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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

NOTICE OF VIRTUAL MEETING

DATE: Thursday, July 13, 2023 **TIME:** 8:30 a.m.

LOCATION: Zoom Meeting

Topic: Chiropractic Physicians Board of Nevada

Time: Jul 13, 2023 08:30 AM Pacific Time (US and Canada)

Join Zoom Meeting

[https://us06web.zoom.us/j/81025554022?pwd=SDJ4VFJDYnlQY0thL3c2dHQwWG
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NWQT09)

Meeting ID: 810 2555 4022

Passcode: 415820

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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. Canada

Statement of Purpose – Dr. Martinez

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 April 6, 2023 Board Meeting Minutes. - For possible action.

Agenda Item 4 Legislative Matters – For possible action.

- A. Strategies 360 – Dan Musgrove
- B. Senate Bill 431

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- C. Assembly Bill 52 (Open Meeting Law)
- D. Assembly Bill 219 (Open Meeting Law)

Agenda Item 5 Discussion and potential action regarding the solicitation of proposals for the Board lobbyist – For potential action.

Agenda Item 6 Discussion and potential action regarding the Application for DC license for Donna Heckeler, 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. Heckeler)

Agenda Item 7 Discussion and potential action regarding the Application for DC license for Allen Miller, 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. Miller)

Agenda Item 8 Discussion and potential action regarding activating the DC license for Mark Taylor, DC in Case No. 22-08S – 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. Taylor)

Agenda Item 9 Discussion and potential action relating to the discipline imposed on Michael Milman, DC in Case No. 20-07S - 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. Milman)

Agenda Item 10 Discussion and potential action regarding setting a hearing dates for Case #21-31S and #22-18S – For possible action.

Agenda Item 11 NCA Report – No action.

Agenda Item 12 NCC Report – No action.

Agenda Item 13 Board Counsel Report – No action.

A. Discussion of question of whether other related health care boards have statutes or regulations requiring or regarding parental or guardian consent for the treatment of minor patients similar to NAC 634.430(1)(b).

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 (Overland)
- B. Complaint 20-01N (Lurie)

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- C. Complaint 21-29N (Canada)
- D. Complaint 21-31S (Lurie)
- E. Complaint 22-12S (Overland)
- F. Complaint 22-14S (Overland)
- G. Complaint 22-15N (Martinez)
- H. Complaint 22-16N (Martinez)
- I. Complaint 22-18S (Overland)
- J. Complaint 22-19S (Lurie)
- K. Complaint 22-20S (Canada)
- L. Complaint 22-21N (Martinez)
- M. Complaint 22-23N (Martinez)
- N. Complaint 23-01N (Martinez)
- O. Complaint 23-02N (Overland)
- P. Complaint 23-05S (Canada)
- Q. Complaint 23-06S (Lurie)
- R. Complaint 23-07S (Overland)
- S. Complaint 23-08S (Lurie)

Agenda Item 15 Discussion and potential action to revise or release Casey Robinson, DC from probation in view of his surrender of his California license. – For possible action.

Agenda Item 16 Discussion and potential action regarding the review of CCEhours.com by the PACE reviewer – For possible action.

Agenda Item 17 Discussion and potential action regarding the verbiage of the citation form regarding not meeting the continuing education requirements. – For possible action.

Agenda Item 18 Discussion and potential action regarding the citations issued to licensees who paid the fine for failure to submit the self-inspection by December 31, 2022 - For possible action.

Agenda Item 19 Discussion and potential action regarding questions on the Self-Inspection Form – For possible action.

Agenda Item 20 Discussion and potential action regarding revising existing Board policies. - For possible action.

- A. Failure to submit the self-inspection by the deadline
- B. Continuing Education Random Audit

Agenda Item 21 Discussion and potential action regarding whether a licensed chiropractic physician in Nevada perform the duties of a physical therapy technician, medical assistant and a chiropractic assistant to assist a medical provider (MD, DO, APRN, etc.), as long as they have the appropriate training and have supervision from the appropriate healthcare licensee within the fields of either medicine, nurse practitioner, or physical therapy – For possible action.

Agenda Item 22 Discussion regarding whether a licensed athletic trainer, physical therapist, or massage therapist is required to be licensed as a CA to serve chiropractic patients and whether a chiropractic physician must supervise a licensed athletic trainer, including whether the

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chiropractic physician must be at the practice while an athletic trainer performs services on a patient of the chiropractic physician - For Possible Action.

Agenda Item 23 Discussion and potential action regarding the interpretation of ordering blood testing for diagnostic purposes pursuant to NRS 634.225 - For possible action.

Agenda Item 24 Discussion and potential action regarding a chiropractic physician who does not qualify under the Board's existing rules and regulations – 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 Continuing Education requirements – For possible action.

Agenda Item 27 Discussion and potential action regarding continuing the biennial renewal fee in the amount of \$600.00 for chiropractic physicians' and \$70.00 for chiropractic assistants put in place by the Board at its April 14, 2022 meeting. – For possible action.

Agenda Item 28 Discussion and potential action regarding the Board Officers' position descriptions.- For possible action.

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

- A. FCLB Annual Conference – Palm Springs, FL – April 2023
 - a. Compact Discussion
- B. FCLB District Meeting – Keystone, SD, October 5-8, 2023
 - a. Apply for \$1,500 scholarship
- C. Re-Assign Board Member to participate in the Fall National Board Part IV – November 11-12, 2023
- D. Other FCLB/NBCE matters.

Agenda Item 30 Reassign the Preceptor Committee – For possible action.

Agenda Item 31 Committee Reports

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

Agenda Item 32 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 April to June 2023 – No action.
- E. CA certificates to applicants who passed the examination on June 15, 2023.

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F. Board Website Updates

Agenda Item 33 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 May 31, 2023 – No action.
- F. Budget to Actual at May 31, 2023 – No action.
- G. Bertrand & Associates – Revised Engagement Letter – For possible action.

Agenda Item 34 Discussion regarding issuing DC and CA Wall Certificates -No action

Agenda Item 35 Discussion and potential action regarding staff evaluations – For possible action.

- A. Brett Canady, Licensing Specialist
- B. Julie Strandberg, Executive Director

Agenda Item 36 Board Member Comments. – No action.

Agenda Item 37 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 38 Adjournment – For possible action.

This agenda posted June 29, 2023 at the Chiropractic Physicians’ Board of Nevada, 4600 Kietzke Lane, Suite M245, Reno, Nevada 89502; 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:

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Attention: Julie Strandberg
4600 Kietzke Lane, Suite M245
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by faxing a request to: Julie Strandberg at: Facsimile No.: 775-688-1920

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