



Nevada State Board of Medical Examiners

***** PUBLIC NOTICE *****

NEVADA STATE BOARD OF MEDICAL EXAMINERS BOARD MEETING

*Conference Room at the Offices of the
Nevada State Board of Medical Examiners
1105 Terminal Way, Suite 301, Reno, Nevada 89502*

Videoconferenced to:

*Conference Room at the Offices of the
Nevada State Board of Dental Examiners
6010 S. Rainbow Boulevard, Building A, Suite 1, Las Vegas, Nevada 89118*

Friday, June 13, 2008 – 8:30 a.m.

AND

Saturday, June 14, 2008 – 8:30 a.m.

***** AGENDA *****

Please Note:

- 1) Persons wishing to attend this meeting may do so at either of the above-listed locations for each day of the meeting.
- 2) Agenda items, other than those items posted with a specific date and time, may be taken out of sequence to accommodate persons appearing before the Board and/or to aid in the effectiveness of the meeting.

1. Call to Order and Announcements - Javaid Anwar, M.D., President
- Roll Call/Quorum
- 2.* Approval of Minutes
- March 19, 2008 Emergency Telephone Conference Call Board Meeting – Open Session
- March 28 & 29, 2008 Board Meeting – Open/Closed Sessions

3.* Personnel

Closed Session

- Annual Review and Discussion of Professional Competency of Staff
 - Sohail U. Anjum, M.D., Vice-President and Chairman of the Internal Affairs Committee;
 - Drennan A. Clark, J.D., Executive Director/Special Counsel

Open Session

- Set Staff Compensation
 - Sohail U. Anjum, M.D., Vice-President and Chairman of the Internal Affairs Committee;
 - Drennan A. Clark, J.D., Executive Director/Special Counsel

4.* Consideration of Adoption of Amendments to Nevada Administrative Code Chapter 630

Friday, June 13, 2008, at 9:15 a.m., or as soon thereafter as it may be heard

- Review of Public Comments on, and Consideration of Adoption of, Proposed Amendment to Nevada Administrative Code Chapter 630, to Delete Provision from NAC 630.350(1) Requiring Physician Assistants to File their Applications for Renewal of Licensure Not Less Than 30 Days Before Expiration of their Licenses
- Review of Public Comments on, and Consideration of Adoption of, Proposed Amendment to Nevada Administrative Code Chapter 630, to Add a Provision Authorizing the Board to Approve Two Hours of Continuing Medical Education Credit in Ethics Per Biennium to Licensed Physician Members of the Board for their Participation as Members of the Board
- Review of Public Comments on, and Consideration of Adoption of, Proposed Amendment to Nevada Administrative Code Chapter 630, to Create Special Event License for Visiting Physicians Conducting Demonstrations
- Consideration of Amendment to Nevada Administrative Code Chapter 630, to Amend NAC 630.500 to Add Provisions Regarding Proof of Qualification for Licensure of Practitioner of Respiratory Care Applicants
 - Edward O. Cousineau, J.D., Deputy General Counsel

5.* Consideration of Request by Reno Vein Clinic for Approval of Hands-On Training Program for Physicians in "Diagnosis and Management of Venous Diseases" Course at the Reno Vein Clinic in Reno

Friday, June 13, 2008, at 9:30 a.m., or as soon thereafter as it may be heard

- Robert F. Merchant, M.D.

6.* Review of Compliance with Terms of Settlement and of Licensure Status of Wayne Dunetz, P.A.-C

Friday, June 13, 2008, at 9:45 a.m., or as soon thereafter as it may be heard

- Lyn E. Beggs, J.D., Deputy General Counsel

7.* Discussion of Legislative Initiatives for 2009 Legislative Session

- Drennan A. Clark, J.D., Executive Director/Special Counsel

8.* Consideration and Discussion Concerning Items/Matters for Possible Inclusion on the Board's Website

- Jean Stoess, M.A., Website Review Committee Chairwoman/Board Member

9.* Consideration of "Paperless" Meetings

- Laurie L. Munson, Deputy Executive Director/Information Systems Administrator

- 10.* Consideration and Discussion Concerning Adoption of Conflict of Interest Policy for Board Members
 - Drennan A. Clark, J.D., Executive Director/Special Counsel
- 11.* Consideration and Discussion Concerning Adoption of the State Division of Health's Policy on Use of Single-Use and Multi-Use Vials
 - Drennan A. Clark, J.D., Executive Director/Special Counsel
- 12.* Consideration and Discussion Concerning Adoption of a Policy on In-Office Surgical Procedures
 - Drennan A. Clark, J.D., Executive Director/Special Counsel; Lyn E. Beggs, J.D., Deputy General Counsel
- 13.* Reports
 - Diversion Program - Quarterly Report - Peter A. Mansky, M.D., Director, Nevada Health Professionals Assistance Foundation
 - Physician Assistant Advisory Committee - John B. Lanzillotta, P.A.-C, Advisory Committee Member
 - Practitioner of Respiratory Care Advisory Committee - Peggy Alby, R.R.T., Advisory Committee Member
 - Investigative Committees - Charles N. Held, M.D., Board Member, Chairperson, Investigative Committee A
Sohail U. Anjum, M.D., Vice President, Chairperson, Investigative Committee B
 - Consideration of Cases Recommended for Closure by the Committees
 - Investigations Division - Douglas C. Cooper, Chief of Investigations
 - Status of Investigative Case Load
 - Compliance Report
 - Status of In-Office Surgery Reporting for 2007
 - Nevada State Medical Association Liaison Report - Cindy Lamerson, M.D., Board Member; Lawrence P. Matheis, Executive Director, Nevada State Medical Association
 - Clark County Medical Society Liaison Report - Benjamin J. Rodriguez, M.D., Board Member; Weldon Havins, M.D., J.D., President, Executive Director and Special Counsel, Clark County Medical Society
 - Washoe County Medical Society Liaison Report - Cindy Lamerson, M.D., Board Member; Jeanie L. Catterson, Executive Director, Washoe County Medical Society
 - Secretary-Treasurer - Drennan A. Clark, J.D., Executive Director/Special Counsel
 - Status of Finances
 - Federation of State Medical Boards of the United States, Inc.'s 2008 Annual Meeting, May 1-3, 2008, San Antonio, TX - Javid Anwar, M.D., President; Jean Stoess, M.A., Board Member; S. Daniel McBride, M.D., Board Member
- 14.* Executive Staff Reports - Drennan A. Clark, J.D., Executive Director/Special Counsel
 - Consideration and Approval of 2007 Board Annual Report
 - Consideration of Request for Staff Attendance at Educational Meetings
 - Informational Items
15. Legal Reports - Lyn E. Beggs, J.D., Deputy General Counsel
Christine M. Guerci-Nyhus, J.D., Chief Deputy Attorney General
 - Board Litigation Status

- 16.* Adjudication in the Matter of the Nevada State Board of Medical Examiners vs. Jason Howerton, C.R.T., BME Case No. 07-31239-1
Friday, June 13, 2008, at 10:30 a.m., or as soon thereafter as it may be heard
- Christine M. Guerri-Nyhus, J.D., Chief Deputy Attorney General
Closed Session for consideration
Open Session for adjudication
Adjudicating Board Members: Javaid Anwar, M.D., President; Sohail U. Anjum, M.D., Vice President; S. Daniel McBride, M.D., Board Member; Benjamin J. Rodriguez, M.D., Board Member; Renee West, Board Member
- 17.* Adjudication in the Matter of the Nevada State Board of Medical Examiners vs. Frank Silver, M.D., BME Case No. 06-4041-1
Friday, June 13, 2008, at 10:50 a.m., or as soon thereafter as it may be heard
- Christine M. Guerri-Nyhus, J.D., Chief Deputy Attorney General
Closed Session for consideration
Open Session for adjudication
Adjudicating Board Members: Javaid Anwar, M.D., President; Charles N. Held, M.D., Board Member; Jean Stoess, M.A., Board Member; Cindy Lamerson, M.D., Board Member; Benjamin J. Rodriguez, M.D., Board Member; Renee West, Board Member
- 18.* Adjudication in the Matter of the Nevada State Board of Medical Examiners vs. Agapito Racoma, M.D., BME Case No. 04-7543-1
Friday, June 13, 2008, at 11:10 a.m., or as soon thereafter as it may be heard
- Christine M. Guerri-Nyhus, J.D., Chief Deputy Attorney General
Closed Session for consideration
Open Session for adjudication
Adjudicating Board Members: Sohail U. Anjum, M.D., Vice President; Charles N. Held, M.D., Board Member; Jean Stoess, M.A., Board Member; Cindy Lamerson, M.D., Board Member; S. Daniel McBride, M.D., Board Member; Benjamin J. Rodriguez, M.D., Board Member; Renee West, Board Member
- 19.* Consideration of Stipulation for Settlement in the Matter of the Nevada State Board of Medical Examiners vs. Andrew Wesely, M.D., BME Case No. 06-10450-1
- Edward O. Cousineau, J.D., Deputy General Counsel
Closed Session for consideration
Open Session for adjudication
Adjudicating Board Members: Javaid Anwar, M.D., President; Charles N. Held, M.D., Board Member; Jean Stoess, M.A., Board Member; Cindy Lamerson, M.D., Board Member; Benjamin J. Rodriguez, M.D., Board Member; Renee West, Board Member
- 20.* Consideration of Stipulation for Settlement in the Matter of the Nevada State Board of Medical Examiners vs. Sidney Frank, M.D., BME Case No. 08-8527-1
- Edward O. Cousineau, J.D., Deputy General Counsel
Closed Session for consideration
Open Session for adjudication
Adjudicating Board Members: Javaid Anwar, M.D., President; Charles N. Held, M.D., Board Member; Jean Stoess, M.A., Board Member; Cindy Lamerson, M.D., Board Member; Benjamin J. Rodriguez, M.D., Board Member; Renee West, Board Member

21.* Licensure Ratification

- Ratification of Licenses Issued, and Reinstatements of Licensure and Changes of Licensure Status Approved Since the March 28 & 29, 2008 Board Meeting

22.* Consideration and Approval of Recommendation by Committee for Appointment of Executive Director

- Charles N. Held, Committee Chairman; Jean Stoess, M.A., Committee Member; Cindy Lamerson, Committee Member; S. Daniel McBride, Committee Member

23.* Appearances for Consideration of Acceptance of Applications for Licensure
Closed Session

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| (a) Joseph De Corso Jr., M.D. | (p) James Laurenzano, M.D. |
| (b) Eric Conner, M.D. | (q) Donna Hatch, C.R.T. |
| (c) Delia Wessels Anderson, M.D. | (r) Elton Kerr, M.D. |
| (d) Milka Torbarina, M.D. | (s) Frederic Ilfeld, M.D. |
| (e) James Seltzer, M.D. | (t) Alexander Strachan Jr., M.D. |
| (f) Bharat Agrawal, M.D. | (u) Galen Eversole, M.D. |
| (g) Alice Buckley, M.D. | (v) Vandana Bansal, M.D. |
| (h) Michael Klein, Jr., M.D. | (w) Ola Eisa, M.D. |
| (i) Gerald Morley, M.D. | (x) Ik Sung, M.D. |
| (j) Kalpana Reddy, M.D. | (y) Jennifer Wilson, M.D. |
| (k) Everett Bryant, M.D. | (z) Elena Zenkin, M.D. |
| (l) Vincent Oriente, M.D. | (aa) Dan Bendtsen, M.D. |
| (m) Fielding Sauls, M.D. | (bb) Arthur Nathanson, M.D. |
| (n) George Mingea, M.D. | (cc) Robert Kurman, M.D. |
| (o) Glenn Miller, C.R.T. | (dd) Aneesa Majid, M.D. |

24. Matters for Future Agenda

25.* Election of Officers and Appointment of Committee Members

26. **Public Comment

* Denotes items on which action may occur.

** Under the Public Comment agenda item, members of the general public may bring matters not appearing on this agenda to the attention of the Board. The Board may discuss the matters, but may not act on the matters at this meeting. If the Board desires, the matters may be placed on a future agenda for action. In consideration of others, who may also wish to provide public comment, please avoid repetition and limit your comments to no more than five (5) minutes.

NOTICES POSTED AT THE FOLLOWING LOCATIONS:

Nevada State Board of Medical Examiners - Reno
Washoe County Court House - Reno
Reno City Hall - Reno
Office of the Attorney General - Carson City

Office of the Attorney General - Las Vegas
Clark County Health Department - Las Vegas
Elko County Court House - Elko
White Pine County Court House - Ely

PLEASE NOTE:

- 1) Persons/facilities desiring copies of the Board's agenda must submit their request in writing every six months. Check the address label for this agenda for expiration date.
- 2) 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 in accordance with the Open Meeting Law; however, they will not be mailed to individuals on the Board's mailing list.
- 3) Members of the public who are disabled and require special accommodations or assistance at the meeting are requested to notify the Board office in writing at P.O. Box 7238, Reno, NV 89510 or by calling 775/688-2559 prior to the date of the meeting.