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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

NOTE: Per Emergency Order 006 issued by Governor Sisolak on March 22, 2020, there will be no physical location for this meeting.

PLEASE DO NOT ATTEND THIS MEETING AT THE BOARD'S OFFICE.

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.

NOTICE OF WORKSHOP FOR THE ADOPTION OF REGULATIONS OF THE CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

NOTICE IS HEREBY GIVEN that the Chiropractic Physicians' Board of Nevada will hold a public workshop at **9:30 a.m. on Thursday, October 15, 2020 by videoconference via Zoom.**

Link to Join /meeting Online:

<https://zoom.us/j/91567363616?pwd=dmVZcmV3VVdHd05SYjR0d2Y2K1NvQT09>

Meeting ID:

Password: 3

Dial by your location

+1 346 248 7799 US (Houston)

+1 669 900 6833 US (San Jose)

+1 253 215 8782 US (Tacoma)

+1 312 626 6799 US (Chicago)

+1 929 205 6099 US (New York)

+1 301 715 8592 US (Germantown)

Meeting ID: 915 6736 3616

Passcode: 260813

Find your local number: <https://zoom.us/u/abh9RTJv54>

The purpose of the workshop is to receive comments from all interested persons regarding the potential adoption of regulations that pertain to chapter 634 of the Nevada Administrative Code.

The purpose of the proposed regulation will make various revisions to Chapter 634 of the Nevada Administrative Code.

Persons wishing to comment upon the proposed action of the Chiropractic Physicians' Board of Nevada may appear at the scheduled public workshop or may address their comments, data, views, or arguments, in written form, to Julie Strandberg, Executive Director, 4600 Kietzke Lane, Suite M245, Reno, NV 89502. Written submissions must be received by the Chiropractic Physicians' Board of Nevada on or before, Monday, October 5, 2020. If no person who is directly affected by the proposed action appears to request time to make an oral presentation, the Chiropractic Physicians' Board of Nevada may proceed immediately to act upon any written submissions.

Members of the public who require special accommodations or assistance at the workshop are required to notify Julie Strandberg, Executive Director, in writing at the Chiropractic Physicians' Board of Nevada, 4600 Kietzke Lane, Suite M245, Reno, Nevada 89502, Telephone: 775-688-1923, no later than Monday, October 5, 2020.

A copy of this notice and the regulation to be Adopted will be on file at the State Library, 100 Stewart Street, Carson City, Nevada, for inspection by members of the public during business hours. Additional copies of the notice and the regulation to be Adopted will be available at the Chiropractic Physicians' Board of Nevada, 4600 Kietzke Lane, Suite M245, Reno, NV 89502. This notice and the text of the proposed regulation are also available in 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.nv.us>. Copies of this notice and the proposed regulation will also be mailed to members of the public upon request. A reasonable fee may be charged for copies if it is deemed necessary.

Upon adoption of any regulation, the agency, if requested to do so by an interested person, either before adoption or 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.

This notice of workshop has been posted at the following locations:

Chiropractic Physicians' Board of Nevada website: <http://chirobd.nv.gov>
[Notice.nv.gov](http://chirobd.nv.gov)

Chiropractic Physicians' Board of Nevada, 4600 Kietzke Lane, Suite M245, Reno, Nevada 89502

Office of the Attorney General, 100 N. Carson St., Carson City, NV 89701

Office of the Attorney General, Grant Sawyer Bldg., 555 E. Washington Ave., Las Vegas, NV 89101

State Library and Archives, 100 N. Stewart Street, Carson City, NV 89701

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

LCB File No. **-****

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

AUTHORITY: NRS 634.030 and 634.014 and NRS 622.530.

A REGULATION relating the licensure qualifications for chiropractor's assistants, a process for the issuance of a license by endorsement to chiropractic physicians, and an alteration to the time within which a self-inspection form must be submitted.

Section 1. NAC 634.355 is here by amended to read as follows:

1. An applicant for a certificate as a chiropractor's assistant must, in addition to fulfilling the requirements of NAC 634.350, furnish evidence satisfactory to the Board that he or she:

(a) Is 18 years of age or older; and

(b) Has received a score of at least 75 percent for a closed-book examination or a score of at least 90 percent for an open-book examination administered by the Board on the provisions of NRS and NAC that are related to the practice of chiropractic.

2. In addition to the requirements set forth in subsection 1 and NAC 634.350, an applicant for a certificate as a chiropractor's assistant must furnish evidence satisfactory to the Board that he or she:

(a) Satisfies one of the following:

(1) [~~Is certified as a chiropractor's assistant by a~~] *Has successfully completed an educational* program [~~for chiropractor's assistants~~] that is approved by the Board, *which program may be offered by a high school, community college, state university, or private post-secondary school*; or

(2) Has had 6 months of full-time, or 12 months of part-time, training and employment as a chiropractor's assistant trainee from a licensee.

(b) Has received a score of at least 75 percent for a closed-book examination or a score of at least 90 percent for an open-book examination for certification required pursuant to NAC 634.305.

3. Evidence of an applicant's completion of approved training pursuant to subparagraph (2) of paragraph (a) of subsection 2 must consist of a certification by each licensee who supervised the work and training of the applicant.

4. The Board may, at its discretion:

(a) Waive one or more of the requirements of this section for good cause shown.

(b) Upon receipt from an applicant of documentation demonstrating that the applicant has received additional formal training, education or experience, grant the applicant credit toward fulfilling the requirements of subparagraph (2) of paragraph (a) of subsection 2.

Section 2. NAC chapter 634 is hereby amended to add the following new language:

1. The Board shall issue a license by endorsement to a chiropractic physician who:

(a) Holds a corresponding valid and unrestricted license to engage in chiropractic in the District of Columbia or any state or territory of the United States where the qualifications for licensure are substantially similar to Nevada's qualifications for licensure;

(b) Has passed Parts I-IV of the examination administered by the National Board of Chiropractic Examiners or its successor organization or at least those parts of the examination as were in effect at the time that the applicant obtained his first licensure to practice chiropractic;

(c) Has actively practiced chiropractic in another state for not fewer than seven of the immediately preceding ten years;

(d) Provides an affidavit stating that the information contained in the application and any accompanying material is true and complete; and

(e) Completes the application for endorsement provided by the Board;

(f) Pays the fee required for the application by endorsement.

2. The Board may not issue a license by endorsement to practice chiropractic in this State if the applicant:

(a) Has been disciplined by the corresponding regulatory authority of the District of Columbia or any state or territory in which the applicant currently holds a license to practice chiropractic;

(b) Has been held civilly or criminally liable in the District of Columbia or any state or territory of the United States for misconduct relating to his or her practice of chiropractic;

(c) Has had a license to practice chiropractic suspended or revoked in the District of Columbia or any state or territory of the United States;

(d) Has been refused a license to practice chiropractic in the District of Columbia or any state or territory of the United States for any reason;

(e) Has pending any disciplinary action concerning his or her license to practice chiropractic in the District of Columbia or any state or territory of the United States;

(f) Has not paid any applicable fees for the issuance of a license that are otherwise required for an applicant to practice chiropractic in this State;

(g) Has not submitted to the Board a complete set of his or her fingerprints and written permission authorizing the Board to forward the fingerprints to the Central Repository for Nevada Records of Criminal History for submission to the Federal Bureau of Investigation for

its report or proof that the applicant has previously passed a comparable criminal background check; or

(h) The report from the Federal Bureau of Investigation indicates that the applicant has been convicted of a crime that would be grounds for taking disciplinary action against the applicant as a licensee and the regulatory body has not previously taken disciplinary action against the licensee based on that conviction.

3. Not later than 21 business days after receiving an application for a license by endorsement, the Board shall provide written notice to the applicant of any additional information required by the Board to consider the application. Unless the Board denies the application for good cause, the Board shall approve the application and issue a license by endorsement to engage in the occupation or profession to the applicant not later than:

(a) Sixty days after receiving the application; or

(b) Fifteen days after the regulatory body receives the report related to the applicant's fingerprints;

↳ whichever occurs later.

4. A license by endorsement issued pursuant to this section may be issued at a meeting of the regulatory body or between its meetings by the President of the Board and the Executive Director. Such an action shall be deemed to be an action of the Board.

Section 3. NAC 634.384 is here by amended to read as follows:

NAC 634.384 Annual submission of self-inspection form to Board by licensee. (NRS 634.030)

Each licensee shall ~~annually~~ submit a self-inspection form prescribed by the Board ~~[-The self-inspection form]~~ that must be received by the Board *by December 31 of each even-numbered year. between January 1 and March 31.* The Board will reject a self-inspection form submitted pursuant to this section if the form is incomplete.