

NEVADA STATE BOARD OF HOMEOPATHIC MEDICAL EXAMINERS

Saturday August 3, 2013 9:30 A.M.

Non Profit Center

BHME Board Office

1301 Cordone Ave, Ste 126

Reno, NV 89502

MEMBERS OF THE BOARD AND STAFF:

Diane Kennedy, President - Present

Robert Eslinger. Member– Absent

Bruce Fong, - Secretary Treasurer -Present

Leticia Gardea, Member – Present

KJ Smith - Present

Corazon Ibarra, Vice President – Present

Cyrus Pourzan, Member - Present

Nevada Attorney General Office, Colleen Platt- Present

Nancy Eklof, Executive Director - Present

MEMBERS OF THE PUBLIC:

Tiffany Vanderstoker

Carrie Porter, Applicant

Richard Powell, Applicant

Theresa Rua

Robert Burkich. Applicant

MINUTES

A. OPEN SESSION

1. **Call to order** – The meeting was called to order at 9:33 a.m. By President Kennedy. It was determined that there was a quorum at that time
2. **The Chair will set the time for adjournment** – The meeting time for adjournment was set for 1:30 p.m.
3. **Verification of Posting and Mailing** – Diane Kennedy, President and Nancy Eklof verified that the meeting was duly noticed by posting in all locations in accordance with Open Meeting Law.
4. **Welcome all visitors/Determination of Press Presence** – President Kennedy welcomed the visitors and members of the public present. There was no press present.

B. PUBLIC COMMENT – None

C. APPROVAL OF THE AGENDA FOR THIS MEETING

Motion: KJ Smith to approve

Second: Cyrus Pourzan

Approved

D. For Possible Action:

Introduction of applicants, determination of qualifications. Applications were approved and the following applicants were excused to take the exam

Dr. Robert Burkich, MD

Carrie Porter

Richard Powell, ND

Motion: Bruce Fong

Second: Cyrus Pourzan/Passed

Applicants excused to take a proctored exam/3 hours

D. For Possible Action: Approval of Board Minutes October 4, 2012

Motion: KJ Smith to approve

Second: Leticia Mitchell/Passed

E. For Possible Action: Reinstatement of Theresa Lynn Rua as a Homeopathic Assistant working for and supervised by Cora Ibarra, HMD.

Bruce Fong motioned to Approve

Cyrus Pourzan Second/Motion passed

F. Item F was taken early/Approval of Board Minutes

G. For Possible Action: Secretary Treasure Bruce Fong reported on the issue of the lack of Supervising

Physicians of certified Advanced Practitioners as all certified APH's under Nevada law must be supervised by a licensed Homeopathic Medical Doctor. Fong suggested the Board look to trying to change legislation much like the Nevada Nurse Practitioners were recently approved to act independently.

President Kennedy stated it is the Board's job and responsibility to protect the people of Nevada and the issue can't be addressed until the 2015

Legislature. Leticia Mitchell made the motion to have Bruce Fong set up a workshop and present the feasibility at a future board meeting.

Second: Cyrus Pourzan/Motion passed.

The Executive Director Nancy Eklof was instructed to send certified letters to the currently unsupervised APH's not to practice as an APH until they have a supervising physician according to NRS630A.

- H. President's Report/Discussion Only**
Board president Diane Kennedy discussed the recent bill passed by the 2013 Legislature AB341. The bill was basically housekeeping to bring the statutes up to date, and add a fingerprint requirement clause. The Bill was introduced by Assembly Woman Maggie Carlton. The bill also states licensed physicians from Canada and the UK are qualified and eligible to be licensed as Homeopathic Medical Doctors. The next step will be to write the regulations for NAC to coincide with NRS630A and then to have a workshop.
- I. For Possible Action: Executive Directors Report**
Financial Report Bank Balance as of Fiscal Year ending 6/30/13 \$16,314. Liabilities \$130,634 (Attorney General) Total Income: \$33,040.
Request approval for a new computer, new QuickBooks software. Projected Expense including setup is \$1,600.00
Motion to approve: Cyrus Pourzan
Second: Bruce Fong/Motion passed
- J. Discussion Only/Update on FBI new policy concerning Fingerprint Law/Civil Applicant Waiver.** Applicants can question/challenge FBI Reporting based on background checks through fingerprinting.
- K. Discussion Only: Update on changes to the Open Meeting Law and statutes governing rulemaking made by the 2013 Legislature.** Deputy Attorney General Colleen Platt spoke on Open Meeting Law Changes and what you can do and can't. Per AB445 a State website is being developed for all state boards.

Lunch Break

- L. For Possible Action: Testing completed (3 hour limit) and none of the applicants passed the test. Each applicant was advised of the testing outcome and the board decided to go into a closed session to discuss the matter.**

Applicants Powell and Porter were excused and invited to return and retest.

Following the closed session, the Board elected to interview Dr. Burkich a licensed Medical Doctor and give an oral examination.

Following the oral examination, the Board went back into a closed session and determined that Dr. Burkich would need to retake the written exam at a later date.

At that time Dr. Burkich was invited to take the exam again following a 30 day hiatus.

Motion to Retest: Cyrus Pourzan

Second: Bruce Fong/Motion Passed

M. Public Comment: None

N. The meeting was adjourned/2:25 p.m.