

Joe Lombardo  
*Governor*

Nicole Canada, DC  
*President*

Xavier Martinez, DC  
*Vice President*

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



Benjamin S. Lurie, DC  
*Member*

Jason O. Jaeger, DC  
*Member*

Christian L. Augustin, Esq.  
*Consumer Member*

Reza R. Ayazi, Esq.  
*Consumer Member*

Julie Strandberg  
*Executive Director*

## CHIROPRACTIC PHYSICIAN'S BOARD OF NEVADA

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A meeting of the Chiropractic Physicians' Board was held on Thursday, July 13, 2023 by zoom conference.

The following Board members were present at roll call:

Nicole Canada, DC, President  
Xavier Martinez, DC, Vice President  
James T. Overland, Sr., DC, Secretary-Treasurer  
Benjamin S. Lurie, DC, Board Member  
Jason O. Jaeger, DC, Board Member  
Christian L. Augustin, Esq., Consumer Member  
Reza R. Ayazi, Esq., Consumer Member

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

President, Dr. Canada determined a quorum was present and called the meeting to order.

Dr. Canada led those present in the Pledge of Allegiance. Dr. Martinez stated the Purpose of the Board.

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

There were no public interest comments.

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

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

### **Agenda Item 3 Approval of the April 6, 2023 Board Meeting Minutes. - For possible action.**

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

**Agenda Item 4 Legislative Matters – For possible action.**

Mr. Musgrove, on behalf of Strategies 360, was present and provided a synopsis of the legislative session. Mr. Musgrove stated that his group followed several healthcare bills, including the bill regarding Naprapathy and ensured that the language did not infringe on the practice of chiropractic.

Mr. Musgrove stated that SB 431 is the only bill that passed, which impacted Boards and Commissions. Section 19 creates a Deputy Director who will serve as the oversight and set standards to be followed by the new office of boards, commissions and councils within the Department of Business and Industry.

Mr. Musgrove stated that he understands that the Board has to go out for bid for its lobbyist contract and just wanted to let the Board know that it has been an honor to serve the Board, in the event the Board selects a new vendor.

Mr. Ling addressed SB 431, Sections 19 and 20, which appears that all occupational licensing boards have been brought under the purview of B&I, so the Board will now potentially have two bosses. Based on the current language nothing will change with respect to Board business until the next legislative session since statutes were not changed

Mr. Ling stated that there were two bills that made changes to the open meeting law.

AB52, was the Attorney General's bill, which allows the quorum to be reduced until a vacancy is filled. The bill also defined what is and is not a meeting. A meeting must follow the open law. If it is not a meeting the Board does not have to follow the open meeting law, which means that the Board can hold a meeting as long as the Board does not vote.

AB219, made changes to administrative action, which changes how an individual is notified by the Board under certain circumstances, such as, discipline.

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

Dr. Canada stated that pursuant to the State Administrative Manual the Board is required to go out for bid every four years. Julie Strandberg stated that a solicitation will be sent to Strategies 360 and asked the Board if there were any other recommendations for lobbyist services and there were none.

**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)**

Dr. Heckeler was present and stated that she took and passed the National Board of Chiropractic Examiners, Special Purposes Examination for Chiropractic and the Ethics and Boundaries Assessment, as recommended by the Board. Dr. Overland made a motion to approve Dr. Heckeler's application for DC licensure. Dr. Lurie seconded, and the motion passed with all in favor.

**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)**

Dr. Lurie made a motion to go into closed session. Mr. Augustin seconded, and the

motion passed with all in favor. Dr. Canada welcomed Dr. Miller and affirmed that he was aware of his appearance and Dr. Miller indicated that he did not understand why he was appearing before the Board. Dr. Canada turned the questioning over to the Board. The Board members thoroughly reviewed Dr. Miller's responses to the questions on his application to gain an understanding of his past and future.

Dr. Lurie made a motion to move in to open session. Dr. Martinez seconded, and the motion passed with all in favor.

Dr. Jaeger made a motion to deny Dr. Miller's application. Dr. Overland seconded, and the motion passed with all in favor.

**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)**

Dr. Canada stated that Dr. Taylor is appearing to request that his license be put back into active status. Dr. Taylor stated that his attorney, Spencer Judd was also present. Dr. Canada asked Dr. Taylor if he had made payment arrangements with Julie Strandberg pursuant to his Board order. Dr. Taylor stated that he had, however he cannot start paying until he has a job. Dr. Lurie referenced the recommendations made to Dr. Taylor during the hearing. Dr. Martinez confirmed with Dr. Taylor that he is not working and asked if he had any conditions that preclude him from working outside the healthcare field? Dr. Taylor stated that he is over-qualified. Mr. Ling reminded the Board that pursuant to the Board order the Board may decide to either grant, deny or place conditions upon the reactivation of the Dr. Taylor's license.

Dr. Jaeger made a motion to grant active status to Dr. Taylor, that he takes and passes the ethics and boundaries examinations within one year, take 36 hours of continuing education in technique, ethics and documentation within one year. Dr. Overland seconded. The motion failed, with Dr. Martinez, Dr. Lurie, Mr. Ayazi, Mr. Augustin and Dr. Canada in opposition.

Dr. Lurie made a motion to deny Dr. Taylor's request and that Dr. Taylor pay 50% of the fines, and once satisfied he may request to appear before the Board to request active status. Dr. Martinez seconded, and the motion passed with all in favor.

**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)**

Dr. Martinez stated that Dr. Milman is before the Board to request that the Board relieve him from probation and practice monitoring. Dr. Martinez stated that Dr. Yamane has completed two practice monitoring reports, both identifying a similar deficiency in record keeping specifically the absence of the diagnosis. Dr. Martinez asked that Dr. Milman share his case. Dr. Milman explained that the computer system used by the Joint provides the diagnosis from the previous DC and if that hasn't changed, Dr. Milman does not feel it's necessary to report the diagnosis in his note. Dr. Martinez stated that the basis of any treatment plan is the diagnosis.

Dr. Martinez recommended that the monitoring remain in place until Dr. Yamane feels Dr. Milman is in compliance.

Dr. Lurie made a motion to deny Dr. Milman's request to be dismissed from probation and practice monitoring and requested that the Board send a letter through Affiliated Monitors to Dr.

Yamane to ensure Dr. Milman understands the record keeping law in Nevada.

Mr. Augustin seconded, and the motion passed with all in favor. Dr. Martinez recused himself as the investigating board member.

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

The Board agreed to set the hearing date for complaint 21-31S for September 21 & 22, 2023. The Board agreed to set the hearing for complaint 22-18S for October 26, 2023.

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

Dr. Marcia Tinberg reported on behalf of the NCA, stating that the NCA always wants to be in partnership with the Board. The NCA's lobbyist presented AB199 on behalf of the NCA, which was unfortunately unsuccessful. The NCA is still planning to offer training for the chiropractic physicians who wish to participate and get credentialed in concussion protocol, so that the NCA can bring that legislation up again.

Dr. Tinberg shared that the NCA and the NCC including Dr. Teddy Sim have been in discussion and have determined that it is time that they develop a new chiropractic organization, so they can pool resources. The NCA/NCC is planning an annual meeting in October.

Dr. Lurie stated to be transparent, that he, Dr. Jaeger and Dr. Overland have been involved with bringing the two associations together.

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

A representative from the NCC was not in attendance to report.

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

Mr. Ling clarified that the memo attached with this agenda item is for agenda items 21 and 22.

Mr. Ling stated that he provided a memo relative to consent in treating a minor patient at the last Board meeting and the question was asked if other Boards rules or regulations contain this language. Mr. Ling stated that he researched the laws of the other healthcare practitioner Boards and while they are still required to obtain a consent their rules and regulations do not include language that requires parental consent/guardian consent.

Mr. Ling recommended that the Board propose to omit this regulation.

**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)**

Dr. Overland stated that this complaint was transferred to him from a previous Board member and reported that this complaint is still under investigation.

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

Dr. Lurie stated that this complaint was transferred to him from a previous Board member and confirmed that the patient's records were in order and recommended that this complaint be dismissed. Dr. Overland made a motion to dismiss complaint 20-

01N. Mr. Augustin seconded, and the motion passed with all in favor. Dr. Lurie recused himself as the investigating board member.

**C. Complaint 21-29N (Canada)**

Dr. Canada stated that she spoke with the DC and the complainant, who was an employee and appeared resentful. Dr. Canada recommended that this complaint be dismissed. Dr. Lurie made a motion to dismiss complaint 21-29N. Dr. Overland seconded, and the motion passed with all in favor. Dr. Canada recused herself as the investigating board member.

**D. Complaint 21-31S (Lurie)**

Dr. Lurie stated that he is working on a settlement, however if that is not reached, this case was set for a hearing on September 21 & 22, 2023 under agenda item 10.

**E. Complaint 22-12S (Overland)**

Dr. Overland stated that based on the disciplinary action by the State Board of Massage Therapists, a citation including a \$500.00 fine was issued to the licensed massage therapist. To date, there has been no response, so this citation will be turned over to collections. Dr. Lurie made a motion to close this complaint. Mr. Augustin seconded, and the motion passed with all in favor. Dr. Overland recused himself as the investigating board member.

**F. Complaint 22-14S (Overland)**

Dr. Overland stated that the complainant alleged that the DC caused multiple injuries and it has been determined that this be turned over to the DC's malpractice insurance. The complainant is attempting to negotiate a settlement with the owner of the practice and the DC. Dr. Overland stated that this complaint is in abeyance.

**G. Complaint 22-15N (Martinez)**

Dr. Martinez stated that this was a billing dispute and the DC refunded the patient's money. Dr. Martiez recommended that this complaint be dismissed. Dr. Overland made a motion to dismiss complaint 22-15N. Dr. Lurie seconded, and the motion passed with all in favor. Dr. Martinez recused himself as the investigating board member.

**H. Complaint 22-16N (Martinez)**

Dr. Martinez stated that this was a billing dispute and the DC refunded the patient's money. Dr. Martiez recommended that this complaint be dismissed. Dr. Overland made a motion to dismiss complaint 22-16N. Dr. Lurie seconded, and the motion passed with all in favor. Dr. Martinez recused himself as the investigating board member.

**I. Complaint 22-18S (Overland)**

Dr. Overland stated that this complaint was scheduled for hearing on October 26, 2023 under agenda item 10.

**J. Complaint 22-19S (Lurie)**

Dr. Lurie stated that the parties have obtained legal counsel, so this complaint is under investigation. More information will be provided at the next Board meeting.

**K. Complaint 22-20S (Canada)**

Dr. Canada stated that the complainant alleged sexual misconduct and filed a criminal complaint against the DC. Las Vegas Metro Police has not been forthcoming, so this complaint is still under investigation.

**L. Complaint 22-21N (Martinez)**

Dr. Martinez stated that the complainant alleged that the DC is performing services outside the scope of chiropractic and is still under investigation.

**M. Complaint 22-23N (Martinez)**

Dr. Martinez stated that the complainant alleged that the DC is performing services outside the scope of chiropractic and is still under investigation.

**N. Complaint 23-01N (Martinez)**

Dr. Martinez stated that the complainant reported an advertisement violation. The DC confirmed that the advertisement deficiencies were immediately corrected, so Dr. Martinez recommended that this complaint be dismissed. Dr. Overland made a motion to dismiss Complaint 23-01N. Dr. Lurie seconded, and the motion passed with all in favor. Dr. Martinez recused himself as the investigating board member.

**O. Complaint 23-02N (Overland)**

Dr. Overland stated that the complainant was treated by a DC for neuropathy and was not feeling any relief, so they requested a refund, however the DC refused. The complainant took the DC to civil court and the court ruled to bring the complaint to this Board. Dr. Overland confirmed with the DC that they are not willing to negotiate. The complainant then received an evaluation from an orthopedic surgeon who ruled that the DC mis-diagnosed the patient, so this investigation is ongoing.

**P. Complaint 23-05S (Canada)**

Dr. Canada stated that a citation was issued to the DC for misrepresenting himself on his reinstatement application and did not respond within the 30 days, so this citation will be turned over to collections. Mr. Ayazi made a motion to close this complaint. Dr. Martinez seconded, and the motion passed with all in favor. Dr. Canada recused herself as the investigating board member.

**Q. Complaint 23-06S (Lurie)**

Dr. Lurie stated that this was a payment dispute and the DC has given the patient a full refund. Dr. Lurie recommended that this complaint be dismissed. Dr. Overland made a motion to dismiss complaint 23-06S. Dr. Martinez seconded, and the motion passed with all in favor. Dr. Lurie recused himself as the investigating board member.

**R. Complaint 23-07S (Overland)**

Dr. Overland stated that the complainant felt that the worker's compensation rating provided by the DC was not accurate. This complaint is still under investigation.

**S. Complaint 23-08S (Lurie)**

Dr. Lurie stated that he is in receipt of the patients records and will be speaking to the complainant. It appears that this is a malpractice case and will likely be recommended for dismissal at the next Board meeting.

**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.**

Dr. Overland stated that following notice that Dr. Robinson had surrendered his California license Julie Strandberg confirmed with the California Chiropractic Board that he satisfied his Board order. Dr. Overland stated that when he was reviewing this case to dismiss Dr. Robinson from probation it was recognized that Dr. Robinson was performing PPD evaluations on an expired Nevada DC license. The Division of Industrial Relations was notified of this and they have since dismissed Dr. Robinson from the rating panel. Dr. Overland has attempted to contact Dr. Robinson with no response. Dr. Lurie recommended that a complaint

be filed and that the probation continue.

Mr. Augustin made a motion to table this matter. Dr. Jaeger seconded. Dr. Lurie recommended that Mr. Augustin include that a complaint be filed for practicing without a license. Mr. Augustin amended his motion to table this matter and file a complaint regarding practicing chiropractic without a license. Dr. Jaeger seconded, and the motion passed with all in favor.

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

Julie Strandberg shared that per this Board's request, a PACE representative audited CCEhours.com and confirmed that they fixed the issues with their online platform, which Dr. Lurie experienced, however they encountered outdated information. Following the audit, the PACE committee met and determined that another audit would take place in three months to ensure that the online platform is working properly and that their data is updated.

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

The Board discussed the verbiage contained in the continuing education citation and determined that the language is a fair assessment and in line with the Board's rules and regulations.

Dr. Lurie made a motion to continue with the language as written. Dr. Martinez seconded, and the motion passed with all in favor.

**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.**

Julie Strandberg explained that the Board dismissed the citations to those licensees that contested their citations. The Board then determined that they wanted to address those that paid the fine and determine whether they should be dismissed and refunded the \$150.00 fine.

Dr. Martinez stated that this Board likes to second guess itself, and he doesn't see the point in having a policy place and then dismissing it. Dr. Lurie stated that the self-inspection does not serve a purpose and the questions are over-reaching. Dr. Lurie stated that the issue arose when the Board added the self-inspection to the regulation.

Dr. Lurie made a motion that the Board kindly refund the \$150.00 fine to the licensees who paid, as the Board continues to work through this administrative issue. Mr. Augustin seconded, and the motion passed, with the exception of Dr. Canada and Dr. Martinez who opposed.

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

Dr. Lurie recommended that the self-inspection form not be mandatory, but be used in the event a complaint is filed against a chiropractic physician, remove the regulation, omit the questions that are duplicative on the renewal and remove the questions relating to independent contractors.

Dr. Overland concurred with Dr. Lurie and recommended that the questions that the Board finds critical be added to the renewal.

Dr. Canada recommended review of the renewal questions and the self-inspection questions for presentation at the next Board meeting.

Dr. Lurie made a motion to cease using the self-inspection form, and only use it for complaints, amend the self-inspection regulation (NAC 634.384) and he and Dr. Overland bring the revised self-inspection back to the Board for approval. Dr. Overland seconded, and the motion passed with all in favor.

**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**

Dr. Lurie made a motion to remove the current Board policy. Mr. Augustin seconded, and the motion passed with all in favor.

**B. Continuing Education Random Audit**

Dr. Lurie recommended that the policy specifically include that administrative citations are not reportable to CIN-BAD and NPDB. Mr. Ling recommended revisions to the CE random audit policy. Dr. Lurie made a motion to revise the policy based on Mr. Lings recommendations clarifying that administrative citations are not reportable to CIN-BAD through the FCLB, NPDB or the Board's public website. Dr. Jaeger seconded, and the motion passed with all in favor.

**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.**

Dr. Jaeger explained that he wears multiple hats, including working with the Federation and the NBCE and there is a trend in the world of multi-discipline practices. Dr. Jaeger stated that previously, this Board agreed that with the appropriate education and following NRS and NAC that a CA, MA or PT Tech could be one individual that wears multiple hats. Dr. Jaeger asked whether a similar case be applied to a licensee of this Board? Dr. Jaeger referred to NRS 630.0129 medical assistant defined. Mr. Ling confirmed with Dr. Jaeger, that he was asking whether a DC working under the supervision of an MD acting as an MA be allowed to perform duties as an MA that the DC could not do as a DC? Mr. Ling stated that if a DC was acting as an MA they would no longer be a drugless healer, because they could give injections, administer vaccinations, perform invasive procedures, small wounds, etc. Dr. Jaeger stated that the law for medicine allows a MD to recognize an individual to be an MA if they are not certified by another licensing agency in a particular treatment like the examples given, phlebotomy, stitches, etc.

Dr. Lurie stated that the Board has backed itself into a corner with regulations, which is going to make working as a multi-disciplined practice very difficult. Dr. Jaeger stated that based on the MD code a DC could take off their chiropractic hat and for healthcare treatments that do not fall under the DC's scope and if you had the appropriate training you can perform MA duties. Louis said yes and no, this is similar to the Taylor case. The DC would have to be a W-2 employee to comply with MD or DO board requirements.

Mr. Ling stated, what he has to advise right now is that until we get a comprehensive structure this Board's licensees need to confine their practices to the scopes of practice set out in



NRS chapter 634.

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

Mr. Ling stated that the memo dated June 22, 2023 addressed the question of chiropractic assistants and the relationship between their licensure and other licensed disciplines. Mr. Ling stated that he concluded that the employment structure dictates what kind of control a chiropractic physician has on the other affiliated dependent practices, i.e. massage therapy, physical therapy, athletic trainers, and their various assistants. There is flexibility in the law that allows the DC to make the individual an independent contractor and refer patients to the other profession or make the individual an employee. The law does not prohibit a massage therapist, athletic trainer or physical therapist from also getting registered as a CA.

**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.**

Dr. Canada stated that this question was brought up by a DC and would like to understand what the Boards thoughts are on the appropriateness of diagnostic testing regarding blood work. Dr. Lurie referenced NRS 634.013 chiropractic defined, which includes sanitary measures and all methods of diagnosis and believes that bloodwork is included. Dr. Jaeger stated that he agreed with Dr. Lurie, that it is within the DC's scope, to interpret the blood panels.

**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.**

Dr. Overland made a motion to table this agenda item until the next meeting. Mr. Ayazi seconded, and the motion passed with all in favor.

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

Dr. Martinez stated that he met with Julie Strandberg and Brett Canady to discuss the CA program and realized it is a cumbersome process and doesn't do anything to protect the public, since ultimately the responsibility falls on the DC. Dr. Martinez feels that it is appropriate to create a program similar to the MA program, where the training received is documented. Dr. Lurie recommended that the Board move to a registration program similar to Arizona. Dr. Overland recommended that testing be omitted, but provide an attestation that the individual understands the law and leave the CE in place. Mr. Ling recommended that the Board hold a work session and invite all DC's and CA's to discuss ideas for the Board to consider and reminded the Board that pursuant to NRS, the Board will need to specify by regulation the formal training of at least 12 months of study or the equivalent.

Dr. Canada recommended that the Board set a date and invite the DCs and CAs, to provide written comments and/or join the work session.

Dr. Martinez made a motion to table this agenda item, and hold a workshop to discuss the CA program. Dr. Jaeger seconded, and the motion passed with all in favor.

**Agenda Item 26 Discussion and potential action regarding Continuing Education requirements – For possible action.**

Dr. Overland stated that he requested a power poll to review how other states require CE's. Dr. Overland shared the continuing education requirements for each state and indicated that he would like to see Nevada get away from allowing that 100% of the CE be completed online.

Dr. Jaeger made a motion that 15 hours of CE be required in person. Dr. Overland seconded for discussion. Dr. Lurie stated that the Board needs to look at the profession and the curriculum being taught at the chiropractic colleges before revisions are made. Dr. Martinez recommended that additional research and discussion occur with respect to the goal of this Board. Dr. Lurie referenced that in-person seminars can also be ineffective when an individual can sit in a seminar while watching something else on their phone and stated that regardless of how the individual takes their CE, it comes down to the effort that they put into it.

The motion failed with Dr. Lurie, Dr. Martinez, Mr. Augustin and Mr. Ayazi opposed. Dr. Jaeger made a motion to table this agenda item until the next meeting. Mr. Ayazi seconded, and the motion passed with all in favor.

**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.**

Dr. Overland stated that during the pandemic the Boards expenses decreased so the Board approved a one-time reduction in the renewal fees for the chiropractic physicians and chiropractic assistants.

Dr. Lurie made a motion to return to the original renewal fees for chiropractic physicians and for chiropractic assistants. Dr. Martinez seconded, and the motion passed with all in favor. Dr. Lurie recommended that a message be sent out to the chiropractic physicians' and chiropractic assistants notifying them that the fees are going back up.

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

Dr. Overland stated that he was unaware of the officer's job duties and wanted to bring them to the Boards attention for review and requested that Board members provide feedback. Dr. Canada recommended that revisions be sent to Dr. Overland.

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

**A. FCLB Annual Conference – Palm Springs, FL – April 2023**

Dr. Canada stated that the conference was very informative and Dr. Overland shared the newly elected seats. Dr. Jaeger recommended that Julie Strandberg attend these meetings.

**B. FCLB District Meeting – Keystone, SD, October 5-8, 2023**

Dr. Jaeger recommended that everyone attend. Julie Strandberg recommended that if there is interest in attending, to apply for the FCLB scholarship.

**C. Re-Assign Board Member to participate in the Fall National Board Part IV – November 11-12, 2023**

Dr. Martinez stated that he would be interested in attending. Dr. Overland

expressed interest if another participant is needed.

**D. Other FCLB/NBCE matters.**

There were no additional comments.

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

Dr. Canada stated that she would be willing to oversee this committee. Dr. Jaeger made a motion that Dr. Canada oversee this committee. Dr. Overland seconded, and the motion passed with all in favor.

**Agenda Item 31 Committee Reports**

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

Dr. Martinez stated that he had nothing to report.

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

Dr. Overland stated that he had nothing to add.

**C. Preceptorship Committee (Reassign) – For possible action.**

Dr. Canada stated that she had nothing to report since she was just assigned this committee.

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

Dr. Canada stated that she had nothing to report.

**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.**

**F. Board Website Updates**

Julie Strandberg gave an overview of the executive director's reports.

**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.**

Julie Strandberg gave an overview of the executive director's reports and indicated that due to additional auditing requirements per the Legislative Counsel Bureau Michael Bertrand had to increase the contracted amount to the Board. The contract will be brought before the Board at its next meeting for review.

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

Dr. Canada stated that at the end of each month staff will email the Board members the names of the DC's and CA's that passed the examinations and then mail the wall certificates.

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

Dr. Overland recommended that Julie Strandberg and Brett Canady receive a 6% increase. Dr. Jaeger made a motion that Julie Strandberg and Brett Canada receive a 6% raise. Mr. Ayazi seconded, and the motion passed with all in favor.

**Agenda Item 36 Board Member Comments. – No action.**

Dr. Canada asked that Board members email dates that they are not available to attend the CA program work session to Julie Strandberg. Dr. Lurie stated that as Board members bring motions forward, it is important to be thinking about the big picture and be sure that the Board is not rushing into decisions, but appreciates the efforts of the Board.

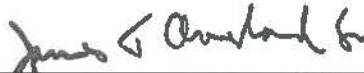
**Agenda Item 37 Public Interest Comments – No action.**

There were no public comments.

**Agenda Item 38 Adjournment – For possible action.**

Dr. Overland moved to adjourn the meeting. Dr. Martinez seconded, and the motion passed unanimously.

November 2, 2023

  
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James T. Overland Sr., DC  
Secretary-Treasurer