agenda Item 3** Approval of the October 10, 2019 Meeting Minutes. - For possible action.

RECOMMENDED MOTION: **Approve the minutes of the October 10, 2019 meeting as drafted.**

PRESENTED BY: **Morgan Rovetti, DC**

MEETING DATE: **January 23, 2020**

TIME REQUIRED: **5 minutes**

BACKGROUND INFORMATION:

REVIEWED BY: President Secretary Executive Director

ACTION: Approved Approved w/Modifications Denied Continued

Agenda Item 3

Steve Sisolak
Governor

Jason O. Jaeger, DC
President
Morgan Rovetti, DC
Vice President
Xavier Martinez, DC
Secretary-Treasurer



Maggie Colucci, DC
Member
Nicole Canada, DC
Member
Tracy DiFillippo, Esq.
Consumer Member
John Bertoldo, Esq.
Consumer Member

Julie Strandberg
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MEETING MINUTES

A meeting of the Chiropractic Physicians' Board was held on Thursday, October 10, 2019 at the Grant Sawyer Building, Legislative Counsel Bureau, 555 E. Washington, Suite 4412, Las Vegas, NV 89101.

The following Board members were present at roll call:

Jason O. Jaeger, DC, President
Morgan Rovetti, DC, Vice President
Maggie Colucci, DC, Member
Tracy DiFillippo, Esq, Consumer Member

Also present were Board Counsel, Louis Ling, Esq. and Executive Director, Julie Strandberg.

President, Dr. Jaeger determined a quorum was present and called the meeting to order at 8:37 a.m.

Dr. Colucci led those present in the Pledge of Allegiance. Ms. DiFillippo stated the Purpose of the Board.

Agenda Item 1 Public Interest Comments - No action.

Dr. Benjamin Lurie inquired about a cell phone version of the website for easier access. Dr. Lurie stated that DC's are using lyft or uber to transport patients and asked if the Board views this as unprofessional conduct, under aiding and abetting a patient to come into the office, or is it looked at like a medical unit that transports patients to their appointments and asked that the Board add this to the next Board agenda to discuss who covers the cost of the transportation service.

Dr. Lurie stated that he continues to receive notices through Instagram of chiropractors selling CBD, and asked whether the rule has changed regarding DC's selling CBD. Dr. Lurie recommended that a reminder be sent out to the DC's advising them that they are still not allowed to sell CBD.

Dr. Lurie stated that there is a growing concern with non-DC's owning chiropractic clinics, and recommended that the Board look into entity laws, to register entities so the Board has jurisdiction over individuals who own a chiropractic clinic.

Dr. Lurie congratulated the Board and Mr. Musgrove on its successful legislative session.

October 10, 2019

Dr. Lurie stated that with respect to agenda item 20, he recalls the Board addressing an applicant before the Board who graduated from a foreign college approximately four to five years ago. Dr. Lurie asked that the Board refer to meeting minutes to confirm the Board's decision prior to making a ruling for consistency.

Agenda Item 2 Approval of agenda – For possible action.

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

Agenda Item 3 Approval of the August 29, 2019 Board Meeting Minutes. - For possible action.

Dr. Colucci moved to approve the August 29, 2019 meeting minutes. Dr. Jaeger 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 June to September 2019 – For possible action.

Ms. DiFillippo moved to approve the ratification of granting of DC licenses to those who passed the examination from June through September 2019. Dr. Colucci 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 1, 2019 – For possible action.

Dr. Colucci moved to approve the ratification of granting of CA certificates to those who passed the examination on August 1, 2019. Dr. Rovetti seconded, and the motion passed with all in favor.

Agenda Item 9 Discussion and potential action regarding students shadowing chiropractic physicians' and other office staff – For possible action.

Dr. Benjamin Lurie, CEO of the Neck and Back Clinics stated that the Clark County School District reached out to him to inquire about whether, chiropractors had an interest in allowing high school seniors, who are going into a biomedical program at the Northwest Career Technical Academy to shadow staff for educational purposes. Dr. Lurie stated that he started a pilot program with eight students who rotate on a two-hour basis shadowing staff in his practice. Dr. Lurie stated that the goal is that, upon graduation, the student would be eligible to sit for the chiropractor's assistant exams, and referred to NAC 634.355 (4), which indicates that the Board may waive one or more requirements.

Dr. Jaeger stated that he has also volunteered to participate in the program that Dr. Lurie piloted, by also allowing eight students to shadow staff. Dr. Jaeger recommended that pursuant to NAC 634.355, the Board waive the age requirement to allow students to be hands-on. Dr. Jaeger also stated that this type of program is in line with the Governors healthcare agenda with the intent of attracting more healthcare providers to Nevada.

Following discussion, Mr. Ling stated that pursuant to NAC 634.355, the Board can approve programs, and recommended that Dr. Lurie formalize the program, and bring it back before the Board for discussion and approval. Dr. Lurie asked the Board to think about how many students would be considered a manageable number for a DC to have in their office at one time.

Dr. Jaeger stated that this agenda item will be moved to the next Board meeting.

Agenda Item 10 Discussion and potential action regarding chiropractic physicians identifying multiple corporation names on their office door – For possible action.

Dr. Benjamin Lurie, CEO of the Neck and Back Clinic stated that there are chiropractic offices that list multiple entities on their office door, and is concerned that many groups are operating as referral bureaus/coop operations. Dr. Lurie recommended that the Board look at how referral bureaus/coops work with respect to their fee structure and fee splitting. Mr. Ling stated that the Board can strengthen the existing fee splitting regulation to capture this activity. Dr. Lurie also recommended that the Board consider requiring that a chiropractic physician be included in the ownership of a chiropractic practice. Mr. Ling confirmed that if the Board is interested in regulating who can own a chiropractic practice this will need to be done through the legislature.

Agenda Item 6 Legislative Matters – For possible action.

Mr. Musgrove stated that there are nine assembly and four senators that may be leaving office, and recommended that the Board talk to the new legislators about chiropractic, and help them understand its importance. Mr. Musgrove stated that the sunset subcommittee and the executive branch audit committee are both continuing to study Board operations.

Agenda Item 7 Discussion and potential action regarding the Matter of James Overland Jr., DC - 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. Overland)

Dr. Jaeger welcomed Dr. Overland, Jr. and gave Dr. Overland Jr. the opportunity to go into closed session, and he denied. Dr. Martinez was present by telephone and gave an opening statement regarding Dr. Overland Jr.'s character. Dr. Jaeger asked questions from the Board. Following discussion, Dr. Martinez made a motion to accept Dr. Overland Jr.'s application contingent on him staying current with the proposed payment schedule. Dr. Rovetti seconded. Ms. DiFillippo made a motion to approve Dr. Overland's application for licensure, that he make payments in accordance with the proposed payment schedule, and if a payment is 30 days past due Dr. Overland Jr.'s license will be suspended until his payments are current, as well as be assigned a practice monitor for two years. Dr. Overland Jr. may request to come before the Board at any time to request the practice monitor be terminated. Dr. Colucci seconded, and the motion passed with all in favor.

Agenda Item 12 NCA Report – No action.

Dr. Peter Randall was in attendance on behalf of the NCA. Dr. Randall requested clarification regarding the regulation for dry needling. Dr. Jaeger explained the status of the regulation. Dr. Randall stated that the NCA is concerned with Physical Therapists teaching and performing grade 5 spinal manipulation, and stated that the Physical Therapy Board is meeting on November 15, 2019 to consider this subject. Dr. Randall stated that the NCA is holding their annual seminar in Reno on Saturday, November 23, 2019. The location is yet to be determined. A personal injury attorney will be speaking for 8 hours and CA training will be held for 4 hours at Dr. David Rovetti's office.

Agenda Item 8 Discussion and potential action regarding the application to reinstate the chiropractic physician license of Tikisa Primes, DC – 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. Primes)

Dr. Jaeger welcomed Dr. Primes and gave Dr. Primes the opportunity to go into closed session, and he denied. Dr. Primes provided the Board with a summary of his history since his license lapsed. Following discussion, Dr. Jaeger made a motion that Dr. Primes take and pass the SPEC exam, and the Nevada jurisprudence exam, take 24 hours of continuing education focusing on technique and adjusting, and then come back before the Board for the application to be considered. Dr. Colucci seconded. Dr. Rovetti recommended that the motion be amended to accept Dr. Primes' application contingent upon passing the SPEC exam and the completion of 12 hours of in-person continuing education focusing on technique and adjusting with at least 4 hours of technique. Dr. Jaeger modified his motion in accordance with Dr. Rovetti's recommendation to include the jurisprudence exam. Dr. Colucci seconded, and the motion passed with all in favor.

Agenda Item 11 Board Counsel Report – No action.

Mr. Ling stated that he had nothing to report.

Agenda Item 14 Committee Reports

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

This item was tabled until the next Board meeting.

B. Legislative Committee (Dr. Jaeger) – For possible action.

Dr. Jaeger deferred to the report provided by Mr. Musgrove.

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

Dr. Rovetti stated that she had nothing to report. Julie Strandberg indicated that there are currently six active preceptors and four pending.

D. Test Committee (Dr. Rovetti) - For possible action.

Dr. Rovetti stated that she will discuss in detail under agenda items 17 and 19.

Agenda Item 16 Agenda Item FCLB/NBCE Matters – For possible action.

Dr. Colucci reported that the District I & IV meeting went well, although attendance decreased from previous meetings. The annual conference will be held April 23-26, 2020 in Denver, Colorado.

Agenda Item 21 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 summarized the quarterly executive director reports.

Agenda Item 22 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, 2019 – No action.

F. Budget to Actual at June 30, 2019 – No action

October 10, 2019

Julie Strandberg summarized the quarterly financial reports.

Agenda Item 23 Discussion and potential action regarding the Boards' 2020 meeting schedule - For possible action.

The Board agreed on the following 2020 Board meeting dates: January 23rd, April 2nd, July 23rd, and October 22nd.

Agenda Item 13 NCC Report – No action.

Andrea Waller, Executive Director was in attendance on behalf of the NCC and reported that the NCC will hold its 4th annual convention on Saturday, October 19, 2019 in Las Vegas, NV from 8:00 a.m. to 8:00 p.m. which will showcase the NCC's anti-opioid video. The convention will offer 12 hours of continuing education, and is open to both DC's and CA's.

Agenda Item 15 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 17-28S (Colucci)**
Dr. Colucci stated that a Settlement Agreement and Order has been prepared and is ready for submittal to the DC's attorney.
- B. Complaint 18-13S (Rovetti)**
Dr. Rovetti stated that this complaint is under investigation.
- C. Complaint 18-15S (Jaeger)**
Dr. Jaeger stated that the DC is allegedly allowing staff to perform duties without being present in the office. Dr. Jaeger stated that this complaint is against the same DC mentioned in complaints 18-17S and 19-03S, and the investigation is ongoing.
- D. Complaint 18-17S (Jaeger)**
Dr. Jaeger stated that the DC is allegedly allowing staff to perform duties without being present in the office. Dr. Jaeger stated that this complaint is against the same DC mentioned in complaints 18-15S and 19-03S, and the investigation is ongoing.
- G. Complaint 19-03S (Jaeger)**
Dr. Jaeger stated that the DC is allegedly allowing staff to perform duties without being present in the office. Dr. Jaeger stated that this complaint is against the same DC mentioned in complaints 18-15S and 18-17S, and the investigation is ongoing.
- E. Complaint 18-18N (Martinez)**
This item was tabled until the next Board meeting.
- F. Complaint 19-01N (Martinez)**
This item was tabled until the next Board meeting.
- H. Complaint 19-07S (Colucci)**
Dr. Colucci stated that this complaint was from an attorney who alleged that the DC gave an opinion outside the scope of practice. Dr. Colucci stated that this complaint is under investigation.
- I. Complaint 19-08S (Jaeger)**

Dr. Jaeger stated that this complaint was from an attorney who alleged that the DC rendered an expert opinion without a Nevada DC license. Dr. Jaeger stated that the DC has obtained his Nevada license and recommended that this complaint be dismissed. Dr. Colucci made a motion to dismiss complaint 19-08S. Ms. DiFillippo seconded, and the motion passed with all in favor. Dr. Jaeger recused himself as the investigating board member.

J. Complaint 19-09S (Canada)

This item was tabled until the next Board meeting.

K. Complaint 19-10N (Martinez)

This item was tabled until the next Board meeting.

L. Complaint 19-11S (Colucci)

Dr. Colucci stated that this complaint is in process, pending the patient's records from the DC.

Agenda Item 17 Discussion and potential action to offer the chiropractor's assistant exam on-line – For possible action.

Dr. Jaeger made a motion to offer the CA exam online. Ms. DiFillippo seconded. Dr. Rovetti shared her concerns, including possible cheating, test questions being released, the doctor doing the test, and indicated she would step down from the test committee if the Board decided to move forward with putting the test online. The motion passed with all in favor with the exception of Dr. Rovetti, who opposed. Dr. Rovetti resigned as the test committee chair.

Agenda Item 20 Discussion and potential action regarding a policy for staff to follow with respect to approving applicants who graduate from a foreign school – For possible action.

Dr. Jaeger recommended that a policy be put in place with respect to confirming that a foreign school's curriculum complies with Nevada law. Dr. Jaeger made a motion that when the Board receives an inquiry whether a foreign graduate will qualify for licensure in Nevada, they will be directed by staff to request that the school submit a letter to the Board identifying the type of degree and/or the number of hours are required to complete the program prior to submitting an application for DC licensure. Ms. DiFillippo seconded. Dr. Rovetti stated that the application fee is for staff to review the application, so it appears an extra step is being added that helps the applicant, but is really part of their research prior to attending a foreign school. Dr. Rovetti indicated that the problem she is having, is that the policy is not in front of her and more information would be helpful. Mr. Ling stated that the only language in the statute that is unclear is if the foreign program includes 4,000 hours, but is not called doctor of chiropractic. The motion passed with all in favor with the exception of Dr. Rovetti who opposed.

Agenda Item 24 Correspondence Report – No action.

Julie Strandberg reported that staff is currently in the midst of CA renewals and provided an overview of the flyer received from the Institute of Recovery Las Vegas Drug & Alcohol Treatment Center.

Agenda Item 18 Discussion and potential action regarding the in-person CA exam date – For possible action.

Dr. Jaeger made a motion to hold the CA examination on February 20, 2020.

October 10, 2019

Agenda Item 19 Discussion and potential action regarding the chiropractor's assistant program – For possible action

Dr. Rovetti shared her thoughts on how the CA program the Board currently has in place is inconsistent. She stated that if the Board thinks regulation/testing of CA's is so important, the Board should consider registering and approving CA's before they touch patients. Dr. Rovetti also recommended that the Board make it mandatory that DCs who employ CA's have malpractice insurance and that in the interest of public safety, the Board consider CA's no longer take x-rays. Dr. Jaeger asked that this item be moved to the next Board meeting.

Agenda Item 25 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.

Dr. Lurie requested a meeting with Board Counsel and the Board President to discuss med-pay on personal injury cases. Dr. Lurie also stated that there are many DC's who do not know that the Board will accept continuing education that is approved/sponsored by other medical boards, and asked that the Board communicate this information.

Agenda Item 26 Adjournment – For possible action.

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

January 23, 2020

Morgan Rovetti, DC

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: **Agenda Item 4 Welcome new Board member(s) - For possible action.**

RECOMMENDED MOTION: **Action item.**

PREPARED BY: **Morgan Rovetti, DC**

MEETING DATE: **January 23, 2020**

TIME REQUIRED: **5 minutes**

BACKGROUND INFORMATION:

REVIEWED BY: President Secretary Executive Director

ACTION: Approved Approved w/Modifications Denied Continued

Agenda Item 4

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: Agenda Item 5 Ratification of granting of DC licenses to applicants who passed the examinations from October to December 2019 – For possible action

RECOMMENDED MOTION: Ratify granting of DC licenses to those who passed their examinations from October to December 2019.

PRESENTED BY: Morgan Rovetti, DC

MEETING DATE: January 23, 2020

TIME REQUIRED: 2 minutes

BACKGROUND INFORMATION: 62 Chiropractic Physicians were licensed in 2019.

October

Hans Kevin Conser, DC
Clayton Lewis Johnson, DC
Roberto Jose Medina Trevina, DC
Richard Hoani Kanani Poulsen, DC
Robert Bryant Owens, Jr., DC
Anne-Marie Frances Rouse, DC
Joshua L. Sharpe, DC
Kaitlyn Sae Shikada, DC
Joshua Michael Welch, DC

November

Lance August Cassazza, DC
Ramon A. Soto, DC

December

Shelby George Douglas, DC
Robert Richard Fano, DC
Jennifer Reyes Francisco, DC
Arlan Kenneth Garcia, DC
John Scott Harrison, DC
Beau Brandon Hightower, DC
Dexter Andy Hinds, DC
James Thomas Overland Jr., DC
Robert Hugh Wolf, DC
Man Hin Albert Yeung, DC

January

Christopher Joseph Alegria, DC
Peter Anson Cohen, DC
Kyle Ray Hemsley, DC
Jeffrey Michael Vasey, DC
Rikki Lynn White, DC
Brady L. Wyatt, DC

REVIEWED BY: President Secretary Executive Director

ACTION: Approved Approved w/Modifications Denied Continued

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: Agenda Item 6 Ratification of granting of CA certificates to applicants who passed their in-person examinations on August 1st and the on-line examinations on December 17, 2019 – For possible action

RECOMMENDED MOTION: Ratify granting of certificates to those who passed their in-person examinations on August 1st and the on-line examinations on December 17, 2019.

PRESENTED BY: Morgan Rovetti, DC

MEETING DATE: January 23, 2020

TIME REQUIRED: 2 minutes

**BACKGROUND INFORMATION: On-line CA & Law Exams = 90% passing
CA Exam – 43% passed
Law Exam – 19% passed**

Karen Adriana Acosta	Debbie Giron	Pam Phan
Cayleigh James Barnewolt	Yosimy S. Guerrra Jara	Stacy Pauline Porcello
Jasmine Matias Desamito	Charlene Hernandez	Lizbeth Quiriarte
Daniela Frausto	Delia Morton	April Stephanie Uribe

REVIEWED BY: President Secretary Executive Director

ACTION: Approved Approved w/Modifications Denied Continued

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: Agenda Item 7 Discussion and potential action regarding signatures on the DC and CA wall certificates – For possible action.

RECOMMENDED MOTION: No recommendation.

PRESENTED BY: Morgan Rovetti, DC/Julie Strandberg

MEETING DATE: January 23, 2020

TIME REQUIRED: 15 minutes

BACKGROUND INFORMATION: Certificate holders are anxious to obtain their wall certificate after becoming licensed/certified and there have been several meetings when all Board members are not in attendance.

Would the Board members be willing to sign wall certificates prior to the name of the certificate holder being printed? In the event all Board members are not present at a meeting to sign the wall certificates staff would be able to expedite issuing the certificate following the Boards' approval.

REVIEWED BY: President Secretary Executive Director

ACTION: Approved Approved w/Modifications Denied Continued

Agenda Item 7

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: **Agenda Item 8** Legislative Matters – For possible action
A. Strategies 360 - Dan Musgrove

RECOMMENDED MOTION: **No recommendation.**

PRESENTED BY: **Dan Musgrove**

MEETING DATE: **January 23, 2020**

TIME REQUIRED: **15 minutes**

BACKGROUND INFORMATION:

REVIEWED BY: X President X Secretary X Executive Director

ACTION: Approved Approved w/Modifications Denied Continued

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: Agenda Item 9 PUBLIC HEARING for the adoption of a Regulation to Nevada Administrative Code Chapter 634 will begin at 8:45 a.m. at the Grant Sawyer Building, 555 E. Washington Legislative Counsel Bureau, Room 4412E, 555 E. Washington Ave., Las Vegas, NV 89101. – For possible action.

RECOMMENDED MOTION: No recommendation.

PRESENTED BY: Morgan Rovetti, DC

MEETING DATE: January 23, 2020

TIME REQUIRED: 15 minutes

BACKGROUND INFORMATION: Please see the attached regulation language. Also attached are calculations showing the projected revenue reduction pursuant to Section 2 – reductions to license/certificate renewal fees based on the initial date licensed.

REVIEWED BY: President Secretary Executive Director

ACTION: Approved Approved w/Modifications Denied Continued

Agenda Item 9

Steve Sisolak
Governor

Morgan Rovetti, DC
Vice President
Xavier Martinez, DC
Secretary-Treasurer
Maggie Colucci, DC
Member



Nicole Harmel, DC
Member
James T. Overland Sr., DC
Member
Tracy DiFillippo, Esq.
Consumer Member
John Bertoldo, Esq.
Consumer Member
Julie Strandberg
Executive Director

CHIROPRACTIC PHYSICIAN'S BOARD OF NEVADA

4600 Kietzke Lane, M-245 | Reno, Nevada 89502-5000

Phone: (775) 688-1921 | Fax: (775) 688-1920

Website: <http://chirobd.nv.gov> | Email: chirobd@chirobd.nv.gov

NOTICE OF INTENT TO ACT UPON A PROPOSED REGULATION R064-19

Notice of Hearing for the Adoption of a Regulation of the Chiropractic Physicians' Board of Nevada

Intent to Adopt Regulation

NOTICE IS HEREBY GIVEN that the Chiropractic Physicians' Board of Nevada will hold a public hearing to consider amendments to Nevada Administrative Code (NAC) 634. The hearing is scheduled to begin at **8:45 a.m. on Thursday, January 23, 2020 at the Grant Sawyer Building, Legislative Counsel Bureau, Room 4412E, 555 E. Washington Ave., Las Vegas, NV 89101.** The purpose of the hearing is to receive comments from all interested persons regarding the adoption of a regulation that pertains to Chapter 634 of the Nevada Administrative Code, LCB File No. R064-19.

The following information is provided pursuant to the requirements of NRS 233B.0603:

1. The need for and the purpose of the proposed regulation.

The purpose of the proposed regulation is to clarify provisions related to continuing education for chiropractic physicians and to clarify provisions related to how the Board will process certain complaints made to the Board. In both cases, it is the Board's intent to make the regulations less burdensome and clearer.

2. Either the terms or substance of the proposed regulation or a description of the subjects and issues involved.

NAC 634. **Section 1:** Requires a chiropractic physician to be certified by the Board to perform dry needling. In order to obtain certification, **section 1** requires a chiropractic physician to have completed at least 50 hours of didactic education and training in dry needling offered or certified by certain entities. **Section 1** requires the holder of a certificate to engage in dry needling to obtain at least 4 hours of continuing education in dry needling each biennium, except the biennium the certificate was issued, in order to renew the certificate. **Section 1** prohibits a chiropractic physician who is not certified or a chiropractor's assistant from performing dry needling.

NAC 634. **Section 2:** Provides for the reduction of the renewal fee for any person whose license as a chiropractic physician or holder of a certificate as a chiropractor's

assistant under certain conditions. **Section 2** of this regulation provides for the reduction of the renewal fee for any person whose license as a chiropractic physician or certificate as a chiropractor's assistant was issued from January 1 through May 31 of the current year. **Section 2** also provides for the waiver of the renewal fee for any person whose license as a chiropractic physician or certificate as a chiropractor's assistant was issued from June 1 to December 31 of the current year.

NAC 634 **Section 3:** Prescribes the authorized topics for continuing education.

3. If the proposed regulation is a permanent regulation, a statement explaining how to obtain the approved or revised text of the proposed regulation prepared by the Legislative Counsel pursuant to NRS 233B.063.

The text of the proposed regulation may be inspected and copied at the office of the Chiropractic Physicians' Board of Nevada, 4600 Kietzke Lane, Suite M245, Reno, NV 89502. Text of the proposed regulation may also be inspected online at <http://chirobd.nv.gov> or <https://www.leg.state.nv.us/Register/2019Register/R064-19P.pdf>.

4. A statement of the estimated economic effect of the regulation on the business which it is to regulate and on the public. These must be stated separately and in each case must include:

(a) Both adverse and beneficial effects.

There are no anticipated adverse or beneficial economic effects on the chiropractic profession or public.

(b) Both immediate and long term effects.

There are no anticipated immediate or long term economic effects on the chiropractic profession or public.

5. A statement identifying the methods used by the Chiropractic Physicians' Board in determining the impact on a small business prepared pursuant to subsection 3 of NRS 233B.0608:

The CPBN's intent to consider potential additions, deletions, and amendments to NAC Chapter 634 was published on the agenda for the August 29, 2019 meeting.

Copies of the August 29, 2019 Notice of Public Workshop to Consider the Proposed Regulation Changes and the Proposed Regulation Changes were e-mailed to all licensee's and chiropractor's assistants, whose email addresses are on file with the CPBN and were mailed to Nevada libraries. One written response was received, but none of the responses indicated that the regulation would have an effect positively or negatively on small businesses. Rather, the responses addressed concerns with the substance of the regulation.

6. The estimated cost to the agency for enforcement of the proposed regulation.

There will be no significant cost to the Chiropractic Physicians' Board for enforcement of the proposed regulation.

7. A description of any regulations of other state or local government agencies which the proposed regulation overlaps or duplicates and a statement explaining why the duplication or overlapping is necessary. If the regulation overlaps or duplicates a federal regulation, the notice must include the name of the regulating federal agency.

The Chiropractic Physicians' Board is not aware of any similar regulations of other state or government agencies that the proposed regulations overlap or duplicate.

8. If the regulation is required pursuant to federal law, a citation and description of the federal law.

This proposed regulation is not required by federal law.

9. If the regulation includes provisions which are more stringent than a federal regulation that regulates the same activity, a summary of such provisions.

This proposed regulation does not include any provision that is more stringent than a federal regulation that regulates the same activity.

10. The time when, the place where and the manner in which interested persons may present their views regarding the proposed regulation.

Persons wishing to comment upon the proposed action of the Chiropractic Physicians' Board of Nevada may appear and make oral comment at the scheduled public hearing, or may address their comments, data, views, or arguments, in written form, to the Chiropractic Physicians' Board of Nevada, Attention: Julie Strandberg, 4600 Kietzke Lane, Suite M245, Reno, Nevada 89502-5000, by fax at 775-688-1920, or by email: chirobd@chirobd.nv.gov. Written submissions must be received by the Chiropractic Physicians' Board on or before January 16, 2020. If no person who is directly affected by the proposed action appears to request to make an oral presentation, the Chiropractic Physicians' Board may proceed immediately to act upon any written submission.

Copies of the notice and the regulations to be adopted or amended will be available at the Chiropractic Physicians' Board of Nevada, 4600 Kietzke Lane, Suite M245, Reno, NV 89502. A copy of this notice and the regulation to be adopted or amended has been submitted for posting for inspection by members of the public during business hours at the Nevada State Library and Archives, 100 Stewart Street, Carson City, NV 89701, and all counties at the main public library. Copies of this notice and the proposed regulation will be mailed to members of the public upon request.

This notice and the text of the proposed regulation has been submitted to the State of Nevada Register of Administrative Regulations, which is prepared and published monthly by the Legislative Counsel Bureau pursuant to NRS 233B.0653, and on the Internet at <http://www.leg.state.us>. This information is also available at the Chiropractic Physicians' Boards' website at <http://chirobd.nv.gov>.

Upon adoption of any regulation, the agency, if requested to do so by an interested person either before adoption within 30 days thereafter, will 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.

A copy of this notice of intent to act upon a regulation has been emailed to all licensees and chiropractor's assistants whose email addresses are registered with the Chiropractic Physicians' Board, and mailed to all persons who have requested in writing that they be placed upon a mailing list, which is maintained by the Chiropractic Physicians' Board for this purpose.

A copy of this notice has been posted at the following locations on December 13, 2020:

<i>Carson City Public Library – Carson City, NV.</i>	<i>Churchill County Public Library - Fallon, NV.</i>
<i>Clark County Library- Las Vegas, NV.</i>	<i>Battle Mt. Public Library–BattleMt., NV.</i>
<i>Douglas County Public Library -Minden, NV.</i>	<i>Goldfield Public Library - Goldfield, NV.</i>
<i>Humboldt County Pub Libr. - Winnemucca, NV</i>	<i>Lyon County Public Library - Yerington, NV</i>
<i>Elko County Public Library -Elko, NV</i>	<i>Eureka Branch Public Library -Eureka, NV</i>
<i>Lincoln County Public Library –Pioche, NV</i>	<i>Mineral County Public Library -Hawthorne, NV</i>
<i>Pershing County Public Library -Lovelock, NV</i>	<i>Storey County Public Library - Virginia City, NV</i>
<i>Tonopah Public Library -Tonopah, NV</i>	<i>Washoe County Public Library -Reno, NV</i>
<i>White Pine County Public Library -Ely, NV</i>	<i>Office of the Attorney General -Las Vegas, NV</i>
<i>Office of the Attorney General -Reno, NV</i>	<i>Grant Sawyer Office Bldg., Las Vegas, NV</i>
<i>Chiropractic Physicians' Board of Nevada</i>	

Copies may be obtained in person, by mail, or by calling 775-688-1923.

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

LCB File No. R064-19

October 1, 2019

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

AUTHORITY: §1, Section 1 of Assembly Bill No. 457, Chapter 365, Statutes of Nevada 2019, at page 2287, and NRS 634.030; §§2 and 3, NRS 634.030 and 634.130.

A REGULATION relating to chiropractic; prescribing the requirements for a chiropractic physician to perform dry needling; prohibiting a chiropractor’s assistant from performing dry needling; providing for the reduction or waiver of the renewal fee for a license as a chiropractic physician or certificate as a chiropractor’s assistant in certain circumstances; prescribing the authorized topics for continuing education for chiropractic physicians and chiropractor’s assistants; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

Existing law requires the Chiropractic Physicians’ Board of Nevada to adopt regulations establishing the qualifications a chiropractor must obtain before he or she is authorized to perform dry needling, which must include the successful completion of didactic education and training in dry needling. (Section 1 of Assembly Bill No. 457, Chapter 365, Statutes of Nevada 2019, at page 2287) **Section 1** of this regulation requires a chiropractic physician to be certified by the Board to perform dry needling. In order to obtain certification, **section 1** requires a chiropractic physician to have completed at least 50 hours of didactic education and training in dry needling offered or certified by certain entities. **Section 1** requires the holder of a certificate to engage in dry needling to obtain at least 4 hours of continuing education in dry needling each biennium, except the biennium in which the certificate is issued, in order to renew the certificate. **Section 1** prohibits a chiropractic physician who is not certified or a chiropractor’s assistant from performing dry needling.

Existing law requires the renewal of: (1) a license to practice chiropractic each odd-numbered year; and (2) a certificate as a chiropractor’s assistant each even-numbered year.

Existing law authorizes the Board to adopt regulations that provide for the proration or waiver of the renewal fee for a licensee as a chiropractic physician or holder of a certificate as a chiropractor's assistant under certain conditions. (NRS 634.130) **Section 2** of this regulation provides for the reduction of the renewal fee for any person whose license as a chiropractic physician or certificate as a chiropractor's assistant was issued from January 1 through May 31 of the current year. **Section 2** also provides for the waiver of the renewal fee for any person whose license as a chiropractic physician or certificate as a chiropractor's assistant was issued from June 1 to December 31 of the current year.

Existing law requires the holder of a license to practice chiropractic or certificate as a chiropractor's assistant to attend continuing education as a condition of renewing his or her license or certificate, as applicable. (NRS 634.130) **Section 3** of this regulation prescribes the authorized topics for such continuing education.

Section 1. Chapter 634 of NAC is hereby amended by adding thereto a new section to read as follows:

1. A chiropractic physician who wishes to obtain certification to perform dry needling must submit to the Board an application in the form prescribed by the Board. The application must include, without limitation, proof that the applicant has completed at least 50 hours of didactic education and training in dry needling offered or certified by:

- (a) The Federation of Chiropractic Licensing Boards, or its successor organization;*
- (b) The American Chiropractic Association, or its successor organization;*
- (c) The International Chiropractors Association, or its successor organization;*
- (d) The Providers of Approved Continuing Education, or its successor organization;*
- (e) The American Medical Association, or its successor organization;*
- (f) The American Osteopathic Association, or its successor organization;*
- (g) The Accreditation Council for Continuing Medical Education, or its successor organization;*

(h) The State Board of Oriental Medicine; or

(i) A school of chiropractic.

2. Except as otherwise provided in this subsection, a chiropractic physician who wishes to renew a certificate issued pursuant to this section must submit to the Board with each application to renew his or her license to practice chiropractic proof that he or she completed at least 4 hours of continuing education in dry needling during the immediately preceding biennium. A chiropractic physician is not required to complete such continuing education during the biennium in which the certificate is issued.

3. A chiropractic physician may perform dry needling only if he or she is certified pursuant to this section. A chiropractor's assistant shall not perform dry needling.

Sec. 2. NAC 634.200 is hereby amended to read as follows:

634.200 1. ~~[The]~~ *Except as otherwise provided in subsection 2, the* Board will charge and collect the following fees:

For an application for a license to practice chiropractic	\$200.00
For an examination for a license to practice chiropractic	125.00
For an application for, and the issuance of, a certificate as a chiropractor's assistant.....	100.00
For an application for a temporary license to practice chiropractic pursuant to NRS 634.115	50.00
For an examination for a certificate as a chiropractor's assistant	75.00
For the issuance of a license to practice chiropractic	225.00

For the issuance of a temporary license to practice chiropractic pursuant to NRS 634.115	50.00
For the biennial renewal of an active license to practice chiropractic	700.00
For the biennial renewal of an inactive license to practice chiropractic	250.00
For the biennial renewal of a certificate as a chiropractor’s assistant.....	120.00
For the restoration to active status of an inactive license to practice chiropractic	300.00
For reinstating a license to practice chiropractic which has been suspended or revoked	500.00
For reinstating a certificate as a chiropractor’s assistant which has been suspended or revoked	70.00
For reinstating an inactive license to practice chiropractic which has been suspended or revoked	200.00
For a review of any subject on the examination.....	25.00
For the issuance of a duplicate license or certificate or for changing the name on a license or certificate	35.00
For written verification of licensure or issuance of a certificate of good standing.....	25.00
For providing a list of persons who are licensed to practice chiropractic to a person who is not licensed to practice chiropractic	25.00

For providing a list of persons who were licensed to practice chiropractic following the most recent examination of the Board to a person who is not licensed to practice chiropractic	10.00
For a set of mailing labels containing the names and addresses of the persons who are licensed to practice chiropractic in this State	35.00
For a check which is made payable to the Board that is dishonored upon presentation for payment	25.00
For providing a copy of the statutes, regulations and other rules governing the practice of chiropractic in this State	25.00
For a review by the Board of a course offered by a chiropractic school or college or a course of continuing education in chiropractic	50.00

2. For a person whose license as a chiropractic physician or certificate as a chiropractor’s assistant was issued during the same year in which the license or certificate, as applicable, must be renewed pursuant to NRS 634.130, the Board will:

(a) Reduce the fee for renewal by 50 percent if the license or certificate, as applicable, was issued on or after January 1 but not later than May 31 of the current year.

(b) Waive the fee for renewal if the license or certificate, as applicable, was issued on or after June 1 of the current year.

3. The fees set forth in this section are not refundable.

Sec. 3. NAC 634.385 is hereby amended to read as follows:

634.385 1. Except as otherwise provided in subsection 7, the Board may approve or endorse an educational class or a seminar if it ~~[is designed to advance the professional skills and knowledge of the chiropractic physicians licensed, or chiropractors' assistants certified, in this State for the purpose of ensuring an optimum quality of chiropractic health care.]~~ *concerns:*

- (a) The practice of chiropractic;*
- (b) Performing chiropractic adjustment;*
- (c) Avoiding unprofessional conduct or malpractice including, without limitation, gross malpractice;*
- (d) Performing manipulation;*
- (e) Diagnosis and treatment of subluxation complex;*
- (f) Compliance with chapter 629 or 634 of NRS or chapter 634 of NAC; or*
- (g) Lifesaving skills, as described in subsection 4 of NRS 634.130.*

2. The Board may approve or endorse the attendance by licensees or holders of certificates, in person or on-line, of an educational seminar or seminars if:

- (a) The syllabus and curriculum of the instructors of the seminar or seminars and the required fee are submitted to the Board;
- (b) The seminar or seminars provide instruction in conformity with subsection 3 or 4 of NRS 634.130, as applicable;
- (c) The seminar or seminars concern ~~[the clinical aspects of a practice or another topic that the Board determines to be in the best interest of the public;]~~ *a subject described in subsection 1;*

(d) The sponsor of the seminar or seminars ensures that each licensee and holder of a certificate who requests credit for continuing education to satisfy the requirement set forth in subsection 3 or 4 of NRS 634.130, as applicable, attends at least 50 minutes of each hour of instruction;

(e) The seminar or seminars are sponsored by:

(1) A chiropractic college which has been accredited by:

(I) The Council on Chiropractic Education; or

(II) Another educational entity that has been approved by the Board;

(2) A state chiropractic board or association;

(3) The American Chiropractic Association, the International Chiropractors Association or the successor of either;

(4) A major hospital, as defined in NRS 439B.115;

(5) An accredited university or college; or

(6) A regulatory body as defined in NRS 622.060; and

(f) An original or a copy of a certificate of attendance at the seminar or seminars is provided directly to the Board by the sponsor, or licensee or holder of a certificate, as applicable, on or before January 1 of each odd-numbered year before the issuance of a renewal certificate.

3. As an alternative to the method of approval and endorsement provided in subsection 2, the Board will approve and endorse the attendance by licensees or holders of certificates, as applicable, in person or on-line, of an educational seminar or seminars if the seminar or seminars have been granted recognition status by the Providers of Approved Continuing Education of the

Federation of Chiropractic Licensing Boards ~~§~~ *and concern a subject described in subsection 1.*

4. The sponsor of the seminar or seminars shall ensure that each licensee or holder of a certificate, as applicable, attending that seminar is in attendance in a timely manner at the start of each lecture. If the sponsor fails to maintain the proper monitoring procedure, such failure may constitute grounds for the Board to withdraw its approval of a current or future seminar or seminars hosted or arranged by that sponsor.

5. The sponsor of a seminar shall allow any representative of the Board to attend all or part of the seminar in order to monitor the content of the course or lecture and the procedures for taking attendance. A representative who is taking the seminar to satisfy the requirements of subsection 3 or 4 of NRS 634.130, as applicable, shall pay the full registration fee.

6. The sponsor of a seminar which has received the approval of the Board shall report to the Board all changes in the seminar as soon as possible.

7. Except as otherwise provided in this subsection, the Board will not award credit for continuing education to a licensee or holder of a certificate, as applicable, for an educational class or seminar that is of a nonclinical nature, including, without limitation, an educational class or seminar regarding the building or management of a chiropractic practice. For the purposes of this subsection, an educational class or seminar regarding proper billing procedures shall not be deemed to be an educational class or seminar regarding the building or management of a chiropractic practice.

8. The Board will not award credit for continuing education to an instructor of an educational class or seminar unless the instructor obtained from the Board approval for such credit before teaching the educational class or seminar.

9. Continuing education hours earned through the completion of a specific educational class or seminar may be counted only once during a calendar year toward the hours of continuing education required by subsection 3 or 4 of NRS 634.130, as applicable, even if the licensee or holder of a certificate completes that class or seminar more than once during that calendar year.

10. The Board will award credit for continuing education to a licensee or a holder of a certificate for all educational classes or seminars which are approved and endorsed by the Board pursuant to this section and are attended by the licensee or holder of a certificate.

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: **Agenda Item 10** Discussion and potential action regarding the presentation from the Nevada Department of Veterans Services – For possible action.

RECOMMENDED MOTION: **No recommendation.**

PRESENTED BY: **Wendy Simons/Wendy Knorr**

MEETING DATE: **January 23, 2020**

TIME REQUIRED: **15 minutes**

BACKGROUND INFORMATION: **Please refer to the attached documentation from the Nevada Department of Veterans Services.**

REVIEWED BY: President Secretary Executive Director

ACTION: Approved Approved w/Modifications Denied Continued

STEVE SISOLAK
Governor



STATE OF NEVADA
NEVADA DEPARTMENT OF VETERANS SERVICES
6630 S. McCarran Blvd., Bldg. C, Suite 204
Reno, Nevada 89509
(775) 688-1653 • Fax (775) 688-1656

Veterans Healthcare Champions

A simple question -- “Have you served in the U.S. Armed Forces?” -- could improve treatment outcomes and connect veterans to life-changing benefits.

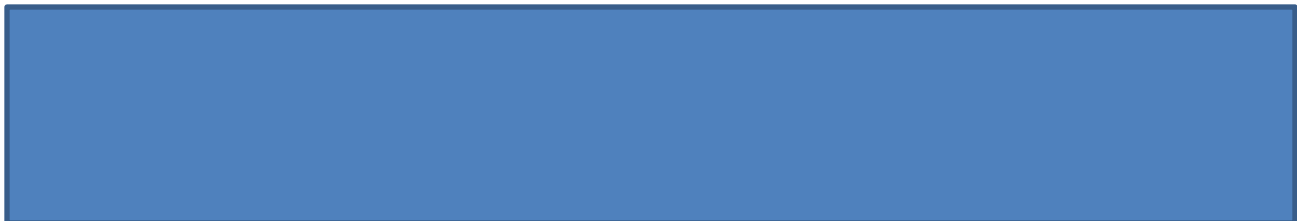
- **What is the Veterans Healthcare Champions initiative?** This new effort will educate, engage and recognize those Nevada health care professionals going above and beyond providing routine care -- potentially changing the lives of Nevada veterans and their families.

Many diseases and conditions related to military service have been identified as *Presumptive Conditions and are approved for additional services and disability compensation. This can help a veteran pay for care and prescription drugs while remaining with their community-based healthcare provider – they are not required to access the VA for care.

While 280,000 Nevada veterans are enrolled in VA Benefits and Health programs, a significant number of veterans and spouses are not. They are receiving care through community-based providers and may not even be identified as a veteran.

Many of these individuals are missing out on benefits and services to which they are entitled. This initiative will help change that! It will also recognize those health partners who assist in identifying veterans in their practice and then, referring them to the NDVS website.

- **What is your role as a licensing board?** Nevada licensing boards are key in sharing information and educating members about the initiative and stressing the importance of their participation. Board members will also be helpful in recognizing the individuals and businesses who participate.
- **What is the role of health care providers?** When health care professionals know they are treating a veteran and know more about diseases and conditions related to military service they can help improve treatment outcomes and connect veterans to additional services, benefits and compensation. Asking a simple question and making a referral to the NDVS website is all it takes!



Contact: Wendy Knorr
Veterans Healthcare Champions, Project Manager
775-825-9849 or knorrw@veterans.nv.gov
www.veterans.nv.gov

Presumptive Conditions

Information provided by Military.com

The VA presumes that specific disabilities diagnosed in certain veterans were caused by their military service. VA does this because of the unique circumstances of their military service. If one of these conditions is diagnosed in a Veteran in one of these groups, VA presumes that the circumstances of his/her service caused the condition, and disability compensation can be awarded. The following diseases and conditions are considered part of this program:

Camp Lejeune

You may be eligible for VA health benefits if you served on active duty or resided at Camp Lejeune for 30 days or more between August 1, 1953 and December 31, 1987. This means:

Veterans who are determined to be eligible will be able to receive VA health care. In addition, care for qualifying health conditions is provided at no cost to the Veteran (including copayments).

Eligible family members receive reimbursement for out-of-pocket medical expenses incurred from the treatment of qualifying health conditions after all other health insurance is applied.

Qualifying health conditions for VA Medical Care include:

- Esophageal cancer
- Breast cancer
- Kidney cancer
- Multiple myeloma
- Renal toxicity
- Female infertility
- Scleroderma
- Non-Hodgkin's lymphoma
- Lung cancer
- Bladder cancer
- Leukemia
- Myelodysplastic syndromes
- Hepatic steatosis
- Miscarriage
- Neurobehavioral effects

A Camp Lejeune veteran does not need to have one of the 15 health conditions to be eligible to receive VA health care, nor do they need a service connected disability to be eligible as a Camp Lejeune veteran for VA health care.

The VA has also established a presumptive service connection for Veterans, Reservists, and National Guard members exposed to contaminants in the water supply at Camp Lejeune from August 1, 1953 through December 31, 1987 who later developed one of the following eight diseases:

- Adult leukemia
- Aplastic anemia and other myelodysplastic syndromes
- Bladder cancer
- Kidney cancer
- Liver cancer
- Multiple myeloma
- Non-Hodgkin's lymphoma
- Parkinson's disease

The area included in this presumption is all of Camp Lejeune and MCAS New River, including satellite camps and housing areas. This presumption complements the health care already provided for 15 illnesses or conditions listed above.

Gulf War Veterans With Chronic Disabilities

Veterans may receive disability compensation for chronic disabilities resulting from undiagnosed illnesses and/or medically unexplained chronic multi-symptom illnesses defined by a cluster of signs or symptoms. A disability is considered chronic if it has existed for at least six months.

The undiagnosed illness must have appeared either during active service in the Southwest Asia theater of operations during the Gulf War period of Aug. 2, 1990, to July 31, 1991, or to a degree of at least 10 percent at any time since then through Dec.31, 2016. This theater of operations includes Iraq, Kuwait, Saudi Arabia, the neutral zone between Iraq and Saudi Arabia, Bahrain, Qatar, the United Arab Emirates, Oman, the Gulf of Aden, the Gulf of Oman, the Persian Gulf, the Arabian Sea, the Red Sea, and the airspace above these locations.

Examples of symptoms of an undiagnosed illness and medically unexplained chronic multi-symptom illness defined by a cluster of signs and symptoms include: chronic fatigue syndrome, fibromyalgia, functional gastrointestinal disorders, fatigue, signs or symptoms involving the skin, headache, muscle pain, joint pain, neurological signs or symptoms, neuropsychological signs or symptoms, signs or symptoms involving the respiratory system (upper or lower), sleep disturbances, gastrointestinal signs or symptoms, cardiovascular signs or symptoms, abnormal weight loss, and menstrual disorders.

Presumptive service connection may be granted for the following infectious diseases if found compensable within a specific time period: Brucellosis, *Campylobacter jejuni*, *Coxiella burnetii* (Q fever), Malaria, *Mycobacterium tuberculosis*, Nontyphoid Salmonella, *Shigella*, Visceral leishmaniasis, and West Nile virus.

Qualifying periods of service for these infectious diseases include active military, naval, or air service in the above stated Southwest Asia theater of operations during the Gulf War period of Aug. 2, 1990, until such time as the Gulf War is ended by Congressional action or Presidential proclamation; and active military, naval, or air service on or after Sept. 19, 2001, in Afghanistan.

All Veterans Who Develop Amyotrophic Lateral Sclerosis (ALS), Also Known as Lou Gehrig's Disease at any time after separation from service may be eligible for compensation for that disability. To be eligible, the Veteran must have served a minimum of 90 consecutive days of active service.

Veterans Exposed To Agent Orange And Other Herbicides

A Veteran who served in the Republic of Vietnam between Jan. 9, 1962, and May 7, 1975, is presumed to have been exposed to Agent Orange and other herbicides used in support of military operations.

VA presumes the following diseases to be service-connected for such exposed Veterans:

- AL amyloidosis,
- Chloracne or other acneform disease similar to chloracne,
- Chronic B-cell leukemias (including, but not limited to, hairy-cell leukemia and chronic lymphocytic leukemia)
- Diabetes mellitus (Type 2),
- Hodgkin's disease,
- Ischemic heart disease,
- Multiple myeloma,
- Non-Hodgkin's lymphoma,
- Parkinson's disease,
- Peripheral Neuropathy, Early-Onset
- Porphyria cutanea tarda,
- Prostate cancer,
- Respiratory cancers (lung, bronchus, larynx, trachea),
- Soft-tissue sarcoma (other than osteosarcoma, chondrosarcoma, Kaposi's sarcoma, or [mesothelioma](#))

Veterans Exposed To Radiation

For Veterans who participated in radiation risk activities as defined in VA regulations while on active duty, active duty for training, or inactive duty training, the following conditions are presumed to be service connected: all forms of leukemia (except for chronic lymphocytic leukemia); cancer of the thyroid, breast, pharynx, esophagus, stomach, small intestine, pancreas, bile ducts, gall bladder, salivary gland, urinary tract (renal pelvis, ureter, urinary bladder and urethra), brain, bone, lung, colon, and ovary; bronchiolo-alveolar carcinoma; multiple myeloma; lymphomas (other than Hodgkin's disease), and primary liver cancer (except if cirrhosis or hepatitis B is indicated).

To determine service connection for other conditions or exposures not eligible for presumptive service connection, VA considers factors such as the amount of radiation exposure, duration of exposure, elapsed time between exposure and onset of the disease, gender and family history, age at time of exposure, the extent to which a non-service exposure could contribute to disease, and the relative sensitivity of exposed tissue.

Veterans With Certain Chronic And Tropical Diseases

Examples are: multiple sclerosis, diabetes mellitus, and arthritis. These may be considered service connected if the disease becomes at least 10% disabling within the applicable time limit following service.

For a comprehensive list of these chronic diseases, see [VA's website](#). Different health conditions have different time limits for filing VA claims. Contact the VA for more information.

Prisoners Of War

For former POWs who were imprisoned for any length of time, the following disabilities are presumed to be service connected if they become at least 10 percent disabling anytime after military service: psychosis, any of the anxiety states, dysthymic disorder, organic residuals of frostbite, post-traumatic osteoarthritis, atherosclerotic heart disease or hypertensive vascular disease and their complications, stroke and its complications, and, effective Oct.10, 2008, osteoporosis if the Veteran has post-traumatic stress disorder (PTSD).

Former POWs who were imprisoned for at least 30 days: The following conditions are also presumed to be service connected: avitaminosis, beriberi, chronic dysentery, helminthiasis, malnutrition (including optic atrophy associated with malnutrition), pellagra and/or other nutritional deficiencies, irritable bowel syndrome, peptic ulcer disease, peripheral neuropathy except where related to infectious causes, cirrhosis of the liver, and, effective Sept. 28, 2009, osteoporosis

Stay On Top Of Your Benefits

Military benefits are always changing -- keep up with everything from pay to health care by [signing up for a free Military.com membership](#), which will send all the latest benefits straight to your inbox, as well as give you access to up-to-date pay charts and more.



Wendy Knorr
Program Manager, Veterans Healthcare Champions
Nevada Department of Veterans Services
775.825.9849
www.veterans.nv.gov
"Serving Nevada's Heroes "

CHAPTER.....

AN ACT relating to veterans; providing for the optional collection and reporting of certain information relating to the health of veterans; providing for outreach and continuing education concerning certain issues relating to the health of veterans; requiring the statewide information and referral system to provide nonemergency information and referrals to the general public to include information concerning service-connected disabilities and diseases; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law requires the Director of the Department of Veterans Services to assist veterans and their family members in obtaining benefits and to disseminate information relating to veterans' benefits. (NRS 417.090) **Section 5** of this bill requires the Director to: (1) prescribe a questionnaire for veterans concerning their experience in the military and any service-connected disabilities and diseases; and (2) annually submit the information obtained through the questionnaire to the Division of Public and Behavioral Health of the Department of Health and Human Services. **Section 6** of this bill requires the Director to conduct public outreach programs to provide information and raise public awareness concerning service-connected disabilities and diseases and survivor benefits available to family members of veterans. **Section 6** also requires the Director to collaborate with certain nonprofit organizations to identify veterans and descendants of veterans who have service-connected diseases and refer such persons for appropriate services. **Section 7** of this bill requires the Director to: (1) collaborate with the United States Department of Veterans Affairs when carrying out the provisions of this bill; and (2) submit to the Department of Health and Human Services, the Governor and the Legislature an annual report concerning the measures taken by the Director to carry out the provisions of this bill.

Existing law requires the Department of Health and Human Services to establish and maintain a statewide information and referral system to provide nonemergency information and referrals to the general public concerning the health, welfare, human and social services provided by public or private entities in this State. (NRS 232.359) **Section 8** of this bill requires that system to include information concerning service-connected disabilities and diseases.

Section 9 of this bill requires the Division of Public and Behavioral Health to provide free continuing education courses or information concerning issues related to the health of veterans, including service-connected disabilities and diseases, to providers of health care and certain other persons. **Section 9** also requires the Division to compile and submit to the Governor, the Department of Veterans Services and the Legislative Committee on Senior Citizens, Veterans and Adults with Special Needs an annual report on the health of veterans in this State.

Sections 10-12, 14-16, 18 and 20 of this bill authorize certain providers of health care to: (1) ask each new patient or client who is over 18 years of age if he or she is a veteran; and (2) if the patient or client indicates that he or she is a veteran, provide the patient or client with the contact information for the Department of Veterans Services. **Sections 10-12 and 14** additionally authorize professional licensing boards that license physicians, physician assistants, osteopathic



physicians, advanced practice registered nurses and chiropractors to ask applicants for the renewal of a license whether the applicant inquires into the veteran status of patients.

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

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Chapter 417 of NRS is hereby amended by adding thereto the provisions set forth as sections 2 to 7, inclusive, of this act.

Sec. 2. *As used in sections 2 to 7, inclusive, of this act, unless the context otherwise requires, the words and terms defined in sections 3 and 4 of this act have the meanings ascribed to them in those sections.*

Sec. 3. *“Provider of health care” means a physician, physician assistant, advanced practice registered nurse, osteopathic physician, chiropractor, psychologist, marriage and family therapist, clinical professional counselor, clinical social worker, alcohol and drug abuse counselor, clinical alcohol and drug abuse counselor or problem gambling counselor.*

Sec. 4. *“Veteran” means a person who:*

1. Was regularly enlisted, drafted, inducted or commissioned in the:

(a) Armed Forces of the United States;

(b) National Guard or a reserve component of the Armed Forces of the United States; or

(c) Commissioned Corps of the United States Public Health Service or the Commissioned Corps of the National Oceanic and Atmospheric Administration of the United States; and

2. Was separated from such service under conditions other than dishonorable.

Sec. 5. 1. *The Director shall develop and post on an Internet website maintained by the Department a questionnaire to be given to veterans who contact the Department using information provided by providers of health care pursuant to sections 10, 11, 12, 14, 15, 16, 18 and 20 of this act. The questionnaire must be designed to obtain information concerning:*

(a) The veteran’s experience in the military, including, without limitation, the branch of the military in which the veteran served, the veteran’s job while in the military, any battle, conflict or war in which the veteran served and the locations where the veteran was stationed;



(b) Any service-connected disabilities and diseases, including, without limitation, diseases presumed to be service-connected pursuant to 38 C.F.R. §§ 3.303 to 3.344, inclusive, from which the veteran may suffer; and

(c) Whether the veteran is enrolled with and receiving benefits from the United States Department of Veterans Affairs.

2. On or before January 31 of each year, the Director shall submit the information obtained pursuant to this section to the Division of Public and Behavioral Health of the Department of Health and Human Services.

Sec. 6. 1. *The Director shall conduct public outreach programs which must include, without limitation, posting information concerning the topics described in this subsection on an Internet website maintained by the Director. The programs may also include, without limitation, public service announcements and the distribution of brochures and other media for display in the offices of persons who provide services to veterans and the families of veterans. The programs must be designed to provide information and raise public awareness concerning:*

(a) Service-connected disabilities and diseases, including, without limitation, diseases presumed to be service-connected pursuant to 38 C.F.R. §§ 3.303 to 3.344, inclusive; and

(b) Survivor benefits available to family members of veterans.

2. The Director shall collaborate with nonprofit organizations that provide services to veterans and their families, including, without limitation, the American Heart Association or its successor organization, the American Lung Association or its successor organization and the Leukemia and Lymphoma Society or its successor organization, to:

(a) Identify veterans and the children and grandchildren of veterans who have service-connected disabilities and diseases, including, without limitation, diseases presumed to be service-connected pursuant to 38 C.F.R. §§ 3.303 to 3.344, inclusive; and

(b) Refer any such persons to appropriate services offered by the United States Department of Veterans Affairs.

Sec. 7. *The Director shall:*

1. Collaborate with the United States Department of Veterans Affairs to carry out the duties prescribed by sections 5 and 6 of this act.

2. On or before January 31 of each year, submit to the Director of the Department of Health and Human Services, the Governor and the Director of the Legislative Counsel Bureau for



transmittal to the Legislature a report that includes, without limitation:

(a) A description of the actions taken during the immediately preceding year pursuant to section 6 of this act and an evaluation of the effectiveness of those actions; and

(b) A summary of any referrals made pursuant to subsection 2 of section 6 of this act during the immediately preceding year.

Sec. 8. NRS 232.359 is hereby amended to read as follows:

232.359 1. The Department, in collaboration with any state or local agencies or community-based organizations which provide information and referral services concerning health, welfare, human and social services and any group established by the Governor to implement a statewide information and referral system concerning health, welfare, human and social services, shall establish and maintain a statewide information and referral system to provide nonemergency information and referrals to the general public concerning the health, welfare, human and social services provided by public or private entities in this State. The system must:

(a) Integrate any information and referral systems previously established by state agencies, local agencies or community-based organizations with the system established pursuant to this section;

(b) Be the sole system in this State which is accessible to a person by dialing the digits 2-1-1 and which provides nonemergency information and referrals to the general public concerning the health, welfare, human and social services provided by public or private entities in this State;

(c) Be accessible to a person using the public telephone system by dialing the digits 2-1-1; ~~and~~

(d) Include information that is updated periodically ~~{};~~ *and*

(e) Include information concerning service-connected disabilities and diseases, including, without limitation, diseases presumed to be service-connected pursuant to 38 C.F.R. §§ 3.303 to 3.344, inclusive.

2. In establishing the statewide information and referral system, the Department, any state or local agencies or community-based organizations which provide information and referral services concerning health, welfare, human and social services and any group established by the Governor to implement a statewide information and referral system concerning health, welfare, human and social services shall consult with representatives of:

(a) The Public Utilities Commission of Nevada;

(b) Telephone companies which provide service through a local exchange in this State;



- (c) Companies that provide wireless phone services in this State;
- (d) Existing information and referral services established by state agencies, local agencies or community-based organizations;
- (e) State and local agencies or other organizations that provide health, welfare, human and social services;
- (f) Nonprofit organizations; and
- (g) Such other agencies, entities and organizations as determined necessary by the Department, any state or local agencies or community-based organizations which provide information and referral services concerning health, welfare, human and social services or any group established by the Governor to implement a statewide information and referral system concerning health, welfare, human and social services.

3. The Public Utilities Commission of Nevada, each telephone company which provides service through a local exchange in this State and each company that provides wireless phone services in this State shall cooperate with the Department, any state or local agencies or community-based organizations which provide information and referral services concerning health, welfare, human and social services and any group established by the Governor to implement a statewide information and referral system concerning health, welfare, human and social services in the establishment of the statewide information and referral system.

Sec. 9. Chapter 439 of NRS is hereby amended by adding thereto a new section to read as follows:

1. The Division shall, in collaboration with the United States Department of Veterans Affairs and the Department of Veterans Services:

(a) Establish continuing education courses concerning the health of veterans and make those courses available at no cost to providers of health care and any person who provides services related to the health or welfare of veterans and family members of veterans; or

(b) Provide information concerning the health of veterans to providers of health care and any person who provides services related to the health or welfare of veterans and family members of veterans.

2. Continuing education courses established pursuant to subsection 1 or information provided pursuant to that subsection must include, without limitation, information concerning service-connected disabilities and diseases, including, without limitation, diseases presumed to be service-connected pursuant to 38 C.F.R. §§ 3.303 to 3.344, inclusive.



3. *On or before April 1 of each year, the Division shall:*

(a) Compile a report concerning the health of veterans in this State. The report must include, without limitation:

(1) Information concerning trends in cancers, other illnesses and deaths related to service-connected disabilities and diseases, including, without limitation, diseases presumed to be service-connected pursuant to 38 C.F.R. §§ 3.303 to 3.344; and

(2) A summary of the information submitted to the Division pursuant to section 5 of this act.

(b) Submit the report to the Governor, the Department of Veterans Services and the Director of the Legislative Counsel Bureau for transmittal to the Legislative Committee on Senior Citizens, Veterans and Adults with Special Needs created by NRS 218E.750.

4. *As used in this section, "provider of health care" has the meaning ascribed to it in section 3 of this act.*

Sec. 10. Chapter 630 of NRS is hereby amended by adding thereto a new section to read as follows:

1. *A physician or physician assistant may:*

(a) Ask each new patient who is 18 years of age or older if he or she is a veteran and document the response in the medical record of the patient; and

(b) Provide the contact information for the Department of Veterans Services to any such patient who indicates that he or she is a veteran.

2. *The Board may ask each applicant for the renewal of a license as a physician assistant or a biennial registration pursuant to NRS 630.267 if the applicant performs the actions described in subsection 1. If such a question is asked, the Board must allow the applicant to refuse to answer.*

3. *As used in this section, "veteran" has the meaning ascribed to it in section 4 of this act.*

Sec. 11. Chapter 632 of NRS is hereby amended by adding thereto a new section to read as follows:

1. *An advanced practice registered nurse may:*

(a) Ask each new patient who is 18 years of age or older if he or she is a veteran and document the response in the medical record of the patient; and

(b) Provide the contact information for the Department of Veterans Services to any such patient who indicates that he or she is a veteran.

2. *The Board may ask each applicant for the renewal of a license as an advanced practice registered nurse if the applicant*



performs the actions described in subsection 1. If such a question is asked, the Board must allow the applicant to refuse to answer.

3. As used in this section, "veteran" has the meaning ascribed to it in section 4 of this act.

Sec. 12. Chapter 633 of NRS is hereby amended by adding thereto a new section to read as follows:

1. An osteopathic physician or physician assistant may:

(a) Ask each new patient who is 18 years of age or older if he or she is a veteran and document the response in the medical record of the patient; and

(b) Provide the contact information for the Department of Veterans Services to any such patient who indicates that he or she is a veteran.

2. The Board may ask each applicant for the renewal of a license as an osteopathic physician or physician assistant if the applicant performs the actions described in subsection 1. If such a question is asked, the Board must allow the applicant to refuse to answer.

3. As used in this section, "veteran" has the meaning ascribed to it in section 4 of this act.

Sec. 13. (Deleted by amendment.)

Sec. 14. Chapter 634 of NRS is hereby amended by adding thereto a new section to read as follows:

1. A chiropractor may:

(a) Ask each new patient who is 18 years of age or older if he or she is a veteran and document the response in the record of the patient; and

(b) Provide the contact information for the Department of Veterans Services to any such patient who indicates that he or she is a veteran.

2. The Board may ask each applicant for the renewal of a license as a chiropractor if the applicant performs the actions described in subsection 1. If such a question is asked, the Board must allow the applicant to refuse to answer

3. As used in this section, "veteran" has the meaning ascribed to it in section 4 of this act.

Sec. 15. Chapter 641 of NRS is hereby amended by adding thereto a new section to read as follows:

1. A psychologist may:

(a) Ask each new patient who is 18 years of age or older if he or she is a veteran and document the response in the record of the patient; and



(b) Provide the contact information for the Department of Veterans Services to any such patient who indicates that he or she is a veteran.

2. As used in this section, "veteran" has the meaning ascribed to it in section 4 of this act.

Sec. 16. Chapter 641A of NRS is hereby amended by adding thereto a new section to read as follows:

1. A marriage and family therapist or clinical professional counselor may:

(a) Ask each new client who is 18 years of age or older if he or she is a veteran and document the response in the record of the client; and

(b) Provide the contact information for the Department of Veterans Services to any such client who indicates that he or she is a veteran.

2. As used in this section, "veteran" has the meaning ascribed to it in section 4 of this act.

Sec. 17. (Deleted by amendment.)

Sec. 18. Chapter 641B of NRS is hereby amended by adding thereto a new section to read as follows:

1. A clinical social worker may:

(a) Ask each new client who is 18 years of age or older if he or she is a veteran and document the response in the record of the client; and

(b) Provide the contact information for the Department of Veterans Services to any such client who indicates that he or she is a veteran.

2. As used in this section, "veteran" has the meaning ascribed to it in section 4 of this act.

Sec. 19. (Deleted by amendment.)

Sec. 20. Chapter 641C of NRS is hereby amended by adding thereto a new section to read as follows:

1. An alcohol and drug abuse counselor, clinical alcohol and drug abuse counselor or problem gambling counselor may:

(a) Ask each new client who is 18 years of age or older if he or she is a veteran and document the response in the record of the client; and

(b) Provide the contact information for the Department of Veterans Services to any such client who indicates that he or she is a veteran.

2. As used in this section, "veteran" has the meaning ascribed to it in section 4 of this act.

Sec. 21. (Deleted by amendment.)



Sec. 22. The provisions of subsection 1 of NRS 218D.380 do not apply to any provision of this act which adds or revises a requirement to submit a report to the Legislature.

Sec. 23. This act becomes effective on July 1, 2019.



CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: Agenda Item 11 Discussion and potential action regarding the approval of a program for students to work in a chiropractic physician's office who are enrolled in their senior year at the Northwest Career Technical Academy - For possible action.

RECOMMENDED MOTION: No recommendation.

PRESENTED BY: Benjamin S. Lurie, DC

MEETING DATE: January 23, 2020

TIME REQUIRED: 15 minutes

BACKGROUND INFORMATION: The Northwest Career and Technical Academy (NWCTA) would like to give students in their senior year (of high school) the opportunity to work with chiropractic physicians, chiropractors' assistants, and front office staff as part of their clinical outreach program. These students are part of the school promoting health care careers in high schools.

The conclusion of this discussion at the October 10, 2019 meeting was to provide the Board with a program proposal for approval.

REVIEWED BY: President Secretary Executive Director

ACTION: Approved Approved w/Modifications Denied Continued

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: **Agenda Item 12** Discusson and potential action regarding the policy relating to AB 319
– For possible action.

RECOMMENDED MOTION:

PRESENTED BY: **Morgan Rovetti, DC**

MEETING DATE: **January 23, 2020**

TIME REQUIRED: **10 minutes**

BACKGROUND INFORMATION: **Assembly Bill 319 amended Chapter 622 of NRS during the 2019 Legislative Session to require *a regulatory body to develop and implement a process by which a person with a criminal history may petition the regulatory body to review the criminal history of the person to determine if the person's criminal history will disqualify the person from obtaining a license from the regulatory body.*** Please see the attached proposed Board policy.

To view Assembly Bill 319 select the link below and then select 'As Enrolled.'

[AB319](#)

REVIEWED BY: President Secretary Executive Director

ACTION: Approved Approved w/Modifications Denied Continued

Agenda Item 12

DRAFT POLICY LANGUAGE RE: AB 319 PETITIONS

- (1) On initial contact, gather contact information and inform the person that you will send him or her a packet relating to the petition. The person should be informed on initial contact that he or she will need to pay NCIS \$40.25 for the fingerprints to be run and will need to pay the board a fee (if the board determines to collect such a fee) *before* the petition will be considered.
- (2) Send the person a packet containing:
 - a. A letter informing the person that you cannot process the petition unless and until he or she returns the following:
 - i. A letter from the petitioner requesting consideration and explaining whatever the person deems appropriate;
 - ii. A fingerprint card;
 - iii. A form authorizing the board to obtain, possess, and review the person's criminal history;
 - iv. The fee (if the board is imposing a fee);
 - v. An Open Meeting Law explanation form or 21-day notice waiver form (however the board handles this situation).
 - b. The letter should contain a brief but complete explanation of the process that will occur once all the requisites in subsection (2)(a) are in the board's possession. This explanation should include that the board members will each be seeing, reviewing, and discussing among themselves the person's criminal history. Also, the letter should explain what the board's determinations is non-binding on itself or future boards and might include directions about how to remedy a disqualifying criminal history and that a determination of disqualification would prohibit the person from seeking another petition for at least two years thereafter. The letter will also need to explain that this is not a "contested case" and that the determination will not be accorded any of the APA's rights. Finally, if the board determines to not allow a personal appearance by the petitioner, the letter should so say.
- (3) Upon receiving a complete set of documents per subsection (2), the petition should be included on the next Agenda.
- (4) At the meeting, the board will review the person's criminal history and petition documents. In every case, the board should move to go into closed session for such a review, and should then come out into public session for a motion to render a determination regarding the petition.
- (5) A written determination letter should be prepared and sent to the petitioner. The letter must be sent before 90 days from the board's receipt of the complete petition packet from the petitioner.
- (6) Data regarding the petition should be maintained and reported as required by Sec. 2 and Sec. 4 of AB 319.
- (7) The petitioner's file should include the criminal history documents and should be maintained per NCIS requirements.

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: **Agenda Item 13 FCLB/NBCE Matters – For possible action.**

- A. Attendance of Board Member(s) at the FCLB Annual Conference April 22-26, 2020 in Denver, CO
- B. Selection of Board's choice for FCLB Voting Delegate
- C. Selection of Board's choice for FCLB Alternate Delegate
- D. Selection of Board's choice for NBCE Voting Delegate
- E. Selection of Board's choice for NBCE Alternate Delegate
- F. Selection of Board Member to participate in the Spring National Board Part IV Exam - May TBD, 2020
- G. Selection of Board Member to participate in the National Board Part IV Test Committee meeting - June TBD, 2020
- H. Selection of Board Member to participate in the Fall National Board Part IV Exam - November TBD, 2020
- I. Other FCLB/NBCE matters.

RECOMMENDED MOTION: **No recommendation.**

PREPARED BY: **Morgan Rovetti, DC**

MEETING DATE: **January 23, 2020**

TIME REQUIRED: **10 minutes**

BACKGROUND INFORMATION: **The spring FCLB meeting is scheduled to be held in Denver, CO from April 22-26, 2020.**

REVIEWED BY: President Secretary Executive Director

ACTION: Approved Approved w/Modifications Denied Continued

Dear District IV,

I was very glad to see many of you at our District Meeting in Coeur d'Alene this autumn. Some of you could not make it and I'm sad we missed each other. Hopefully we can reconnect soon.

The National Board is having a great year for changes at the Board of Directors. We are still in the midst of change regarding our board governance. We are dedicated to becoming a more diverse group as far as gender and attitude are concerned. Some "old school" thought processes are now in the past and I am pleased to have been on the board during this transition. Many corporate boards in the United States are concentrating on diversity to better serve stakeholders and customers. The NBCE is one of these.

For more than a decade, the NBCE has put away about 8% of its income in reserve in order to cover expenses in cases of hardship or emergency. At this point we have saved enough and now have been giving back to the profession in general and to our chiropractic colleges in particular. We started with a \$600,000 contribution in August to the Foundation for Chiropractic Progress, particularly for a commercial and other advertising to be aired several times during the 2020 Summer Olympics. The commercial is designed to inspire both future chiropractic patients and future DCs, thus supporting all our chiropractic colleges' enrollments. Recently in November we voted to donate \$1,000,000 to the Rand Corporation for chiropractic research that will involve all of our US chiropractic colleges and universities. In October we voted to freeze our current fees for all NBCE Parts I-IV testing in 2020. This is the second year in a row we have made this decision, a first for this organization. We are soon to be at a break-even point financially so are fortunate to be able to make this decision once again.

The company has been involved in some assertive cost-cutting in general and we are currently looking at ways to curtail some of the expenses for the Part IV practical examination. This is a very expensive test due to the need for about 2000 temporary employees for test administration, examiners, rent, information technology, janitorial services, security personnel and catering staff. We understand that our chiropractic students have great financial burdens and we wish to hold the line on price increases and hopefully decrease these fees at some time.

I am always open to hearing your thoughts on how I can better serve you as District IV Director. All of you are very accomplished and I appreciate your ideas.

I wish you all a happy holiday time and a fantastic 2020!

Best Regards,

Cynthia

Cynthia Tays, DC, FACO, QME

Fellow, Academy of Chiropractic Orthopedists

Qualified Medical Evaluator, State of California

District IV Director, National Board of Chiropractic Examiners

Immediate Past President, Texas Board of Chiropractic Examiners

FEDERATION of CHIROPRACTIC
LICENSING BOARDS

DR. WAYNE C. WOLFSON
REGULATORY SCHOLARSHIP
for Future Leaders

“...to live with courage, perseverance, honesty, and integrity; to seek more to serve than to accumulate wealth; to represent good government rather than dishonest politics; to convey hope and see calm beyond the storm, dawn beyond the night.” –Joseph Janse



FCLB invites you to support future regulatory leaders!
Schedule your donation for Tuesday, December 10 to get the most out of your contribution.

[Donate Now](#)

Donations support the Dr. Wayne C. Wolfson Regulatory Scholarship, connecting chiropractic student leaders with regulatory mentors at the FCLB Annual Educational Congress.

About Dr. Wayne C. Wolfson

Dr. Wolfson currently serves as president of NCMIC, a position he has held since 2015. He is the recipient of numerous professional and civic recognitions including the 2007 George Arvidson Award for Meritorious Service to Chiropractic Regulation, Dr. Wayne Wolfson has long been a generous, foresighted individual and a tireless advocate of patient-centered chiropractic care. His service has been characterized by humility, generosity, and strength of character.

A past president of the Federation of Chiropractic Licensing Boards, Dr. Wolfson’s commitment to leadership and service has manifested in this visionary scholarship program, awarding outstanding students



with the opportunity to learn more about the important work of regulatory boards.

The Impact of Your Gift

The Dr. Wayne C. Wolfson Regulatory Scholarship is awarded to current chiropractic college students who are nominated by their college president. The student must show leadership, community awareness, and a strong sense of responsibility. Scholarship recipients receive waived registration fees and an invitation to attend the FCLB Annual Educational Congress where they may sit in on the business meetings, participate in educational sessions, and meet with regulators during social events.

Sixteen students have received this scholarship award since its inception in 2008.

[Donate Now](#)

About Colorado Gives Day

Colorado Gives Day is Tuesday, December 10, and features a \$1.5 million Incentive Fund. Every nonprofit receiving a donation on Colorado Gives Day will receive a portion of the fund, increasing the value of every dollar donated. Colorado Gives Day has grown to be the state's largest one-day online giving event, raising more than \$217 million since it began in 2010.

[Donate Now](#)



Highlights

From District IV

Dr. Karen Campion, District IV Director
kcampion@fclb.org • [FCLB Home](#) • Contact FCLB: (970) 356-3500



To-do:

Add travel approval & delegate selection to your board agenda

Submit delegate designations to FCLB & NBCE

Book your hotel (by April 3)

Make travel plans

Register!

Brush up on elections & issues

THANK YOU

Thanks to everyone who participated in this year's District meetings in Coeur d'Alene, Idaho. It was a pleasure to meet with all of you. Special thanks to the New Hampshire State Chiropractic Society, Connecticut Chiropractic Council, Idaho Association of Chiropractic Physicians, Pennsylvania Chiropractic Association, New York Chiropractic Council, and Texas Chiropractic Association for their generous support. Also, thanks to the district representatives of the NBCE.

DISTRICT MEETING UPDATE

This year's FCLB regional meeting focused on many regulatory and administrative challenges currently facing boards, including board member scope of authority, board and staff communication, physicians with impairment, and proactive rules for frequent issues.

As in past years, the roundtable discussions sparked the greatest collaboration. Some of the hot issues we discussed were the opioid crisis, multi-disciplinary clinics, and CBD products.

Specialty certifications are a big issue for all of our boards. How do boards evaluate the validity of certifications? How do advertising rules apply so that patients aren't misled about the quality of training involved?

Deregulation continues to be a focus of boards as we all strive to balance reasonable and responsible oversight.

As we discussed at the meeting, I encourage all of our boards to take a close look at their operations and make whatever changes are necessary to keep them effective and efficient. Consider training for new board members as well as yearly self-evaluations.

CIN-BAD

With the introduction of the recent upgrades to the system our Chiropractic Information Network - Board Action Databank is ready to work for you! You voluntarily report to CIN-BAD, working hand in hand with staff to report public actions taken by your Board, now let the Database work for you! With the DHHS requirements to report to the National Practitioner Data Bank you have the option to only report once, and let CIN- BAD report to the NPDB for you! For free! Merely designate the FCLB as your authorized reporting agent for the NPDB on their website with a few clicks, then make sure you check the option on the CIN-BAD report to ensure that it is also reported to the NPDB. Simple. Quick. Efficient. Worry free!

PACE

In FCLB news, the PACE program is growing. Following a resolution put forth at our Phoenix conference in which members voted to encourage PACE participation from every board, we've added new services and flexibility for PACE boards and PACE users. If your board currently accepts PACE, please consider asking your staff to add a link to your website. Helping licensees find quality CE can streamline your processes significantly.

Additionally, we now have online access to CE reports for any licensees who've taken a PACE course. When it's time to audit your licensee's continuing education, chiropractors with PACE credits can simply click to send an email report directly to your board. No more paper tsunamis!

CCCA

Another service available to your board is the Certified Chiropractic Clinical Assistant (CCCA) program. As more boards look at patient safety and chiropractic assistants, the need for uniform standards is increasing. Like all of our programs and services, the CCCA is designed so you don't have to reinvent the wheel. If you are considering language to regulate chiropractic assistants, please contact us to learn how this program might help your board.

TEMPORARY LICENSURE

Does your board have provisions for DCs who travel with sports teams or offer disaster relief? A recent FCLB PowerPoll shows that only 17 member boards offer a temporary license that allows travel to treat. Consider checking out the FCLB's model language to include this important service for your jurisdiction's patients.

CBAC & CBLAC

Chiropractic board administrators and legal advisor committees are looking forward to another great meeting during the FCLB's annual conference in Denver, Colorado. We are already hard at work collecting agenda topics and look forward to posting further details online after the first of the year.

Keep an eye out for grant applications available to members of these two committees!

NEW DEADLINES

Please be aware that **FCLB Voting Delegate and Alternate Designations** are now due 60 days prior to annual meeting (**February 25, 2020** for our Denver meeting).

Additionally, **proposed resolutions** are due 30 days prior to the annual meeting (**March 26, 2020**)

Should you wish further information about this or any of the FCLB meetings, you may always contact our board via e-mail. You can also view the minutes of all our FCLB board meetings online.

New for 2020 BOARD TRAINING




When regulating gets tough, the tough get training.

Make plans for your board to join FCLB a day early at our annual conference!

**Attend WEDNESDAY'S special session
focused entirely on BOARD TRAINING.**

Wednesday, April 22 from 1:00 to 5:00 pm at the Grand Hyatt Denver.
More information coming soon. Training cost included in registration. Registration opens early January.

***Dramatic training montage theme music may vary**



FCLB's 94th Annual
Educational Congress

Refocus on REGULATION

DENVER, CO • APRIL 22-26, 2020

Grant Applications due January 27, 2020!

Board Administrators and Legal Advisers can get up to \$2,500 in hotel, travel, and registration expenses from the FCLB and NBCE.

Visit FCLB.org to [download an application](#).

APPLY NOW



*Chiropractic Board
Administrators Committee*

[Click here to download the grant application now!](#)



*Chiropractic Board Legal
Advisers Committee*

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: **Agenda Item 14 Committee Reports**

- A. Continuing Education Committee (Dr. Martinez) – For possible action.**
- B. Legislative Committee (To be reassigned) – For possible action.**
- C. Preceptorship Committee (Dr. Rovetti) – For possible action.**
- D. Test Committee (To be reassigned) - For possible action.**

RECOMMENDED MOTION: **No recommendation.**

PREPARED BY: **Morgan Rovetti, DC**

MEETING DATE: **January 23, 2020**

TIME REQUIRED: **5 minutes**

BACKGROUND INFORMATION:

REVIEWED BY: President Secretary Executive Director

ACTION: Approved Approved w/Modifications Denied Continued

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: **Agenda Item 15 Reassign Committees - For possible action.**

RECOMMENDED MOTION: **No recommendation.**

PREPARED BY: **Morgan Rovetti, DC**

MEETING DATE: **January 23, 2020**

TIME REQUIRED: **5 minutes**

BACKGROUND INFORMATION:

REVIEWED BY: President Secretary Executive Director

ACTION: Approved Approved w/Modifications Denied Continued

Agenda Item 15

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: **Agenda Item 16 Proposed changes to NRS/NAC 634 – For possible action.**

RECOMMENDED MOTION:

PRESENTED BY: **Morgan Rovetti, DC**

MEETING DATE: **January 23, 2020**

TIME REQUIRED: **10 minutes**

BACKGROUND INFORMATION:

- A. Change chiropractor to chiropractic physician.
- B. Revisions to NRS 634.090 (1) (b) – Instruction of subjects provided by the Council on Chiropractic Education. Please see attached NRS 634.090 and information from the Council on Chiropractic Education.
- C. Revisions to NRS 634.090 Foreign schools or colleges accredited by the Council on Chiropractic Education with regard to the following: whose minimum course of study leading to the degree of doctor of chiropractic consists of not less than 4,000 hours of credit.
- D. Tighten fee splitting regulations.
- E. Non DC ownership of chiropractic practices'.

REVIEWED BY: President Secretary Executive Director

ACTION: Approved Approved w/Modifications Denied Continued

Agenda Item 16

NRS 634.090 Licenses: Qualifications of applicants.

1. An applicant must, in addition to the requirements of [NRS 634.070](#) and [634.080](#), furnish satisfactory evidence to the Board:

(a) That the applicant is of good moral character;

(b) Except as otherwise provided in subsections 2 and 5, that the applicant has a high school education and is a graduate from a college of chiropractic which is accredited by the Council on Chiropractic Education or which has a reciprocal agreement with the Council on Chiropractic Education or any governmental accrediting agency, whose minimum course of study leading to the degree of doctor of chiropractic consists of not less than 4,000 hours of credit which includes instruction in each of the following subjects:

- (1) Anatomy;
- (2) Bacteriology;
- (3) Chiropractic theory and practice;
- (4) Diagnosis and chiropractic analysis;
- (5) Elementary chemistry and toxicology;
- (6) Histology;
- (7) Hygiene and sanitation;
- (8) Obstetrics and gynecology;
- (9) Pathology;
- (10) Physiology; and
- (11) Physiotherapy; and

(c) That the applicant has successfully:

(1) Completed parts I, II, III and IV, and the portion relating to physiotherapy, of the examination administered by the National Board of Chiropractic Examiners or its successor organization; or

(2) Completed an examination that is required to graduate from a college of chiropractic which is accredited by the Council on Chiropractic Education or which has a reciprocal agreement with the Council on Chiropractic Education or any governmental accrediting agency. Such an examination must be:

- (I) Administered by such a college; and
- (II) Approved by the Board.

2. The Board may, for good cause shown, waive the requirement for a particular applicant that the college of chiropractic from which the applicant graduated must be accredited by the Council on Chiropractic Education or have a reciprocal agreement with the Council on Chiropractic Education or a governmental accrediting agency.

3. Except as otherwise provided in subsections 4 and 5, every applicant is required to submit evidence of the successful completion of not less than 60 credit hours at an accredited college or university.

4. Any applicant who has been licensed to practice in another state, and has been in practice for not less than 5 years, is not required to comply with the provisions of subsection 3.

5. If an applicant has received his or her training and education at a school or college located in a foreign country, the Board may, if the Board determines that such training and education is substantially equivalent to graduation from a college of chiropractic that is accredited by the Council on Chiropractic Education and otherwise meets the requirements specified in paragraph (b) of subsection 1, waive the requirement that an applicant attend or graduate from a college that:

(a) Is accredited by the Council on Chiropractic Education; or

(b) Has a reciprocal agreement with the Council on Chiropractic Education or a governmental accrediting agency.

[Part 7:23:1923; A [1929, 280](#); [1949, 655](#); [1951, 258](#); [1955, 506](#)] — (NRS A [1965, 352](#); [1971, 562](#); [1975, 118](#); [1983, 421](#); [1991, 2082](#); [1997, 820](#); [2001, 5](#); [2003, 3445](#); [2015, 510](#); [2019, 2288](#))

Julie Strandberg

From: cce@cce-usa.org
Sent: Monday, January 06, 2020 9:43 AM
To: Julie Strandberg
Subject: RE: Nevada Law in accordance with CCE Standards
Attachments: 2018 CCE ACCREDITATION STANDARDS (Current).pdf

Dear Ms. Strandberg,

You have correctly identified the curricular requirements for accreditation eligibility as defined on Page 2 of the CCE Standards. Further, each Meta-Competency outlines curricular objectives that must be taught. The eight meta-competencies include 36 separate and distinct curricular objectives (outlined in the Standards on pages 23 to 28.

The 2018 Standards are attached to this e-mail.

As the CCE Standards are updated continuously, many jurisdictional licensing authorities reference graduates of a CCE accredited program rather than a detailed curriculum and credit hour requirements.

Sincerely

CCE Staff

From: Julie Strandberg [mailto:chirobd@chirobd.nv.gov]
Sent: Tuesday, December 31, 2019 12:59 PM
To: cce@cce-usa.org
Cc: Julie Strandberg <chirobd@chirobd.nv.gov>
Subject: Nevada Law in accordance with CCE Standards

Good Afternoon,

Nevada law currently reads as follows:

(b) Except as otherwise provided in subsections 2 and 5, not less than 60 days before the date of the examination, that the applicant has a high school education and is a graduate from a college of chiropractic which is accredited by the Council on Chiropractic Education or which has a reciprocal agreement with the Council on Chiropractic Education or any governmental accrediting agency, whose minimum course of study leading to the degree of doctor of chiropractic consists of not less than 4,000 hours of credit which includes instruction in each of the following subjects:

- (1) Anatomy;
- (2) Bacteriology;
- (3) Chiropractic theory and practice;
- (4) Diagnosis and chiropractic analysis;
- (5) Elementary chemistry and toxicology;
- (6) Histology;
- (7) Hygiene and sanitation;
- (8) Obstetrics and gynecology;
- (9) Pathology;
- (10) Physiology; and
- (11) Physiotherapy; and

The Board has asked that I reach out to you to verify the proper list of instruction required. I referred to the CCE Accreditation Standards and found the following:

Foundations – principles, practices, philosophy and history of chiropractic.

Basic Sciences – anatomy; physiology; biochemistry; microbiology and pathology.

Clinical Sciences – physical, clinical and laboratory diagnosis; diagnostic imaging; spinal analysis; orthopedics; biomechanics; neurology; spinal adjustment/manipulation; extremities manipulation; rehabilitation and therapeutic modalities/procedures (active and passive care); toxicology/pharmacology; patient management; nutrition; organ systems; special populations; first aid and emergency procedures; wellness and public health; and clinical decision-making.

Please confirm the necessary instruction that should be identified.

I appreciate your time and assistance! Have a Happy New Year!

Julie Strandberg

Executive Director

Chiropractic Physicians Board of Nevada

775-688-1923

Fax 775-688-1920



THE COUNCIL ON CHIROPRACTIC EDUCATION

CCE Accreditation Standards

Principles, Processes & Requirements
for Accreditation

January 2018

Section 1 – CCE Principles and Processes of Accreditation

I. Accreditation by CCE

The role of accreditation as defined by the US Department of Education is to provide assurance of quality and integrity to stakeholders. CCE accreditation of DCPs promotes the highest standards of educational program quality in preparing candidates for licensure, advocating excellence in patient care, and advancing and improving the chiropractic profession and its practitioners. The CCE acknowledges that DCPs exist in a variety of environments, distinguished by differing jurisdictional regulations, demands placed on the profession in the areas served by the DCPs, and diverse student populations. CCE accreditation is granted to DCPs deemed by the Council to comply with the eligibility requirements and requirements for accreditation.

CCE accreditation standards serve as indicators by which DCP's are evaluated by peers. They are designed to guide programs in a process of self-reflection and serve as a framework for improvement as well as a threshold for initial accreditation and reaffirmation of accreditation.

The Council specifically reviews compliance with all accreditation requirements.

- It is dedicated to consistency while recognizing program differences in mission, in the strategies adopted and evidence provided to meet these requirements.
- It bases its decisions on a careful and objective analysis of all available evidence.
- It follows a process that is as transparent as possible, honoring the need for confidentiality when appropriate.
- It discloses its final decisions to the public, as well as to other appropriate authorities, in accordance with CCE Policy 111.

The Council provides information and assistance to any DCP seeking accreditation, in accordance with CCE policies and procedures.

II. Process of Accreditation for a DCP

Any DCP seeking to achieve or maintain CCE accredited status must apply for such status, and provide evidence that the DCP meets the eligibility requirements and complies with the requirements for accreditation.

A. Application for Initial Accreditation

1. Letter of Intent

A DCP seeking initial accreditation must send a letter of intent from the institution's governing body to the CCE Administrative Office stating its intention to pursue accredited status, providing written evidence that it meets the eligibility requirements and submitting initial accreditation fees in accordance with CCE Policy 14.

2. Requirements for Eligibility

- a. Authorization to operate as an educational institution and to award degrees by the appropriate governmental organization or agency as required by the jurisdictions in which it operates.
- b. Legal incorporation in its jurisdictional residence.
- c. A governing body that includes representation adequately reflecting the public interest.
- d. A full-time chief administrative officer of the DCP qualified by education and/or experience.
- e. Formal governing body action that commits the DCP to comply with the CCE requirements for accreditation.
- f. DCP mission, goals, and objectives which are consistent with the CCE Accreditation Standards.
- g. A written multi-year strategic plan and a description of an ongoing process of planning and assessment that includes established DCP priorities, allocation of resources to support those priorities and appropriate changes to the plan based on an assessment of outcomes and analysis of evidence.

- h. A curriculum that includes, but is not limited to, the following subject matter:

Foundations – principles, practices, philosophy and history of chiropractic.

Basic Sciences – anatomy; physiology; biochemistry; microbiology and pathology.

Clinical Sciences – physical, clinical and laboratory diagnosis; diagnostic imaging; spinal analysis; orthopedics; biomechanics; neurology; spinal adjustment/manipulation; extremities manipulation; rehabilitation and therapeutic modalities/procedures (active and passive care); toxicology/pharmacology; patient management; nutrition; organ systems; special populations; first aid and emergency procedures; wellness and public health; and clinical decision-making.

Professional Practice – ethics and integrity; jurisprudence; business and practice management and professional communications.

- i. A plan and process for the assessment of student learning outcomes.
- j. Disclosure of current accreditation status with any agency other than CCE, to include, the most recent accreditation action letter.

3. CCE Response

Upon application by the DCP for accreditation:

academic preparation substantially equivalent to that possessed by either newly admitted or transfer students from institutions in the DCP host country.

- Documentation of implementation and ongoing reviews and assessments of the effectiveness of admissions and financial aid policies, along with evidence of implementation of changes that improve their effectiveness.
- Published admissions requirements and admissions records demonstrating compliance with state regulations for college admission criteria for institutions located within states with such state regulations.

H. Curriculum, Competencies and Outcomes Assessment

The DCP curriculum contains a minimum of 4,200 instructional hours for the doctor of chiropractic degree, thus ensuring the program is commensurate with professional doctoral level education in a health science discipline. The didactic and clinical education components of the curriculum, wherever offered and however delivered, are structured and integrated in a manner that enables the graduate to demonstrate attainment of all required meta-competencies necessary to function as a doctor of chiropractic/chiropractic physician. Best practices in assessment of student learning, regardless of instructional modality, measure student proficiency in the identified meta-competency outcomes and produce data that are utilized to guide programmatic improvements.

A portion of the instructional hours will be accomplished in a patient care setting and will involve the direct delivery of patient care. The DCP has a health care quality management system that measures the structure, process and outcomes of care and uses these data to improve the quality of patient care and inform student learning.

Context

1. Curricular Content and Delivery

The curriculum is consistent with the mission, goals, and objectives of the DCP. The curricular objectives for each meta-competency are described in a manner that allows the DCP flexibility in the development of curriculum. Curriculum design allows that meta-competency requirements are met through didactic education and supervised student experiences at a DCP-managed clinic site, or at DCP-approved external sites or both. In the case of external sites, student learning outcomes are identified and evaluation of these outcomes and the meta-competencies are consistent with those that exist in the DCP settings.

There is a clear linkage between the design of specific courses and learning activities, and the articulated goals of the DCP. DCP course offerings display academic content, breadth, rigor and coherence that are appropriate to its mission and identify student learning goals and objectives, including knowledge and skills, while promoting synthesis of learning in a sequence or series that is conducive to providing explicit opportunities for students to achieve learning outcomes. The DCP demonstrates that it addresses the Meta-Competency Curricular Objectives and measures the student achievement in the Meta-Competency Outcomes defined below.

E. Non DC ownership of chiropractic practices

Arizona Law- Registering Entities

3. An owner, an officer or a director is currently under investigation by a regulatory entity in this or any other jurisdiction for an act that may constitute unprofessional conduct pursuant to this Chapter.
4. An owner, an officer or a director has surrendered a license for an act that constitutes unprofessional conduct pursuant to this Chapter in this or any other jurisdiction.
5. An owner, an officer or a director has been convicted of criminal conduct that constitutes grounds for disciplinary action pursuant to this Chapter.
6. The business entity allows ~~has allowed~~ any person to practice chiropractic without a license or fails or failed to confirm that a person that practices chiropractic is properly licensed.
7. The business entity allows or has allowed a person who is not a licensed doctor of chiropractic and who is not a chiropractic assistant to provide patient services according to this Chapter.

E. The applicant shall pay to the Board a nonrefundable application fee of \$400.00.

R4-7-1402. Display of Registration

A business entity shall, at all times, display the registration issued to the business entity by the Board in a conspicuous place at all locations where a doctor of chiropractic is employed, contracted or otherwise functions in any capacity under a chiropractic license, including mobile practices. The business entity shall, upon request of any person, immediately produce for inspection the annual renewal certificate for the current registration period and shall keep a renewal certificate issued by the Board present at all locations.

R4-7-1403. Procedures for Processing Initial Registration Applications

- A. An application for Business Entity Registration shall be made on a form and in a manner prescribed by the Board.
- B. A completed business entity registration application package shall be submitted to the Board office on a business day. The Board shall deem the business entity application package received on the date that the Board stamps on the package as the date the package is delivered to the Board office.

C. To complete a business entity application package, an applicant shall provide the following information and documentation:

1. The full current name and any former names and title of any and all owners, officers or directors.
2. The current home and all office addresses, current home and all office phone numbers, all current office fax numbers, and any previous home or office addresses for the past five years for each owner, officer or director.
3. The business name and the current addresses, phone numbers and fax numbers for each office, clinic or other setting where any service is performed, supervised or directed by a licensed doctor of chiropractic according to R4-7-1401(A) and this Chapter.
4. The non-refundable application fee of four hundred dollars.
5. The name and license number of each doctor of chiropractic employed with, contracted with, or otherwise affiliated with the business entity according to R4-7-1401(A) and this Chapter.
6. Any record of an owner, officer or director being convicted of, pleading guilty to, or pleading nolo contendere to a misdemeanor or a felony, even if the record of the conviction or plea was sealed or expunged or the conviction was set aside or forgiven, and any record of an arrest, investigation, indictment, or charge that has not been concluded.
7. Any record of an owner, officer or director being refused a license to practice chiropractic or any other profession in this or any other jurisdiction, and any record of a disciplinary action taken against an owner, officer or director's license in this or any other jurisdiction.
8. The social security number for each owner, officer, or director.
9. A government issued photo identification confirming U.S. citizenship or legal presence in the United States for each owner, officer or director, or if those individuals reside outside of the United States, confirmation of legal authority to operate a business in the United States.

10. A copy of the written protocol required by A.R.S. § 32-934(G).
 11. The name, phone number and address for a contact person.
 12. A notarized signature for each owner, officer or director attesting to the truthfulness of the information provided by the applicants. A stamped signature will not be accepted for the purposes of completing the application.
- D. Within 25 business days of receiving a business entity registration application package, the Board shall notify the applicant in writing that the package is either complete or incomplete. If the package is incomplete, the notice shall specify the information that is missing.
- E. An applicant with an incomplete business entity registration application package shall supply the missing information within 30 calendar days from the date of the notice. An applicant who is unable to supply the missing information within 30 calendar days may submit a written request to the Board for an extension of time in which to provide a complete application package. The request for an extension of time shall be submitted to the Board office before the 30-day deadline for submission of a complete application package, and shall state the reason that the applicant is unable to comply with the 30-day requirement and the amount of additional time requested. The Board shall grant a request for an extension of time if the Board finds that the reason the applicant was unable to comply with the 30-day requirement was due to circumstances beyond the applicant's control and that compliance can reasonably be expected to be remedied during the extension of time.
- F. If an applicant fails to submit a complete business entity registration application package within the time permitted, the Board shall close the applicant's file and send a notice to the applicant by U.S. Mail that the application file has been closed. An applicant whose file has been closed and who later wishes to become registered shall reapply pursuant to R4-7-1401 and R4-7-1403.
- G. After timely receipt of all missing information as specified in subsection (E), the Board shall notify the applicant that the application package is complete.
- H. The Board shall render a decision no later than 120 business days after receiving a completed registration application package. The Board shall deem a registration application package to be complete on the postmarked date of the notice advising the applicant that the package is complete.

I. The Board shall approve the registration for a business entity that meets all of the following requirements:

1. Timely submits a complete application.
2. The Board does not find grounds to deny the application under subsection R4-7-1401(D).
3. Pays the original business entity plus \$25 for each duplicate license issued by the Board for the purpose of compliance with R4-7-1402.

K. For the purpose of A.R.S. § 41-1073, the Board establishes the following time-frames for initial registration:

1. Administrative completeness review time-frame: 25 business days.
2. Substantive review time-frame: 120 business days.
3. Overall time-frame: 145 business days.

R4-7-1404. Business Entity Registration Renewal: Issuance, Reinstatement

- A. A business entity registration expires on June 1 of each year.
- B. At least 30 days before a renewal application and renewal fee are due; the executive director of the Board shall send a business entity a renewal application and notice by first class mail to its address of record for the business entity contact person.
- C. The business entity registration renewal application shall be returned to the Board office on a business day. The Board shall deem the business entity registration renewal application package received on the date that the Board stamps on the package as the date the package is delivered to the Board office.
- D. To complete a registration renewal application, a business entity shall provide the following information and documentation:
 1. The name of the business entity.

2. The current addresses, phone numbers, and fax numbers for each facility requiring registration under this Chapter.
 3. Notice of any change of owners, officers or directors, to include any additions and/or deletions with the date of the change for each individual, and notice of any change in home address, office address and phone numbers for owners, officers or directors with the date of the change for each individual.
 4. The name and license number of each doctor of chiropractic employed with, contracted with, or otherwise affiliated with the business entity per Section R4-7-1401(A), to include any affiliation through a franchise.
 5. The record of any professional disciplinary investigation or action taken against an owner, officer or director in this or any other jurisdiction within the last 12 months.
 6. Any record of an owner, officer or director being convicted of, pleading guilty to, or pleading nolo contendere to a misdemeanor or a felony, even if the record of the conviction or plea was sealed or expunged or the conviction was set aside or forgiven, within the last 12 months and any record of an arrest, investigation, indictment within the last 12 months.
 8. Report any change in the status of the business entity's license or permit to own and operate a business in the State of Arizona.
 9. The renewal fee of \$200 plus a \$25 fee for each duplicate Board issued renewal certificate for the purpose of compliance with R4-7-1402.
 10. The name, address, phone number, fax number and email for a contact person.
 11. The original signature of the delegated contact person attesting to the truthfulness of the information provided by the business entity. All owners, officers or directors also remain responsible for the accuracy and truthfulness of the application. A stamped signature will not be accepted for the purpose of a complete application.
- E. A business entity registration shall automatically expire if the business entity does not submit a completed application for renewal, the renewal fee and the fee for duplicate renewal certificates for the purpose of complying with R4-7-1402 before June 1 of each registration period. The Board shall send written notice to the business entity that its registration has expired

on or before June 20. A business entity shall not use the services of a licensed doctor of chiropractic according to R4-7-1401(A) if the business entity's registration has expired.

F. The Board shall reinstate an expired business entity registration if the business entity pays the annual renewal fee, the additional fee for duplicate certificates for the purpose of compliance with R4-7-1402, pays an additional non-refundable late fee of \$200 as required by A.R.S. § 32-934(C), and submits a completed renewal application between June 1, and July 30 of the registration period for which the business entity registration renewal is made.

G. On or after August 1 of the registration period for which a renewal application was to be made, a business entity that wishes to have an expired registration reinstated shall apply in accordance with subsection (L).

H. If the business entity fails to timely submit a complete business entity reinstatement application within 6 months of the date the registration expired, the business entity's registration shall lapse. "Lapse" means that the business entity is no longer registered and cannot offer services per this Chapter.

I. A business entity that has had a registration lapse and that later wishes to become registered must apply as a new candidate pursuant to R4-7-1401 and R4-7-1403.

J. An application for reinstatement of business entity registration shall be made on a form and in a manner prescribed by the Board.

K. A completed application for reinstatement of a business entity registration shall be submitted to the Board office on a business day. The Board shall deem an application for reinstatement of a business entity registration received on the date that the Board stamps on the application as the date it is delivered to the Board office.

L. To complete an application for reinstatement of a registration, a business entity shall provide the following information and documentation:

1. The business entity's name and expired registration number.
2. The current addresses, phone numbers, and fax numbers for each facility requiring registration under this Chapter.
3. The names, home addresses, office addresses and phone numbers for each owner, officer or director.

4. The name and license number of each doctor of chiropractic employed with, contracted with or otherwise affiliated with the business entity according to R4-7-1401(A) and this Chapter, to include franchises.
 5. The record of any professional disciplinary investigation or action taken against an owner, officer or director in this or any other jurisdiction.
 6. Any record of an owner, officer or director being convicted of, pleading guilty to, or pleading nolo contendere to a misdemeanor or a felony, even if the record of the conviction or plea was sealed or expunged or the conviction was set aside or forgiven, within the last 12 months and any record of an arrest, investigation, indictment, or charge within the last 12 months, to include new owners, officers or directors.
 7. A statement attesting that the contract or other agreement with the doctors of chiropractic has not changed, or if the contract or agreement has changed, a copy of the new or amended contract or agreement.
 8. Report any change in the status of the business entity's license or other permit to own and operate a business in the State of Arizona.
 9. The non-refundable renewal fee of \$200 and a \$25 fee for each Board issued duplicate renewal certificate for the purpose of compliance with R4-7-1402.
 10. The non-refundable late fee of \$200.
 11. The name, phone number, fax number and email for a contact person.
 12. The original signature of the delegated contact attesting to the truthfulness of the information provided by the business entity. All owners, officers or directors also remain responsible for the accuracy and truthfulness of on application. A stamped signature will not be accepted for the purpose of completing an application.
- M. The Board shall process a business entity registration reinstatement application in accordance with R4-7-1403(D) through (G).
- N. The Board shall reinstate or renew a business entity registration if:
1. The business entity has timely submitted a complete application and paid all fees.

2. The business entity has complied with the requirements of this Chapter and A.R.S. § 32-900 et seq.

3. The Board does not find grounds to deny the application under subsection (D).

4. The business holds a current business license or other permit to own and operate the business in the State of Arizona.

O. If the provisions of subsection (N) are satisfied, the Board shall issue a business registration renewal certificate. The renewal certificate shall serve as notice that the renewal application is complete and approved.

P. The Board shall make a decision no later than 70 business days after receiving all required documentation as specified in subsection (N). The Board shall deem required documentation received on the date that the Board stamps on the documentation as the date the documentation is delivered to the Board's office.

Q. For the purpose of A.R.S. § 41-1073, the Board establishes the following time-frames for registration renewal or reinstatement of registration:

1. Administrative completeness review time-frame: 25 business days.

2. Substantive review time-frame: 70 business days.

3. Overall time-frame: 95 business days.

R4-7-1405. Business Entity Registration: Denial

If the Board denies a business entity registration, the Board shall send the applicant written notice explaining:

1. The reason for denial, with citations to supporting statutes or rules;

2. The applicant's right to seek a fair hearing to challenge the denial;

3. The time periods for appealing the denial; and,

4. The right to request a settlement conference with the Board's authorized agent.

R4-7-1406. Reporting; Civil Penalty

A. A business entity that reports a change to any owner, officer or director pursuant to A.R.S. § 32-934 (D) (2) shall include the following:

1. Any record of the new owner, officer or director being convicted of, pleading guilty to, or pleading nolo contendere to a misdemeanor or a felony, even if the record of the conviction or plea was sealed or expunged or the conviction was set aside or forgiven, and any record of an arrest, investigation, indictment, or charge that has not been concluded.

2. Any record of a new owner, officer or director being refused a license to practice chiropractic or any other profession in this or any other jurisdiction, and any record of a disciplinary action taken against the new owner, officer or director's license in this or any other jurisdiction.

B. A business entity that fails to comply with A.R.S. § 32-934(D) shall pay to the Board a non-refundable civil penalty of one hundred dollars for each violation. If the business entity fails to pay the civil penalty within 30 days, the business entity shall within 15 days pay an increased civil penalty of \$150 for each violation.

R4-7-1407. Licensed Doctors of Chiropractic and Business Entities, Unprofessional Conduct

A. Nothing in this Section shall be construed to exempt a licensed doctor of chiropractic from complying with this Chapter.

B. The following are grounds for disciplinary action under A.R.S. § 32-924(A) and R4-7-902 for a licensed doctor of chiropractic who:

1. Performs any service according to R4-7-1401(A) for a business entity in the State of Arizona that is not registered per this Chapter, and/or;

2. Enters into an agreement of any nature with a business entity to engage in any activity that violates A.R.S. § 32- 924(A), R4-7-901 or R4-7-902 or any provision of this Chapter, and/or;

3. Fails to report in writing to the Board any knowledge of a business entity that fails to register with this Board under this Chapter or a business entity that violates any provisions of this Chapter.

R4-7-1408. Exemptions

A chiropractic assistant does not hold a license and is not exempt from A.R.S. § 32-934 or this Article.

**Arizona Revised Statutes
Title 12, Courts and Civil Proceedings
Chapter 5.1, Actions Relating to Health Care**

§12-570 Malpractice settlement or award reporting; civil penalty; definition

A. If a medical malpractice action or an action brought under section 46-455 against a nursing care institution is settled or a court enters a monetary judgment:

1. The professional liability insurers shall provide the defendant's health profession regulatory board with all information required to be filed with the national practitioner data bank pursuant to Public Law 99-660. In the case of an action brought under section 46-455 against a nursing care institution, the information shall be provided to the department of health services.

2. The plaintiff's attorney shall provide the defendant's health profession regulatory board, or, in the case of an action brought against a nursing care institution, the department of health services, with the notice described in subsection B of this section, a copy of the complaint and a copy of either the agreed terms of settlement or the judgment. The attorney shall provide this notice and these documents within thirty days after a settlement is reached or a judgment is entered.

B. The notice required by subsection A of this section shall contain the following information:

1. The name and address of each defendant.
2. The name, date of birth and address of each plaintiff.
3. The date and location of the occurrence which created the claim.
4. A statement specifying the nature of the occurrence resulting in the malpractice action.
5. A copy of all expert witness depositions, a transcript of all expert witness court testimony or a written evaluation of the case by an expert witness.

C. The notice required by subsection A of this section is not discoverable and not admissible as evidence.

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: **Agenda Item 17 NCA Report – No action**

RECOMMENDED MOTION: **Non-Action item.**

PRESENTED BY: **Marcia Tinberg, DC, President
Pete Randall, DC**

MEETING DATE: **January 23, 2020**

TIME REQUIRED: **10 minutes**

BACKGROUND INFORMATION:

REVIEWED BY: President Secretary Executive Director

ACTION: Approved Approved w/Modifications Denied Continued

Agenda Item 17

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: **Agenda Item 18** NCC Report – No action

RECOMMENDED MOTION: **Non-Action item.**

PRESENTED BY: **Dr. Teddy Sim, DC, Vice President
Dr. John Brown, DC, Treasurer
Andrea Waller, Executive Director**

MEETING DATE: **January 23, 2020**

TIME REQUIRED: **10 minutes**

BACKGROUND INFORMATION:

REVIEWED BY: President Secretary Executive Director

ACTION: Approved Approved w/Modifications Denied Continued

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: Agenda Item 19 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.

RECOMMENDED MOTION: No recommendation

PRESENTED BY: Morgan Rovetti, DC

MEETING DATE: January 23, 2020

TIME REQUIRED: 40 minutes

BACKGROUND INFORMATION:

- A. Complaint 17-28S (Colucci)**
- B. Complaint 18-13S (Rovetti)**
- C. Complaint 18-15S (Jaeger)**
- D. Complaint 18-17S (Jaeger)**
- E. Complaint 18-18N (Martinez)**
- F. Complaint 19-01N (Martinez)**
- G. Complaint 19-03S (Jaeger)**
- H. Complaint 19-07S (Colucci)**
- I. Complaint 19-09S (Canada)**
- J. Complaint 19-10N (Martinez)**
- K. Complaint 19-11S (Colucci)**
- L. Complaint 19-12S (Rovetti)**
- M. Complaint 19-13N (Martinez)**
- N. Complaint 19-14N (Martinez)**
- O. Complaint 19-15S (Jaeger)**
- P. Complaint 19-16S (Canada)**
- Q. Complaint 19-17S (Bertoldo)**
- R. Complaint 19-18N (Martinez)**
- S. Complaint 20-01N (Rovetti)**

REVIEWED BY: X President X Secretary X Executive Director

ACTION: Approved Approved w/Modifications Denied Continued

Agenda Item 19

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: Agenda Item 19A 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 17-28S (Dr. Colucci)

RECOMMENDED MOTION: Present Settlement Agreement & Order.

PREPARED BY: Maggie Colucci, DC

MEETING DATE: January 23, 2020

TIME REQUIRED: 3 minutes

BACKGROUND INFORMATION: The Board was notified by the National Practitioners Data Bank that a DC settled a malpractice claim, which is to be reported to the Board by the DC within 15 days pursuant to NAC 634.425. To date the DC has not notified the Board of this action. The DC retained an attorney and the Settlement Agreement & Order will be delivered to the attorney.

REVIEWED BY: President Secretary Executive Director

ACTION: Approved Approved w/Modifications Denied Continued

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: Agenda Item 19B 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:

B. Complaint 18-13S (Dr. Rovetti)

RECOMMENDED MOTION: No recommendation

PREPARED BY: Morgan Rovetti, DC

MEETING DATE: January 23, 2020

TIME REQUIRED: 3 minutes

BACKGROUND INFORMATION: This complaint originated with Farmers Insurance through the National Insurance Crime Bureau with respect to a Physical Therapy group. The concern are the charges and the use of billing codes and what appears to possibly be a chiropractic adjustment.

REVIEWED BY: President Secretary Executive Director

ACTION: Approved Approved w/Modifications Denied Continued

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: **Agenda Item 19C** 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:

C. Complaint 18-15S (Dr. Jaeger)

RECOMMENDED MOTION: **No recommendation.**

PREPARED BY: **Jason O. Jaeger, DC**

MEETING DATE: **January 23, 2020**

TIME REQUIRED: **3 minutes**

BACKGROUND INFORMATION: **The complainant alleged that the DC is allowing staff to perform unsupervised CA duties in the office.**

REVIEWED BY: President Secretary Executive Director

ACTION: Approved Approved w/Modifications Denied Continued

Agenda Item 19C

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: **Agenda Item 19D** 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:

D. Complaint 18-17S (Dr. Jaeger)

RECOMMENDED MOTION: **No recommendation.**

PREPARED BY: **Jason O. Jaeger, DC**

MEETING DATE: **January 23, 2020**

TIME REQUIRED: **3 minutes**

BACKGROUND INFORMATION: **The complainant alleged that the chiropractor is acting outside the scope of chiropractic.**

REVIEWED BY: President Secretary Executive Director

ACTION: Approved Approved w/Modifications Denied Continued

Agenda Item 19D

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: **Agenda Item 19E** 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:

E. Complaint 18-18N (Dr. Martinez)

RECOMMENDED MOTION: **Recommend dismissal.**

PREPARED BY: **Xavier Martinez, DC**

MEETING DATE: **January 23, 2020**

TIME REQUIRED: **3 minutes**

BACKGROUND INFORMATION: **The chiropractic physician was advertising a procedure outside the scope of practice. An instruction letter was sent and the DC immediately corrected the advertisement.**

REVIEWED BY: President Secretary Executive Director

ACTION: Approved Approved w/Modifications Denied Continued

Agenda Item 19E

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: **Agenda Item 19S** 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:

S. Complaint 20-01N (Dr. Martinez)

RECOMMENDED MOTION: **No recommendation.**

PREPARED BY: **Xavier Martinez, DC**

MEETING DATE: **January 23, 2020**

TIME REQUIRED: **3 minutes**

BACKGROUND INFORMATION: **The complainant alleged unprofessional conduct.**

REVIEWED BY: President Secretary Executive Director

ACTION: Approved Approved w/Modifications Denied Continued

Agenda Item 19S

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: Agenda Item 19F 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:

F. Complaint 19-01N (Dr. Martinez)

RECOMMENDED MOTION: Recommend dismissal.

PREPARED BY: Xavier Martinez, DC

MEETING DATE: January 23, 2020

TIME REQUIRED: 3 minutes

BACKGROUND INFORMATION: The complainant alleged unprofessional conduct.

REVIEWED BY: President Secretary Executive Director

ACTION: Approved Approved w/Modifications Denied Continued

Agenda Item 19F

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: Agenda Item 19G 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:

G. Complaint 19-03S (Dr. Jaeger)

RECOMMENDED MOTION: No recommendation.

PREPARED BY: Jason O. Jaeger, DC

MEETING DATE: January 23, 2020

TIME REQUIRED: 3 minutes

BACKGROUND INFORMATION: The complainant alleged that the DC is allowing staff to perform unsupervised CA duties in the office.

REVIEWED BY: President Secretary Executive Director

ACTION: Approved Approved w/Modifications Denied Continued

Agenda Item 19G

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: **Agenda Item 19H** 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:

H. Complaint 19-07S (Dr. Colucci)

RECOMMENDED MOTION: **No recommendation.**

PREPARED BY: **Maggie Colucci, DC**

MEETING DATE: **January 23, 2020**

TIME REQUIRED: **3 minutes**

BACKGROUND INFORMATION: **The complainant alleged that the DC provided an expert opinion outside of the scope of a chiropractic physician.**

REVIEWED BY: President Secretary Executive Director

ACTION: Approved Approved w/Modifications Denied Continued

Agenda Item 19H

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: Agenda Item 19I 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:

I. Complaint 19-09S (Dr. Canada)

RECOMMENDED MOTION: Recommend dismissal.

PREPARED BY: Nicole Canada, DC

MEETING DATE: January 23, 2020

TIME REQUIRED: 3 minutes

BACKGROUND INFORMATION: The complainant alleged that the DC's practice is unsanitary.

REVIEWED BY: President Secretary Executive Director

ACTION: Approved Approved w/Modifications Denied Continued

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: Agenda Item 19J 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:

J. Complaint 19-10N (Dr. Martinez)

RECOMMENDED MOTION: Recommend dismissal.

PREPARED BY: Xavier Martinez, DC

MEETING DATE: January 23, 2020

TIME REQUIRED: 3 minutes

BACKGROUND INFORMATION: The complainant alleged unprofessional conduct.

REVIEWED BY: President Secretary Executive Director

ACTION: Approved Approved w/Modifications Denied Continued

Agenda Item 19J

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: **Agenda Item 19K** 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:

K. Complaint 19-11S (Dr. Colucci)

RECOMMENDED MOTION: **No recommendation.**

PREPARED BY: **Maggie Colucci, DC**

MEETING DATE: **January 23, 2020**

TIME REQUIRED: **3 minutes**

BACKGROUND INFORMATION: **The complainant alleged unprofessional conduct.**

REVIEWED BY: President Secretary Executive Director

ACTION: Approved Approved w/Modifications Denied Continued

Agenda Item 19K

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: **Agenda Item 19L** 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:

L. Complaint 19-12S (Dr. Rovetti)

RECOMMENDED MOTION: **No recommendation.**

PREPARED BY: **Morgan Rovetti, DC**

MEETING DATE: **January 23, 2020**

TIME REQUIRED: **3 minutes**

BACKGROUND INFORMATION: **The complainant alleged unprofessional conduct.**

REVIEWED BY: President Secretary Executive Director

ACTION: Approved Approved w/Modifications Denied Continued

Agenda Item 19L

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: **Agenda Item 19M** 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:

M. Complaint 19-13S (Dr. Martinez)

RECOMMENDED MOTION: **No recommendation.**

PREPARED BY: **Xavier Martinez, DC**

MEETING DATE: **January 23, 2020**

TIME REQUIRED: **3 minutes**

BACKGROUND INFORMATION: **The complainant alleged unprofessional conduct.**

REVIEWED BY: President Secretary Executive Director

ACTION: Approved Approved w/Modifications Denied Continued

Agenda Item 19M

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: **Agenda Item 19N** 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:

N. Complaint 19-14N (Dr. Martinez)

RECOMMENDED MOTION: **No recommendation.**

PREPARED BY: **Xavier Martinez, DC**

MEETING DATE: **January 23, 2020**

TIME REQUIRED: **3 minutes**

BACKGROUND INFORMATION: **The complainant alleged that patient records are not being properly handled.**

REVIEWED BY: President Secretary Executive Director

ACTION: Approved Approved w/Modifications Denied Continued

Agenda Item 19N

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: Agenda Item 190 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:

O. Complaint 19-15S (Dr. Jaeger)

RECOMMENDED MOTION: No recommendation.

PREPARED BY: Jason O. Jaeger, DC

MEETING DATE: January 23, 2020

TIME REQUIRED: 3 minutes

BACKGROUND INFORMATION: The complainant alleged that the DC provided an expert opinion without a Nevada DC license. Effective September 30, 2019 the DC obtained his Nevada DC license.

REVIEWED BY: President Secretary Executive Director

ACTION: Approved Approved w/Modifications Denied Continued

Agenda Item 190

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: **Agenda Item 19P** 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:

P. Complaint 19-16S (Dr. Canada)

RECOMMENDED MOTION: **No recommendation.**

PREPARED BY: **Nicole Canada, DC**

MEETING DATE: **January 23, 2020**

TIME REQUIRED: **3 minutes**

BACKGROUND INFORMATION: **The complainant alleged unprofessional conduct.**

REVIEWED BY: President Secretary Executive Director

ACTION: Approved Approved w/Modifications Denied Continued

Agenda Item 19P

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: **Agenda Item 19Q** 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:

Q. Complaint 19-17S (Mr. Bertoldo)

RECOMMENDED MOTION: **No recommendation.**

PREPARED BY: **John Bertoldo, Esq.**

MEETING DATE: **January 23, 2020**

TIME REQUIRED: **3 minutes**

BACKGROUND INFORMATION: **The complainant alleged unprofessional conduct with respect to advertising.**

REVIEWED BY: President Secretary Executive Director

ACTION: Approved Approved w/Modifications Denied Continued

Agenda Item 19Q

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: **Agenda Item 19R** 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:

R. Complaint 19-18N (Dr. Martinez)

RECOMMENDED MOTION: **No recommendation.**

PREPARED BY: **Xavier Martinez, DC**

MEETING DATE: **January 23, 2020**

TIME REQUIRED: **3 minutes**

BACKGROUND INFORMATION: **The complainant alleged unprofessional conduct.**

REVIEWED BY: President Secretary Executive Director

ACTION: Approved Approved w/Modifications Denied Continued

Agenda Item 19R

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: **Agenda Item 19S** 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:

S. Complaint 20-01N (Dr. Rovetti)

RECOMMENDED MOTION: **No recommendation.**

PREPARED BY: **Morgan Rovetti, DC**

MEETING DATE: **January 23, 2020**

TIME REQUIRED: **3 minutes**

BACKGROUND INFORMATION: **The complainant alleged unprofessional conduct.**

REVIEWED BY: President Secretary Executive Director

ACTION: Approved Approved w/Modifications Denied Continued

Agenda Item 19S

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: **Agenda Item 20** Board Counsel Report – For possible action.

RECOMMENDED MOTION: **No recommendation**

PRESENTED BY: **Louis Ling, Esq.**

MEETING DATE: **January 23, 2020**

TIME REQUIRED: **10 minutes**

BACKGROUND INFORMATION:

REVIEWED BY: President Secretary Executive Director

ACTION: Approved Approved w/Modifications Denied Continued

Agenda Item 20

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: **Agenda Item 21 Executive Director Reports:**

- A. Status of Pending Complaints – No action.**
- B. Status of Current Disciplinary Actions – No action.**
- C. Legal/Investigatory Costs – No action.**
- D. CA Renewals-No action.**
- E. On-line CA Exam Stats – No action.**

RECOMMENDED MOTION: **No recommendation.**

PREPARED BY: **Julie Strandberg, Executive Director**

MEETING DATE: **January 23, 2020**

TIME REQUIRED: **5 minutes**

BACKGROUND INFORMATION:

REVIEWED BY: President Secretary Executive Director

ACTION: Approved Approved w/Modifications Denied Continued

17-28S	9/12/2017	Colucci	Failure to report malpractice claim	Pending Settlement Agreement	
18-13S	8/20/2018	Rovetti	Allegedly practicing outside the scope of a physical therapist	Under investigation	
18-15S	9/25/2018	Jaeger	Allegedly allowing staff to perform duties while absent from the office.	Under Investigation	
18-17S	11/2/2018	Jaeger	Allegedly acting outside the scope of chiropractic	Under investigation	
18-18N	12/13/2018	Martinez	Allegedly advertising outside the scope of chiropractic	Pending dismissal	
19-01N	1/11/2019	Martinez	Alleged unprofessional conduct/malpractice	Pending dismissal	
19-03S	4/22/2019	Jaeger	Allegedly allowing staff to perform duties while absent from the office.	Under investigation	
19-07S	8/2/2019	Colucci	Allegedly provided an expert opinion out of the scope of a DC.	Under investigation	
19-09S	8/26/2019	Canada	Practice is allegedly unsanitary.	Under investigation	
19-10N	8/29/2019	Martinez	Allegedly caused vertebral artery dissection.	Under investigation	
19-11S	9/16/2019	Colucci	Alleged unprofessional conduct	Under investigation	
19-12S	9/18/2019	Rovetti	Alleged unprofessional conduct	Under investigation	
19-13N	10/30/2019	Martinez	Alleged unprofessional conduct (Sexual Harassment)	Under investigation	
19-14N	11/5/2019	Martinez	Failure to maintain patient records	Under investigation	
19-15S	11/12/2019	Jaeger	Allegedly providing an expert opinion without a Nevada license.	Under investigation	
19-16S	11/18/2019	Canada	Alleged unprofessional conduct	Under investigation	

19-17S	11/19/2019	Bertoldo	Advertising as "Certified" without Board approval.	Under investigation
19-18N	12/2/2019	Martinez	Alleged unprofessional conduct (Sexual Harassment)	Under investigation
20-01N	1/3/2020	Rovetti	Alleged unprofessional conduct-practicing below the standards of care/malpractice	Under investigation
DORMANT COMPLAINTS:				
11-23S	11/7/2011		Unredeemable "nsf" check written on Doctor's business account	To be held in abeyance; to be addressed if the licensee requests reinstatement in the future
13-23N	9/30/2013		Possible malpractice	To be held in abeyance; to be addressed if the licensee requests reinstatement in the future
18-03S	2/20/2018		Alleged unlicensed practice	Will be addressed if this individual reappears in Nevada.

STATUS OF CURRENT DISCIPLINARY ACTIONS at January 23, 2020**Disciplinary Action with Probation****1. Daniel Brady, DC, License No. B1391**

By Settlement Agreement, Dr. Brady shall comply with all terms and conditions of the California Board's Decision and Order dated April 24, 2012 (eff. May 24, 2012) which placed him on probation for five years with certain terms and conditions. He reimbursed the Board's \$325.00 costs on November 12, 2012 and passed the Board's jurisprudence examination with a score of 81%. **Dr. Brady returned to Active status and is no longer tolling as of February 2015. He is currently in compliance with the requirements of his probation.**

2. Casey D. Robinson, DC, License No. B1263

Dr. Robinson was granted a license on September 14, 2007 under the condition that he comply with all of the terms and conditions of his Agreement on Conditions for Licensure with California and monitoring of his practice by Board-appointed Compliance Monitor, Dr. Jeff Andrews. Dr. Robinson's 5-year probation with California commenced on February 14, 2006. He was required to reimburse the California Board's costs of \$3,103.75 and serve 4 hours per month of community service for 2-1/2 years of his probation. It was subsequently determined that Dr. Robinson did not comply with the terms and conditions of his agreement with California. This was addressed at the June 4, 2011 meeting and a new Agreed Settlement was approved that extends his probation for another five years concurrent with and under the same terms and conditions as his settlement agreement with California. **Dr. Robinson was placed in tolling status effective November 18, 2015 and has a five year tolling limit. Dr. Robinson is current and in compliance with the terms and conditions of his California probation per the California Board.**

3. Mark Rubin, DC, License No. B753

On September 10, 2016 Dr. Rubin entered into a Settlement Agreement and Order with the Board. Dr. Rubin will be on probation for three years with a practice monitor who will assure compliance with the terms and conditions of the settlement agreement. Dr. Rubin shall provide documentation as noted in the Settlement Agreement and Order to the Investigating Board Member within the time frames identified. Dr. Rubin was ordered to pay a fine in the amount of \$1,500.00 and pay the Board's costs in the amount of \$2,500.00.

Dr. Rubin appeared before the Board at its January 11, 2018 meeting and entered into an Order Modifying Settlement Agreement and Order. All the terms and conditions in the SAO entered September 10, 2016 shall remain in full force and effect, except he may pay the Board's costs at the minimum rate of \$50.00 per month and in lieu of paying the \$1,500.00 fine he may perform 100 hours of community service, which he has completed with the People's Autism Foundation. **Dr. Rubin's probation terminated on September 10, 2019. The current balance of the Board costs due is \$950.00.**

4. David Stella, DC, License No. B753

Dr. Stella entered an Order Imposing Discipline Pursuant to Supplemental Stipulation to Modify SAO on January 31, 2018. Dr. Stella will be on probation for three years effective January 31, 2018. Dr. Stella shall reimburse the Board \$2,500.00 for Dr. Mortillaro's fees within 30 days, which he paid on January 18, 2018. Dr. Stella shall pay a fine of \$3,500 (\$2,500.00 for the violation of his SAO and \$1,000.00 for violation of his recordkeeping obligations) and board costs & fees in the amount of \$1,280.00 within 60 days of the effective date of this order. Within six months of the effective date of this Order, Dr. Stella shall provide the Board's office written evidence of satisfactory completion of eight hours of continuing education related to ethics and boundaries and four hours related to medical recordkeeping. **Dr. Stella has completed all stipulations of the Order with the exception of probation, which terminates on January 31, 2021.**

Disciplinary Actions with No Probation

5. Francis Raines, DC, License No. B0187

Under the March 12, 2013 Board Order, Dr. Raines shall be monitored by the Investigating Board Member, a chiropractic physician, and a mental health monitor for 24 months from the date he begins practicing, which occurred on December 8, 2015. Dr. Raines' wife is serving as the business and financial manager and is currently the only employee. Dr. Raines was ordered to pay a fine in the amount of \$20,000.00 and has been making monthly payments of \$75.00 per month since May 30, 2013 and continues to do so. **The current balance is \$15,121.00. Dr. Raines is in compliance with the terms of the Order.**

6. Jarina Kong, DC, License No. B01671

Dr. Kong entered into a Settlement Agreement and Order on January 10, 2019. A practice monitor will randomly meet with Dr. Kong over the period of one year to review patient records for accuracy. Dr. Kong shall reimburse the Board \$318.75 for costs and fees incurred during the investigation within 30 days of the date of this order and take 12 hours of continuing education relating to the making and keeping of records and 12 hours related to patient communication, informed consent, and ethics and boundaries within 150 days of the date of this order. **Dr. Kong has completed the stipulations of her order, including monitoring, which terminated January 10, 2020. This will be the final reporting for Dr. Kong.**

Probation Only

1. Bret Brown, DC, License No. B01639

The Board approved Dr. Brown's application for DC licensure at the January 13, 2017 meeting subject to the following conditions: #1 Take and pass the Ethics & Boundaries Examination and #2 pay a fine in the amount of \$1,500.00, which was paid on February 27, 2017. Upon successfully completing #1 and #2 Dr. Brown shall take and pass the Nevada jurisprudence exam, which have all been completed. Dr. Brown was granted his license on February 28, 2017 under the condition that his license be on probation for three years and he will have a practice monitor for the duration of his probation effective February 28, 2017. Dr. Brown must submit twelve hours of continuing education related to chiropractic ethics and boundary issues by December 1, 2017, which was completed on November 17, 2017. Dr. Brown may be asked to provide lab testing and must provide the requested sample within four hours of any such request. Failure to comply with any term of this probation shall result in the automatic suspension of Dr. Brown's license. Upon complying his license will automatically be reinstated. **Dr. Brown is in compliance with his order and will be released from probation effective February 28, 2020. This will be the final reporting for Dr. Brown.**

IAN YAMANE, D.C.
2851 N. TENAYA WAY, STE. 103
LAS VEGAS, NEVADA 89128
(702) 309-4878
(702)309-4879 fax

QUARTERLY REPORT

December 21, 2019

Jason Jaeger, D.C.
Chiropractic Physician's Board of Nevada
4600 Kietzke Lane, M-245
Reno, NV 89502

RE: Brett Brown, D.C.

Probationary Period: 4/2017-4/2020

Dear Dr. Jaeger:

Facility Inspection

On December 17 of 2019 I conducted a quarterly inspection at Dr. Brown's place of employment.

The following changes were made with his staff: Luis DeJesus and Jessica Olivares started working as back office CA's in July and August of 2019 respectively.

Record Keeping

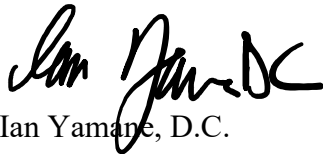
I reviewed a random selection of patient charts (RL, AF, GP, AS, NM, TD, AL) to assure their compliance with NAC 634.435. He utilizes electronic medical records (EMR) from ChiroSpring. He records his SOAP notes appropriately into the EMR. Subjective complaints showed areas of complaint describing the severity and quality of pain. A graph of the grade of severity is illustrated on each of the visits. Objective complaints showed that adjustments were performed in certain regions. The assessment section indicated appropriate diagnosis'. The plan section indicated the treatment plan and charges for the treatments rendered. The chiropractic assistants indicated what therapies were applied along with identifying who performed the therapy. Dr. Brown's electronic signature is placed at the end of each SOAP note. Patient intake forms are scanned into the EMR. Reevaluations were being performed and the charges were indicated on the billing ledger appropriately. X-ray review indicated no artifacts.

Conclusion

Dr. Brown's record keeping and treatment of his patients has been in compliance according to the NAC guidelines.

My next compliance visit will be in April of 2020.

Sincerely,



Ian Yamane, D.C.

Cc: Brett Brown, D.C.
CPBN Office
Bill Hibbler, Esq.

CHIROPRACTIC PHYSICIANS' BOARD**Legal/Investigatory Costs**

Costs Incurred		FY2020-2021 July to date		Year-To-Date Fiscal Year 2020/2021	
Advantage Group		-		0.00	
Attorney General		-		0.00	
	Sub-Total	0.00		0.00	
Staff Attorney		480.00		480.00	
	Total	\$ 480.00	\$ -	\$ 480.00	
Costs Reimbursed		YTD Amount Paid		Amount Owed	
Mark Rubin, DC		\$ 1,550.00		\$ 950.00	
James Overland Jr., DC		\$ 4,920.98		\$ 41,956.38	
	Totals	\$ 1,550.00		\$ 42,906.38	
No Activity				Controller	
		-0-		\$ -	
		\$ -		\$ -	

Other Outstanding Items:

2020-2021 Chiropractors Assistant Renewals	
262	70%
CA's Renewed	of active CA's Renewed

Chiropractor's Assistant Test Statistics
On-line (open book) 90% passing

December 17, 2019

Overall Pass Rate 23.73% Overall Fail Rate 76.27%

	First Test	Second Test	Third Test	Fourth Test
Percent Passed	4.35%	37.50%	44.44%	0.00%
Percent Failed	95.65%	62.50%	55.56%	100.00%

	Taken	Passed	
CA Exam	42	18	43%
Law Exam	48	9	19%

1st Time Testers	23	2nd Attempt	24	3rd Attempt	9	4th Attempt +	3
Las Vegas	20	Las Vegas	17	Las Vegas	9	Las Vegas	3
Reno	3	Reno	7	Reno	0	Reno	0

Passed 1st Test	1	Passed 2nd Attempt	9	Passed 3rd Attempt	4	Passed 4th Attempt	0
Las Vegas	1	Las Vegas	7	Las Vegas	4	Las Vegas	0
Reno	0	Reno	2	Reno	0	Reno	0

Failed 1st Test	22	Failed 2nd Attempt	15	Failed 3rd Attempt	5	Failed 4th Attempt	3
Las Vegas	19	Las Vegas	10	Las Vegas	5	Las Vegas	3
Reno	3	Reno	5	Reno	0	Reno	0

Total Exams	59
	49
	10
Total Passed	14
	12
	2
Total Failed	45
	37
	8

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: **Agenda Item 22 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 November 30, 2019 – No action.**
- F. Budget to Actual at November 30, 2019 – No action.**
- G. 2019 Audit – For possible action.**

RECOMMENDED MOTION: **No recommendation.**

PREPARED BY: **Julie Strandberg, Executive Director**

MEETING DATE: **January 23, 2020**

TIME REQUIRED: **5 minutes**

BACKGROUND INFORMATION:

REVIEWED BY: President Secretary Executive Director

ACTION: Approved Approved w/Modifications Denied Continued

**CHIROPRACTIC PHYSICIANS' BOARD
BANK BALANCE REPORT
As of November 30, 2019**

AGENDA ITEM 22A

CHECKING ACCOUNT	229,083.18
SAVINGS ACCOUNT	409,999.49
SAVINGS ACCOUNT - Restricted	0.00
Paypal	1,063.34
Total Cash Balance @ 01/31/19	\$640,146.01

ACCOUNTS RECEIVABLE SUMMARY AS OF November 30, 2019

AGENDA ITEM 22B

A/R	
Fines	43,156.38
Cost Reimbursements	22,196.00
Total A/R	\$65,352.38

**ACCOUNTS PAYABLE SUMMARY
As of November 30, 2019**

AGENDA ITEM 22C

State Treasurer - Fines collected/payable	4,804.00
Total Accounts Payable	\$ 4,804.00

Extraordinary Items

AGENDA ITEM 22D

***Employee Accrued Compensation as of 11/30/19**

	Vacation Hours	Sick-Leave Hours
Julie Standberg	81.11	1,030.28
Brett Canady	-	2.30

Chiropractic Physicians' Board of Nevada
Income/Expense Report To Budget - CASH BASIS
For the Period Ending November 30, 2019

AGENDA ITEM 22E

	Actual July 1, 2019 thru November 30, 2019	Budget FY 06/30/20	Variance
Revenue			
License & Fees	21,365.00	256,850.00	235,485.00
Application & Fees	21,020.00	40,060.00	19,040.00
Interest/Gain Loss on Invest	188.75	-	(188.75)
Exam Fees	8,575.00	10,500.00	1,925.00
Reinstatement Fees	570.00	7,500.00	6,930.00
Miscellaneous	5,308.74	8,574.00	3,265.26
Reimbursement Income	1,050.00	4,100.00	3,050.00
TOTAL REVENUE	\$ 58,077.49	\$ 327,584.00	269,506.51
Expenses			
Background Checks	4,703.75	7,594.00	2,890.25
Banking Expenses	2,262.07	4,720.00	2,457.93
Dues & Registration	1,779.31	8,873.00	7,093.69
Equipment Repair	-	-	-
COMPUTER: Equipment/Software/Websites	6,663.63	16,256.00	9,592.37
Insurance	781.24	876.00	94.76
Legal & Professional	30,019.71	67,081.00	37,061.29
Operating Supplies	982.81	1,900.00	917.19
Printing & Copying	1,249.44	3,000.00	1,750.56
Postage	1,257.51	4,634.00	3,376.49
Casual Labor - Clerical	-	4,000.00	4,000.00
Personnel	-	-	-
Office Salaries	43,847.98	119,937.00	76,089.02
Board Salaries	1,350.00	8,115.00	6,765.00
Workman's Compensation	60.33	2,345.00	2,284.67
Retirement - PERS	8,433.04	29,208.00	20,774.96
Employee Insurance - PEBP	7,099.49	21,982.00	14,882.51
Unemployment	187.09	1,000.00	812.91
Medicare & Social Security	635.79	1,740.00	1,104.21
Payroll Processing	433.73	548.00	114.27
Rent	4,976.81	14,816.00	9,839.19
Telephone	919.27	2,320.00	1,400.73
Travel	-	-	-
In State	2,686.62	6,000.00	3,313.38
Out State	180.64	8,000.00	7,819.36
TOTAL EXPENSES	\$ 120,510.26	\$ 334,945.00	\$ 214,434.74
NET RESULT	\$ (62,432.77)	\$ (7,361.00)	
BEGINNING CASH BALANCE 07/01/19	703,457.32		
NET OPERATING RESULT	641,024.55		
Equipment Purchases		2,000.00	

Beginning Cash reported less \$19,458 Restricted Funds.

Chiropractic Physicians' Board of Nevada
Income/Expense Report - CASH BASIS
For the Period July 01, 2019 thru November 30, 2019

AGENDA ITEM 22F

	Actual July 1, 2019 thru November 30, 2019	Actual July 1, 2018 thru Nov, 2018
Revenue		
License & Fees	21,365.00	156,620.00
Application & Fees	21,020.00	20,960.00
Interest/Gain Loss on Invest	188.75	21,219.22
Exam Fees	8,575.00	5,950.00
Reinstatement Fees	570.00	2,395.00
Miscellaneous	5,308.74	5,810.75
Reimbursement Income	1,050.00	1,483.40
TOTAL REVENUE	\$ 58,077.49	\$ 214,438.37
Expenses		
Background Checks	4,703.75	3,966.75
Banking Expenses	2,262.07	3,212.06
Dues & Registration	1,779.31	1,683.54
Equipment Repair	-	-
COMPUTER: Equipment/Software/Websites	6,663.63	6,533.48
Insurance	781.24	874.61
Legal & Professional	30,019.71	29,466.46
Operating Supplies	982.81	1,525.31
Printing & Copying	1,249.44	1,841.06
Postage	1,257.51	1,232.44
Casual Labor - Clerical	-	-
Personnel	-	-
Office Salaries	43,847.98	46,450.96
Board Salaries	1,350.00	2,250.00
Workman's Compensation	60.33	428.47
Retirement - PERS	8,433.04	8,509.82
Employee Insurance - PEBP	7,099.49	8,497.37
Unemployment	187.09	197.15
Medicare & Social Security	635.79	673.54
Payroll Processing	433.73	470.00
Rent	4,976.81	6,840.73
Telephone	919.27	867.35
Travel		
In State	2,686.62	4,799.63
Out State	180.64	336.74
TOTAL EXPENSES	\$ 120,510.26	\$ 130,657.47
NET RESULT	\$ (62,432.77)	\$ 83,780.90
BEGINNING CASH BALANCE 07/01/17	703,457.32	
NET OPERATING RESULT	641,024.55	

Beginning Cash reported less \$19,458 Restricted Funds.

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA
FINANCIAL STATEMENTS
June 30, 2019 and 2018

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

TABLE OF CONTENTS

INDEPENDENT AUDITOR'S REPORT	3
BASIC FINANCIAL STATEMENTS:	
Statement of Net Position	5
Statement of Revenues, Expenses and Changes in Net Position	6
Statement of Cash Flows	7
Notes to Financial Statements	8
REQUIRED SUPPLEMENTARY INFORMATION:	
Budgetary Comparison Schedule	20
INDEPENDENT AUDITORS REPORT ON COMPLIANCE	22

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INDEPENDENT AUDITOR'S REPORT

To the Executive Director and the Board of Directors
Chiropractic Physicians' Board of Nevada
Reno, Nevada

Report on the Financial Statements

We have audited the accompanying statements of net position of the Chiropractic Physicians' Board of Nevada as of June 30, 2019 and 2018 and the related statements of revenues and expenses and changes in net position and statement of cash flows for the years then ended, and the related notes to the financial statements, which collectively comprise the Board's basic financial statements as listed in the table of contents.

Management's Responsibility for the Financial Statements

Management is responsible for the preparation and fair presentation of these financial statements in accordance with accounting principles generally accepted in the United States of America; this includes the design, implementation, and maintenance of internal controls relevant to the preparation and fair presentation of financial statements that are free from material misstatement, whether due to fraud or error.

Auditor's Responsibility

Our responsibility is to express opinions on these financial statements based on our audit. We conducted our audit in accordance with auditing standards generally accepted in the United States of America. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statements are free from material misstatement.

An audit involves performing procedures to obtain audit evidence about the amounts and disclosures in the financial statements. The procedures selected depend on the auditor's judgment, including the assessment of the risks of material misstatement of the financial statements, whether due to fraud or error. In making those risk assessments, the auditor considers internal controls relevant to the entity's preparation and fair presentation of the financial statements in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the entity's internal controls. Accordingly, we express no such opinion. An audit also includes evaluating the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluating the overall presentation of the financial statements.

We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinions.

Basis of qualified opinion

Beginning fiscal year ending June 30, 2018, Government Accounting Standards required certain adjustments to the financial statements and additional disclosures to account and report on other post-employment benefits. Due to the additional costs to comply, management decided to not include those adjustments and disclosures with the financial statements. Quantification of the effects of the departure from U.S. Generally Accepted Accounting Principles on the financial statements of June 30, 2019 is not practicable.

Qualified Opinion

In our opinion, except for the possible effects of the matter described in the Basis for Qualified Opinion paragraph, the financial statements referred to above present fairly, in all material respects, the respective financial positions of the business-type activities of Chiropractic Physicians' Board of Nevada as of June 30, 2019 and 2018 and the respective changes in financial position and cash flows for the years then ended in accordance with accounting principles generally accepted in the United States of America.

Other Matters*Required Supplementary Information*

Accounting principles generally accepted in the United States of America requires the budgetary comparison and GASB required supplemental information be presented to supplement the basic financial statements. Such information, although not a part of the basic financial statements, is required by the Governmental Accounting Standards Board, who considers it to be an essential part of financial reporting for placing the basic financial statements in an appropriate operational, economic, or historical context. We have applied certain limited procedures to the required supplementary information in accordance with auditing standards generally accepted in the United States of America, which consisted of inquiries of management about the methods of preparing the information and comparing the information for consistency with management's responses to our inquiries, the basic financial statements, and other knowledge we obtained during our audit of the basic financial statements. We do not express an opinion or provide any assurance on the information because the limited procedures do not provide us with sufficient evidence to express an opinion or provide any assurance.

Management has omitted the management, discussion, and analysis that accounting principles generally accepted in the United States of America require to be presented to supplement the basic financial statements. Such missing information, although not a part of the basic financial statements, is required by the Governmental Accounting Standards Board, who considers it to be an essential part of financial reporting for placing the basic financial statements in an appropriate operational, economic, or historical context. Our opinion on the basic financial statements is not affected by this missing information.



Carson City, Nevada
November 8, 2019

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA
STATEMENT OF NET POSITION
June 30, 2019 and 2018

ASSETS	2019	2018
Current assets:		
Cash	\$ 722,915	\$ 289,418
Accounts receivable, net	66,628	16,296
Prepaid	5,453	5,894
Total current assets	<u>794,996</u>	<u>311,608</u>
Capital assets, net	-	-
Investments	-	160,800
Total noncurrent assets	<u>-</u>	<u>160,800</u>
Total assets	<u>794,996</u>	<u>472,408</u>
 DEFERRED OUTFLOWS OF RESOURCES		
Deferred outflows	<u>48,892</u>	<u>49,439</u>
 LIABILITIES		
Current liabilities:		
Accounts payable	4,950	6,037
Due to State Treasurer	27,000	30,000
Funds held for refund	19,458	19,458
Payroll liabilities	1,831	1,778
Total current liabilities	<u>53,239</u>	<u>57,273</u>
Noncurrent liabilities:		
Compensated absences	9,529	12,326
PERS net pension liability	232,549	234,557
Total noncurrent liabilities	<u>242,078</u>	<u>246,883</u>
Total liabilities	<u>295,317</u>	<u>304,156</u>
 DEFERRED INFLOWS OF RESOURCES		
Deferred inflows -pension	44,291	47,811
License fees	383,134	147,203
Total deferred inflows of resources	<u>427,425</u>	<u>195,014</u>
 NET POSITION		
Invested in capital assets	-	-
Unrestricted	121,146	22,677
Total net position	<u>\$ 121,146</u>	<u>\$ 22,677</u>

See notes to financial statements

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA
STATEMENT OF REVENUES, EXPENSES AND CHANGES IN NET POSITION
For the years ended June 30, 2019 and 2018

	<u>2019</u>	<u>2018</u>
Operating revenues:		
Licensing fees	\$ 269,754	\$ 263,866
Other fees	54,420	54,577
Fines and other income	82,563	21,091
Total revenues	<u>406,737</u>	<u>339,534</u>
 Operating expense:		
Salaries and benefits	152,616	133,023
Rent	14,550	14,453
General & Administrative	57,085	51,473
Professional	86,645	59,797
Travel	13,399	9,415
Board expense	5,693	6,194
Depreciation expense	-	904
Total operating expenses	<u>329,988</u>	<u>275,259</u>
Increase in operating net position	76,749	64,275
 Increase (decrease) in non-operating income - net investment income	 <u>21,720</u>	 <u>(5,372)</u>
Increase in net position	98,469	58,903
 Net position at beginning of year, July 1	 <u>22,677</u>	 <u>(36,226)</u>
Net position at end of year, June 30	<u>\$ 121,146</u>	<u>\$ 22,677</u>

See notes to financial statement

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA
STATEMENT OF CASH FLOWS
For the years ended June 30, 2019 and 2018

	<u>2019</u>	<u>2018</u>
CASH FLOWS FROM OPERATING ACTIVITIES:		
Receipts from licensees	\$ 588,816	\$ 171,570
Payments to vendors	(185,223)	(102,023)
Payments to employees	(112,004)	(112,705)
Payroll taxes & benefits paid	(40,612)	(45,431)
Total cash provided (used) from operating activities	<u>250,977</u>	<u>(88,589)</u>
CASH FLOWS FROM INVESTING ACTIVITIES:		
Sale of investments	160,800	-
Interest and dividends	795	3,048
Gain on sale of investments	20,925	-
Total cash provided from investing activities	<u>182,520</u>	<u>3,048</u>
Net increase (decrease) in cash	433,497	(85,541)
Beginning cash at June 30	<u>289,418</u>	<u>374,959</u>
Cash and Cash Equivalents at year's end, June 30	<u>722,915</u>	<u>289,418</u>

RECONCILIATION OF OPERATING INCOME TO NET CASH:

Adjustments to reconcile operating income to net cash provided by operating activities:

Operating net income	76,749	64,275
Depreciation expense	-	904
(Increase) decrease in net accounts receivables	(50,332)	68,024
Decrease (increase) in prepaid expense	441	(2,226)
Decrease in deferred outflows	547	13,684
(Decrease) increase in accounts payable	(1,087)	2,630
(Decrease) increase in payable due to state treasurer	(3,000)	10,079
Increase (decrease) in payroll liabilities	53	(2,970)
(Decrease) in compensated absences	(2,797)	-
Increase in Funds held for refund	-	19,458
(Decrease) increase net pension liability	(2,008)	(26,435)
Increase (decrease) increase in deferred inflows	232,411	(236,012)
Net cash provided (used) by operating activities	<u>\$ 250,977</u>	<u>\$ (88,589)</u>

See notes to financial statement

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA
NOTES TO FINANCIAL STATEMENTS
June 30, 2019 and 2018

NOTE 1 - SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

Background and Reporting Entity

The Chiropractic Physicians' Board of Nevada (Board) is composed of seven members appointed by the governor as follows:

- One member who represents the interests of persons or agencies that regularly provide health care to patients who are indigent, uninsured or unable to afford health care;
- Four members who are:
 - Graduates of chiropractic schools or colleges;
 - Licensed by the Board; and
 - Actually engaged in the practice of chiropractic in the State and have been for at least three years prior to appointment.
- Two members who are representatives of the general public.

The accompanying financial statements of the Board have been prepared in conformity with accounting principles generally accepted in the United States of America (GAAP) as prescribed by the Governmental Accounting Standards Board (GASB). The Board has adopted Governmental Accounting Standards Board (GASB) Statement No. 62, *Codification of Accounting and Financial Reporting Guidance Contained in Pre-November 30, 1989 FASB and AICPA Pronouncements* as of January 1, 2012. Adoption of this standard had no impact on the Board's financial statements. The Board is not considered to be financially accountable for any other governmental entity since no other entities are considered to be controlled by or dependent on the Board. Control or dependence is determined on the basis of budget adoption, funding and appointment of the respective governing board.

Financial Statement Presentation

The Statements of Net Position; Revenues, Expenses and Changes in Net Position; and Cash Flows report information on all activities of the Board. The Board is reported as a single enterprise fund.

The Statement of Net Position presents the reporting entity's assets and liabilities, with differences reported as net assets. Net assets are reported in two categories:

Invested in capital assets consist of capital assets, net of accumulated depreciation. Capital assets of the Board have no related debt.

Unrestricted net position consists of net assets that do not meet the definition of the preceding category. Unrestricted net assets often have constraints on resources that are imposed by management but can be removed or modified.

The Statement of Revenue, Expenses and Changes in Net Position distinguishes operating revenues and expenses from non-operating items. Operating revenues and expenses generally result from providing services and producing and delivering goods in connection with the Board's principal ongoing operations. All revenues and expenses not meeting this definition are reported as non-operating revenues and expenses.

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA
NOTES TO FINANCIAL STATEMENTS
June 30, 2019 and 2018

NOTE 1 - SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (continued)

Measurement Focus, Basis of Accounting

The financial statements are reported using the economic resources management focus and the accrual basis of accounting. Revenues are recorded when earned, and expenses are recorded when a liability is incurred, regardless of the timing of cash flows.

Cash and Equivalents

Cash balances are invested as permitted by law and insured by the Federal Deposit Insurance Corporation (FDIC) up to \$250,000. The Board considers all cash on hand as cash or cash equivalents.

Investments

Investments in marketable securities with readily determinable fair values and all investments in debt securities are reported at their fair values in the statements of net assets. Unrealized gains and losses are included in the change in net assets. The board does not have a formal policy regarding the kind of investments that they can invest in.

Accounts Receivable

Accounts receivable reflect license fees, cost, reimbursements and fines as a result of disciplinary actions. An allowance for doubtful accounts has been established which at year's end June 30, 2019 and 2018 was \$164,693 and \$161,974.

Accounts receivable are presented net of allowances for doubtful accounts. Management believes that accounts receivable that are over 90 days old net of allowances are collectible.

Capital Assets and Depreciation

All capital assets are recorded in the Statement of Net Position at historical cost. Fixed assets are fully depreciated as of yearend.

Donated capital assets are valued at their estimated fair value on the date of donation. The Board defines capital assets as assets with a unit cost of \$2,000 or more and an estimated useful life in excess of one year. Depreciation is accumulated on a straight-line basis over the estimated useful life of the asset, with one-half a year's depreciation taken in the year of acquisition and one-half in the final year. Useful life is estimated by management on the basis of their experience with similar assets.

Deferred Inflows of Resources - Revenues

Various licenses are billed for a two-year period resulting in unearned revenues at the end of the fiscal year. Deferred revenues represent amounts received but not earned as of year-end.

Use of Estimates

The Board uses estimates and assumptions in preparing the financial statements in conformity with accounting principles generally accepted in the United States of America. Those estimates and assumptions affect the reported amounts of assets and liabilities, the disclosure of contingent assets and liabilities, and the reported revenues and expenses. Actual results could differ from those estimates.

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA
NOTES TO FINANCIAL STATEMENTS
June 30, 2019 and 2018

NOTE 1 - SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (continued)

Budgets and Budgetary Accounting

NRS 353.005 specifically exempts the Board from the requirements set forth in the State Budget Act. However, the Board prepares an annual budget for each fiscal year that is approved by a majority vote of the Board prior to the start of each fiscal year. The budget is used internally by the Board and staff and is prepared on the same basis as the financial statements.

Federal Income Taxes:

The Board is considered an exempt governmental agency in accordance with Internal Revenue Service Code Section 115. Therefore, income is excludable from gross income for federal income tax purposes.

Funds Held for Refund

The Board is holding \$19,458 in funds held for refund with regards to a disciplinary case. The chiropractor owes refunds to patients that he was unable to locate. The Board must hold the balance for three years pursuant to the Office of the Treasurer in the event these patients request their refund. At the end of the three years the appropriate amount will be turned over to Unclaimed Property managed by the Treasurer. The amount of \$19,458 currently is being held in the Board's Money Market account and is shown on the financial statements as a current liability.

Compensated Absences

Compensated absences are accounted for in accordance with GASB Statement No. 16, Accounting for Compensated Absences, which requires that a liability for compensated absences relating to services already tendered, and that are not contingent on a specified event, will be accounted for in the period when those services are rendered or those events take place. The Boards' policy provides for payment of accrued vacation time upon termination of employment if employed for six months or more, and a maximum payment of \$8,000 for sick leave upon termination of employment if employed ten years or more.

Prior Year Reclassifications

Prior year's financial statements have been reclassified where applicable to conform to the current year's presentation.

NOTE 2 – CASH & INVESTMENTS

At June 30, 2019 and 2018, cash and cash equivalents totaled \$722,915 and \$289,418 for deposits in a commercial bank. All funds are on deposit with a single financial institution and are carried at cost. The bank balances at June 30, 2019 and 2018 totaled \$741,468 and \$306,055. Bank balances are insured up to \$250,000 by the Federal Deposit Insurance Corporation and amounts in excess of the FDIC limit are collateralized by the bank.

The Board categorizes fair value measurement within the fair value hierarchy established by generally accepted accounting principles. The hierarchy is based on the valuation inputs used to measure the fair value of the asset. Level 1 inputs are quoted prices in active markets for identical assets; Level 2 inputs

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA
NOTES TO FINANCIAL STATEMENTS
June 30, 2019 and 2018

NOTE 2 – CASH & INVESTMENTS (continued)

are significant other observable inputs; Level 3 inputs are significant unobservable inputs. The Board investments were in equity securities and are valued at quoted market prices (Level 1 inputs). Investments consisted of marketable securities in Employers Holdings, Inc. Fair value at June 30, 2018 was \$160,800.

The Board was notified by the Nevada Legislative Counsel Bureau that they cannot legally invest in equity securities and that the investments held needed to be liquidated. Management has complied and the investments were liquidated during the year.

NOTE 3 – RISK MANAGEMENT

The Board is exposed to various risks of loss related to torts, theft of, damage to, and destruction of assets; errors and omissions; and natural disasters, as are all entities. The Board is covered by commercial insurance purchased from independent third parties. There have been no claims from these risks during the years ended June 30, 2019 and 2018. Settled claims from these risks in the past have been minimal.

NOTE 4 – CAPITAL ASSETS

Depreciation is taken on the financial statements over the estimated useful lives of the assets using the straight-line method. It is believed by management that the useful lives of furniture and equipment range from five to ten years with no salvage value. When assets are disposed of the cost and related accumulated depreciation are removed from the general ledger and any resulting gain or loss is recognized in operations. There was no depreciation expense recorded for year ending June 30, 2019 and \$904 for year ending June 30, 2018.

	June 30, 2018	Additions	Dispositions	June 30, 2019
Furniture and equipment	\$ 16,501	\$ -	\$ -	\$ 16,501
Accumulated depreciation	\$ (16,501)	\$ -	\$ -	(16,501)
Net equipment	\$ -	\$ -	\$ -	\$ -

	June 30, 2017	Additions	Dispositions	June 30, 2018
Furniture and equipment	\$ 16,501	\$ -	\$ -	\$ 16,501
Accumulated depreciation	\$ (15,597)	\$ (904)	\$ -	(16,501)
Net equipment	\$ 904	\$ (904)	\$ -	\$ -

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA
NOTES TO FINANCIAL STATEMENTS
June 30, 2019 and 2018

NOTE 5 – POST RETIREMENT BENEFITS

Some employees of the Board are entitled to post-retirement health care benefits from the State of Nevada. The Board pays an assessment to fund these future benefits at a rate determined by the State Department of Administration. The rate of assessment was 2.34% and \$741 per employee per month in 2019 and 2.35% and \$743 per employee in 2018. The total amounts paid for years ended 2019 and 2018 were \$22,411 and \$22,031. The Government Accounting Standards Board issued Statement 75 which provides guidance on how other post-retirement benefits are to be reported along with footnoted disclosures. Management has not implemented this new statement.

NOTE 6 – OPERATING LEASES

The Board is obligated under operating leases for office space and a postage meter, expiring on various dates through 2023. The postage meter, at the end of the lease term, is renewable at its fair rental values. The minimum rental commitments under the operating leases are as follows:

Years ended June 30,	
2020	\$12,737
2021	634
2022	634
2023	423
	\$14,428
	\$14,428

The expense for all operating leases for years ended June 30, 2019 and 2018 was \$18,109 and \$21,557 respectively.

NOTE 7 – DEFINED BENEFIT PENSION COST-SHARING EMPLOYER PLAN

A. General Information about the Pension Plan

Plan Description – All qualified permanent and probationary employees are eligible to participate in the Board’s Employee Pension Plans, cost-sharing multiple employer defined benefit pension plans administered by the Public Employees’ Retirement System of Nevada (PERS). Benefit provisions under the Plans are established by State statute and Board resolution. PERS issues publicly available reports that include a full description of the pension plans regarding benefit provisions, assumptions and membership information that can be found on the PERS website.

Benefits Provided – PERS provides service retirement and disability benefits, annual cost of living adjustments and death benefits to plan members, who must be public employees and beneficiaries. Benefits are based on years of credited service, equal to one year of full-time employment.

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA
NOTES TO FINANCIAL STATEMENTS
June 30, 2019 and 2018

NOTE 7 – DEFINED BENEFIT PENSION COST-SHARING EMPLOYER PLAN (continued)

The Plans' provisions and benefits in effect at June 30, 2019 are summarized as follows:

Hire date	Prior to <u>July 1, 2001</u>	Between July 1, 2001 and <u>January 1, 2010</u>	Between January 1, 2010 and <u>July 1, 2015</u>	On or after <u>July 1, 2015</u>
Benefit formula	2.50%	2.67%	2.50%	2.25%
Benefit vesting option 1	5 years service @65	5 years service @65	5 years service @65	5 years service @65
Benefit vesting option 2	10 years service @60	10 years service @60	10 years service @62	10 years service @62
Benefit vesting option 3	any age with 30 years service	any age with 30 years service	any age with 30 years service	30 years service @55
Benefit payments	monthly for life	monthly for life	monthly for life	monthly for life
Retirement age	50-55	52-67	52-67	52-67
Monthly benefits as a % of eligible	2.50%	2.67%	2.50%	2.25%
Required employer contributions rates	unavailable	unavailable - 21.5%	28%	28%

Contributions – The contributions are made in accordance with the required rates established by the Nevada Legislature. These statutory rates are increased/decreased pursuant to NRS 286.421 and 286.450. Funding contributions for the Plans are determined bi- annually on an actuarial basis as of June 30 by PERS. The actuarially determined rate is the estimated amount necessary to finance the costs of benefits earned by employees during the year, with an additional amount to finance any unfunded accrued liability. The Board is required to contribute the difference between the actuarially determined rate and the contribution rate of employees.

For the year ended June 30, 2019, the contributions recognized as part of pension expense for the Plan was as follows:

Contributions - employer	\$20,569
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***B. Pension Liabilities, Pension Expenses and Deferred outflows/Inflows of Resources
Related to Pensions***

As of June 30, 2019, the Board reported net pension liabilities for its proportionate shares of the net pension liability of the Plan as follows:

Miscellaneous plan	Proportionate share of net pension liability <hr style="width: 100%;"/> \$232,549
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CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA
NOTES TO FINANCIAL STATEMENTS
June 30, 2019 and 2018

NOTE 7 – DEFINED BENEFIT PENSION COST-SHARING EMPLOYER PLAN (continued)

The Board's net pension liability for the Plan is measured as the proportionate share of the net pension liability. The net pension liability of the Plan is measured as of June 30, 2018, and the total pension liability for the Plan used to calculate the net pension liability was determined by an actuarial valuation as of June 30, 2018. The Board's proportion of the net pension liability was based on a projection of the Board's long-term share of contributions to the pension plan relative to the projected contributions of all participating employers, actuarially determined.

The Board's proportionate share of the net pension liability as of June 30, 2017 and 2018 was as follows:

Proportion - June 30, 2017	0.00176%
Proportion - June 30, 2018	0.00171%
Change: Increase -Decrease	-0.00005%

For the year ended June 30, 2019, the Board recognized a pension expense of \$15,588.

At June 30, 2019, the Board reported deferred outflows of resources and deferred inflows of resources related to pensions from the following sources:

	Deferred Outflows of Resources	Deferred Inflows of Resources
Differences between expected and actual experience	\$ -	\$ -
Changes in assumptions	(3,307)	8,107
Net difference between projected and actual earnings on pension plan investments	5,762	1,108
Changes in proportion and differences between Board contributions and proportionate share of contributions	25,868	35,076
Board contributions subsequent to the measurement	20,569	-
Total	<u>\$ 48,892</u>	<u>\$ 44,291</u>

\$20,569 reported as deferred outflows of resources related to contributions to NVPERS subsequent to the measurement date will be recognized as a reduction of the net pension liability in the year ended June 30, 2019.

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA
NOTES TO FINANCIAL STATEMENTS
June 30, 2019 and 2018

NOTE 7 – DEFINED BENEFIT PENSION COST-SHARING EMPLOYER PLAN (continued)

Other amounts reported as deferred outflows of resources and deferred inflows of resources related to pensions will be recognized as pension expense as follows:

Measurement Period Ended June 30:		
2020	\$	5,494
2021		1,463
2022		(3,766)
2023		2,038
2024		2,337
2025		8,402
Thereafter		-
Total	<u>\$</u>	<u>15,968</u>

Actuarial Assumptions – The total pension liabilities in the June 30, 2018 actuarial valuations were determined using the following actuarial assumptions:

	<u>Miscellaneous</u>
Valuation date	June 30, 2018
Measurement date	June 30, 2018
Actuarial Cost Method	Entry -Age Normal Cost
Actuarial Assumptions:	
Consumer Price Index	2.75%
Inflation	2.75%
Payroll growth	5.00%
Projected salary increase	4.25% - 9.15%
Investment rate of return	7.50%

The underlying mortality assumptions and all other actuarial assumptions used in the June 30, 2018 valuation were based on the results of the experience review completed in 2018. Further details of the Experience Study can be found on the PERS website.

Discount Rate – The discount rate used to measure the total pension liability was 7.50% as of June 30, 2018. The projection of cash flows used to determine the discount rate assumed that employee and employer contributions will be made at the rate specified in statute. Based on that assumption, the pension

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA
NOTES TO FINANCIAL STATEMENTS
June 30, 2019 and 2018

NOTE 7 – DEFINED BENEFIT PENSION COST-SHARING EMPLOYER PLAN (continued)

plan's fiduciary net position at June 30, 2018, was projected to be available to make all projected future benefit payments of current active and inactive employees. Therefore, the long-term expected rate of return on pension plan investments was applied to all periods of projected benefit payments to determine the total pension liability as of June 30, 2018.

The System's Investment Objectives and Policies detail the fund's long-term investment goals, management responsibilities, return/risk expectations, and monitoring requirements. These policies are subject to change at any time by the Board and are reviewed thoroughly at least annually to ensure that they continue to reflect the System's expectations.

To establish an appropriate long-term asset allocation strategy, the Board evaluates expected return and risk for each of the major asset types (stocks, bonds, private markets). These asset classes are then combined in the most efficient manner possible to construct a portfolio that matches the risk and return needs of the fund. By diversifying the System's investments in multiple asset classes, the Board is able to reduce the volatility of annual investment earnings. The Board reviews capital market expectations and asset allocation annually. In addition, the Board employs a disciplined rebalancing policy to manage market volatility and to ensure the portfolio's exposures are consistent with the System's long-term asset targets.

Additional information on the discount rate, investment strategy and diversification is available in the PERS CAFR which can be found at www.nvpers.org.

The System's policies which determine the investment portfolio target asset allocation is established by the Board. The asset allocation is reviewed annually and is designed to meet the future risk and return needs of the System.

The following was the Board adopted policy target asset allocation as of June 30, 2018:

Asset Class	Target Allocation	Long-Term Geometric Expected Real Rate of Return*
Domestic Equity	42%	5.50%
International Equity	18%	5.75%
Domestic Fixed Incom	30%	0.25%
Private Markets	10%	6.80%

*As of June 30, 2017, PERS' long-term inflation assumption was 2.75%

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA
NOTES TO FINANCIAL STATEMENTS
June 30, 2019 and 2018

NOTE 7 – DEFINED BENEFIT PENSION COST-SHARING EMPLOYER PLAN (continued)

Sensitivity of the Proportionate Share of the Net Pension Liability to Changes in the Discount Rate –

The following presents the net pension liability of the PERS as of June 30, 2019, calculated using the discount rate of 7.50%, as well as what the PERS net pension liability would be if it were calculated using a discount rate that is 1-percentage-point lower (6.5%) or 1-percentage-point higher (8.5%) than the current discount rate:

	Discount rate -1% (6.5%)	Current Discount Rate (7.5%)	Discount Rate +1% (8.5%)
Misc. Tier1	\$355,629	\$232,549	\$131,479

NOTE 8 – LICENSE RENEWALS

Revenues and deferred inflows for licenses issued were reported for the years ended June 30, 2019 and 2018. Doctor of Chiropractic licenses were granted for a 2-year period and licenses were renewed for the periods beginning January 1, 2017 and again January 1, 2019.

Chiropractor’s Assistant certificates were issued for a 2-year period starting January 1, 2016 and again January 1, 2018.

NOTE 9 –SUBSEQUENT EVENTS

Management has evaluated the activities and transactions subsequent to June 30, 2019 to determine the need for any adjustments to, and disclosure within the financial statements for the year ended June 30, 2019. Management has evaluated subsequent events through November 8, 2019, which is the date the financial statements were available for issue.

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA
Schedules of Required Supplementary Information
SCHEDULES OF THE BOARD'S PROPORTIONATE SHARE OF THE NET PENSION LIABILITY

Last 10 Fiscal Years*

<u>Actuarial Valuation Date</u>	<u>Board's proportion of the net pension liability (asset)</u>	<u>Board's proportionate share of the net pension liability (asset)</u>	<u>Board's covered - employee payroll</u>	<u>Board's proportionate share of the net pension liability (asset) as a percentage of its covered-employee payroll</u>	<u>Plan fiduciary net position as a percentage of the total pension liability</u>
<u>Miscellaneous First Tier Plan</u>					
6/30/2018	0.00171%	\$232,549	\$54,548	426.32%	75.1%

* The amounts presented for each fiscal year were determined as of the fiscal year-end



This information is required by the Governmental Accounting Standards Board

**CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA
REQUIRED SUPPLEMENTARY INFORMATION
SCHEDULES OF THE BOARD'S CONTRIBUTIONS**

Last 10 Fiscal Years*

<u>Actuarial Valuation Date</u>	<u>Contractually required contribution</u>	<u>Contribution in relation to the contractually required contribution</u>	<u>Contribution deficiency (excess)</u>	<u>Board's covered employee payroll</u>	<u>Contributions as a percentage of covered employee payroll</u>
<u>Miscellaneous First Tier Plan</u>					
6/30/2018	\$7,910	(\$7,910)	\$0	\$54,548	14.50%

* The amounts presented for each fiscal year were determined as of the fiscal year-end



This information is required by the Governmental Accounting Standards Board

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA
BUDGETARY COMPARISON SCHEDULE
For the Year Ended June 30, 2019

	Original			
Revenues	Budget	Final Budget	Actual	Variance
Licensing fees	\$ 248,250	\$ 248,250	\$ 269,754	\$ 21,504
Other fees	35,825	35,825	54,420	18,595
Fines and other income	50,859	50,859	82,563	31,704
Total revenues	334,934	334,934	406,737	71,803
Expenses				
Salaries & benefits	193,169	193,169	152,616	40,553
Rent	14,258	14,258	14,550	(292)
General & administrative	53,670	53,670	57,085	(3,415)
Professional	99,800	99,800	86,645	13,155
Travel	20,000	20,000	13,399	6,601
Board expense	10,000	10,000	5,693	4,307
Total expenditures	390,897	390,897	329,988	60,909
Excess of revenues over (under) expenditures	(55,963)	(55,963)	76,749	132,712
Unrestricted net position, July 1,	22,677	22,677	22,677	-
Increase in non-operating income	1,000	1,000	21,720	20,720
Unrestricted net position, June 30	\$ (32,286)	\$ (32,286)	\$ 121,146	\$ 153,432

See notes to financial statements

COMPLIANCE

**AUDITOR'S REPORT ON COMPLIANCE WITH NEVADA REVISED STATUTES AND
CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA**

To the Members
Chiropractic Physicians' Board of Nevada

I have audited the entity wide financial statements of the Chiropractic Physicians' Board of Nevada (Board), as of and for the year ended June 30, 2019, and have issued my report thereon dated November 8, 2019. I conducted my audit in accordance with United States generally accepted auditing standards.

Compliance

As part of obtaining reasonable assurance about whether the Chiropractic Physicians' Board of Nevada financial statements are free of material misstatement, I performed tests of its compliance with certain provisions of laws, regulations, contracts, and grants, noncompliance with which could have a direct and material effect on the determination of financial statement amounts. Compliance with Nevada Revised Statutes (NRS) and regulations (Nevada Administrative Code) applicable to the Chiropractic Physicians' Board of Nevada is the responsibility of the Board's management. Providing an opinion on compliance with those provisions was not an objective of my audit, and accordingly, I do not express such an opinion. In connection with my audit, nothing came to my attention that caused me to believe the Board had not complied with NRS 634 and other Nevada Revised Statutes and regulations, insofar as they relate to accounting matters. However, my audit was not directed primarily toward obtaining knowledge of such non-compliance.

This report is intended solely for the information and use of the Board of Directors, management and others within the organization and the Nevada Legislative Counsel Bureau. This restriction is not intended to limit distribution of this report, which is a matter of public record.

Bertrand & Associates, LLC

Carson City, Nevada
November 8, 2019

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: **Agenda Item 23 Election of Officers - For possible action.**

RECOMMENDED MOTION: **No recommendation.**

PREPARED BY: **Morgan Rovetti, DC**

MEETING DATE: **January 23, 2020**

TIME REQUIRED: **5 minutes**

BACKGROUND INFORMATION: **Pursuant to NAC 634.140 the Board will elect officers at the first regular meeting of the Board during each even-numbered year.**

REVIEWED BY: President Secretary Executive Director

ACTION: Approved Approved w/Modifications Denied Continued

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: **Agenda Item 24 Correspondence Report – No action**

RECOMMENDED MOTION: **Non-Action item.**

PREPARED BY: **Julie Strandberg**

MEETING DATE: **January 23, 2020**

TIME REQUIRED: **5 minutes**

BACKGROUND INFORMATION: **See attached.**

REVIEWED BY: President Secretary Executive Director

ACTION: Approved Approved w/Modifications Denied Continued

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: **Agenda Item 25 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

RECOMMENDED MOTION: **Non-Action item.**

PREPARED BY: **Morgan Rovetti, DC**

MEETING DATE: **January 23, 2020**

TIME REQUIRED: **3 minutes per person per topic**

BACKGROUND INFORMATION: **The public may speak to the Board about any topic not on the agenda but no action may be taken.**

REVIEWED BY: President Secretary Executive Director

ACTION: Approved Approved w/Modifications Denied Continued

Agenda Item 25

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: **Agenda Item 26** Adjournment – For possible action

RECOMMENDED MOTION: **Adjourn the meeting.**

PRESENTED BY: **Morgan Rovetti, DC**

MEETING DATE: **January 23, 2020**

TIME REQUIRED: **2 minute**

BACKGROUND INFORMATION: **The meeting should be formally adjourned when all matters on the agenda have been addressed.**

REVIEWED BY: President Secretary Executive Director

ACTION: Approved Approved w/Modifications Denied Continued