



# NEVADA STATE BOARD OF OSTEOPATHIC MEDICINE

**\*\*\*PUBLIC NOTICE\*\*\***

## ***BOARD MEETING***

***January 9, 2024 @ 5:30 PM***

AT THE FOLLOWING LOCATION:

***Nevada State Board of Osteopathic Medicine ~ Conference Room  
2275 Corporate Circle, Suite 210  
Henderson, NV 89074***

**To join by Video/Teleconference on your computer, mobile app or room device:**

[https://teams.microsoft.com/l/meetup-join/19%3ameeting\\_NzVkOWZhNmMtYzE0Yy00NGVjLTlhNjAtYTY2MTYzYWVmN2U3%40thread.v2/0?context=%7b%22Tid%22%3a%22e4a340e6-b89e-4e68-8eaa-1544d2703980%22%2c%22Oid%22%3a%2205628d65-31b9-47d5-9114-70d3f53bf58d%22%7d](https://teams.microsoft.com/l/meetup-join/19%3ameeting_NzVkOWZhNmMtYzE0Yy00NGVjLTlhNjAtYTY2MTYzYWVmN2U3%40thread.v2/0?context=%7b%22Tid%22%3a%22e4a340e6-b89e-4e68-8eaa-1544d2703980%22%2c%22Oid%22%3a%2205628d65-31b9-47d5-9114-70d3f53bf58d%22%7d)

**To join by Meeting ID through Microsoft Teams:**

Meeting ID: 269 033 052 294

Passcode: 8zgd6

**Or to join by telephone (audio only):**

Audio Conference Number: +1 775-321-6111

Phone Conference ID: 900 164 042#

Please Note: The Board may take action on any agenda item delineated for action (discussion /for possible action); likewise, no action may take place on non-agenda items, including public proposals.

A (+) plus sign preceding an agenda item signifies that if the matter is an action item, in certain situations, the option exists to declare the meeting on that agenda item to be a Closed (Executive) Session per NRS 241.030.

All information or documents supplementing agenda items that are not otherwise confidential will be available in limited quantity at the board meeting office.

## **\*\*\* AGENDA \*\*\***

- I. *CALL TO ORDER (Discussion/ For Possible Action) Carla Perlotto, President***  
*Roll call to determine presence of a quorum. The following Board members were present:*
- Swadeep Nigam, MSc, MBA, Public Member
  - Paul Janda, D.O.
  - Jaldeep Daulat, D.O.
  - Carla Perlotto, PhD
  - Nasin McDermott, D.O.
  - Andrea Weed, D.O.

Board Staff present:

Frank DiMaggio, Executive Director  
Carolyn Klein, Administrative Assistant

Public:

Susan Fisher, McDonald Carano  
Jordan Sanchez, Clark County Medical Society

## **II. PUBLIC COMMENT**

**NOTE:** *Prior to 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. See NRS 233B.126.*

No public comments were received.

## **III. APPROVAL OF MINUTES (Discussion/For Possible Action) Carla Perlotto, President**

- a. *Open Board Hearing Minutes from December 5, 2023*
- b. *Closed Board Hearing Minutes from December 5, 2023*
- c. *Open Board Meeting Minutes from December 12, 2023*
- d. *Closed Board Meeting Minutes from December 12, 2023*

Dr. Janda made a motion to approve the open Board Hearing minutes from December 5, 2023, closed Board Hearing minutes from December 5, 2023, open Board Meeting minutes from December 12, 2023, and closed Board Meeting minutes from December 12, 2023; seconded by Mr. Nigam. There being no discussion, the Board unanimously approved the open Board Hearing minutes from December 5, 2023, closed Board Hearing minutes from December 5, 2023, open Board Meeting minutes from December 12, 2023, and closed Board Meeting minutes from December 12, 2023.

## **IV. CONSENT AGENDA TO GRANT LICENSURE FOR OSTEOPATHIC PHYSICIANS AND PHYSICIAN ASSISTANTS (Discussion/ For Possible Action) Carla Perlotto, President**

*Under this item the Board may consider the recommendations of the Executive Director and/or President/Vice President to grant licensure to the below listed applicants. The Board may remove any applicant's name from the consent motion but may not discuss the contents of the application for licensure without the applicant present following proper notice pursuant to the open meeting law.*

<b><i>Osteopathic Physician Name</i></b>	<b><i>Specialty</i></b>
<i>Dane Askeroth, D.O.</i>	<i>Anesthesiology</i>
<i>George Chen, D.O.</i>	<i>Internal Medicine</i>
<i>Jason Kajbaf, D.O.</i>	<i>Interventional Pain Management</i>
<i>Da Il Kim, D.O.</i>	<i>Anesthesiology</i>
<i>John Kim, D.O.</i>	<i>Internal Medicine</i>
<i>Alicia King, D.O.</i>	<i>Pediatrics</i>
<i>Michael Kirschner, D.O.</i>	<i>Family Medicine</i>
<i>Yi Liu, D.O.</i>	<i>Anesthesiology</i>
<i>Danny Ma, D.O.</i>	<i>Physical Medicine and Rehabilitation</i>
<i>Mark Olson, D.O.</i>	<i>Anesthesiology</i>
<i>James Radford, D.O.</i>	<i>Family Medicine</i>
<i>Carlos Rodriguez, D.O.</i>	<i>Physical Medicine and Rehabilitation</i>

Sara Siavoshi, D.O.  
Jino Soriano, D.O.  
Charles Worth, D.O.

Neurology  
Emergency Medicine  
Emergency Medicine

**Physician Assistant Name**

Austin Leavitt, PA-C  
Melissa Zornic, PA-C

**Supervising Physician**

Active-Not Working  
Patrick Flores, D.O.

Mr. Nigam made a motion to approve the licenses for the applicants as written above, excluding Alicia King, D.O.; seconded by Dr. Janda. There being no discussion, the Board unanimously approved licensure for the applicants as written above, excluding Alicia King, D.O.

**V. DISCUSSION/CONSIDERATION/ACTION REGARDING POSSIBLE SUBMISSION OF RESOLUTIONS FOR CONSIDERATION BY FSMB'S HOUSE OF DELEGATES**

*(Discussion/For Possible Action) Carla Perlotto, President*

The Board did not have any resolutions to submit to FSMB.

**VI. DISCUSSION/ACTION TO APPROVE ATTENDANCE OF BOARD MEMBERS/STAFF AT THE 2024 FSMB ANNUAL MEETING ON APRIL 18-20, 2024, AND TO SELECT THE VOTING DELEGATE FOR SAID MEETING (Discussion/For Possible Action)**

*Carla Perlotto, D.O., President*

Executive Director Frank DiMaggio, Dr. Perlotto, and Dr. Daulat expressed interest in attending the 2024 FSMB annual meeting. Mr. Nigam, Dr. Janda, Dr. McDermott and Dr. Weed all stated that they are unable to attend the 2024 FSMB annual meeting.

Dr. Weed made a motion to approve Executive Director Frank DiMaggio, Dr. Perlotto, and Dr. Daulat to attend the 2024 FSMB annual meeting; seconded by Mr. Nigam. There being no discussion, the Board unanimously approved Executive Director DiMaggio, Dr. Perlotto, and Dr. Daulat to attend the 2024 FSMB annual meeting.

Dr. Weed made a motion to approve Dr. Perlotto as the voting delegate for the 2024 FSMB annual meeting; seconded by Mr. Nigam. There being no discussion, the Board unanimously approved Dr. Perlotto as the voting delegate for the 2024 FSMB annual meeting.

**VII. DISCUSSION/POSSIBLE ACTION OF APPROVING CONTRACT FOR LEGAL SERVICES WITH RICHARD DREITZER OF FENNEMORE CRAIG P.C.,**

*(Discussion/For Possible Action) Carla Perlotto, President*

Dr. Perlotto stated that Mr. Dreitzer provided a letter which stated the terms and scope of work Fennemore Craig P.C. would provide to the Board as and for legal services. The hourly rate stated was \$225.00. Mr. Nigam stated that was a good rate and that Mr. Dreitzer has done an exceptional job for the Board. The proposed term of the contract for legal services is from March 1, 2024 through August 31, 2025.

Mr. Nigam made a motion to approve the contract for legal services with Fennemore Craig P.C.; seconded by Dr. Janda. There being no discussion, the Board unanimously approved the contract for legal services with Fennemore Craig P.C.

**VIII. DISCUSSION/POSSIBLE ACTION OF APPROVING BOARD LICENSE APPLICATION MATERIALS FOR ANESTHESIOLOGIST ASSISTANTS**

*(Discussion/For Possible Action) Carla Perlotto, President*

Dr. Perlotto stated that there are a couple of proposed licensure forms pertaining to anesthesiologist assistants that the Board should review. One form is the Addendum to

Notification to Nevada State Board of Osteopathic Medicine of Supervision of Anesthesiologist Assistant (AA) and the other form is the first page of the Nevada State Board of Osteopathic Medicine Application for Anesthesiologist Assistant License. These forms inform applicants that the Board is waiting until all the regulations have been approved and properly enumerated by the LCB before issuing AA licenses.

Executive Director DiMaggio stated that the two forms Dr. Perlotto mentioned are extra forms that are not ordinarily a part of our normal license application process. The second form is an acknowledgment that the Board is not ready to issue licenses until the regulations are officially adopted and set forth in the NAC. Mr. DiMaggio stated that the proposed AA regulations have been sent to LCB. According to the Nevada statute pertaining to regulations, the LCB is supposed to return the proposed regulations with any appropriate revisions within thirty days; however, it will most likely be anywhere between four to six months after submission that the LCB returns the proposed regulations to the Board. One of the AA The other form is something that came about as a result of Dr. Perlotto's observation that in proposed form for the supervision agreement between an AA and the supervising osteopathic anesthesiologist, the form says that both of the supervising osteopathic anesthesiologist and the AA acknowledge and agree that they have read the provisions of AB 270 pertaining to AAs and the regulations in NAC. At this time, there is no way that they could have read the regulations pertaining to AAs because those regulations have not yet been approved. The Addendum form is something the applicant and the supervising anesthesiologist will submit after the regulations have been adopted, approved, and published. Mr. DiMaggio stated that the completely signed and executed Addendum will be verification that the AA applicant and the supervising anesthesiologist did in fact read the regulations in NAC 633 as they apply to anesthesiologist assistants. The remaining forms to be reviewed are part of the normal applications forms but modified to meet the requirements for AA licensure.

Mr. Nigam wanted to know how long the AA license is valid. Executive Director DiMaggio stated that the licenses by statute are good for two years and that the licenses will renew every even-numbered year. Mr. Nigam also wanted to know if AA must obtain a license from both our Board and the Nevada Board of Medical Examiners (Med Board) or do they have a choice. Executive Director DiMaggio stated that he believes most AAs will apply for a dual license because our supervision agreement must be executed between an AA and an osteopathic anesthesiologist. The Med Board does not have a supervision agreement at this time. The reasoning is that if you only obtain an AA osteopathic license then you are going to have to have an osteopathic anesthesiologist as a supervisor, but if you want other options an AA would get a dual license.

Mr. Nigam made a motion to approve the AA application process and all proposed AA licensure forms; seconded by Dr. Janda. There being no discussion, the Board unanimously approved the AA application process and the AA licensure forms.

**IX. EXECUTIVE DIRECTOR'S REPORT** by Frank DiMaggio

Executive Director Frank DiMaggio stated that the financial reports are in the Board packets.

Executive Director Frank DiMaggio stated the licensing status report shows the license numbers again are steadily going up and the Board has approximately 3,050 licensees. The Board does have quite a few licensees who have not yet renewed their licenses. The statute requires the Board to send a certified letter to those who have not yet renewed notifying them that their licenses will expire absent timely action on their part to renew. This year there are approximately 300 licensees who have not yet renewed. Mr. DiMaggio stated that, per the licensing specialist, that number is quite high, and we are hoping that within the next few days before the letters get sent out, we will get some late renewals. Once the certified letter goes

out, it will have a deadline by which those licensees must renew, and if those licensees do not timely renew their licenses will expire.

Dr. Perlotto wanted to know if the Board could send out an email blast. Executive Director DiMaggio stated that email blasts were sent to licensees in October, November, and December 2023 regarding license renewals so the certified letter will be the fourth reminder. As the Board also charges late fees, the Board will recoup the expenses of the certified mail.

Executive Director DiMaggio stated that we are progressing with Thentia and we have had a phone call with the CEO of Thenita. The Thentia CEO took it upon himself to task some of the senior folks at Thentia to take over some implementation issues. Executive Director DiMaggio stated that the biggest delay in the renewal process seems to be that when licensees are uploading their CME certificates, the licensees are uploading all of them in one submission and they are not denoting the opioid course; so what happens is the system will not let the licensee finish the license renewal because it does not detect that they completed the requisite opiate CME course.

Dr. Weed mentioned whether the Board could potentially go back to the Nevada legislature to ask for a longer licensing period because currently licensees have less than 12 months to get their CME hours to meet the license renewal requirements. Executive Director DiMaggio stated that this would involve obtaining a statutory modification for the next legislative session. Dr. Perlotto stated that everyone agrees that having a license which is valid for a two-year period would be a more helpful process and the Board previously decided to put this matter on the agenda for the September 2024 Board meeting. Executive Director DiMaggio stated that both the reduction of CME hours required for license renewal and the extension of the renewal period from one year to two years will be on the agenda for September 2024 Board meeting.

**X. *LEGAL REPORT (Discussion/For Possible Action) by Richard Dreitzer (Fennemore Craig, LLC) Board Counsel***

Executive Director DiMaggio read an email statement from Mr. Dreitzer as he was unable to attend this Board meeting. Mr. Dreitzer stated in his email that since the last Board meeting the regulations to be set forth in NAC 633 pertaining to the Anesthesiologist Assistant (AA) license category have been submitted to LCB, as have the proposed deletions to ten certain regulations set forth NAC 633 pursuant to the Governor's Executive Order. Mr. Dreitzer's email also stated that he believes that once the LCB sends back their workup of these regulatory deletions, amendments, and changes, the Board can then quickly take the remaining steps to get those regulations finalized and implemented under Nevada law. Mr. Dreitzer's statement also mentioned that on tonight's Board agenda is the approval of the application forms for the new AA license category; and that the reason for bringing this forward at this time is to provide applicants for such licenses with the ability to submit an application and the application fee to the Board so that their end of the administrative process can be complete or close to it. Mr. Dreitzer's statement also mentioned that there are several possible proposed disciplinary resolutions to present to the Board, which he expects to bring at the next Board meeting.

**XI. *LEGISLATIVE UPDATE (Discussion/For Possible Action) by Susan Fisher, Board Government Affairs/Lobbyist***

Ms. Fisher stated that she appreciates all the communications back and forth with Executive Director DiMaggio regarding the AA regulations and the AA licensing process. Ms. Fisher stated the Nevada Nursing Board will meet and will be hearing regulations relating to CRNAs. There is also a request from the Nevada Pharmacy Board regarding language that needs to be inserted into bill AB 336 which clarifies that CRNAs may not order the dangerous drugs and that a physician must order them. Ms. Fisher informed the Board that she will be retiring at the end of this March and that Cassidy Wilson will be taking over for her.

**XII. ITEMS FOR FUTURE DISCUSSION/ACTION/UPCOMING AGENDA**

No items for future discussion.

**XIII. PRESIDENT'S REPORT on Board Business, Carla Perlotto, President**

*a. Next Board Meeting date is Tuesday, February 13, 2024, at 5:30 p.m.*

Dr. Perlotto thanked Ms. Fisher for all her help over the years and wished her good luck on her retirement. Dr. Perlotto mentioned the next Board meeting will be on Tuesday, February 13, 2024.

**XIV. PUBLIC COMMENT**

No public comments were received.

**XV. ADJOURNMENT (For Possible Action) Carla Perlotto, President**

Mr. Nigam made a motion to adjourn the meeting; seconded by Dr. Janda. There being no further discussion, the Board approved adjourning the meeting.

**Minutes approved by the Board at the February 13, 2024 Board Meeting.**