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CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

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NOTICE OF MEETING/HEARING

DATE: Saturday, November 7, 2015 **TIME:** 9:30 a.m.

LOCATION: Courtyard Las Vegas Convention Center
3275 Paradise Road, Paradise Meeting Room
Las Vegas, NV 89109

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.

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.

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 Welcome New Board Member – No action

Agenda Item 4 Approval of the September 26, 2015 Meeting Minutes - For possible action.

Agenda Item 5 Ratification of granting of DC licenses to applicants who passed the examination on October 14, 2015 – For possible action

Agenda Item 6 Discussion/approval of CA application/certification of Heather Smith – 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 Ms. Smith)

Agenda Item 7 Discussion/possible action in the Matter of Heriberto Soltero, Complaint 15-05S – 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 Mr. Soltero)

Agenda Item 8 Discussion/approval of Continuing Education requests co-sponsored by other Nevada Boards and Commissions – For possible action

Agenda Item 9 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 11-8S (Ms. Mercer)
- B. Complaint 15-01S (Dr. Lurie)
- C. Complaint 15-05S (Dr. Colucci)
- D. Complaint 15-06S (Ms. DiFillippo)
- E. Complaint 15-08N (Outside IBM)
- F. Complaint 15-11S (Dr. Rovetti)
- G. Complaint 15-13S (Dr. Rovetti)
- H. Complaint 15-17S (Dr. Rovetti)
- I. Complaint 15-18N (Dr. Nolle)
- J. Complaint 15-26S (Dr. Lurie)
- K. Complaint 15-27S (Dr. Lurie)
- L. Complaint 15-28S (Dr. Lurie)
- M. Complaint 15-29S (Dr. Colucci)
- N. Complaint 15-30S (Dr. Lurie)

Agenda Item 10 Discussion/approval of revisions made to forms relative to the Chiropractic Physicians Board of Nevada - For possible action

- A. Doctor of Chiropractic Application
- B. Self-Inspection letter and form
- C. Temporary License letter and application

Agenda Item 11 Discussion/approval of the 2016 Board Meeting Schedule – For possible action

Agenda Item 12 Update on FARB Forum – Ms. Mercer - No action

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Agenda Item 13 FCLB/NBCE Matters – For possible action

- A. Highlights from District IV
- B. Annual FCLB Conference – Phoenix, AZ – April 27- May 1, 2016 – Determine attendees.

Agenda Item 14 Committee Reports

- A. Continuing Education Committee (Dr. Davis) – No action
- B. Legislative Committee (Dr. Lurie) – No action
- C. Preceptorship Committee (Dr. Rovetti) – No action
- D. Test Committee (Dr. Lurie): - For possible action
 - 1. MyiCourse

Agenda Item 15 Reassign Committees – For possible action

Agenda Item 16 Board Counsel Report – No action

- A. Legislative Counsel Bureau revision to temporary regulation
- B. FARB Forum Report

Agenda Item 17 Executive Director Reports:

- A. Status of Pending Complaints – No action
- B. Status of Current Disciplinary Actions – No action
- C. Legal/Investigatory Costs – No action

Agenda Item 18 Financial Status Reports – No action

- A. Current cash position & projections
- B. Accounts Receivable Summary
- C. Accounts Payable Summary
- D. Income/Expense Actual to Budget Comparison as of September 30, 2016
- E. Extraordinary Items

Agenda Item 19 Consider changes to CA Certification program – For possible action

Agenda Item 20 Consideration of potential additions, deletions and/or amendments to NRS or NAC Chapter 634 – For possible action

- A. Require DC's to keep a file of all advertising in a file located in their office for two to three years.
- B. Require disclaimer to testimonial advertising.
- C. Establish rules relative to Reciprocity. This may require a change at the next rulemaking meeting.
- D. Modify NRS 634.014 "Chiropractic adjustment."
- E. Modify NRS 634.020 (3) to allow more than two persons who are resident graduates of the same school or college or same branch of college to serve simultaneously as members of the Board.
- F. Discussion/possible change to NRS 634.190 (2) from the use of "guilty" terminology in NRS 634.190 (2) to "in violation." This change would require a bill requesting this revision to NRS during the 2017 legislative session.

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- G. NAC 634.200 was recommended for revision at the 9/26/15 Board meeting to waive the temporary license fee to applicants providing chiropractic for no remuneration.
For an application for a temporary license to practice chiropractic pursuant to [NRS 634.115](#)..... 50.00
- H. NAC 634.330 was recommended for revision at the 9/6/14 Board meeting minutes, however no action was taken.
- I. NAC 634.390 was recommended for revision at the 9/6/14 Board meeting minutes, however no action was taken.
- J. NAC 634.367 Temporary license: Authorized acts. Include “pregnancy, care for family members” be added to (b) Unable to perform chiropractic services because of illness, injury, military leave.
- K. Revise NAC 634.367 to not require chiropractic seminar instructors and DC participants at those seminars to have to get a temporary license to demonstrate adjusting techniques on each other.
- L. NAC 634.385 Continuing education of licenses and holders of certificates. Delete Section 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.
- M. Modify NAC 634.415 Sections 3 and 4 to allow preceptors to make some treatment and management decisions.
- N. NAC 634.419 was approved to be deleted pursuant to the 2/22/14 Board meeting minutes, however is still published.
- O. Modify NAC 634.530 to allow the names of visiting doctors on the door.
- P. Modify NAC 634.541 to allow in lieu of the name of the DC, a phone number or web page address that clearly identifies the office of the advertiser; the name of the office.
- Q. Delete NAC 634.570 Inclusion of information in list or directory of licensees or chiropractic offices.

Agenda Item 21 NCA Report – No action

Agenda Item 22 NCC Report – No action

Agenda Item 23 Correspondence Report – No action

Agenda Item 24 Board Member Comments – No action

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 November 3, 2015 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.

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Chiropractic Physicians' Board of Nevada
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Note: 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.