

**Joe Lombardo**  
*Governor*



**Morgan Rovetti, DC**  
*Member*  
**Benjamin S. Lurie, DC**  
*Member*

**Nicole Canada, DC**  
*President*

**Christian L. Augustin, Esq.**  
*Consumer Member*  
**Reza R. Ayazi, Esq.**  
*Consumer Member*

**Xavier Martinez, DC**  
*Vice President*

**James T. Overland Sr., DC**  
*Secretary-Treasurer*

**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](mailto:chirobd@chirobd.nv.gov)

### **NOTICE OF MEETING**

**DATE:** Thursday, April 06, 2023 **TIME:** 8:30 a.m.

**LOCATION:** Join Zoom Meeting

Topic: Chiropractic Physicians' Board of Nevada

Time: Apr 6, 2023 08:30 AM Pacific Time (US and Canada)

Join Zoom Meeting

<https://us06web.zoom.us/j/81908738835?pwd=M2s0a1hGeWxLRVJnS04veWYwNmNVZz09>

Meeting ID: 819 0873 8835

Passcode: 452168

One tap mobile

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Dial by your location

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+1 301 715 8592 US (Washington DC)

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**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. Rovetti

Statement of Purpose – Dr. Overland

**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.

**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 January 12, 2023 Board Meeting Minutes. - For possible action.

**Agenda Item 4** Approval of the February 27, 2023 Board Meeting Minutes. - For possible action.

**Agenda Item 5** Approval of the March 10, 2023 Board Meeting Minutes. - For possible action.

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**Agenda Item 6** Legislative Matters – For possible action.

- A. Strategies 360 Report – Dan Musgrove
- B. Discussion and potential action on AB 153 and whether the Board wants to house the advisory committee for naprapathy seeking to be established in AB 153

**Agenda Item 7** – Discussion and potential action regarding Dr. Koeven’s request to advertise the Certification in Chiropractic Pediatrics – For possible action.

**Agenda Item 8** - Discussion and potential action regarding the Application for DC license for Scott Diamond, DC – For possible action. (Note: The Board may go into closed session pursuant to NRS 241.030 to consider the character alleged misconduct, or professional competence of Dr. Diamond)

**Agenda Item 9** - Discussion and possible action regarding contested citations for failure to complete 36 hours of continuing education by December 31, 2022 - For possible action.

- 1. Julia Miller, DC

**Agenda Item 10** - Discussion and possible action regarding contested citations for failure to submit the self-inspection by December 31, 2022 - For possible action.

- 1. Chuang Yu Lin, DC
- 2. Glaee Valencia-Lopez, DC
- 3. Victor Helo, DC
- 4. Wendy Scheer, DC
- 5. Shadia Koury, DC
- 6. Bradley Pastro, DC
- 7. Shaun Waldman, DC

**Agenda Item 11** NCA Report – No action

**Agenda Item 12** NCC Report – No action

**Agenda Item 13** Board Counsel Report – No action

**Agenda Item 14** Status report regarding anonymous profiles of possible disciplinary actions. Board action will be limited to either dismissing the matter if the Board determines there is no violation, it has no jurisdiction over the subject, or providing direction to pursue the matter further – For possible action.

- A. Complaint 19-12S (Rovetti)
- B. Complaint 20-01N (Rovetti)
- C. Complaint 21-03S (Canada)
- D. Complaint 21-29N (Canada)
- E. Complaint 21-31S (Lurie)
- F. Complaint 22-11S (Overland)
- G. Complaint 22-12S (Overland)

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- H. Complaint 22-13S (Overland)
- I. Complaint 22-14S (Overland)
- J. Complaint 22-15N (Martinez)
- K. Complaint 22-16N (Martinez)
- L. Complaint 22-17N (Canada)
- M. Complaint 22-18S (Overland)
- N. Complaint 22-19S (Lurie)
- O. Complaint 22-20S (Canada)
- P. Complaint 22-21N (Martinez)
- Q. Complaint 22-22S (Canada)
- R. Complaint 22-23N (Martinez)
- S. Complaint 23-01N (Rovetti)
- T. Complaint 23-02N (Rovetti)
- U. Complaint 23-03S (Canada)
- V. Complaint 23-04N (Canada)
- W. Complaint 23-05S (Canada)

**Agenda Item 15** - Discussion and potential action to revise or release Casey Robinson, DC from probation in accordance with the satisfaction of his California Board Order. – For possible action.

**Agenda Item 16** Discussion and potential action regarding the psychometric analysis of the Board’s chiropractic assistant materials completed by the NBCE. – For possible action

**Agenda Item 17** Discussion and potential action regarding a chiropractic physician’s obligation regarding the obtaining of consent before treating a minor patient – For possible action.

**Agenda Item 18** Discussion and potential action regarding requiring PACE-approved providers to apply with the Board. For possible action.

**Agenda Item 19** - Discussion and potential action regarding an individual taking a live (in-person) seminar and taking an online seminar simultaneously. - For possible action.

**Agenda Item 20.** Discussion and potential action regarding whether chiropractic assistants are allowed under NRS 634/NAC 634 to perform muscle work on focal regions of the body without being licensed as a massage therapist. For Possible Action.

**Agenda Item 21** Discussion and potential action regarding whether a massage therapist is required to be certified by the chiropractic physicians board to provide "ancillary services" pursuant to NAC 634.348 to chiropractic patients. For Possible Action.

**Agenda Item 22** - Discussion and potential action regarding whether a licensed athletic trainer is defined as a person who can perform ancillary services on chiropractic patients and whether a chiropractic physician must supervise a licensed athletic trainer, including whether the chiropractic physician must be at the practice while an athletic trainer performs services on a patient of the chiropractic physician. For Possible Action.

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**Agenda Item 23** Discussion and potential action whether a licensed athletic trainer can perform "ancillary services" under their license (NRS ch. 640B / NAC ch. 640B) or would the licensed athletic trainer need to be licensed as a chiropractic assistant under NRS ch. 634 / NAC ch. 634. For Possible Action.

**Agenda Item 24** - Discussion and potential action regarding questions on the Self-Inspection Form – For possible action.

**Agenda Item 25** Discussion and potential action regarding the chiropractic assistant program – For possible action.

**Agenda Item 26** Discussion and potential action regarding the reporting of an administrative citation – For possible action.

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

- A. AB210 – Section 3 (5) The Board shall impose an administrative fine in an amount prescribed by regulation of the Board against a registrant that does not comply with the requirements in subsection 4.

**Agenda Item 28** Committee Reports

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

**Agenda Item 29** FCLB/NBCE Matters – For possible action.

- A. Other FCLB/NBCE matters.

**Agenda Item 30** 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. DC licenses to applicants who passed the examination from January to March 2023 – No action.
- E. CA certificates to applicants who passed the examination on February 16, 2023.

**Agenda Item 31** 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 February 28, 2023 – No action.
- F. Proposed FY 2024/2025 Budget – For possible action.

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**Agenda Item 32 Correspondence – For possible action**

1. Directive to the Executive Director
  - a. All agenda items should be reviewed by ED and a historical accounting of the topic / subject matter be provided in the packets sent to current board members for review. This would include any and all minutes, transcripts/recordings, handouts, electronic communication, photographs, attorney opinions or memorandums issued in the past. For Possible Action.
  - b. Review all minutes from previous chiropractic board meeting listing all items the board is approving or recognizing as “physiotherapy” that is allowed under NRS and NAC 634. For Possible Action.
  - c. Place all Board counsel and Attorney General opinions, memorandums, etc. on the official board website for review.

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

In accordance with NRS 241.020 Public Comment will be taken prior to the adjournment of the meeting.

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

This agenda posted March 31, 2023 at the Chiropractic Physicians’ Board of Nevada, 4600 Kietzke Lane, Suite M245, Reno, Nevada 89502; 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](mailto: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.

The Board is in receipt of your attached continuing education certificate(s). Please be advised

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that the Board's rules were revised as it relates to submitting continuing education certificates to the Board. Licensees are no longer required to submit their CE certificates to the Board unless you are notified by the Board that you were selected in the random CE audit. If you are selected, you will be notified (following the renewal period) by receipt of a mailed postcard, as well as an email following the renewal process. Board staff will no longer retain copies of continuing education certificates; however, you may upload your CE certificates during renewals. Should you upload your certificates to your record, please know that it is the responsibility of the licensee to also retain copies of their CE certificates for their records.