

NEVADA PHYSICAL THERAPY BOARD

BOARD MEETING MINUTES OCTOBER 17, 2017

- Item 1- Call to order / roll call to determine the presence of a quorum. The meeting was called to order at by Chairman Baum at 9:35 am. Board members present in the Northern Nevada location: Tina Baum, PT, DPT, WCS, ATC, CLT, Chair; Sherise R. Smith, PT, MSPT, CBIS, Vice Chairman; Brian Fearnley, PT, MPT, Secretary/Treasurer, Andrea Menicucci, MS, CCC-SLP, public member. Non-members Sarah Bradley, senior deputy attorney general, Hal Taylor, board counsel and Debby Dieter, investigator, were also present. Board members present in the Southern Nevada location: Non-members Muriel Morin-Mendez, licensing coordinator and Chelsea Venturino, office assistant.
- Item 2- Pledge of Allegiance.
- Item 3- Public comment period: Laura Cerame, PTA, representing the NPTA as a NPTA board member at large. Ms. Cerame proposed that PTAs be able to earn CEUs from being clinical instructors. Upcoming implementation of ProCert was discussed with this being a part of ProCert once it is implemented. Ms. Cerame also sought clarification if whether the supervising PT overseeing a PTA student should sign off on the clinical performance instrument if the clinical instructor is a PTA under the supervision of a PT. It was discussed that this would be a good topic to be presented at the NAC workshop to add to discuss for our NACs. It was discussed that the next NAC workshop will be after the first of the year. There was also a question if there were spots available on the ACCE Committee and that there are people interested in applying for this committee. Chair Baum instructed anyone interested to submit an application.
- Item 4- Approval of Board Meeting minutes: minutes from the following meetings were approved with edits as discussed:
- a. June 8, 2017: Motion to approve: Baum Second: Smith Passes unanimously
 - b. August 19, 2017: Motion to approve: Baum; Second: Menicucci; Passes unanimously
 - c. August 28, 2017: Motion to approve: Baum; Second: Menicucci; Passes unanimously
 - d. September 4, 2017: Motion to approve: Baum; Second: Smith; Passes unanimously
- Item 7- Schedule of future Board Meetings: November 14, 2017 and December 11, 2017
Motion to approve upcoming meetings for these dates: Chair Baum
Second: Smith
Passes unanimously
- Item 8- Consideration of Recommendations of the ACCE Committee reviewed at the ACCE meetings:
- a. July 24, 2017 meeting

Motion to approve, deny and approve with conditions as per committee recommendations: Baum

Second: Smith

Passes unanimously

b. September 16, 2017 meeting

Motion to approve, deny and approve with conditions as per committee recommendations: Baum

Second: Fearnley

Passes unanimously

Item 10- Board Audit: Discussion regarding going back to a biennial audit.

Motion to go to a biennial audit: Baum

Second: Menicucci

Passes unanimously

Item 11- Budget for Fiscal Year 2018 (corrected, agenda said 2019): Secretary/Treasurer Fearnley discussed budgetary issues and his discussions with previous Executive Director regarding budget and adjustments to be made.

Motion to pass the budget for fiscal year 2018 with edits as discussed: Baum

Second: Fearnley

Passes unanimously

Item 12- Additional pay for board staff. Chairman Baum acknowledged the extra work Muriel and Chelsea have been putting in since the resignation of the Executive Director. Discussion related to how to best recognize their extra efforts.

Motion to award Muriel and Chelsea each \$1,000 bonus for all of the extra work they have been doing in the absence of an Executive Director: Baum

Second: Menicucci

Passes unanimously

Item 5- Review and Discussion Regarding Pending Licensure Applications:

b. iii. John Egbert: Discussion with Mr. Egbert regarding questions regarding his application.

Motion made to grant Mr. Egbert an unrestricted physical therapy license:

Baum

Second: Smith

Passes unanimously

b. i. Cory A. Rankin: Discussion with Mr. Rankin on the preparation he has been engaging in to prepare for the test.

Motion made to grant Mr. Rankin the ability to take the exam on January 23, 2018, with a back of date of the April test date: Baum

Second: Smith

Passes unanimously

a. Barbara A. Gabut: Discussion regarding Ms. Gabut not being present. Deputy Attorney General reports that she was noticed properly but has not received response back from her. She was on the agenda from August as well.

Motion that no action be taken regarding her application and to have staff pull the records from when she was previously licensed in Nevada in the event that

she contacts us and wants us to revisit her application. Also look at our NRS and NAC to see how long we should hold her application for: Baum

Second: Smith

Passes unanimously

b.ii. Anthony J. Dalmaso: Discussion regarding what Board has done previously in similar cases. Discussion as to Mr. Dalmaso not being present; Senior Deputy Attorney General Bradley reports that he was properly noticed of today's meeting.

Motion to take no action on this case at this time due to the seriousness of the situation and Mr. Dalmaso not being present: Baum

Second: Smith

Passes unanimously

Item 9- Disciplinary Actions

a. Curtis Jensen, PT license number 2557. Case number 2016-07: Attorney Taylor reviewed the complaint and the fact that Mr. Jensen is not present but was properly noticed. He reported that Mr. Jensen did sign the settlement agreement and sent a check to the Board and he is, therefore, recommending that this settlement agreement be approved.

Motion made to approve the settlement agreement: Menicucci

Second: Baum

Passes unanimously

Item 6- Review and Decision Regarding Outstanding Administrative Cases: Senior Deputy Attorney General Bradley discussed that she and Debbie Dieter, Investigator, have reviewed the following cases and discussed why these cases should not move forward. Debbie Dieter discussed the cases.

Motion to dismiss the following cases: Smith

2013-35	2015-005
2015-01	2017-011
2016-115	2017-014
2016-125	2017-022
2016-127	2017-025
2017-003	2017-026
2017-004	2017-030

Second: Baum

Passes unanimously

Item 13- Executive Director Candidate Interviews: Senior Deputy Attorney General stated that spoke with the Ethics Commission and that Board member Menicucci will not be able to participate in the interviews due to her brother-in-law being one of the candidates. Board member Menicucci stated that, for the record, she wouldn't have recruited this candidate if she didn't feel that his skill set was perfectly suited for the job. She then did recuse herself. There was also discussion that one of the candidates is a state legislator and whether or not he would be able to perform both jobs at the same time. Discussion regarding how the interviews would be conducted and being able to make an offer to the chosen candidate today. Chair Baum also disclosed that Charles Harvey is her neighbor; although she has never had a conversation with him other than saying hello and that she

did not know that he was applying for the position. She feels she can be objective in interviewing him and does not need to recuse herself. Discussed salary range and benefits.

The Board recessed for lunch at 11:09 am and then re-adjourned at 11:45 am to conduct the interviews of the candidates for the Executive Director position.

Item 13- Executive Director Candidate Interviews were conducted of the following candidates. Prior to the interviews beginning, Andrea Menicucci stated that she would like the record to reflect that she is recusing herself from the interviews and selection process as one of the candidates is her brother-in-law.

- a. Charles Harvey
- b. Chris Edwards
- c. Carlton Lum
- d. Deanna Menesses
- e. Craig Faust
- f. Stacy Woodbury

Following the interviews, Board members discussed their individual rankings of the candidates and narrowed it down to their top three candidates and then discussed again.

Motion was made to select Charles Harvey as the Executive Director by Chair Baum.

There initially was not a second made to the motion. There was then extensive further thought and discussion regarding the candidates.

Second: Smith

Discussion regarding candidate Charles Harvey and his previous position.

Motion was amended to select Charles Harvey as the Executive Director at a salary of \$82,000 and the option of enrollment in PEBS, contingent on reference checks and if he does not accept the position then offering it to Ms. Woodbury at \$82,000, contingent on references: Baum

Second: Smith

Passes Unanimously

Senior Deputy Attorney General Bradley made a phone call to Mr. Harvey with the job offer, contingent on reference checks, and he accepted the position.

Chairman Baum will call his references tomorrow.

Item 15- Public Comment: Jenelle Lauchman thanked the Board for their service and the good work today.

Item 16- Meeting Adjournment. The meeting was adjourned at 4:29 pm.