

Board Members

BRIAN J. FEARNLEY, PT, MPT
Board Chair

JENNIFER NASH, PT, DPT
Board Vice-Chair

EATHAN O'BRYANT
*Board Secretary/Treasurer
Public Member*

SHERISE SMITH, PT, MSPT
Board Member

Laura Cerame, PTA
Board Member

STATE OF NEVADA

STEVE SISOLAK
Governor



Staff

CHARLES D. HARVEY, MPA
Executive Director

MURIEL MORIN-MENDES
Licensing Coordinator

CHELSEA WILSON
Administrative Assistant

APRIL RAMIREZ
*Board Operations Support
Specialist*

DEBORAH DIETER, PT
Board Inspector

PHYSICAL THERAPY BOARD

3291 North Buffalo Drive, Suite 100
Las Vegas, NV 89129

BOARD MEETING MINUTES

November 13th, 2020

Item 1 - Call to Order/Roll Call to determine the presence of a quorum.

The meeting was called to order at 9:06 a.m. by Chair Fearnley.

Board Members in Attendance: Brian Fearnley, Board Chair; Jennifer Nash, Vice-Chair; Laura Cerame, PTA Board Member; Sherise Smith, Board Member, Ethan O'Bryant Public Member/ Secretary/Treasurer

Staff in Attendance: Charles Harvey, Executive Director; Michael Detmer, Deputy Attorney General; Deborah Dieter, Investigator; Muriel Morin-Mendes, Licensing Coordinator, April Ramirez, Board Operations Support Specialist.

Item 2 - Pledge of Allegiance

Item 3 - Public Comment

No Public Comment

Item 11- Taken Out of Order

Board Lobbyist Legislative Update

1. The Legislative Counsel Bureau is still determining if they will allow public into the next legislative session, Due to the COVID Pandemic it is hard to say if this will be able to happen. They are working hard accommodating the building to make sure the public can be in the halls and in the meeting safely.
2. Our bill draft is on its way and was submitted to the legislature many months ago. Neena submitted the second version after it was updated and approved for resubmission.

Item 4 - Review, discuss, amend, and approve Board Meeting Minutes **(For Possible Action)**

A. September 11th, 2020

Motion: Motion to approve September 11th, 2020 meeting minutes with the edits provided: Chair Brian Fearnley

Second: Sherise Smith

Motion Passes Unanimously

Item 5- Nevada Physical Therapy Association (APTA Nevada) Update

Nicole Lange, Secretary, and update: October Meeting, Annual business meeting and elections were held. RJ Williams will remain President. Still in search of a Director of Programs. The next Board of Directors meeting will be held December 12th, 2020 and the next Southern District meeting will be held January 12th, 2021. April 15th, 2021 PT Legislative Day to be held in Carson City.

Item 6 - Disciplinary Actions (**For Possible Action**). The Board will hold formal hearings wherein it may impose disciplinary action or accept a stipulated settlement agreement, if one is presented, in the following case:

Deputy Attorney General Justin Turok served as Board counsel during this item. Licensee Michel Rantissi and attorney John Hunt participated via teleconference and addressed the Board's questions. Deputy Attorney General Michael Detmer presented the Consent Decree to the Board. The Board reviewed and discussed the Consent Decree in detail with DAG Detmer and Mr. Hunt. The Board also proposed and considered additional changes that they felt were needed in the Consent Decree. After much discussion, Mr. Rantissi and Mr. Hunt agreed to the proposed amendments to the Consent Decree. Deputy Attorney General Detmer will draft the amendments to the final Consent Decree for signature by all parties.

Motion: Motion to accept the Consent Decree as presented with the amendments discussed: Jennifer Nash

Second: Laura Cerame

Motion Passes Unanimously

Recess at 11:32 a.m.

Reconvene at 11:45 a.m.

Item 7- Investigation Department (**For Possible Action**)

A. Review and Discussion regarding Outstanding Cases Status Report

Board Member Smith had some follow-up questions regarding the following cases:

- a. Case #2019-4. Per Deputy Attorney General Detmer, a formal complaint is being drafted and will be presented at a different meeting. Director Harvey stated that additional information has been received and an additional investigative review will be conducted.

- b. Case #2019-06. Deputy Attorney General Detmer advised the Board that another DAG was assisting with his caseload, and this case had been assigned to Deputy Attorney General Harry Ward Per Director Harvey the respondent's employment location was no longer in operation.

B. Review of Cases Recommended for Determination of Possible Disposition.

- i. 2019-16 iii. 2019-03
- ii. 2020-07 iv. 2019-14

Motion: Motion to accept the dismissals of cases listed under 7 B. Item i 2019-16 and Item ii 2020-07; Chair Brian Fearnley

Second: Ethan O'Bryant

Motion Passes Unanimously

Motion: Motion to move forward with case listed under 7 B. Item iii 2019-03, based on the information provided; Sherise Smith

Second: Chair Brian Fearnley

Motion Passes Unanimously

Motion: Motion to move forward with case listed under 7 B. Item iv 2019-14, for approval to proceed with a hearing; Jennifer Nash

Second: Sherise Smith

Motion Passes Unanimously

Item 8- Update on Probationary Licensees (No Action Taken)
A. Jacob Schulte A-1315

Mr. Schulte updated the Board via email regarding his upcoming case. He is scheduled for a hearing November 18th, 2020. Mr. Schulte will call the Board office and give a follow up immediately following the court hearing.

B. Nolan Daniels 4407

Mr. Daniels updated the Board via email on the status of his case.

Item 9- Ratification of licenses approved and issued by the authority of the Board pursuant to NRS 640.090, NRS 640.146, NRS 640.240, and NRS 640.250 **(For Possible Action)**

Motion: Motion to ratify the licenses as presented: Brian Fearnley

Second: Jennifer Nash

Motion Passes Unanimously

Item 10 - Advisory Committee on Continuing Competency **(For Possible Action)**
Consideration of Advisory Committee recommendations for continuing competence courses reviewed at the September 18th, 2020 ACCC Meeting.

Motion: Motion to approve the courses recommend by the ACCC committee: Brian Fearnley

Second: Jennifer Nash

Motion Passes Unanimously

Item 12-

Board Operations **(For Possible Action)** The Board will review, discuss and possibly approve the following items.

- A. Contract for Legislative Services 2021/2022. The Board will review. Discuss, and possibly approve a new contract for legislative services.

Motion: Motion to accept the Contract for Legislative Services as presented for Neena Laxalt for 2021/2022: Sherise Smith

Second: Ethan O'Bryant

Motion Passes Unanimously

- B. Review and Discussion of Board Operation Projects and Actions taken since the last meeting.

Director Harvey presented the list and asked the Board for feedback, comments and suggestions. Vice Chair Nash thanked the Board Office staff for all their hard work. Chair Brian Fearnley commented on the Boards New Facebook page.

- C. FSBPT Comment Summary and Candidate Satisfaction Survey Report.

Director Harvey updated the Board on the FSBPT Comment Summary and explained that the survey provides feedback in three areas. Although the survey lacks specificity on respondent comments regarding Board operations, we are able to glean some useful information from it. During the first 3 quarters of 2020, 162 applicants completed the survey. 96% of applicants rated their application process as Satisfied or Very Satisfied. In the second quarter of 2020, 82% rated their satisfaction level as Satisfied or Very Satisfied. This was most likely due to the impact of COVID-19. Quarter three of 2020, 92% rated their satisfaction level as Satisfied or Very Satisfied.

Item 13-

Board Financial Audit. The Board will review and discuss the annual financial audit conducted by Campbell, Jones, Cohen CPAs. (No Action Taken)

Director Harvey advised the Board that state law requires that Board financial records be audited annually by an outside certified public accountant. Additionally, we are required to file copies of the audit report to the Legislative Counsel Bureau and the State Budget Division by December 1st of every year. The Board's 2020 Financial Audit was completed by Campbell Jones, Cohens CPAs. The Board received an audit opinion with no findings or recommendations.

Item 14-

Report from Board Chair

- A. On October 14th Chair Fearnley attended the Board Assessment Webinar. The Webinar highlighted onboarding, orientation, accountability, and strategic planning. The Webinar emphasizes on being not reactive and internal survey of Board Members. The data would only be used with our Board and not shared with the FSBPT.

- B. Chair Fearnley attended the Boundary Violations Webinar. Sherise Smith is on

the Boundary Violations Task force.

C. Chair Fearnley and Director Harvey attended the Virtual Delegate Assembly.

D. Board Meeting Schedule

1. Discussion and approval of meeting dates for 2021. The following meeting dates were scheduled for 2021.

January 15 th , 2021	July 16 th , 2021
March 5 th , 2021	September 10 th , 2021
May 7 th , 2021	November 12 th , 2021

Item 15- Public Comment

No public comment

Item 16- Adjournment

Meeting adjourned at 1:16 pm.