

NEVADA STATE BOARD OF HOMEOPATHIC MEDICAL EXAMINERS

NOTICE OF PUBLIC MEETING AND AGENDA OF THE PUBLIC BODY:

NEVADA STATE BOARD OF HOMEOPATHIC MEDICAL EXAMINERS

DATE OF MEETING: Saturday August 8, 2009
TIME OF MEETING: 9:30 A.M. Pacific Time
LOCATION OF MEETING: Gerber Medical Clinic
1225 Westfield Avenue
Reno, NV 89509

NOTICES POSTED: This Notice of Public Meeting and Agenda have been posted on or before 9:00 a.m. on the third working day prior to the Meeting at the following locations:

Bio Health Center, 615 Sierra Rose Drive, Suite 3, Reno, NV 89511
Board of Homeopathic Medical Examiners, 435 Court Street, Reno, NV 89501
Cancer Screening & Treatment Center, 521 Hammil Lane, Reno, NV 89511
Office of the Attorney General, 100 North Carson Street, Carson City, NV 89701
Sierra Integrative Medical Center, 6512 South McCarran Blvd. Reno, NV 89509
The Nevada Clinic, 3663 Pecos-McLeod Intersection, Las Vegas, NV 89121
Gerber Medical Clinic, 1225 Westfield Avenue, Reno, NV 89509

In addition, the Notice of Public Meeting and Agenda was mailed or e-mailed to groups and individuals as requested.

AMENDED NOTICES AND AGENDA: With regard to any Board meeting, it is possible that an amended notice will be published adding new items to the original agenda. Amended notices will be posted, mailed and/or emailed in accordance with the Nevada Open Meeting Law.

NOTICE: We are pleased to make reasonable accommodations for members of the public who are disabled and wish to participate. If special arrangements are necessary, please call Executive Director Nancy Eklof at (775) 324-3353, as soon as possible so that suitable arrangements can be conveniently made.

CONFIDENTIALITY: This meeting may concern confidential investigative or personnel matters which may be discussed in executive (closed) session. In such event, all recommendations will be voted on in the open session, which will be part of the meeting.

MEMBER ITEMS: Members of the Board may raise potential agenda items.

However, no action may be taken by the Board on any such item. Any potential agenda item requiring further action must be scheduled on a future Board Meeting.

ORDER OF AGENDA ITEMS: The Board wishes to notify the public that the Board may consider agenda items out of the order presented on the written Agenda, at the discretion of the Chairperson, to promote efficiency and as an accommodation to the parties involved.

PUBLIC COMMENT: The Board welcomes public comment. It is within the Board's discretion to take public comment during a public hearing on any Agenda item(s). If the Board permits public comment on any Agenda item(s), the Board may place limits on the amount of time permitted speakers during such public comment. Persons wishing to speak during the public comment period on items not on the Agenda may speak only after receiving recognition and consent of the Chairperson. In consideration of others, please avoid repetition and limit your comments to no more than three (3) minutes total. No deliberation or action may be taken on a matter not listed on the posted Agenda until the matter has been specifically included on an Agenda as an item.

CLOSED MEETINGS: In accordance with NRS 241.030(1), except as otherwise provided by law, the Board may hold a closed session during any board meeting to consider the character, alleged misconduct, professional competence, or physical or mental health of a person.

CONFLICT OF INTEREST: If an applicant, a licensee or a person from the public requests a Board member's abstention on an Agenda item based upon a perceived conflict of interest, that person must state his or her objection on the record before any discussion of the particular item.

MEMBERS OF THE BOARD AND STAFF: The following persons are either members of the Board or staff:

Cyrus Pourzan, M.D., H.M.D., Member and President
Robert Eslinger, D.O., H.M.D., Member and Vice President
Bruce Fong, D.O., H.M.D., Member and Secretary-Treasurer
Diane Kennedy, Member
Leticia Gardea, Member
K.J. Smith, Member
John Diamond, M.D., H.M.D., Member
Nancy Eklof, Executive Director
Robert Bryant, Deputy Attorney General, Counsel to the Board

ALL CELLULAR PHONES AND PAGERS ARE TO BE TURNED OFF OR SET

TO SILENT NOTIFICATION MODE PRIOR TO THE AGENDA PROCEEDINGS.

AGENDA

- A. Open Session.
 - 1. Call to order. Roll call and determination of a quorum.
 - 2. The Chair will set the time for adjournment.
 - 3. Verification of Posting and Mailing.
 - 4. Welcome all visitors/Determination of press presence
- B.
 - 5. Approval of the Agenda for this meeting. (Discussion/Action).
- C. Executive Business.
 - 1. Today's meeting to be conducted under Robert's Rules of Order, 10th Edition, in all business of the Board in which those Rules are not in conflict with any part of NRS 241, NRS 630A, NAC 630A, or any other provision of the Nevada Revised Statutes. The Chair or Board members may vote to suspend the Rules for taking Agenda items out of order if circumstances require such. (Discussion/Action).
 - 2. Presentation of Applicants for licensure or certification (NRS 630A.080); Confirm Waiver of Open Meeting Law signed by each applicant granting permission for the Board to interview; verification that records are in order for each applicant; allow applicants to take the written exam. (Discussion/Action).
 - 3. Board will approve or disapprove licensing/certification applicants after testing and interviewing: The Board may go into closed session to consider the character, conduct, or professional competence of any or all of the applicants. (Discussion/Action).
 - 4. If the Board goes into closed session, no action may be taken in that session. (Discussion/Action).
- C Applicants:
 - 1. Leonid.Macheret, M.D., H.M.D. applicant.
 - 2. Jorge Flechas, M.D., H.M.D. applicant.
 - 3. Jon King, D.O., H.M.D. applicant.
 - 4. Mary Lou Heacock, H.A., A.P.H. applicant.
- D. Review and approve the Minutes of the following Board meeting: May 12, 2009 (Discussion/Action).
- E. . Committees – President Pourzan to make recommendations to the Board regarding membership of the following Board Committees.
 - 1. Executive Committee: The President of the Board chairs the Executive Committee, which is composed of the following: the Executive Director,

President and Secretary-Treasurer and has full power to act in all affairs that constitute an emergency under NRS 241.020(7) or as directed by majority vote of the Board. The Executive Committee is subject to orders of the Board, and none of its acts can conflict with any action taken by majority vote of the Board. (Discussion/Action).

2. Policy Manual Committee: Nancy Eklof, Chair Cyrus Pourzan, Additions/deletions/new language to the Policy and Bylaws are presented for Board discussion, consideration and action at the next Board meeting. (Discussion/Action).

3. Fiscal-Finance Committee:

a. The Finance Committee makes recommendations to the Board regarding the financial status of the Board. (Discussion/Action)

b. Review and possible approval of resolution with the Attorney General's Office on past attorney fees billings. (Discussion/Action).

4. Education Committee: (Discussion/Action).

a. The education Committee is concerned with addressing issues for maintaining the educational standards of the Board in regards to licensure/certification and for continuing education.

5. NAC Committee:

a. The NAC Committee makes recommendations to the Board regarding regulations of the Board and any proposed changes thereto including new regulations that are proposed or have been passed. (Discussion/Action).

6. NRS Committee: (Discussion/Action).

a. The NRS Committee makes recommendations to the Board regarding regulations and any proposed changes thereto including new regulations that are proposed or have been passed in regards to the Nevada Revised Statutes.

7. Investigative Committee: (Discussion/Action)

a. The Investigative Committee is charged with addressing complaints files against licensees and certificate holders. It will review all pertinent data in this regard and render a recommendation regarding the complaint and/or necessary action to the full Board.

8. Ad Hoc Committee: (Discussion/Action)

a. The President may appoint an Ad Hoc Committee at his/her discretion to address issues not specifically addressed by other committees.

F. Executive Director's Report: Director will report on the financial and other administrative matters pertaining to the business of the Board for possible action.
(Discussion/Action).

E. President's Report: (Discussion/Action).

F. Secretary Treasurer Report

a. A.P.H. Babs Clough supervising physician Cora Ibarra, H.M.D.
approval of protocol/consent form. (Discussion/Action).

b. A.P.H. Alan Greenburg (loss of supervising physician).
(Discussion/Action).

G. H.M.D. Complaint 056 – presented by the Chair of the Investigative Committee. Under State Law this will be presented without use of the name of the complaining parties or the provider. The Board can accept or reject the recommendations and/or direct the Attorney General to conduct further investigation and/or to make a recommendation . (Discussion/Action)

H. Dry Needling Procedure

a. Declaratory judgment: Is this procedure allowable under current statutes only for practitioners under this Board? An opinion requested by a Physical Therapist. Reference NRS 640.024. (Discussion/Action)

I. Salicinium - Declaratory Judgment as requested by James Forsythe, M.D.,H.M.D
Under NRS 630A and the jurisdiction of the Board. Is the medical and clinical usage of salicinium in compliance with the definition of the practice of "homeopathic medicine" in the state of Nevada? (Discussion/Action)

J. Review of Exams – Exam scores to be presented to the Board and then final interviews of the applicants by the Board for consideration of approval.
(Discussion/Action).

K. Public Comment

L. Announcements – future meetings.

M. Adjourn