

NEVADA STATE BOARD OF HOMEOPATHIC MEDICAL EXAMINERS

Saturday October 6, 2012 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 – Absent

Corazon Ibarra, Vice President – Present

Cyrus Pourzan, Member - Present

Nevada Attorney General Office, DAG Harry Ward - Present

Nancy Eklof, Executive Director - Present

MEMBERS OF THE PUBLIC:

Tiffany Van der Stoker

Inge Gerber

Michael Gerber

Ron Jahner

MINUTES

A. OPEN SESSION

1. **Call to order** – The meeting was called to order at 9:45 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 and mailing 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 – Michael Gerber announced the NHIMA Conference and commented on columns in the Townsend Letter regarding the 2011 speakers at the Conference.

C. APPROVAL OF THE AGENDA FOR THIS MEETING

Motion: KJ Smith to approve

Second: Cyrus Pourzan

Approved

D. EXECUTIVE BUSINESS

1. Meeting is to be conducted according to 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 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.
“ **President Kennedy stated agenda items may be taken out of order.**

2. President Kennedy announced there would not be a scheduled workshop on the revisions to NAC due to NRS 630A revisions submitted to the Governor’s office.

3. Presentation of APH Applicant Ron Jahner for certification (NRS 630A.080); Waiver of Open Meeting Law confirmed signed by applicant. Confirm application in order. The application was further reviewed by the the Board and decided to go into closed session to further discuss the application. Time: 10:05 am

CLOSED SESSION

4. Meeting reconvened in open session at 10:40 am.

5. Dr. Pourzan moved not to approve Dr. Jahner to sit for the exam.

Second: KJ Smith

Discussion: Needs more training with documentation of hours and formal training that was not acceptable to the Board.

DAG Harry Ward suggested the Board provide the applicant more direction. President Kennedy said the training needs to be more specific.

Final vote: Motion carried. Dr. Jahner did not sit for the exam.

E. APPROVAL OF MINUTES

1. February 4, 2012

2. August 23, 2012

Motion: Cora Ibarra moved to approve the Minutes

Second: Bruce Fong (with correction) change 2/4/12 (Page 2) to read “Oxidative” instead of “Oxidated”

The motion was amended to include the corrections.
Cyrus Pourzan recused himself as he was not in attendance at the Meetings
The motion passed and the Minutes approved.

F. PRESIDENTS REPORT/Legislative Update

A. Governor Sandoval has changed Bill Draft procedures and the bills have to pass through his office for review and/or approval. Waiting to hear on the disposition of the bill draft. The Revisions to 630A were primarily housekeeping and adding the Fingerprint statute mandated by the Department of Public Safety.

b. Resignation of Board member Robert Eslinger. The Governor had re-appointed Dr. Eslinger, so a replacement needs to be named. Dr. Eslinger will remain as a Board member until a replacement is found.

Discussion: none

G. EXECUTIVE DIRECTOR'S REPORT

Discussion/Possible Action

**a. Board insurance/cost and discussed (Attorney General's Office)
Amount for one year is \$772.74.**

b. Financial report: Balance in bank is \$5,168.17. Included Profit & Loss Statement July 1, 2011 through October 5, 2012.

c. Renewals are anticipated to be \$33,000 for 2012/2013 calendar year.

d. Training for Board and Commission Members, Executive Directors and Administrators October 30, 2012 in Carson City at the LCB.

E. Harvey Bigelson issue referencing him as Mr. versus Dr. He has requested that the minutes of the 2004 meeting be changed to reflect him as Dr. Bigelsen. DAG Harry Ward said to put it on the next meeting agenda for a vote.

Discussion/Possible Action

Dr. Ibarra moved to approve the ED report. Fong seconded. Motion passed.

Break 11:00 am

Back in session 11:12

H. COMMITTEE REPORTS

a. Technology Committee

Discussion/Possible Action

Board Vice President Ibarra moved to accept the Technology Committee report. Fong seconded

Discussion: Regarding the two Protocols presented to the Committee from Dr. James Forsythe and Dr. Dan Royal.

Some of the procedures stated in the Protocols were Allopathic in nature and surgical. This Board does not cover those procedures. Board Members

Pourzan and Fong discussed that the protocols require further investigation and this board is not in the position to approve these procedures due to possible liability and the responsibility of the Board to public safety. The Board suggested the protocols be submitted to an IRB for review and an opinion, following a report/opinion of the IRB the revised protocols could be presented again to the board for possible approval as long as they abide by the Board's Nevada Revised Statutes. The protocols are on file in the Board office for review.

The motion died per suggestion by DAG Harry Ward and to make a new motion.

Member Fong made the motion to address both protocols through seconded and the motion passed.

J/K Work Shop not conducted so Agenda letters are out of order ...following.

L/M Applicant not interviewed.

N. OLD BUSINESS

Discussion/Action

Member Fong motioned to make a Policy changes #9 that "NHIMA annual conference attendees is sufficient for 20 credits toward their CME. Member Ibarra seconded. Motion passed.

O. NEW BUSINESS

None

P. PUBLIC COMMENT

Dr. Michael Gerber stated that the fee for the Arizona Board, new application and renewal is \$945.00.

No Discussion

Q. ANNOUNCEMENTS

None – not date for the future board meeting

R. ADJOURMENT

President Kennedy adjourned the meeting at 11:34 am