



NEVADA BOARD OF HOMEOPATHIC  
MEDICAL EXAMINERS  
1301 Cordone Avenue, Ste. #190  
Reno, NV 89502

Sean Devlin, DO, HMD  
Board President  
Charles Green  
Secretary-Treasurer

David Edwards, MD, HMD  
Board Member  
Kathleen Peele, RN, C-PNP, APN APH  
Board Member

## PUBLIC NOTICE

### NVBHME Board Meeting

Tuesday, April 25, 2023

6:30 pm (PST) via video conferencing thru Zoom Meeting link:

Join Zoom Meeting

<https://zoom.us/j/93427074276?pwd=TS2OWYzUHJMRCt1VkhaTTJuZmpKZz09>

Meeting ID: 934 2707 4276

Passcode: 938349

**PUBLIC BODY:** NEVADA BOARD OF HOMEOPATHIC MEDICAL EXAMINERS  
1301 Cordone Ave Ste. 126, Reno, NV 89502

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

*Board of Homeopathic Medical Examiners - 1301 Cordone Ave. Reno, NV 89502*  
*Bio Health Center - 615 Sierra Rose #3 Reno, NV 89511*  
*Forsythe Cancer Care Center, 521 Hammill Lane, Reno NV 89511*  
*Gerber Medical Clinic - 1225 Westfield Drive, Reno, NV 89509*  
*Nevada Clinic - 3663 Pecos-McLeod Int., Las Vegas, NV 89121*  
*Sierra Integrative Medical Center - 9333 Double R Blvd. Reno, NV 89509*  
*MGNC Nutrition Center- 3315 E Russell Rd A-3 Las Vegas, NV 89120*  
*State of Nevada Board posting site (www.notice.nv.gov)*

**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. (Reposting at least three working days prior to the meeting).

**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 Charles Green at (702)-497-4009 or email at [cgreen@nvbhme.org](mailto:cgreen@nvbhme.org). The supporting documents for this meeting are available by contacting the Secretary-Treasurer of the Board via email [CGreen@NVBHME.org](mailto:CGreen@NVBHME.org) or may be obtained from the Board office at 3315 East Russell Rd., Ste. A-3, Las Vegas, NV 89120.

**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). In consideration of others, please avoid repetition and limit your comments to no more than (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.

**AGENDA:** All Agenda items identified as *"For Possible Action"* are for discussion and for possible action unless otherwise noted as *"For Information Only"*.

**NOTE: NEVADA BOARD OF HOMEOPATHIC MEDICAL EXAMINERS**

- 1) Agenda items may occur out of sequence to accommodate persons appearing before the Board or to aid the efficiency or effectiveness of the meeting,
- 2) Combine items for consideration by the public body; and
- 3) Pull or remove items from the agenda at any time. The Board may convene in closed session to consider the character, alleged misconduct, professional competence or physical or mental health of a person. (See **NRS 241.030**)
- 4) Prior to commencement and conclusion of a contested case of quasi-judicial proceedings that may affect the due process rights of an individual, the Board may refuse to consider public comment. (See **NRS 233B.1216**)

**Members of the Board and Staff**

Dr. Sean Devlin, President  
Charles Green, Secretary-Treasurer  
Dr. David Edwards, Member  
Kathleen Peele, Member  
Joel Bekker, Deputy Attorney General

**AGENDA**

- |           |  |  |
|-----------|--|--|
| ITEM # 1. | Roll call and determination of a quorum:   | <i>Dr. Devlin ( 1 min)</i>   |
| ITEM # 2. | Approval the April 25, 2023 Agenda   | <i>Dr. Devlin ( 1 min)</i><br><i>For Possible Action</i><br><i>(Approval)</i>  |
| ITEM # 3  | Approval the Minutes of December 21, 2021:   | <i>Dr. Devlin ( 1 min)</i><br><i>For Possible Action</i><br><i>(Approval)</i>  |
| ITEM # 4. | President's Report:  | <i>Dr. Devlin ( 5 mins)</i><br><i>For Information Only</i>   |
| ITEM # 5. | Public Comments  | <i>Limit 3 mins per Person</i><br><i>For Information Only</i>  |
| ITEM # 6. | NVBHME Board Panel Interviews  |  |
|           | a. Open Session - Board Panel Interview of Dr. Nicole Hujer for Certification as APH           | <i>Dr. Devlin &amp; Board Members</i><br><i>For Possible Action -</i><br><i>Grant/Deny/Continuance</i>                                   |
|           | b. Closed Session - Board Panel Interview of Dr. Erica Soria for Certification as APH          | <i>Dr. Devlin &amp; Board Members</i><br><i>For Possible Action to go into</i><br><i>Closed Session</i><br><i>Grant/Deny/Continuance</i> |
|           | c. Reopen "Open Session" to Vote on Dr. Erica Soria as APH                                     | <i>Dr. Devlin &amp; Board Members</i><br><i>For Possible Action</i><br><i>Grant/Deny/Continuance</i>                                     |
| ITEM # 7. | Secretary-Treasurer's Report > Financial / Membership  | <i>Mr. Green ( 20 mins)</i>  |
|           | a. Completed - July 1, 2021 - June 30, 2022 Annual Report                                      | <i>For Information Only</i>  |
|           | b. Membership / Status of New Applicants / Renewals  | <i>For Information Only</i>  |
|           | i. Discussion of Additions and Recommendations for Improvements to Board's Website as follows: | <i>For Possible Action</i><br><i>Grant/Deny/Continuance</i>  |
|           | 1. Professional Profile of each HMD, APH and HA (optional)                                     |  |
|           | • Business Office number/location  |  |
|           | • Education  |  |
|           | • Specialties and Homeopathic Therapies  |  |
|           | 2. PDF formatting for required documentation/edit/update with secured Username/Password        |  |

3. Implementing use of “DocuSign” / Remote Online Notarization (RON)

- RON services are legal in Nevada after the passing of NV Assembly Bill 413 in December 2018
- Convenience and increased access
- Fraud minimization
- Security and enforceability

4. Addressing New/Annual Notarized “Statement of Supervisory HMD” form for all APHs/HAs

*Mr. Green ( 5 mins)*

*For Possible Action  
Grant/Deny/Continuance*

i. Benefits of notarized forms for NVBHME, Supervising HMDs, APHs and HAs

- Precedent requiring a notarized “Statement of Supervising HMD” long established for all new APH / HA applicants:
- Provides the Board with legally verified documentation that is beneficial and useful in the Administration’s:
  - Maintenance of accurate recordkeeping
  - Professional accountability in addressing complaints
  - Provides a legal safeguard regarding patient liability
  - Streamline - Advantages of “DocuSign” / Remote Online Notarization (RON)
  - Suggestions for alternative legal language with same effect as notarization

5. Discussion and possible resolution of the issue regarding the effect of retirement of supervising HMDs upon the APHs they supervised.

*For Possible Action  
Grant/Deny/Continuance*

- Discussion and possible resolution of issue regarding establishment of system to track “active” and “inactive” status of licenses and certificates of those who have an unexpected or interim period of inactivity within the current or upcoming year for Renewal Registration.

6. Reminder regarding changes of APH/HA employment or Supervising HMD:

*Mr. Green ( 2 mins)*

*For Information Only*

- Board must be notified within 10 days of change
- New “Statement of Supervising HMD” must be resubmitted

ITEM # 8. Discussion of Governor Lombardo’s Executive Orders

*Mr. Green ( 15 mins)*

*For Possible Action  
(Approval)*

a. 2023-003 - Order Freezing the Issuance of New Regulations and Requiring a Review of Existing Regulations by All Executive Branch Agencies, Departments, Boards and Commissions.

- **BOARD’S RECOMMENDATIONS TO GOVERNOR’S OFFICE**
  - *DUE ON OR BEFORE MAY 01, 2023*
  - *OAG’s Recommendations*
  - *Board Member, Dr. Edwards’ Recommendations*
  - *Advising of any Potential Public Recommendations*
  - *Reminder that Public Workshop for Comments will be held this week, Friday at 6:30 p.m., April 28, 2023 via ZOOM this information link is posted at [www.NVBHME.org](http://www.NVBHME.org)*

- b. 2023-004 - *Order Directing All Nevada Occupational and Professional Licensing Boards to Suspend the Issuance of Any New Regulations, Show Cause for All Occupational Licensing Requirements and to Provide a Recommended Pathway for Facilitating Licensure Reciprocity.*

- **BOARD'S RECOMMENDATIONS TO GOVERNOR'S OFFICE**
  - **DUE ON OR BEFORE JULY 01, 2023**

ITEM # 9. Discuss recently submitted SB336 to the Nevada State Legislature **Mr. Green ( 15 mins)**

*For Possible Action*

*Grant/Deny/Continuance*

- a. Revises provisions relating to the regulation of certain healing arts. (BDR 54-886) which directly impacts our dual Board licensed HMD, DO

1. *“AN ACT relating to health care; exempting certain conduct of certain practitioners of healing arts practicing within their authorized scope of authority from provisions governing certain practitioners of other healing arts; and providing other matters properly relating thereto.”*
2. Determine Board consensus in of support for SB336

ITEM # 10. Legislative Mandates of SB 98 **Mr. Green ( 10 mins)**

*For Information Only*

- a. New Applicant's Fee Increases

1. Discussion of Fee Increase for Renewal Registration in 2023 *For Possible Action*  
*Grant/Deny/Continuance*
2. Board's acknowledgement of its name change from "State of Nevada Board of Homeopathic Medical Examiners" to the "Nevada Board of Homeopathic Medical Examiners" as per SB 98

*For Possible Action*

*Grant/Deny/Continuance*

- A. Required by Wells Fargo Bank for name change of Board Checking Account
- B. Authorizing purchase of new Board Seal for Renewal License and Reprinting of new HMD Licensee Card and APH or HA Certification Cards

ITEM # 11. Discuss Legislative Sunset Committee May 12, 2022 meeting **Mr. Green ( 5 mins)**

*For Information Only*

ITEM # 12. Compensation for Secretary-Treasurer, Board member and staff: **Dr. Devlin ( 5-10 mins)**

*For Possible Action*

*Grant/Deny/Continuance*

- a. Discussion and Consideration of retroactive compensation for last 16 months

- i. NRS 630A.140 *Officers: applications for license and certificates received through Secretary-Treasurer; salary of Secretary-Treasurer (See section #3)*

- *Charles Green*
  - *Board appointment began June 2021*
  - *Request retroactive compensation from January 2022 - April 2023 = 16 months*
  - *\$ 150/day / 1 day a week for 69 weeks*  
***= \$10,380 Reimbursement***

- ii. NRS 630A.160 *Salary of members; per diem allowance and travel expenses of members and employees; payment of expenses; deposit of money received by Board; delegation of authority concerning disciplinary actions; deposit of fines, court costs and attorney's fees, claim for attorney's fees or cost of investigation. (See sections #1a & 1b, #2 & #3)*

**Dr. Devlin ( 5-10 mins)**

*For Possible Action*

*Grant/Deny/Continuance*

iii. NRS 630A.190 *Offices and employees* (See section #2) **Dr. Devlin ( 5-10 mins)**

*For Possible Action  
Grant/Deny/Continuance*

- *IT (Information Technology) Manager*
  - *Request retroactive 50% compensation of wages from January 2022 - April 2023 = 16 months*  
 *$\$25,740.92/50\% = \underline{\$12,870.46}$  Reimbursement*
- *Executive Assistant*
  - *Request retroactive 75% compensation of wages from February 2022 - April 2023 = 15 months*  
 *$\$26,398.65/.75\% = \underline{\$19,798.98}$  Reimbursement*

**TOTAL REIMBURSEMENT: \$43,049.45**

c. Authorize regular monthly compensation going forward **Dr. Devlin ( 5-10 mins)**

For Secretary-Treasurer and staff, \$2,500/month or \$30,000/year *For Possible Action  
Grant/Deny/Continuance*

- ITEM # 13. New Business for next Board Meeting: **Dr. Devlin ( 5 mins)**  
*For Possible Action  
Grant/Deny/Continuance*
- ITEM # 14. Public Comments **Limit 3 mins per Person**
- ITEM # 15. Announcement - Scheduling next Board meeting **Dr. Devlin**  
*For Possible Action  
(Approval)*
- ITEM # 16. Adjournment **Dr. Devlin**