

**Nevada Board of Oriental Medicine**  
**Examination and licensing of applicants/OM School/Board meetings and minutes**  
**(July 1, 2016 through February 28, 2017)**

**Approved for the December 17, 2016 exam.**

4 applicants were approved to take the exam on 12/17/2016.

3 applicants took it and 1 applicant had to reschedule due to her flight being canceled from weather conditions. The Board is accommodating her request to take the exam on February 18, 2017.\*

**Licensed**

1 applicant was licensed on 9/22/2016 (from the June 2016 exam - Only 1 Applicant took the June exam).

1 applicant was licensed on 1/23/17 (from the December 2016 exam).

1 applicant was licensed on 2/27/17 (from the December 2016 exam).

**Did not pass**

1 applicant did not pass the December 2016 exam.

1 applicant did not pass the February 18, 2017 exam (the makeup exam from December 2016).\*

**CURRICULUM APPROVAL OF ORIENTAL MEDICINE SCHOOLS IN NEVADA**

The Board has not yet approved the curricula of Wongu University, the only Oriental Medicine school in Nevada, as the Board is working with Wongu regarding the submission of Wongu's 2017 curriculum approval fee and the 2017 curriculum.

**BOARD MEETINGS**

The following are the dates of the board meetings from July 1, 2016 through February 28, 2017:

1. July 28, 2016;
2. September 19, 2016;
3. November 3, 2016;
4. January 23, 2017; and
5. February 27, 2017

The minutes for these meetings are attached.

Brian Sandoval, Governor



Maggie Tracey, O.M.D., *President*  
Vince Link., O.M.D., *Vice President*  
Lisa Mathews, O.M.D., *Secretary-Treasurer*  
Fely Quitevis., *Member*  
Abraham Jim Nagy, M.D., *Member*  
Merle Lok, *Executive Director*

**STATE OF NEVADA**  
**BOARD OF ORIENTAL MEDICINE**

**\*\*\*PUBLIC NOTICE\*\*\***  
**REGULAR BOARD MEETING**  
**July 28, 2016 @ 6:30 PM**

AT THE FOLLOWING LOCATION:

Grant Sawyer Building, Office of the Attorney General, 555 East Washington Ave., Room #3018 - Las Vegas, NV 89101.

**\*\*\*MINUTES\*\*\***

**1. CALL TO ORDER (Discussion/For Possible Action)** Vince Link, OMD, Vice President

Roll call to determine presence of a quorum, at 6:30 pm

Board Members Present:

Dr. Maggie Tracey, OMD  
Dr. Vince Link, OMD  
Dr. Lisa Mathews, OMD  
Fely Quitevis, Public Member

Board Staff:

Sophia Long, Board Counsel, DAG  
Bret Meich, Independent Counsel (Via telephone)  
Merle Lok, Executive Director

Public:

*In person:*

Faith Noborikawa  
Joel Rios  
Rachel Kohl  
Stephanie Jordan  
Duvayna Steele  
Huiwen Zhang  
Ycaji Suh  
Paul Larsen  
Michael Ferris  
Farolyn McSweeney

**2. PUBLIC COMMENT**

None

**3. Adoption of Agenda (For Possible Action).**

Motion: Dr. Link motioned to adopt the agenda

Second: Fely Quitevis  
Action: Motion carried unanimously

**4. *Approve or disapprove of the previous board meeting minutes of May 26, 2016 (For Possible Action).***

Motion: Dr. Link motioned to adopt the minutes  
Second: Dr. Link as he was the only Board member present at the May 26, 2016 meeting  
Action: Dr. Link voted to approve the minutes

**5. *Discussion and deliberation regarding Joel Rios' application for the licensing examination. (For Possible Action)***

Based on communication with the previous Board ED Kim Reese who stated that Mr. Rios needed a separate BA to sit for the exam despite his MA in Oriental Medicine, Mr. Rios earned his BA from Nevada State College. Mr. Rios represented that he now has in excess of 3000 hours including 500 clinical hours. The DAG explained that it was the Board's policy at that time to accept college hours towards any deficiencies. Dr. Maggie Tracy stated that Mr. Rios followed the advice of the previous ED in good faith. If the ED was at fault for misinterpreting the statutes, Mr. Rios should not be penalized, given the extraordinary good faith effort of earning a BA after his MA explicitly to meet the Board's requirements. Dr. Link agreed that based on the transcript, Mr. Rios met the curriculum requirement content, even if the courses were not all from the same school.

Motion: Dr. Link motioned to approve Mr. Rios' application for the licensing examination  
Second: Fely Quitevis  
Action: Motion carried unanimously

**6. *Approve or disapprove of Faith Noborikawa's application and for said applicant to take the licensing examination in December 2016 (For Possible Action).***

Ms. Noborikawa explained that the reason she was able to graduate from her TCM school in under 4 years with a Bachelors and a Master was that she had attended UNLV and transferred her undergraduate credits to her TCM school. The ED stated that Ms. Noborikawa has satisfied the statutes and the regulations.

Motion: Dr. Link motioned to approve Ms. Noborikawa's application for the licensing examination  
Second: Dr. Tracey  
Action: Motion carried unanimously

**7. *Approve or disapprove of Dr. Tara Finley's CEU titled Rapid Acupuncture for 12 credits presented by Dr. Richard Niemtzow on 1/16-1/17/2016 (For Possible Action).***

Motion: Dr. Tracey motioned to approve  
Second: Fely Quitevis  
Action: Motion carried unanimously

**8. *Approve or disapprove of NOMA's CEU titled Consotherapy for 12 credits to be presented by Dr. Jeffrey Z. X. Mah on 9/17-9/18/ 2016 at the Gold Coast Hotel in Las Vegas, NV (For Possible Action).***

Motion: Dr. Link motioned to approve  
Second: Fely Quitevis  
Action: Motion carried unanimously

**9. *Discussion and deliberation regarding the sufficiency of fees and curriculum by Wongu University. (For Possible Action).***

Dr. Link stated that per our regulations, the Board has to review the school's curriculum and collect a fee of \$5000 each year. Dr. Link recounted that the school paid in 2016, but it did not

pay for 2014 and 2015 and the school stated that it paid for 2013. Dr. Link stated that the school claimed that it was not notified to pay and to submit its curriculum. Dr. Link stated that he cannot speak for the previous Board, but it is not up to the Board to remind the school or the licensees to pay their fees. Dr. Link stated that as a show of good faith, the Board is asking Wongu to show evidence that it paid for 2013, waive the fees for 2014 and 2015, and the ED should go through and sure that there is no change to the curriculum. Paul Larsen, the attorney for Wongu, accepts the proposal.

Motion: Dr. Link motioned to accept as sufficient Wongu University's curriculum submission for 2016, along with the submission of the annual \$5000 fees for years 2013 and 2016, and waive fees and curriculum submission for the years 2014 and 2015. Because the Board does not have any evidence at this time that Wongu University paid the \$5000 for the year 2013, if Wongu produces satisfactory evidence of payment within 45 days of written notice of this action, the Board will acknowledge the payment of said fee and not require that Wongu submit a payment for fees for 2013. (Per Bret Meich's clarification, the sufficiency of Wongu's curriculum submission does not include the approval of Wongu's curriculum. Paul Larsen agrees that if there is a question in the insufficiency of Wongu's curriculum, Wongu would willing come back and address it. Paul Larsen is in agreement with this motion. Dr. Yeaji Suh stated that if there were any substantial changes in the curriculum, Wongu is required to report these changes to ACAOM and Wongu has not reported any changes to ACAOM since 2012. A discussion of the meaning of sufficiency of curriculum ensued, with Wongu representatives stating that ACAOM and CPE accreditation should suffice for review purposes, and Dr. Link arguing that the Board is charged with this responsibility per the NRS. Mr. Meich stated that a discussion of the content of the curriculum exceeded the scope of the agenda item, and only the submission of the letter and sufficiency of fees paid by Wongu should be addressed. Dr. Link requested that Merle Lok, the ED, evaluate whether there were changes to the curriculum. Ms. Lok stated that she lacked the qualifications to do so. Dr. Link then requested Dr. Tracey, Dr. Mathews, and himself review the Wongu curriculum catalog for 2013 and 2016 to note any changes.)

Second: Fely Quitevis

Action: Motion carried unanimously

***10. Discussion from AG regarding the bill submission process to the legislature (For discussion only).***

The AG stated that our Board has to submit a bill through the Governor's Office which then chooses which bill to submit. The deadline of June 1 has passed to submit a bill through the Governor's bill. The next alternative is to get a legislator to submit a bill and that is normally done through a lobbyist. Bret Meich recommends finding a legislator to sponsor a bill and a paid lobbyist may not be necessary but it would be his recommendation. The Sunset Committee may also submit legislation.

***11. Discussion and deliberation to direct the Board's Executive Director to solicit applicants for the Board's consideration at its next meeting for the retention of a lobbyist (For Possible Action).***

Dr. Link stated that maybe some other organizations can work with the Board to address the dry needling issue. Dr. Tracey stated that hiring a lobbyist may be premature until the Board knows what it wants to do and what it is up against in the legislature. The AG stated that if the Board wants to hire a lobbyist, then a RFP has to be done which takes time. Dr. Tracey stated that the Wisconsin Society of Acupuncturists solicits contributions from its licensees to hire a lobbyist with a cost of around \$150 per licensee. The AG stated that the Board has the authority to hire a lobbyist. Dr. Link stated that it could be a group effort. Dr. Mathews asked whether it is legal to have other entities and the Board pay for the lobbyist. The AG stated that it is fine as long as it is clear which entity was responsible for its respective fees. This item is tabled.

**12. Discussion and election of Board President and Secretary/Treasurer. (For Possible Action).**

Motion: Dr. Link motioned to nominate Maggie Tracey for President

Second: Fely Quitevis

Action: Motion carried unanimously

Motion: Dr. Link motioned to nominate Lisa Mathews for Secretary/Treasurer

Second: Fely Quitevis

Action: Motion carried unanimously

**13. Public Comment (Discussion Only).**

Dr. Rachel Kohl: The purpose of the Board should be clear to the Board members. It seems that many of the prior Agenda items would be better handled by a professional organization. Dr. Kohl stated that she wonders if the Board should be acting as an accrediting agency for the school as the school is already regulated by CPE and ACAOM. If there were less barriers to entry, then there would be strength and power in numbers to fight issues like dry needling. The past conduct of the Board has created an environment where there is so few practitioners that it has created a vacuum for services and patients want the service and now they are getting the service from PTs.

Paul Larsen: The Board might reserve for future action that recognition of the ACAOM standard is a high standard and that if an Oriental Medical school submits its curriculum along with evidence that it meets ACAOM standards that it might in and of itself is sufficient to approve the curriculum.

**14. Adjournment**

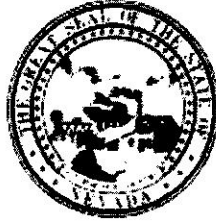
Motion: Dr. Link motioned to adjourn.

Second: Fely Quitevis

Action: Motion carried unanimously - Adjourned

Meeting Minutes will be approved at a future Board Meeting.

Brian Sandoval, Governor



Maggie Tracey, O.M.D., President  
Vince Link, O.M.D., Vice President  
Lisa Mathews, O.M.D., Secretary/Treasurer  
Fcly Quitevis, Member  
Abraham Jim Nagy, MD, Member  
Merle Lok, Executive Director

**STATE OF NEVADA  
BOARD OF ORIENTAL MEDICINE**

**\*\*\*PUBLIC NOTICE\*\*\*  
REGULAR BOARD MEETING  
September 19, 2016 @ 6:30 PM**

AT THE FOLLOWING LOCATION:

Grant Sawyer Building, Office of the Attorney General, 555 East Washington Ave., Room #4500 - Las Vegas, NV 89101.

**\*\*\*MINUTES\*\*\***

**1. CALL TO ORDER (Discussion/For Possible Action)** Maggie Tracey, OMD, President

Roll call to determine presence of a quorum, at 6:30 pm

Board Members Present:

Dr. Maggie Tracey, OMD  
Dr. Vince Link, OMD  
Dr. Lisa Mathews, OMD  
Dr. Abraham Jim Nagy, MD

Board Staff:

Brett Kandt, Board Counsel, AG Office  
Merle Lok, Executive Director

Public:

*In person:*

Daniel Davies  
Yeaji Suh  
Huiwen Zhang  
Joel Ramos

*Via telephone:*

Chad Bachman

**2. PUBLIC COMMENT**

None

**3. Adoption of Agenda (For Possible Action).**

Motion: Dr. Link motioned to adopt the agenda

Second: Dr. Nagy

Action: Motion carried unanimously

4. ***Approve or disapprove of July 28, 2016 Minutes (For Possible Action).***  
 Motion: Dr. Nagy motioned to adopt the minutes  
 Second: Dr. Link  
 Action: Motion carried unanimously
  
5. ***Approve or disapprove of Chad Bachman as an OMD licensee in Nevada as he has passed his licensee exam. (For Possible Action).***  
 ED advised that Mr. Bachman raised some questions about the about the herbology portion of the exam. Dr. Tracey added that under the advice of the AG, an independent OMD reviewed the questions. When the questions at issue were removed from the exam, Mr. Bachman passed the herbology portion of the exam.  
 Motion: Dr. Mathews motioned to approve  
 Second: Dr. Link  
 Action: Motion carried unanimously
  
6. ***Approve or disapprove of Dr. Setsuko Sage's CEU titled Chow Medical Qi Gong for 8 credits presented by Dr. Effie Chow online (For Possible Action).***  
 Motion: Dr. Link motioned to approve  
 Second: Dr. Mathews  
 Action: Motion carried unanimously
  
7. ***Approve or disapprove of Dr. Setsuko Sage's CEU titled Safe and Effective Chinese Herbal Formulas for Pets for 5 credits presented by Dr. Signe Beebe online (For Possible Action).***  
 M  
 Discussion: Dr. Link raised the question as to whether it was appropriate for the Board to approve CEU's for topics outside the scope of practice for OMDs in Nevada. As Dr. Sage took this course to meet CEU requirements, and this issue has not been clarified, he proposed allowing the number of credits Dr. Sage needed to complete her CEU requirements for this year, but not allowing the balance to carry over to 2017.  
 Motion: Dr. Link motioned to approve for 2 credits as this course pertains to pets, rather than humans, and not allow the balance to carry.  
 Second: Dr. Mathews  
 Action: Motion carried unanimously
  
8. ***Approve or disapprove of Dr. Stephanie Jordan's CEU titled Lab Testing For Fertility Patients for 8 credits presented by Dr. Leslie Oldershaw, L.Ac. online (For Possible Action)***  
 Motion: Dr. Mathews motioned to approve  
 Second: Dr. Nagy  
 Action: Motion carried unanimously
  
9. ***Approve or disapprove of Sunyoung Lee's application and for said applicant to take the licensing examination in December 2016 (For Possible Action).***  
 Motion: Dr. Link motioned to approve  
 Second: Dr. Nagy  
 Action: Motion carried unanimously
  
10. ***Approve or disapprove of Joel Rios' application and for said applicant to take the licensing examination in December 2016 (For Possible Action). \*Please note the Board may go into closed session pursuant to NRS 241 to consider the character, alleged misconduct, or professional competence of Mr. Rios.***

Mr. Rios did not request a closed session. ED advised that upon investigation based upon Mr. Rios' fingerprint results, there is a guilty plea agreement to a gross misdemeanor in District Court from Mr. Rios for taking a vehicle without owner's consent in 2003. Mr. Rios was placed on probation, paid restitution and it was honorably discharged. Dr. Tracey noted that it was 13 years ago and Mr. Rios has gotten his education requirements. Dr. Link stated that he was more concerned that the crime did not involve bodily harm.

Motion: Dr. Mathews motioned to approve

Second: Dr. Link

Action: Motion carried unanimously

**11. Attorney General's presentation on the Open Government Law for board members (Discussion only)**

Brett Kandt discussed the open Government Law.

**12. Discussion of dry needling committee status (Discussion only).**

Dr. Tracey stated that there is a dry needling committee established by NOMA members and other OMDs in Nevada. This committee is not established by the Board. There was an anonymous complaint to Health and Human Services ("HHS") about a dry needling injury. HHS is concerned about infection and the scope of dry needling by physical therapists. HHS is doing its own research and will see if it is appropriate for physical therapists to do dry needling without proper training and the certification process. HHS has sent off questions to the Center for Disease Control and the Food and Drug Administration. The committee is on hold until it gets an opinion from HHS. One of the concerns is about the off-label use of acupuncture needles. The original dry needling needles was with hypodermic needles. Dr. Tracey spoke to Jenelle Lachman, the President of the Nevada physical therapy association. Dr. Tracey said that Ms. Lachman will be sending one more letter to her members about being certified, well trained and cautious about the use of dry needling. HHS is concerned about infection, bruising and damage to tissue. Dr. Yeaji Suh added that clean needle technique in the 7<sup>th</sup> edition of [inaudible] is created for western medicine practitioners and the AMA wants physical therapists to have acupuncture equivalent level of training. She believes that as long as someone is puncturing the skin, they need to have proper training.

**13. Discussion of contract with Board hired attorney (Discussion only).**

Dr. Tracey stated that Mr. Meich was hired to look at Wongu and dry needling issues and the Board is not compelled to use his services if it does not want to. Dr. Link added that Mr. Meich advised the Board not to pursue the dry needling issue. Brett Kandt advised that if this Board wanted to go against the PT Board, it would have to hire outside counsel as the AG's Office would be conflicted out but he would have to run it past the AG's general counsel. Mr. Kandt stated that the legislature would have to decide whether it wants one Board to regulate on this practice or multiple Boards to regulate this practice.

**14. Discussion of legislative session (Discussion only).**

Dr. Tracey wanted to clarify whether it is common to retain lobbyists. Mr. Kandt stated that it is common for regulatory boards to retain lobbyists. Dr. Tracey stated that it would be difficult to add legislation at this point. Dr. Mathews asked whether the prior proposed regulations had to be withdrawn. Mr. Kandt stated that if they were rejected, that is the end of the process unless they were acceptably revised. Dr. Tracey added that

Board members can testify at the legislature. Mr. Kandt stated that it is important to note that you are testifying on your own behalf as unless you have been authorized to speak for the Board on the Board's position. Dr. Tracey stated that she will be watching the bills proposed at the legislature. Dr. Mathews and Dr. Link discussed whether the Board could join NOMA or Wongu in hiring a lobbyist. Mr. Kandt stated that any expenditure for a lobbyist would have to go through the State Contract approval process.

**15. Discussion of unlicensed OMDs (Discussion only).**

Dr. Tracey stated a couple of people are advertising acupuncture but are not licensed. Mr. Kandt stated that the Board can delegate the authority to staff to contact that individual, to issue cease and desist letters or to bring a complaint. Members of the Board cannot investigate but staff or a contracted individual can investigate. Dr. Tracey stated that the Board would want a statistical quarterly report about the number of complaints and resolution about unlicensed activity. Mr. Kandt stated that if certain unlicensed activity resulted in physical harm, it could be a felony.

**16. Discussion of Dr. Maggie Tracey's participation at the Governor's Conference on non-opioid pain management (Discussion only).**

Dr. Tracey stated that the Governor had a conference on non-opioid pain management where she was a panlist. The head of Southern Nevada VA now has 4 acupuncturists on staff and was thinking of adding an acupuncture wing. The Governor's office will be writing a plan of action and looking at Medicaid adding acupuncture services.

**17. Approve or disapprove of the establishment of standardized testing of the Nevada licensing exam to be compliant with NRS 634A.120 (For Possible Action).**

Dr. Tracey stated that when she took the exam, there were many subjective questions on it. Mr. Kandt advised the Board that any regulations would be temporary until the legislative session was over. Dr. Tracey would like the Board to start thinking about changing the exam.

**18. Approve or disapprove of purchasing a new laptop and its related items, a scanner, and Quicken for ED to use for the administration of Board matters (For Possible Action)**

Motion: Dr. Nagy motioned to approve for the purchases to go through State Purchasing, if possible

Second: Dr. Link

Action: Motion carried unanimously

**19. Public Comment (Discussion Only).**

Dr. Suh stated that she wanted to have a natural process on CEU approval so that the practitioners are clear, whether regular meetings can be held, and whether there is a link to sign up to be notified of the meetings. Dr. Tracey stated that practitioners can contact or email the ED to be put on the email list for meetings.

**20. Adjournment (For Possible Action)**

Motion: Dr. Tracey motioned to approve

Second: Dr. Mathews

Action: Motion carried unanimously

Meeting Minutes will be approved at a future Board Meeting.

Brian Sandoval, Governor



Maggie Tracey, O.M.D., President  
Vince Link, O.M.D., Vice President  
Lisa Mathews, O.M.D., Secretary/Treasurer  
Fely Quitevis, Member  
Abraham Jim Nagy, MD, Member  
Merle Lok, Executive Director

**STATE OF NEVADA**  
**BOARD OF ORIENTAL MEDICINE**

**\*\*\*PUBLIC NOTICE\*\*\***  
**REGULAR BOARD MEETING**  
**November 3, 2016 @ 6:30 PM**

AT THE FOLLOWING LOCATION:

Grant Sawyer Building, Office of the Attorney General, 555 East Washington Ave., Room #4500 - Las Vegas, NV 89101.

**\*\*\*MINUTES\*\*\***

**1. CALL TO ORDER (Discussion/For Possible Action)** Maggie Tracey, OMD, President

Roll call to determine presence of a quorum, at 6:30 pm

Board Members Present:

Dr. Maggie Tracey, OMD  
Dr. Vince Link, OMD  
Dr. Lisa Mathews, OMD  
Dr. Abraham Jim Nagy, MD (Via telephone)

Board Staff:

Sophia Long, Board Counsel, AG Office  
Merle Lok, Executive Director

Public:

*In person:*

Daniel Davies  
DuWayne Steele

*Via telephone:*

Yeaji Suh

**2. PUBLIC COMMENT**

DuWayne Steele requested that the supporting materials be made available online prior to the meeting.

**3. Adoption of Agenda (For Possible Action).**

Motion: Dr. Mathews motioned to adopt the agenda

Second: Ms. Quitevis

Action: Motion carried unanimously

4. ***Approve or disapprove of September 19, 2016 Minutes (For Possible Action).***  
Motion: Dr. Link motioned to adopt the minutes  
Second: Ms. Quitevis  
Action: Motion carried unanimously
  
5. **Update of AG case closure of the matter regarding the former Board's Executive Director. (For discussion only).**  
ED advised that the AG's Office has closed its investigation of the case against the former Executive Director and the AG does not plan to pursue the matter. ED requested a reason and there was no response. Sophia Long stated that usually there is no reason given.
  
6. **Discussion regarding the actions recommended by the Sunset Committee at its June 16, 2016 meeting (For Discussion Purposes only).**  
ED read the minutes into the record: Senator Parks moved to continue the State Board of Oriental Medicine with the following modifications: (1) physicians appropriately trained in acupuncture do not have to have an Oriental medicine license; (2) send a letter to the State Board of Oriental Medicine recommending that it withdraw the portion of LCB File No. R072-14 that imposes the doctorate requirement, and inform the Legislative Commission of the Subcommittee's opposition to the proposed regulation; (3) amend NRS 634A to increase the number of members of the Board from the current five to seven and provide that one member of the Board shall represent a school or college of Oriental medicine located in Nevada, the establishment and curriculum of which is approved by the Board pursuant to NRS 634A.090; (4) amend NRS 634A to provide that the members serve at the pleasure of the Governor, who may remove a member at will; (5) revise NRS 634A.200 to provide that the provisions of the chapter do not apply to physicians licensed under Chapter 630 ("Physicians, Physician Assistants, Medical Assistants, Perfusionists and Practitioners of Respiratory Care") or Chapter 633 ("Osteopathic Medicine") of NRS; and (6) require the State Board to submit reports of activities to the Sunset Subcommittee every six months until the 2019 Legislature convenes. Such reports will include minutes of meetings, the examination and licensing of applicants, approval of curricula of any school or college of Oriental medicine located in Nevada, oversight of practitioners, and any other issue as directed by the Sunset Subcommittee. The motion was seconded by Assemblywoman Bustamante Adams and passed unanimously.
  
7. **Approve or disapprove of the licensure exam to be held on December 17, 2016 to be administered by Dr. Sandip Thanki at 4350 E. Sunset Road, Ste 107A, Henderson, NV 89014 at the rate of \$30 per hour (For Possible Action).**  
Motion: Dr. Tracey motioned to approve  
Second: Dr. Mathews  
Action: Motion carried unanimously
  
8. **Approve or disapprove of Susan Rosenberger to take the licensing exam in December 2016 as she postponed taking the June 2016 exam after her application had been approved at the May 26, 2016 Board meeting (For Possible Action).**  
Motion: Ms. Quitevis motioned to approve  
Second: Dr. Link  
Action: Motion carried unanimously
  
9. **Approve or disapprove of Dr. Heather Brookman's CEU titled Top 10 Disorders in Bob's Clinic: Herbs & Distal Needling Acupuncture for 8 credits presented by**

**Robert Doane on 8/20/16 in the City of Industry, CA and sponsored by Lotus Institute (For Possible Action).**

Motion: Dr. Mathews motioned to approve

Second: Ms. Quitevis

Action: Motion carried unanimously

**10. Approve or disapprove of Dr. Megan Clowers' CEU titled Neck and Rotator Cuff Injuries for 14 credits presented by Matt Callison on 2/20-2/21/16 in Portland, OR and sponsored by AcuSport Seminar Series, LLC (For Possible Action).**

Motion: Dr. Link motioned to approve

Second: Ms. Quitevis

Action: Motion carried unanimously

**11. Approve or disapprove of Dr. David Edge's CEU titled Pain Management Strategies Using Acupuncture for 8 credits presented by Yue Patrick Mok sponsored by Lotus Institute online (For Possible Action).**

Motion: Dr. Mathews motioned to approve

Second: Ms. Quitevis

Action: Motion carried unanimously

**12. Approve or disapprove of Dr. Angela Stueber's CEU titled How to Increase Your Word of Mouth Referrals & Treat More Kids for 4 credits presented by Robin Green, L.Ac., MTCM, and sponsored by Acupuncture Pediatrics online (For Possible Action).**

Motion: Ms. Quitevis motioned to approve

Second: Dr. Link

Action: Motion carried unanimously

**13. Approve or disapprove of Dr. Alyssa Wampole's CEU titled Basics of Western Medicine: Neurology for the TCM Practitioner for 15 credits presented by Bruce Hobinson, MD and sponsored by Blue Poppy Enterprises (For Possible Action).**

Motion: Ms. Quitevis motioned to approve

Second: Dr. Mathews

Action: Motion carried unanimously

**14. Approve or disapprove of Dr. Lisa Mathew's CEU titled Lab Testing and Hormonal Assessment for Infertility for 6 credits sponsored by Pro D seminars online (For Possible Action).**

Motion: Ms. Quitevis motioned to approve

Second: Dr. Link

Action: Motion passed with 4 votes and Dr. Mathews abstained

**15. Approve or disapprove of creating a Paypal account or other online payment accounts as an online way to accept payments to the Board and to charge a fee to cover the cost of using said account(s) to the user (For Possible Action).**

The item is tabled for ED to find out more information. ED stated that there was no response from the State Web and she wanted to find out if it can be done through the state maintained website.

**16. Approve or disapprove of allowing CEU paperwork to be submitted online through email (For Possible Action).**

This item is tabled. Dr. Link was concerned about using Board resources to print out the paperwork. ED stated her preference is for the licensees to send in their paperwork. Some licensees already do send in their paperwork through email which is accepted.

**17. Public Comment (Discussion Only).**

Dr. Davis asked if there was a list of schools which have approved CEUs and Sophia Long stated that she will talk to him after the meeting. Dr. Tracey advised that there is a list of approved CEUs on the website.

**18. Adjournment (For Possible Action)**

Motion: Ms. Quitevis motioned to approve

Second: Dr. Link

Action: Motion carried unanimously

Meeting Minutes have been approved.

Brian Sandoval, Governor



Maggie Tracey, O.M.D., President  
Vince Link, O.M.D, Vice President  
Lisa Mathews, O.M.D., Secretary/Treasurer  
Fely Quitevis, Member  
Abraham Jim Nagy, MD, Member  
Merle Lok, Executive Director

**STATE OF NEVADA**  
**BOARD OF ORIENTAL MEDICINE**

**\*\*\*PUBLIC NOTICE\*\*\***  
**REGULAR BOARD MEETING**  
**January 23, 2017 @ 6:30 PM**

AT THE FOLLOWING LOCATION:

Grant Sawyer Building, Office of the Attorney General, 555 East Washington Ave., Room #4500 - Las Vegas, NV 89101.

**\*\*\*MINUTES\*\*\***

**1. CALL TO ORDER (Discussion/For Possible Action)** Maggie Tracey, OMD, President

Roll call to determine presence of a quorum, at 6:30 pm

Board Members Present:

Dr. Maggie Tracey, OMD  
Dr. Vince Link, OMD  
Dr. Lisa Mathews, OMD  
Fely Quitevis, public member

Board Staff:

Asheesh Bhalla, Board Counsel, AG Office  
Merle Lok, Executive Director

Public:

*In person:*

Daniel Davies  
Rachel Kohl  
Jenelle Lauchman  
Farolyn McSweeney  
Sharon Roth

*Via telephone:*

Yeaji Suh

**2. Public Comment**

None

**3. Adoption of Agenda (For Possible Action).**

Motion: Ms. Quitevis motioned to adopt the agenda

Second: Dr. Mathews

Action: Motion carried unanimously

4. **Approve or disapprove of November 3, 2016 Minutes (For Possible Action).**  
Motion: Dr. Link motioned to adopt the minutes  
Second: Ms. Quitevis  
Action: Motion carried unanimously
5. **Approve or disapprove of Faith Noborikawa as an OMD licensee in Nevada as she has passed her licensing exam. (For Possible Action).**  
Motion: Dr. Link motioned to approve  
Second: Ms. Quitevis  
Action: Motion carried unanimously
6. **Approve or disapprove of renewing lease for the Board's office (For Possible Action).**  
Motion: Ms. Quitevis motioned to adopt the agenda  
Second: Dr. Mathews  
Action: Motion carried unanimously
7. **Update of a makeup licensure exam for Susan Rosenberger to be held on February 18, 2017 to be administered by Dr. Sandip Thanki at 4350 E. Sunset Road, Ste 107A, Henderson, NV 89014 at the rate of \$30 per hour (For Discussion Purposes only).**  
ED explained that on the day before the 12/17/16 exam, Ms. Rosenberger advised that her flight was cancelled due to weather and she could not make it for the exam. The AG told ED that ED could re-schedule another exam date for Ms. Rosenberger. ED stated that February 18, 2017 exam date was convenient for both Ms. Rosenberger and Dr. Thanki.
8. **Update and discussion regarding online payment accounts as an online way to accept payments to the Board and to charge a fee to cover the cost of using said account(s) to the user (For Discussion Purposes Only).**  
Dr. Mathews explained that she reviewed the process for establishing an online payment system and it is a complicated process. There are several agencies involved and different calculations for credit card fees have to be done depending on the credit card used as the Board cannot make a profit. Dr. Mathews is no longer looking into the option of offering online payments.
9. **Update and discussion regarding NRS 634A.025 and the deletion of NRS 634A.200. (For Discussion Purposes Only).**  
ED explained that the AG wanted the Board members to be aware of NRS 634A.025 which basically states that any practitioners of acupuncture employed by a school of Oriental Medicine in a teaching capacity does not come under NRS 634A. Dr. Tracey added these doctors cannot charge the public any fees for themselves.
10. **Update and discussion regarding the actions recommended by the Sunset Committee at its June 16, 2016 meeting and other legislative issues (For Discussion Purposes only).**  
ED stated that the Sunset Committee has sent a letter to the Board which incorporates the minutes from its 6/16/16 meeting. ED read the minutes into the record: Senator Parks moved to continue the State Board of Oriental Medicine with the following modifications: (1) physicians appropriately trained in acupuncture do not have to have an

Oriental medicine license; (2) send a letter to the State Board of Oriental Medicine recommending that it withdraw the portion of LCB File No. R072-14 that imposes the doctorate requirement, and inform the Legislative Commission of the Subcommittee's opposition to the proposed regulation; (3) amend NRS 634A to increase the number of members of the Board from the current five to seven and provide that one member of the Board shall represent a school or college of Oriental medicine located in Nevada, the establishment and curriculum of which is approved by the Board pursuant to NRS 634A.090; (4) amend NRS 634A to provide that the members serve at the pleasure of the Governor, who may remove a member at will; (5) revise NRS 634A.200 to provide that the provisions of the chapter do not apply to physicians licensed under Chapter 630 ("Physicians, Physician Assistants, Medical Assistants, Perfusionists and Practitioners of Respiratory Care") or Chapter 633 ("Osteopathic Medicine") of NRS; and (6) require the State Board to submit reports of activities to the Sunset Subcommittee every six months until the 2019 Legislature convenes. Such reports will include minutes of meetings, the examination and licensing of applicants, approval of curricula of any school or college of Oriental medicine located in Nevada, oversight of practitioners, and any other issue as directed by the Sunset Subcommittee. The motion was seconded by Assemblywoman Bustamante Adams and passed unanimously.

**11. Update and discussion regarding dry needling (For Discussion Purposes only).**

Dr. Tracey received a call about a serious complaint about a physical therapist doing dry needling which was submitted to the Department of Health and Human Services. Dr. Tracey and Dr. Katania Taylor met with various staff at the Department of Health and Human Services to explain their concerns and issues about physical therapists who are not properly trained to perform dry needling. The Department of Health and Human Services would like more time to look into this and is in contact with the CDC, the FDA, infectious disease specialists, and other agencies in different states. Dr. Tracey shared an email from the Department of Health and Human Services that voiced its concerns and an attachment of different state laws. Additionally, Dr. Tracey stated that she has heard that physical therapists are referring to dry needling as acupuncture to their patients. Dr. Tracey would like to establish stringent requirements for physical therapists to perform dry needling where it is not considered acupuncture. Dr. Tracey stated that it is upsetting and unacceptable to her that our licensees go through 5 years of school and physical therapists have 15 hours of training, and not even in some cases, and claim that they are doing acupuncture.

Jenelle Lauchman, representing the physical therapy association, stated that they are bring a NRS legislative change to modernize the practice of physical therapy. The change would be that if the physical therapist wanted to do a new and a not entry-level skill, he would have to have education in that new skill. She stated that basic dry needling education is 3 days on site but she is unsure how many hours it is.

**12. Approve or disapprove of Dr. Stephanie Pavlik's CEU titled Pediatric Acupuncture & Herbs: Core Theories of Practice, Autism, Asthma and ADHD for 8 credits sponsored by Lotus Institute and Pediatric Acupuncture & Herbs: Integrative Channel Development, GI Issues and Tuina Strategies for 8 credits presented by David Miller, MD and sponsored by Lotus Institute online live on 1/23-1/24/16 (For Possible Action).**

Motion: Dr. Mathews motioned to approve both CEUs for 8 credits each, totaling 16 credits

Second: Ms. Quitevis

Action: Motion carried unanimously

13. **Approve or disapprove of Dr. Anita Lanier's CEU titled Contemporary Cupping Methods for 22.5 credits presented by Mark Perido, MSOM and sponsored by International Cupping Therapy Association on 2/5-2/7/16 in Las Vegas, NV (For Possible Action).**

Motion: Dr. Link motioned to approve for 20 credits because no more than 10 credits per year can be carried to the next year

Second: Ms. Quitevis

Action: Motion carried unanimously

14. **Approve or disapprove of Dr. Raina Ferran's CEU titled Essential Tung's Acupuncture: Clinical Strategies for Treating Pain for 8 credits presented by Brad Whisnant, DAOM, LAC, and sponsored by Lotus Institute online (For Possible Action).**

Motion: Dr. Mathews motioned to approve for 8 credits

Second: Ms. Quitevis

Action: Motion carried unanimously

15. **Approve or disapprove of Dr. Farolyn McSweeney's CEU titled Advanced Kinesiology for 7 credits presented by Virginie Vandevoorde IBA, LMT and sponsored by The International Kinesiology Training Institute online live on 11/11/16 and Changing How We Feel By Changing How We Think for 6 credits presented by Joseph Shannon PhD and sponsored by Institute for Brain Potential online live on 11/18/16 (For Possible Action).**

Motion: Dr. Link motioned to approve both CEUS for 7 credits and 6 credits respectively, totaling 13 credits

Second: Ms. Quitevis

Action: Motion carried unanimously

16. **Approve or disapprove of Dr. Brook Hollinger's CEU titled A Spirit at Rest: Treating Sleep Disorders with Chinese Medicine for 10 credits presented by Yvonne Farrell, LAC and sponsored by ProD Seminars online on 12/6/16 (For Possible Action).**

Motion: Dr. Mathews motioned to approve for 10 credits

Second: Dr. Link

Action: Motion carried unanimously

17. **Approve or disapprove of Dr. Joseph Rueckl's CEU titled Application of Yi Jing Time Medicine on Acupuncture Treatment part 1-4 for 32 credits presented by Feng Ninghan, OMD, LAC and sponsored by Five Branches University on 10/14-10/17/2016 (For Possible Action).**

Motion: Dr. Mathews motioned to approve for 20 credits because no more than 10 credits per year can be carried to the next year

Second: Ms. Quitevis

Action: Motion carried unanimously

18. **Approve or disapprove of Dr. Michel Herskowitz's CEU titled Integration in Action: Acupuncture's Impact on Stroke Rehabilitation; Acupuncture Therapy and Changing National Policy: Evidence-Informed Non Pharmacologic Strategy for Pain and the Opioid Epidemic; Insomnia and the Modern World: the Impact of a Modern Lifestyle on Sleep; Enhancing Life With Chinese Medicine; The Science, Data and Indications for Medical Cannabis; The Diagnosis of Classical Five Element Acupuncture; Simplified Pulse and Tongue Diagnosis For All GI Patterns; An Introduction to the Concept of Chrono-Herbalism of the Shanghan Lun; Hun Yuan Primordial Qigong; How's Your Sleep? Chinese Medicine for a Good Night; Keynote: Global Acupuncture for Trauma Healing; Fire and Ice; Breast Health and Chinese Medicine; Intro to Klike Matsumoto Style (KMS) Acupuncture: Never Ignore an Appendix or Gallbladder Scar; Hun Yuan Primordial Qigong; The Anatomy of the Sinew Channels; Introduction to Chronic Conditions and the Dorsolateral Prefrontal Cortex; Advanced Acupuncture Techniques: Jumping Muscle Qi; Sexual Behavior, Practices, and TCM for Fertility; and Sex, Love, and Infertility Care for 30 credits sponsored by Pacific Symposium 2016 on 10/25-10/30/2016 (For Possible Action).**

Motion: Dr. Mathews motioned to approve for 20 credits because no more than 10 credits per year can be carried to the next year

Second: Dr. Link

Action: Motion carried unanimously

19. **Update and discussion regarding Wongu University's status in providing proof of the 2013 payment, documentation of its accreditation by other agencies and entities, and the presentation of Wongu's curriculum (For Discussion Purposes Only).**

ED just received a notarized letter from Dr. Davies stating that the \$5000 for 2013 has been paid, a bank statement showing a withdrawal of \$5000 in 5/2013 but no check is attached, and the curriculum packet from Wongu. Dr. Tracey had suggested that Dr. Davies provide a verification letter re: the payment. Dr. Link has reservations and wants to have due diligence done on whether the \$5000 was received by the Board.

20. **Approve or disapprove of the School Curriculum Approval Form (For Possible Action).**

ED stated that she drafted a general form as she did not know which documents would be submitted by the school. Dr. Davies stated that Wongu's curriculum has been approved by ACAOM which is rigorous. Dr. Davies recommended that since the post-secondary education department deferred to the ACAOM approval, the Board could perhaps do the same. Dr. Tracey stated that the NRS provides that the Board has to approve the curriculum annually but there are no NAC guidelines. AG stated that the NRS has to be complied with and the school can submit the same documents that were submitted to ACAOM so it will not be too burdensome. Dr. Mathews stated that Wongu could submit the ACAOM and the post-secondary approval certificates or curriculum documentation. AG stated that it is up to the Board's discretion whether these approval certificates were sufficient to meet the NRS. This matter will be tabled until the next meeting.

21. **Approve or disapprove of future board meeting dates (For Possible Action).**

Motion: Dr. Mathews motioned February 27, 2017 and April 10, 2017

Second: Ms. Quitevis

Action: Motion carried unanimously

**22. Discussion regarding possible NRS changes that may be beneficial to the Oriental Medicine profession in Nevada (For Discussion Only).**

Dr. Tracey would like the Board members to start looking at the NRS and the NAC regarding any possible changes. Dr. Tracey explained that a big NRS change may be coming to allow for licensing reciprocity with other states across many different licensed professions, including the OM profession.

**23. Discussion and election of Vice President (For Possible Action).**

Dr. Mathews nominated Dr. Link as Vice President.  
Dr. Mathews, Dr. Tracey, and Ms. Quitevis voted for Dr. Link.

**24. Public Comment (Discussion Only).**

Daniel Davies: He appreciate this new Board. He stated that he heard that the 2 new board members contemplated by the Sunset Committee would consist of a public member and a OM school member. He inquired whether there is a quarterly budget available from the Board. He asked about the educational requirements for any new applicants if the new NRS change re: reciprocity was passed. He also brought up medical insurance coverage for oriental medicine.

Sharon Roth: She suggested that some funding for the opioid issue could be diverted to acupuncture. She asked whether the Sunset Committee's recommendations applied to doctors, physician's assistants, DOs, as well as respiratory therapists and perfusionists. She inquired about whether once CEUs have been approved, there needs to any additional approvals.

Jenelle Lauchman: She asked whether there were any postings regarding a dry needling committee by the Board. Dr. Tracey stated that there is an independent dry needling committee established by the associations that is outside of the Board; there is no dry needling committee set up by the Board.

**25. Adjournment (For Possible Action).**

Motion: Dr. Tracey  
Second: Dr. Link  
Action: Motion carried unanimously

Meeting Minutes have been approved.

Brian Sandoval, Governor



Maggie Tracey, O.M.D., President  
Vince Link, O.M.D, Vice President  
Lisa Mathews, O.M.D., Secretary/Treasurer  
Fely Quitevis, Member  
Abraham Jim Nagy, MD, Member  
Merle Lok, Executive Director

**STATE OF NEVADA  
BOARD OF ORIENTAL MEDICINE**

**\*\*\*PUBLIC NOTICE\*\*\*  
REGULAR BOARD MEETING  
February 27, 2017 @ 6:30 PM**

AT THE FOLLOWING LOCATION:

Grant Sawyer Building, Office of the Attorney General, 555 East Washington Ave., Room #4500 - Las Vegas, NV 89101.

**\*\*\*MINUTES\*\*\***

**1. CALL TO ORDER (Discussion/For Possible Action) Maggie Tracey, OMD, President**

Roll call to determine presence of a quorum, at 6:30 pm

Board Members Present:

Dr. Maggie Tracey, OMD  
Dr. Vince Link, OMD  
Dr. Lisa Mathews, OMD  
Dr. Abraham Jim Nagy, MD (via telephone)

Board Staff:

Merle Lok, Executive Director

Public:

*In person:*

Rachel Kohl  
Susie Rosenberger  
Joel Rios  
Jennifer Nash  
Rebecca Cheema  
Daniel Davies  
Dan Musgrove (via telephone)

**2. Public Comment**

Rachel Kohl stated she is requesting that a replacement exam should be an Agenda item at a future meeting and submitted a letter.

**3. Adoption of agenda (For Possible Action)**

Motion: Dr. Link

Second: Dr. Mathews

Action: Motion carried unanimously

- 4. Approve or disapprove the previous board meeting minutes of January 23, 2017 (For Possible Action).**  
Motion: Dr. Link  
Second: Dr. Mathews  
Action: Motion carried unanimously
- 5. Approve or disapprove of Joel Rios as an OMD licensee in Nevada as he has passed his licensing exam (For Possible Action.)**  
Motion: Dr. Link  
Second: Dr. Mathews  
Action: Motion carried unanimously
- 6. Approve or disapprove of Katie Gaffney to take the Nevada licensing exam in June 2017 (For Possible Action).**  
Motion: Dr. Mathews  
Second: Dr. Link  
Action: Motion carried unanimously
- 7. Approve or disapprove of withdrawing the proposed regulation R072-14 pursuant to the recommendations of the Sunset Committee (For Possible Action).**  
Motion: Dr. Mathews  
Second: Dr. Link  
Action: Motion carried unanimously
- 8. Approve or disapprove of Maureen Lamerdin's CEU titled Close to the Bone: Acupuncture Treatments for Neck and Low Back Pain for 16 credits sponsored by Lotus Institute of Integrative Medicine taken on 12/29-12/30/2016 online (For Possible Action).**  
Motion: Dr. Mathews  
Second: Dr. Link  
Action: Motion carried unanimously
- 9. Approve or disapprove of Kristie Jones's CEU titled Top 10 Master Tung's Dao Ma Points for 2 credits sponsored by Lotus Institute of Integrative Medicine taken on 1/16/16 online and Pulsynergy Made Easy, Part 1 for 8 credits sponsored by Lotus Institute of Integrative Medicine taken on 6/12/16 online (For Possible Action).**  
Motion: Dr. Mathews  
Second: Dr. Link  
Action: Motion carried unanimously
- 10. Discussion re: BDR 54-229 (For Discussion Purposes Only).**  
Dr. Tracey stated that the AG was to discuss this item today but he is not here. The Governor could issue an executive order to expedite licensing and could bypass the state exam. Dan Musgrove stated that it is also known as SB 69 and it was heard today. This item will be tabled for the next date for AG to discuss.

**11. Discussion regarding Wongu's payment of the \$5000 curriculum fee in 2013 (For discussion only).**

ED stated that the bank was able to locate the \$5000 payment and the issue about the 2013 curriculum fee should be closed.

**12. Approve or disapprove of extending Wongu's deadline for 2017 to submit its curriculum and/or other documentation for review by the Board (For Possible Action).**

Daniel Davies stated that Wongu's documents are ready but that the \$5000 curriculum fee seems high and the post-secondary education commission waived its fee requirements. Dr. Tracey stated that the \$5000 curriculum fee is required by the NAC. Dr. Tracey stated that this item will be tabled for the AG to be present.

**13. Approve or disapprove of the School Curriculum Approval Form (For Possible Action).**

Motion: Dr. Mathews

Second: Dr. Link

Action: Motion carried unanimously

**14. Approve or disapprove of hiring a lobbyist regarding dry needling issues in the legislature (For Possible Action).**

Dr. Tracey stated that the lobbyist also would be representing the Board on other oriental medicine issues in the legislature.

Motion: Dr. Mathews

Second: Dr. Link

Action: Motion carried unanimously

**15. Approve or disapprove of establishing an Acupuncture Committee (For Possible Action).**

Dr. Tracey stated that according to Bret Meich's letter, the Board cannot delegate work to others so this item will be tabled for the AG to be present.

**16. Update of the legislative actions (For discussion purposes only).**

Dr. Tracey stated that she has no updates but the physical therapy bill will be heard tomorrow. She has not seen the Sunset Committee recommendations yet.

**17. Approve or disapprove of board meeting dates for the third Monday in April, May, July, and October 2017 (For Possible Action).**

Motion: Dr. Mathews that the board meetings will be on the second Mondays in April, May, July and October 2017, but is subject to change and there may be additional meetings if necessary.

Second: Dr. Link

Action: Motion carried unanimously

**18. Public Comment (Discussion Only).**

Daniel Davies stated that 2 proclamations have been made for Acupuncture Day in Henderson and Las Vegas. He is working towards Acupuncture Day on a state level.

Dr. Tracey added that there was an Acupuncture Day about 4 years ago in the legislature.

Rachel Kohl asked about the process to get an independent review of the exam.

**19. Adjournment (For Possible Action).**

Motion: Dr. Link

Second: Dr. Mathews

Action: Motion carried unanimously

Meeting Minutes will be approved at a future Board Meeting.