



# NEVADA STATE BOARD OF OSTEOPATHIC MEDICINE

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

## BOARD MEETING

June 15, 2023 @ 5:30 PM

AT THE FOLLOWING LOCATION:

*Nevada State Board of Osteopathic Medicine ~ Conference Room  
2275 Corporate Circle, Suite 210  
Henderson, NV 89074  
Public Call in Number: 1-866-705-2554; Meeting Code: 226691#*

## \*\*\* MINUTES \*\*\*

**I. CALL TO ORDER (Discussion/ For Possible Action) Paul Mausling, D.O., President**  
*Roll call to determine presence of a quorum.*

Board Members present:

Paul Mausling, D.O.  
Swadeep Nigam, MSc, MBA, Public Member  
Paul Janda, D.O.  
Jaldeep Daulat, D.O.  
Carla Perlotto, PhD  
Samir Pancholi, D.O.  
Daniel Curtis, D.O.

Board Staff present:

Frank DiMaggio, Executive Director  
Carolyn Klein, Administrative Assistant  
Richard Dreitzer, Esq., Board Counsel

Public:

Susan Fisher  
Mark Staz, Federation of State Medical Boards (FSMB)

**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 comments were received.

**III. APPROVAL OF MINUTES (Discussion/For Possible Action) Paul Mausling, D.O., President**

*a. Board Meeting Minutes from May 9, 2023*

Mr. Nigam made a motion to approve the meeting minutes from May 9, 2023; seconded by Dr. Mausling. There being no discussion, the board meeting minutes from May 9, 2023, were unanimously approved by the Board.

**IV. CONSENT AGENDA TO GRANT LICENSURE FOR OSTEOPATHIC PHYSICIANS, PHYSICIAN ASSISTANTS, SPECIAL LICENSES, AND RESTORATION OF LICENSE (Discussion/ For Possible Action) Paul Mausling, D.O., 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.*

***Osteopathic Physician Name***

*Noel Blanco, D.O.  
Grace Bommarito, D.O.  
Grant Bullock, D.O.  
Jinwhan Cha, D.O.  
Lynn Chang, D.O.  
Gina Charles, D.O.  
Ross Cohen, D.O.  
Jhaunden Nichollas Concepcion, D.O.  
Amy Dao, D.O.  
Emily Davies, D.O.  
Jordan Downey, D.O.  
Jared Eames, D.O.  
Philip Eisinger, D.O.  
Scott Goddard, D.O.  
Akhil Gupta, D.O.  
Rita Ishkhanian, D.O.  
Keith Kotecki, D.O.  
Matthew Lee, D.O.  
Justin Limtong, D.O.  
Trusha Mehta, D.O.  
Blaine Mitchell, D.O.  
Kevin Neveau, D.O.  
Hemesh Patel, D.O.  
Osman Rahimi, D.O.  
Taylor Roach, D.O.  
Adam Schulte, D.O.  
Danny Truong, D.O.  
Tyler Witzel, D.O.*

***Specialty***

*Physical Medicine and Rehabilitation  
OB/GYN  
Psychiatry  
Radiology, Diagnostic  
Physical Medicine and Rehabilitation  
Family Medicine  
Emergency Medicine  
Family Medicine  
Pediatrics  
Pediatrics  
Emergency Medicine  
Family Medicine  
Radiology, Diagnostic  
Emergency Medicine  
Dermatology  
Anesthesiology  
Orthopedic Surgery  
Emergency Medicine  
Orthopedic Surgery  
Neurology  
Radiology, Diagnostic  
Psychiatry  
Family Medicine  
Internal Medicine  
Family Medicine  
Family Medicine  
Neurology  
Family Medicine*

***Physician Assistant Name***

*Jermaine Flanagan, PA-C  
Michael Jobe, PA-C  
Kyle LeFevre, PA-C  
Anna Liang, PA-C  
Courtney-Rae McDermott, PA-C  
Elaine Ngo, PA-C*

***Supervising Physician***

*Charles Hugelmeyer, D.O.  
William McGee, D.O.  
Guillermo Patino, D.O.  
Active-Not Working  
Dana Vitale, D.O.  
Active-Not Working*

**Effective 07/01/2023**

**Osteopathic Physician Name**

Bryan Adam, D.O.  
 Spencer Calles, D.O.  
 Christina Chon, D.O.  
 Jason Dorian, D.O.  
 Khristopher Faiss, D.O.  
 Corey Holt, D.O.  
 Travis Kaiser Jones, D.O.  
 Rachel Karlen, D.O.  
 Sean Kiesel, D.O.  
 Jeffrey Kiser, D.O.  
 Bethany Kobza, D.O.  
 Jeffrey Mann, D.O.  
 Stephen McKinney, D.O.  
 Garrett Pepich, D.O.  
 Alicia Rego, D.O.  
 Caitlyn Walters, D.O.  
 Daniel Wolf, D.O.

**Specialty**

Pediatrics  
 Pediatrics  
 Family Medicine  
 Family Medicine  
 Emergency Medicine  
 Family Medicine  
 Emergency Medicine  
 Pediatrics  
 Family Medicine  
 Emergency Medicine  
 Emergency Medicine  
 Family Medicine  
 Emergency Medicine  
 Internal Medicine  
 Pediatrics  
 Internal Medicine  
 Emergency Medicine

**Effective 07/01/2023**

**Special Licenses NRS.633.411:**

Craig Austin, D.O.  
 Brandon Brown, D.O.  
 Andrew Chen, D.O.  
 Henry Chang Ting Chen, D.O.  
 Angus Cheng, D.O.  
 Derrick Chu, D.O.  
 Jessica Chung, D.O.  
 Megan Dinges, D.O.  
 Alec Erhard, D.O.  
 Randeep Gill, D.O.  
 Valentine Gladstein, D.O.  
 Heather Heild, D.O.  
 Michelle Huang, D.O.  
 Carl Ketcham, D.O.  
 Prince Kim, D.O.  
 Clinton Lam, D.O.  
 Vicki Lau, D.O.  
 Abigail Limov, D.O.  
 Jason Lundy, D.O.  
 Nicholas Maalouf, D.O.  
 Kevin McNeil, D.O.  
 Ryan Nash, D.O.  
 Ian Ogurek, D.O.  
 Hunter Perala, D.O.  
 Alexander Polo, D.O.  
 Boden Port, D.O.  
 Ranier Dexter Rivera, D.O.  
 Terrence Sanvictores, D.O.  
 Seth Schroeder D.O.

Mountain View – Emergency Medicine  
 Mountain View – Transitional  
 Southern Hills – Transitional  
 UNR – Internal Medicine  
 Southern Hills – Transitional  
 Southern Hills – Transitional  
 UNLV – Internal Medicine  
 UNR – Pediatrics  
 Mountain View – Emergency Medicine  
 UNLV – Internal Medicine  
 Mountain View – Emergency Medicine  
 Southern Hills – Transitional  
 Southern Hills – Transitional  
 UNLV – Family Medicine  
 UNR – Internal Medicine  
 UNLV – Internal Medicine  
 UNR – Internal Medicine  
 UNLV – Emergency Medicine  
 UNR – Pediatrics  
 UNLV – Internal Medicine  
 UNLV – Internal Medicine  
 Mountain View – Anesthesiology  
 UNLV – Internal Medicine  
 UNLV – Emergency Medicine  
 UNLV – Psychiatry  
 UNLV – General Surgery  
 Mountain View – Transitional  
 UNLV – Family Medicine  
 Mountain View – Emergency Medicine

Taha Shaikh, D.O.  
Kyle Shepherd, D.O.  
Anirudh Pratap Singh, D.O.  
Joshua Steinberg, D.O.  
Jordan Steelquist, D.O.  
Joshua Stinnett, D.O.  
Kevin Su, D.O.  
Janet Tam, D.O.  
Ryan Ton, D.O.  
Britney Trieu, D.O.  
David Wang, D.O.  
Emily Wong, DO.

UNLV – Internal Medicine  
UNLV – Family Medicine  
UNLV – Psychiatry  
UNLV – Psychiatry  
Southern Hills – Transitional  
Mountain View – Emergency Medicine  
UNLV – Internal Medicine  
Mountain View – Transitional  
UNLV – Internal Medicine  
Mountain View – Transitional .  
UNR – Internal Medicine  
UNLV – Internal Medicine

**Restoration of License:**  
Jonathan Baugh, D.O.

**Specialty**  
Emergency Medicine

Dr. Perlotto made a motion to approve the licenses for the applicants as written above; seconded by Mr. Nigam. There being no discussion, the Board approved licensure for the applicants as written above.

**V. REVIEW/DISCUSSION/CONSIDERATION/POSSIBLE ACTION REGARDING AMENDMENTS, REVISIONS, AND/OR REMOVAL OF QUESTIONS ON THE BOARD'S APPLICATIONS FOR LICENSURE/RENEWAL (Discussion/ For Possible Action) Paul Mausling, D.O., President**

Mark Staz, Federation of State Medical Boards (FSMB) Executive Director Frank DiMaggio introduced Mr. Staz, Management Consultant in Regulatory Policy from FSMB. Mr. Staz thanked the board on behalf of FSMB and for letting him speak on this issue. FSMB has been looking into the issue of licensing application questions from the mid-1990's, when the Americans with Disabilities Act (ADA) passed. During that time FSMB they put out guidance for State Medical Boards that related to ensuring that application language was compliant with the ADA. Two decades later they started looking at the issues concerning physician burn out and physician wellness. They wanted to focus on providing guidance regarding disruptive physicians and how to work with such physicians. It became clear early in that discussion that many of the anecdotes coming up were not necessarily related to disruptive behavior, but rather they stemmed from burn out. Instead of doing work on disruptive physicians, FSMB put out policy guidelines on physician wellness and burn out that was adopted by State Medical Boards in 2018. There were thirty-five recommendations in that policy, and they all boil down to dealing with culture and stigma that relate to the wellness of the physician. The first ten of those thirty-five recommendations were for State Medical Boards and related primarily to the licensing process. The first recommendation was to consider removing questions about health, wellness, and substance abuse from licensing applications. The work group recommended removing these type of questions from licensing applications. They felt this was problematic at the time because every State Medical Board in the country had licensing questions about substance abuse or health. Many of the licensing questions were not compliant with ADA. That work group came up with some options if the Boards decided not to remove such questions all together. Some of the recommendations focused on not doing an infinite look back into a license applicant's health history or treatment history; making sure questions around mental health were treated in the same way as physical health; and focusing not on a condition that a physician has but the impairment that may result because of that condition. The FSMB has seen progress in the last five years since the policy has been adopted. Boards have either removed the questions or reworded them to focus on current impairment only. In today's

environment many boards are still asking licensing questions about health, but they often use the recommended language provided by FSMB. There is also another option that was started by the North Carolina Board which is an attestation model. It involves a statement about the applicant/licensee's professional responsibility around taking care of oneself for any health conditions. The North Carolina Board's licensing application states that the board recognizes that licensees encounter health conditions including those involving mental health and substance abuse disorders just as their patients and other health care providers do, and that licensees need to address their health concerns and ensure patient safety. Options include seeking medical care, self-limiting the licensee's medical practice and anonymously self-referring to the North Carolina physician health program. In bold type, the application states that failure to address a health condition when a licensee is unable to practice medicine with reasonable skill and safety to the patient can result in the board taking action against the license to practice medicine. One of the reasons that the FSMB thinks the attestation model has a lot of value is because it continues the conversation. There is a growing body of literature around licensee's or licensure applicant's reactions to these types of questions. Those reactions included not applying, or they may avoid seeking treatment. If boards continue to ask the traditional health/substance abuse questions on a licensee application, you will most likely receive inaccurate information from a licensee/applicant, or the licensee/applicant may avoid seeking treatment all together.

Dr. Perlotto stated that the question on our Board's licensing applications form is very similar to the FSMB option one question. Dr. Perlotto felt that the question is overly broad and she is not sure what utility that question has. She has a concern with the word "suffering". "Suffering" contains a stigma and judgment. Not everyone thinks they are "suffering" from their condition. Dr. Perlotto thinks changing or eliminating the question would move the Board into a more helpful direction. Dr. Perlotto agrees with Mr. Staz's remarks about the attestation clause language; that licensees/applicants do have a responsibility to realize that this is an important issue and to have the expectation that the licensee/applicant will take responsibility for their own health. Dr. Perlotto stated she really likes what the North Carolina Board did by using the attestation model.

Dr. Curtis wanted to know what options are available to our licensees if a licensee seeks help. Mr. Staz stated there is a physician health program in Nevada. Dr. Mausling stated he would not mind putting the attestation language in our licensee applications and Dr. Curtis stated he had no objections to that.

Dr. Curtis made a motion to remove both the health and substance use/abuse questions from the Board's licensing application forms and replace them with the attestation model language in the Board's licensing applications; seconded by Mr. Nigam. There being no further discussion, the motion to remove both the health and substance use/abuse questions from the Board's licensing applications and replace those questions with attestation model language was unanimously approved.

Dr. Mausling requested to put a draft of the attestation model language on the August board meeting's agenda.

**VI. CONSIDERATION OF AND POSSIBLE ACTION REGARDING ANNUAL BUDGET AND RESERVE POLICY, (Discussion/For Possible Action) Paul Mausling, D.O., President**

Executive Director Frank DiMaggio stated the operating reserve policy started in June of 2018 and had been approved every year since then. The budget is also included with the documents. Mr. Nigam made a motion to approve the operating reserve policy and the budget for FY2023-2024; seconded by Dr. Curtis. There being no further discussion, the motion to

approve the operating reserve policy and the budget for FY2023-2024 was unanimously approved.

**VII. CONSIDERATION/ACTION REGARDING PAY RECOMMENDATIONS AND ADJUSTMENTS FOR BOARD STAFF AND EXECUTIVE DIRECTOR, INCLUDING ADJUSTMENTS TO THE PUBLIC EMPLOYEES RETIREMENT SYSTEM (PERS), (Discussion/For Possible Action) Paul Mausling, D.O., President**

*NOTE: The Board may go into closed session pursuant to NRS 241.030 to move to a closed session because the discussion may involve a staff member's character, alleged misconduct, professional competence, or similar items*

Executive Director Frank DiMaggio stated that at last year's Board meeting, which was held June 14, 2022, the Board granted a 5% COLA increase and up to a 5% merit increase for staff. As a result, both the Executive Director and staff received 5% COLA and 5% merit increases. Since that time the CPI increased 4% from May 2022 to May 2023. As of July 1, 2023, the PERS contribution rate also increased from 29.75% To 33.50%. The Board should take this into consideration when it makes its decision on this agenda item because chapter 286 of the Nevada Revised Statutes requires each employee to cost share 50% in the contribution rate.

This legislative session passed two bills that have relevance in this matter. AB 268 gave State employees two \$500 retention bonuses. The other bill, AB 522, gave State employees, among other things, a 12% COLA for the 2023-2024 fiscal year and a 4% COLA for the 2024-2025 fiscal year. It also set out a schedule for eight quarterly retention bonuses with each one in the amount of \$250.00.

Executive Director DiMaggio stated that this particular agenda item comes up at every June Board meeting. He stated that we are understaffed by at least one employee and staff has worked very hard. Executive Director DiMaggio believes the work load will increase with adding on the Anesthesiology Assistants to the licensing and disciplinary process.

Executive Director DiMaggio recommended for the Board's consideration a 6% COLA to staff and the Executive Director and a 6% merit increase to the staff taking in consideration the rate increase adjustment to PERS.

Mr. Nigam asked if the 12% increase was included in the budget, Per Executive Director DiMaggio, this increase was included in the FY2023-2024 budget.

Dr. Perlotto wanted to point out that the raise that was approved earlier this year for Executive Director DiMaggio was to bring him more in line with the actual salary for his position and what is being discussed now is for COLA and merit increases for all staff and the Executive Director.

Mr. Nigam made a motion to approve the 6% cola and 6% merit for the Executive Director and staff for the upcoming fiscal year; seconded by Dr. Curtis. There being no further discussion the motion was unanimously approved for the 6% COLA and 6% merit increases for the Executive Director and Staff.

Executive Director Frank DiMaggio thanked the Board and clarified that these COLA and merit increases will be effective July 1, 2023.

**VIII. REVIEW/DISCUSSION/CONSIDERATION/ ACTION REGARDING POSSIBLE APPROVAL OF THE SERVICE LEVEL AGREEMENT BETWEEN EITS AND THE BOARD EFFECTIVE 7/1/2023 THROUGH 6/30/2025 (Discussion/For Possible Action)**

*Paul Mausling, D.O., President*

Executive Director DiMaggio stated that the EITS group is the enterprise information technology services department for the state of Nevada. Executive Director DiMaggio has been looking into switching from the current provider, K3, to EITS. The Service Level Agreement (SLA)/ contract will run from 7/1/2023 to 6/30/2025. Executive Director DiMaggio stated to the Board that one of the important parts of this SLA/contract is the costs involved. For both fiscal years 2024 and 2025, the costs include PC/LAN support, hosting our data base, web services, security assessment and equipment. The SLA/contract cost will be approximately \$6,500.00 per year and the Board is currently paying K3 approximately \$2,400 a month.

Dr. Curtis made a motion to approve the SLA/contract with EITS; Mr. Nigam seconded the motion. There being no further discussion, the Board unanimously approved the SLA/contract with EITS.

**IX. EXECUTIVE DIRECTOR'S REPORT**

- a. *Financial Statements-* Executive Director Frank DiMaggio stated that Mr. Nigam asked a few questions about the financials at the last board meeting. The first question was regarding the profit and loss year to date comparison why the July 2021 -2022 column under waived fees shows \$23,700 when the fee waiver did not go into effect until July 1, 2022. The answer to that is the fee waiver was put into effect June 30, 2022, for applicants who paid prior to that point but the license was effective July 1, 2022. The system automatically created an invoice dated for fiscal year 2022 at the time they paid. The second question was regarding the same profit and loss year to date comparison which showed \$81, 825 waived fees for July 2022-March 2023; however the profit and loss previous year comparison showed \$89,250 waived fees for that same time period so why don't those two numbers match. The answer is that the amount showing on the profit and loss reports was less, primarily due to the "waived fees-other" category, which is an accounting entry used to spread waivers over the same period as the initial invoices. This category of fee waivers had to do with waived fees and other waivers such as for military and other proration.
- b. *Licensing-* Licensing numbers have gone up. There are 2746 licensees. As for residents' licenses, as of June 9, 2023, there were 84 new pending, 71 approved, 95 renewals pending, and 156 renewals were approved.
- c. *Comments-* Executive Director DiMaggio wanted to thank the Board again for its gracious vote on employee and Executive Director salaries

**X. REVIEW/DISCUSSION/CONSIDERATION/POSSIBLE ACTION REGARDING WHETHER TO EXTEND OR MODIFY THE BOARD'S POLICY WAIVING INITIAL LICENSING FEES (Discussion/For Possible Action) Paul Mausling, D.O., President**

Note: This agenda item number ten was taken out of order and was discussed after item number 5.

Dr. Curtis wanted to know the amount of fees waived since the waiver was put into effect. Per Executive Director DiMaggio, the amount was \$89,250. Dr. Curtis stated that he is not aware of any other Nevada boards waiving their licensing fees. Dr. Curtis felt that such a licensing fee waiver is not necessary. Dr. Mausling wanted to know if the waiver has been going on long enough to tell how many licensees renewed or was it a one-time deal. Executive Director DiMaggio stated that 88 licensees applied between July 1 and December 31, 2022, and all 88 licensees renewed their license for the following year. Dr. Curtis was not in favor of extending the licensing fee waiver policy.

Dr. Perlotto stated that a licensee who has been in Las Vegas for ten plus years will most likely stay in Las Vegas. Whether the licensing fee waiver would cause a licensee choose to this state over another state, she is unsure that that would be the deciding factor. However, the licensee fee waiver may make licensees feel better about choosing this state and building the community.

Dr. Pancholi stated the Board's licensing fees are not making or breaking anyone coming to Nevada. Dr. Pancholi asked Executive Director DiMaggio if there has been an increase or decrease in new licensees coming to Nevada. Executive Director DiMaggio stated that there has been an increase in new applicants each year. Dr. Pancholi was not in favor of extending the licensing fee waiver policy.

Dr. Curtis made a motion for the licensing fee waiver policy not to be renewed going forward. Dr. Daulat seconded the motion. Dr. Perlotto voted nay; the remaining board members voted in favor of the motion. With six board members voting in favor of the motion, the motion passed for the licensing fee waiver policy, approved by the Board on April 12, 2022, not to be renewed effective July 1, 2023.

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

Mr. Dreitzer stated that he is in the process of working out several matters that should be soon coming before the Board.

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

Ms. Fisher stated that the legislative session is done and she is putting together a comprehensive report to give to the Executive Director DiMaggio.

- a. *SB 431*- Ms. Fisher stated that SB 431 passed unanimously and was signed into law by the Governor . Executive Director DiMaggio mentioned that SB 431 places many of the Boards, including this Board, under the purview of the Department of Business and Industry. Executive Director DiMaggio stated the bill creates a new Deputy Director to oversee the new Office of Nevada Boards, Commissions, and Councils Standards. Executive Director DiMaggio did not see where the bill took away any of the Board's income.

AB 124 passed unanimously and was signed into law by the Governor. The bill removes the requirement that the Board audit the completion of the required number of hours of continuing medical education (CME) annually of no fewer than one-third of the applicants for renewal of a license and instead requires the Board to determine the percentage of applicants for renewal of a license to be audited annually for the completion of the required number of CME hours.

AB 270 regarding the licensure of Anesthesiologist Assistants passed and was signed into law by the Governor.

AB 153 regarding the licensure of naprapathic physicians passed and was signed into law by the Governor. The bill places the practice of naprapathy under the Division of Public and Behavioral Health of the Department of Health and Human Services.

Ms. Fisher also updated the Board on the status of several other bills that may be of interest to the Board.



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

Dr. Mausling requested that a draft of the attestation clause language for inclusion on the Board's licensing and renewal application forms be placed on the Board's next meeting agenda for the Board's consideration.

**XIV. PRESIDENT'S REPORT on Board Business, Paul Mausling, D.O., President**

No comments were received.

**XV. PUBLIC COMMENT**

No comments were received.

**XVI. ADJOURNMENT (For Possible Action) Paul Mausling, D.O., President**

Dr. Curtis made a motion to adjourn; motion was seconded by Dr. Mausling. There being no discussion, the motion carried unanimously, and the meeting was adjourned.

**Minutes approved by the Board at the August 8, 2023 Board Meeting.**