



## Nevada State Board of Massage Therapy

### \*\*\*NOTICE OF PUBLIC MEETING\*\*\*

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<b>LOCATIONS:</b>	<b>Office of the Attorney General</b> 100 North Carson Street, Mock Court Room Carson City, NV 89701
	<b>Videoconference To:</b> <b>Grant Sawyer Building – Las Vegas</b> 555 East Washington Avenue, Suite 4500 Las Vegas, NV 89101
<b>DATE:</b>	<b>November 7, 2018</b>
<b>TIME:</b>	<b>9:30 a.m. PDST</b>

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### AGENDA

**Please Note:** The Nevada State Board of Massage Therapy may 1) take agenda items out of order; 2) combine two or more items for consideration; or 3) remove an item from the agenda or delay discussion related to an item at any time. Reasonable efforts will be made to assist and accommodate individuals with disabilities who wish to attend the meeting. Please contact Sandy Anderson at 775.687.9951 ([sjanderson@lmt.nv.gov](mailto:sjanderson@lmt.nv.gov)), in advance, so that arrangements may be made. Public comment will be taken at the beginning and the end of the meeting. The Board may convene in closed session to consider the character, alleged misconduct, professional competence or physical or mental health of a person (NRS 241.030).

1. Call to order and roll call of Board Members.
2. Public comment. (Discussion Only) Action may not be taken on any matter brought up under public comment until scheduled on an agenda for action at a later meeting.

3. Probation Review for Anthony Gilyard Jr. – NVMT #9083 pursuant to Section 7 of the Probation Order issued by the Board on November 28, 2017. (The Board may convene in closed session to consider the character, alleged misconduct, professional competence or physical or mental health of a person.) (For Possible Action)
4. Formal Hearing for Juhua Lu – NVMT #8563 – NVMT- C-1859. (The Board may convene in closed session to consider the character, alleged misconduct, professional competence or physical or mental health of a person.) (For Possible Action)
5. Formal Hearing for Haitao Zhang – NVMT #9274 – NVMT-C-1876. (The Board may convene in closed session to consider the character, alleged misconduct, professional competence or physical or mental health of a person.) (For Possible Action)
6. Formal Hearing for Christopher Whitehead – NVMT #6435 – NVMT-C-1855. (The Board may convene in closed session to consider the character, alleged misconduct, professional competence or physical or mental health of a person.) (For Possible Action)
7. Formal Hearing for Xiu Hua Liu – NVMT #891 – NVMT-C-1860. (The Board may convene in closed session to consider the character, alleged misconduct, professional competence or physical or mental health of a person.) (For Possible Action)
8. Formal Hearing for Hong Z. Ou – NVMT #425 – NVMT-C-1863. (The Board may convene in closed session to consider the character, alleged misconduct, professional competence or physical or mental health of a person.) (For Possible Action)
9. Discussion and review of Citation Appeals. (For Discussion and Possible Action)
  - a. Jia Zhen Zou
  - b. Jamile M. Owens
10. Application Review. (The Board may convene in closed session to consider the character, alleged misconduct, professional competence or physical or mental health of a person.) (For Possible Action)
  - a. Review Application of Ashley Kolarek. (For Discussion and Possible Action)
  - b. Review Application of Surrenda L. Sylvester. (For Discussion and Possible Action)
11. Approval of applications approved and authorized by the Chairperson through September 30, 2018. (For Possible Action)
12. Discussion and possible action regarding financial reports and budgetary approvals (For Discussion and Possible Action)
  - a. Discussion and possible action regarding review of the Fiscal year 2019 Budget verses Actual Year-To-Date. (For Discussion and Possible Action)

- b. Discussion and possible action regarding adding an alarm system to the Southern Nevada office location including increasing the budget to cover costs. (For Discussion and Possible Action)
  - c. Discussion and possible action regarding approval of paying for Nancy Zitko to take Legislative 101 offered by the American Reflexology Certification Board at a cost of \$500 and reimburse her for her time for xx hours or xx days. (For Discussion and Possible Action)
  - d. Discussion and possible action regarding approval of paying for Board members to participate in the Certified Public Official Program offered by the University of Nevada, Reno Extended Studies in partnership with Nevada Association of Counties, Nevada League of Cities and Municipalities, and Nevada Association of School Boards including reimbursing for time and for xx days and travel. (For Discussion and Possible Action)
  - e. Discussion and possible action regarding sending representatives from the Board to the FARB Forum January 24 through 27, 2019. (For Discussion and Possible Action)
  - f. Discussion and possible action regarding hiring a communications consultant. (For Discussion and Possible Action)
  - g. Discussion and possible action regarding hiring a lobbyist at a rate of between \$24,000 and \$40,000 if the Board decides to pursue changes to the NRS during the 2019 Legislative Session. (For Discussion and Possible Action)
  - h. Las Vegas office update including approval of adding the purchase of blinds/curtains, table and chairs for the kitchen/conference room area, refrigerator, and signage. (For Discussion and Possible Action)
13. Discuss, amend and approve Board meeting minutes. (For Discussion and Possible Action)
  - a. July 25, 2018
  - b. September 5, 2018
  - c. October 17, 2018
14. Inspection Team Report and informational training regarding the flow and process of investigations. (For Discussion)
15. Discussion and possible action regarding modifying the existing complaint form. (For Discussion and Possible Action)
16. Discussion and possible action regarding approval of programs meeting the criteria of NAC 640C. (For Discussion and Possible Action) (See attached list)
  - a. Massage Therapy Programs
  - b. Reflexology Programs
  - c. Structural Integration Programs
17. Discussion and possible action regarding the Nevada State Board of Massage Therapy Policies and Procedures. (For Discussion and Possible Action)
  - a. Review of recommended changes to policies approved on September 5, 2018
    - i. 1.5.1 – Travel and Per Diem

- ii. 5.1.1 – Internal Control Monitoring and Evaluation
  - iii. 5.2.1 – Reserves Policy
  - iv. 8.1.1 – Board Compensation
  - b. 10.2.1 – Description of Chairperson
  - c. 10.3.1 – Description of Vice Chairperson
  - d. 10.4.1 – Description of Secretary/Treasurer
  - e. 10.5.1 – Description of Executive Director
18. Discussion and possible action regarding the usage of FSMTB’s Massage Therapy Licensing Database (MTLD). (For Discussion and Possible Action)
  19. Discussion and possible action regarding amending NRS 640C or NAC 640C to require that a licensee have a minor’s parent or guardian in the treatment room when providing massage therapy, reflexology, or structural integration. (For Discussion and Possible Action)
  20. Discussion and possible action regarding amending NRS 640C or NAC 640C to allow reflexologists who have been licensed by a Nevada county or municipality to practice reflexology for two (2) or more years to submit a portfolio review in lieu of the educational requirements set forth in regulation. (For Discussion and Possible Action)
  21. Discussion and possible action regarding compliance with the October 1, 2018 deadline for licensure of reflexologists statewide. (For Discussion and Possible Action)
  22. Discussion and possible action regarding adding a regulation to prescribe the requirements for a written Nevada jurisprudence examination covering Chapter 640C of NRS and NAC that the Board will require to obtain and maintain a license and the possible frequency for taking the exam to maintain a license. (For Discussion and Possible Action)
  23. Discussion and possible action regarding adding a continuing education course and/or test on Chapter 640C NRS and NAC as a requirement for renewal of a license including the possibility of providing continuing education for the course. (For Discussion and Possible Action)
  24. Discussion and possible action regarding creating a course covering Chapter 640C NRS and NAC to be provided by the Board including the fee for the course. (For Discussion and Possible Action)
  25. Discussion and possible action regarding changing the meeting dates for calendar year 2019 to insure access to meeting space that provides videoconference capability. (For Discussion and Possible Action)
  26. Discussion and possible action regarding scheduling a retreat during calendar year 2019. (For Discussion and Possible Action)
  27. Discussion and possible action regarding acceptance of the mediation agreement entered into on October 17, 2018. (For Discussion and Possible Action)

28. Discussion and possible action regarding appointing the Executive Director, legal counsel, and possible lobbyist to represent the Board during the 2019 Legislative Session. (For Discussion and Possible Action)
29. Discussion regarding CLEAR board training report. (For Discussion)
30. Discussion regarding recommended future agenda items. (For Discussion)
31. Public Comment
32. Adjournment no later than 4:30 PM (For Possible Action)

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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 comment on specific Agenda Items. The Board may discuss the 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 Comment, please avoid repetition and limit your comments to no more than three (3) minutes.

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.

Supporting material for this meeting may be requested from Sandy Anderson at 775.687.9955 ([sjanderson@lmt.nv.gov](mailto:sjanderson@lmt.nv.gov)) and is available at the Nevada State Board of Massage Therapy, 1755 E. Plumb Lane, Suite 252, Reno, Nevada 89502.

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In accordance with NRS 241.020, this public notice and agenda was posted on or before November 2, 2018, on the Nevada State Board of Massage Therapists website, <http://massagetherapy.nv.gov>, the State of Nevada's Public Notice Website, <https://notice.nv.gov>, and at the following locations:

Nevada State Board of Massage Therapists  
1755 E. Plumb Lane, Suite 252  
Reno, NV 89502

Grant Sawyer Building  
555 E. Washington Avenue  
Las Vegas, NV 89101

Nevada State Library  
100 South Stewart Street  
Carson City, NV 89701

Nevada Attorney General's Office  
100 N. Carson Street  
Carson City, NV 89701

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