

## Board Members

BRIAN J. FEARNLEY, PT, MPT  
*Chair*

JENNIFER NASH, PT, DPT, NCS  
*Vice-Chair*

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*Secretary/Treasurer  
Public Member*

KATHERINE JOINES, PT, MSPT  
*Board Member*

LAURA CERAME, PTA  
*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 Investigator*

## PHYSICAL THERAPY BOARD

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

## NOTICE OF PUBLIC WORKSHOP & BOARD MEETING

**Date:** November 12, 2021

**Time:** 9:00 A.M.

### LOCATION:

#### Physical Location:

3291 N. Buffalo Drive, Suite 100  
Las Vegas, NV 89129

#### Videoconference

<https://bluejeans.com/7684777507/4873>

**Meeting ID: 768 477 7507, Access Code: 4873#**

Members of the public may also participate in the meeting telephonically:

**Teleconference Number: 1-408-419-1715**

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## AGENDA

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The Nevada Physical Therapy Board may: (a) address agenda items out of sequence, (b) combine agenda items, and (c) pull or remove items from the agenda at any time. The Board may convene in a closed session to consider the character, alleged misconduct, professional competence, or physical or mental health of a person. (NRS 241.030)

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1. Call to Order and Roll Call of Board Members

2. Public Comment

No vote may be taken upon a matter raised during a period devoted to public comment until the matter itself has been specifically included on an agenda as an item upon which action may be taken. (NRS 241.020)

3. Approval of September 10, 2021 Board Meeting Minutes (**For Possible Action**)
4. Public Workshop (**For Possible Action**). Discussion on proposed amendments and additions to NAC Chapter 640. The Board will solicit comments from interested persons on proposed amendments and additions to Chapter 640 of the Nevada Administrative Code. The proposed amendments include changes that:
  - Change “State Board of Physical Therapy Examiners” to “Nevada Physical Therapy Board;
  - Change the term “continuing education” to “continuing competency” to align with the terminology used by the Federation of State Boards of Physical Therapy; defines “competence” and “continuing competence”; clarifies requirements, the Advisory Committee on Continuing Competence, the procedure for course approval, and the procedure to become a recognized provider of continuing competence;
  - Revise certain requirements for filing an application for licensure with the Board, and clarify requirements for reinstatement and annual renewal fees;
  - Revise the Schedule of Fees and establish an annual reinstatement fee;
  - Clarify requirements for the reinstatement of a license;
  - Revise requirements for licensure as a foreign-educated physical therapist and physical therapist assistant;
  - Clarify requirements for the display of a license;
  - Define and clarify supervision requirements for licensed and unlicensed persons;
  - Revise standards of conduct and establish new requirements;
  - Define and clarify the physical therapist technician position, limitations, and supervision requirements;
  - Revise requirements relating to the filing of a complaint;
  - Revise requirements for the filing of a pleading, motion, or other documents other than a complaint
  - Revise procedures for petitioning the Board for declaratory orders or advisory opinions;
  - Create requirements to report criminal convictions or pending criminal actions to the Board;
  - Authorize the Board to grant provisional licenses;
  - Authorize the Board Chair to decide certain pre and post-hearing motions;
  - Revise certain standards of conduct for the practice of physical therapy;
  - Establish additional grounds for disciplinary actions;
  - Establish requirements and standards of conduct for patient care management; and relationships with a patient or client;
  - Require licensees to report and release certain confidential patient information, in certain circumstances;
  - Adopt a citation fine schedule for certain violations, and the imposition of fines;
  - Propose additional actions as may be necessary and proper to effectuate this stated purpose and/or enforce the requirements of NRS Chapter 640 and NAC Chapter 640.

Members of the public may make oral comments at this meeting. Any proposed changes to draft regulations should be submitted in writing. Persons wishing to submit written testimony or documentary evidence may submit the material to April Ramirez at the following address:

Nevada Physical Therapy Board  
3291 N. Buffalo Drive, Suite 100  
Las Vegas, NV 89129  
(702) 876-5535  
(702) 876-2097 (FAX)  
[aramirez@govmail.state.nv.us](mailto:aramirez@govmail.state.nv.us)

A copy of all materials relating to the proposed regulation amendments may be obtained from the Nevada Physical Therapy Board website at: <https://ptboard.nv.gov/>, or by contacting the Nevada Physical Therapy Board. Members of the public who would like additional information about a proposed regulation may contact the Board office via phone or email. Members of the public who are disabled and require special accommodations or assistance at the workshop are requested to give written notice no later than five (5) working days before the workshop.

5. Nevada Physical Therapy Association (APTA NV) Update
6. Legislative Update
7. Advisory Committee on Continuing Competence (**For Possible Action**)
  - a. ACCC Update
  - b. Consideration of ACCC recommendations for continuing competency courses reviewed at the October 1, 2021 meeting.
8. Board Operations (**For Possible Action**)
  - a. Executive Director Salary Review. The Board will review, discuss and possibly approve a salary increase.
  - b. 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.
  - c. Board Inspection Update.
  - d. Board Software & Technology Update.
    - i. The Board will review, discuss and possibly approve a contract for a new licensing software system.
    - ii. The Board will review, discuss and possibly approve the termination of software support and maintenance with inLumon.
  - e. Board Financial Audit. The Board will review, discuss and possibly approve the annual financial audit conducted by Campbell, Jones, Cohen CPAs.
9. New Board Counsel
  - a. Board Counsel Update
  - b. Dry Needling Language Discussion on Certification Educational Requirements
10. Disciplinary Actions (**For Possible Action**). The Board will hold formal hearings wherein it may impose disciplinary action, approve a complaint for future prosecution, or accept a stipulated settlement agreement, if one is presented.
11. Investigative Department Update. (**For Possible Action**)
  - a. Review and Discussion of Outstanding Cases Status Report
  - b. Review of Cases Recommended for Determination of Possible Disposition
    - i. Case 2019-06
    - ii. Case 2021-12
12. Board Diversity Scholarship (**For Possible Action**). The Board will review, discuss and possibly approve further action.
13. Discussion on NRS 640B.170 requirement for one member of the Board of Athletic Trainers to be licensed as a physical therapist and also licensed as an athletic trainer.
14. Report from Board Chair

15. Board Member Nomination and Election for Positions of Board Chair, Vice-Chair, Secretary/Treasurer, and Liaison/Member of the Advisory Committee on Continuing Competence. **(For Possible Action)**.
16. Scheduling of Future Board Meetings **(For Possible Action)**. The Board will discuss and approve meeting dates for 2022.
17. Future Agenda Items **(For Possible Action)**. Discussion and identification of topics for future meetings.
18. Public Comment

No vote may be taken upon a matter raised during a period devoted to public comment until the matter itself has been specifically included on an agenda as an item upon which action may be taken. (NRS 241.020)

19. Adjournment

Public Comment Agenda Item: There is a time designated at the beginning of the meeting and the end of the meeting for Public Comment. Members of the general public may bring matters not appearing on this Agenda to the attention of the Board or make comments on specific agenda items. Public comment may also be taken at other such times as requested as long as the request for public comment will not interrupt ongoing Board business. The Board may discuss matters, not on the Agenda 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 comments, please avoid repetition. The Board welcomes public comment. At the discretion of the Chairperson, public comment may be limited to three (3) minutes per person. Comments will not be restricted based on viewpoint. Public comment will be allowed at the beginning and end of the meeting, as noted on the agenda, and specific agenda items if so noted on the agenda.

Before the commencement and conclusion of a contested case or a quasi-judicial proceeding that may affect the due process rights of an individual, the Board may refuse to consider public comment regarding that case or proceeding. (NRS 233B.126)

*Notice: Reasonable efforts will be made to assist and accommodate individuals with disabilities who wish to participate in the meeting. Persons with disabilities who require special accommodations or assistance at the meeting should contact the Board office at (702) 876-5535; no later than 48 hours before the meeting, so that arrangements may be made. Requests for special accommodations made after this time frame cannot be guaranteed.*

THIS MEETING HAS BEEN PROPERLY NOTICED AND POSTED IN THE FOLLOWING LOCATIONS:

Nevada Physical Therapy Board 3291 North Buffalo Drive, Suite 100 Las Vegas, Nevada 89129 Website <a href="http://ptboard.nv.gov/">http://ptboard.nv.gov/</a>	Office of the Attorney General 5420 Kietzke Lane, Ste 202 Reno, NV 89511	The State of Nevada Public Notice Website <a href="http://www.nv.gov">www.nv.gov</a>
Grant Sawyer Building 555 E. Washington Avenue Las Vegas, Nevada 89101	Office of the Attorney General 100 North Carson Street Carson City, NV 89701	College of Southern Nevada PTA Program 6375 W. Charleston Blvd Sort WA 158 Las Vegas, NV 89146
Pima Medical Institute PTA Program Attn: Natalie Weeks 3333 E. Flamingo Road Las Vegas, NV 89121	St. Mary's Regional Medical Center 235 W. Sixth Street, 4 <sup>th</sup> Floor PT Lounge Reno, NV 89523	Carrington College Attn: Laura Cerame 5740 S Eastern Ave #140, Las Vegas, NV 89119
Nevada Physical Therapy Association (NPTA) Attn: Gail Oss <a href="http://www.nvapta.org/">http://www.nvapta.org/?</a>	Nevada State Legislature Website: <a href="http://www.leg.state.nv.us">www.leg.state.nv.us</a>	State of Nevada Website: <a href="https://notice.nv.gov">https://notice.nv.gov</a>

This notice has been sent to all members of the Nevada Physical Therapy Board and other interested persons who have requested an agenda from the Board. Persons who wish to continue to receive an agenda and notice must request so in writing every six months (NRS 241.020).

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Supporting material for this meeting is available at the Board administrative offices located at 3291 North Buffalo Drive, Suite 100 Las Vegas, Nevada 89129 or by contacting Muriel Morin-Mendes at the Board office at (702) 876-5535 or email [ptapplication@govmail.state.nv.us](mailto:ptapplication@govmail.state.nv.us). Anyone desiring additional information regarding the meeting is invited to call the Board office at (702) 876-5535.