



Nevada State Board of Medical Examiners

❖ PUBLIC NOTICE ❖

NEVADA STATE BOARD OF MEDICAL EXAMINERS BOARD MEETING

Conference Room 1-6
at the Westgate Las Vegas Resort & Casino
3000 Paradise Road, Las Vegas, Nevada 89109

Videoconferenced (or Teleconferenced) to:

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

Friday, December 4, 2015 – 8:30 a.m.

* AGENDA *

Please Note:

- Persons wishing to attend this meeting may do so at either of the above-listed locations.
- Agenda items, other than those items posted with a specific time, may be taken out of sequence or may be combined for consideration by the Board to accommodate persons appearing before the Board and/or to aid in the effectiveness of the meeting.
- Items may be pulled or removed from the Agenda at any time.
- Certain Agenda items, or portions thereof, may be conducted in closed session, in accordance with NRS 241.030.
- Public comment is scheduled under Agenda Item 2, at the beginning of the meeting, and again under Agenda Item 20, at the end of the meeting, and may also be called for at other times throughout the meeting by the Board President. When these Agenda items are called, 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 four (4) minutes.

LAS VEGAS OFFICE
Board of Medical Examiners
Building A, Suite 2
6010 S. Rainbow Boulevard
Las Vegas, NV 89118
Phone: 702-486-3300
Fax: 702-486-3301

RENO OFFICE
Board of Medical Examiners
Suite 301
1105 Terminal Way
Reno, NV 89502
Phone: 775-688-2559
Fax: 775-688-2321

1. Call to Order and Announcements
- Roll Call/Quorum
2. Public Comment
3. Approval of Minutes *(for possible action)*
 - (a) September 11, 2015 Board Meeting – Open/Closed Sessions
 - (b) October 8, 2015 Board Meeting – Open Session
4. Consideration and Action Regarding Proposed Amendments to Nevada Administrative Code (NAC) Chapter 630 *(for possible action)*
Friday, December 4, 2015, at 8:35 a.m., or as soon thereafter as it may be heard
- *Todd C. Rich, Deputy Executive Director*
 - (a) Review of Public Comments on, and Consideration of Adoption of, Proposed Amendments to NAC Chapter 630, Amending NAC 630.187 and NAC 630.205 to Update Existing Language for Physicians and Physician Assistants Who Prescribe Appetite Suppressants. This Regulation Change Would Update the Dietary Guidelines to the Current Standards Set Forth by the United States Department of Health and Human Services. (R021-15)
 - (b) Review of Public Comments on, and Consideration of Adoption of, Proposed Amendment to NAC Chapter 630, Amending NAC 630.280 to Clarify the Requirements for Physician Assistant Licensure by Updating an Approved Course of Training to the Current Applicable Name (R022-15)
 - (c) Review of Public Comments on, and Consideration of Adoption of, Proposed Amendment to NAC Chapter 630, Amending NAC 630.505 to Clarify the Requirements for Respiratory Care Practitioner Licensure by Updating the Title of the Educational Program to the Current Applicable Name (R023-15)
 - (d) Review of Public Comments on, and Consideration of Adoption of, Proposed Amendment to NAC Chapter 630, Amending NAC 630.525 to Change Language Which Defines the Timing for Biennial Registration for Respiratory Care Practitioners. The Amended Language Would Change the Date of Expiration From July 1 to June 30 of Each Odd-Numbered Year. (R024-15)
5. Consideration of Request of Sean Su, M.D. for Removal of Restrictions on His Medical License *(for possible action)*
Friday, December 4, 2015, at 8:40 a.m., or as soon thereafter as it may be heard
- *Sean Su, M.D.*
6. Consideration of Request of Andrew S. Martin, M.D. for Modification of the Terms of His Currently Existing Settlement Agreement With the NSBME, Specifically to Remove His Probationary Status *(for possible action)*
Friday, December 4, 2015, at 8:50 a.m., or as soon thereafter as it may be heard
- *Andrew S. Martin, M.D.*

7. Consideration of Request of Arlyn M. Valencia, M.D. for Modification of the Terms of Her Currently Existing Settlement Agreement With the NSBME, Specifically to Remove Her Probationary Status (for possible action)
Friday, December 4, 2015, at 9:00 a.m., or as soon thereafter as it may be heard
- Arlyn M. Valencia, M.D.
8. Reports (for possible action)
 - (a) Investigative Committees
 - Consideration of Cases Recommended for Closure by the Investigative Committees
 - Theodore B. Berndt, M.D., Vice President, Chairman, Investigative Committee A;
 - Beverly A. Neyland, M.D., Board Member, Chairwoman, Investigative Committee B
 - (b) Nevada State Medical Association Report - Catherine O'Mara, Executive Director, Nevada State Medical Association; Wayne Hardwick, M.D., Board Member
 - (c) Clark County Medical Society Report - Loretta Moses, Executive Director, Clark County Medical Society
9. Consideration of Settlement Agreement in the Matter of the Nevada State Board of Medical Examiners vs. Heather Rohrer, PA-C, BME Case No. 15-28202-1 (for possible action)
- Erin L. Albright, J.D., General Counsel
10. Consideration of Settlement Agreement in the Matter of the Nevada State Board of Medical Examiners vs. Irwin Glassman, M.D., BME Case No. 13-6387-1 (for possible action)
- Erin L. Albright, J.D., General Counsel
11. Executive Staff/Staff Reports (for possible action)
 - (a) Investigations Division Report - Pamela J. Castagnola, CMBI, Chief of Investigations
 - (b) Quarterly Compliance Report - Donya Jenkins, Finance Manager
 - (c) Quarterly Update on Finances - Donya Jenkins, Finance Manager
 - (d) Legal Division Report - Erin L. Albright, J.D., General Counsel
12. Presentation Regarding the Impact of the Supreme Court Decision in the North Carolina Dental Board Case (for possible action)
- Todd C. Rich, Deputy Executive Director; Erin L. Albright, J.D., General Counsel
13. Licensure Ratification (for possible action)
Ratification of Licenses Issued, Reinstatements of Licensure and Changes of Licensure Status Approved Since the September 11, 2015 Board Meeting
14. Consideration and Adoption of Budget for Fiscal Year 2016 (for possible action)
- Wayne Hardwick, M.D., Secretary-Treasurer; Edward O. Cousineau, J.D., Executive Director; Donya Jenkins, Finance Manager
15. Matters for Future Agendas

16. Appearances for Consideration of Acceptance of Applications for Licensure
(for possible action)

Portions of these Appearances may be conducted in closed session in accordance with NRS 241.030.

(a) Elliott Schmerler, M.D.

(e) Duane Anderson, M.D.

(b) Edward Leone, M.D.

(f) Robert Allen, M.D.

(c) Russell Johnson, PA-C

(g) Lawrence Mora, M.D.

(d) David Watson, M.D.

(h) Jay Eneman, M.D.

17. Personnel (for possible action)

A portion of this Agenda item may be conducted in closed session in accordance with NRS 241.030.

(a) Annual Review and Discussion of Professional Competency of Staff - Edward O. Cousineau, J.D.,
Executive Director

(b) Annual Performance Evaluation of Executive Director - Michael J. Fischer, M.D., President

18. Staff Comments/Updates

19. Election of Vice President (for possible action)

20. Public Comment

21. Adjournment (for possible action)

NOTICES POSTED AT THE FOLLOWING:

Nevada State Board of Medical Examiners - Reno
Washoe County Courthouse – Reno
Office of the Attorney General - Carson City
Office of the Attorney General - Las Vegas
Elko County Courthouse - Elko
White Pine County Courthouse – Ely
www.medboard.nv.gov

PLEASE NOTE:

- 1) Persons/facilities desiring copies of the Board's agenda must submit their request in writing every twelve (12) 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.
- 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 1105 Terminal Way, Suite 301, Reno, NV 89502-2144, or by calling (775) 688-2559, prior to the date of the meeting.
- 4) Anyone desiring supporting material for the meeting is invited to call Laurie Munson at 775-324-9369. Supporting material for the meeting is available at the Board's office at 1105 Terminal Way, Suite 301, Reno, Nevada.