



Nevada State Board of Massage Therapy

NOTICE OF PUBLIC MEETING

MEETING AGENDA

LOCATIONS:

This meeting of the Nevada State Board of Massage Therapy will take place online via Zoom, available via telephone or by visiting 1755 E. Plumb Ln. Ste 254, Reno, NV 89502. Persons wishing to participate in the meeting may connect to the meeting through the link below or telephone numbers below. Persons wishing to provide public comment during the meeting may use the links below and at the appropriate time, the Board Chair will call on persons wishing to make public comment.

Virtual access available by registering for this meeting online:

<https://us06web.zoom.us/j/83352344698?pwd=WTNBN3Z1VkcydEZBM0RCbmdyZThyUT09>

After registering, you will receive a confirmation email containing information about joining the meeting.

Meeting ID: 833 5234 4698

Password: 501453

SIP: 83352344698@zoomcrc.com

Telephonic access to this meeting available by dialing the number below based on the location closest to participant.

+1 669 900 6833 US (San Jose)

+1 253 215 8782 US (Tacoma)

+1 346 248 7799 US (Houston)

+1 929 205 6099 US (New York)

+1 301 715 8592 US (Germantown)

+1 312 626 6799 US (Chicago)

DATES AND TIMES:

November 9, 2023, commencing at 9:00 a.m.

Zoom sign-in available at 8:30 a.m.

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 Elisabeth Barnard at 775.687.9951 (ebarnard@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).

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. Public comment may also be taken at other such times as requested as long as the request for public comment will not interrupt ongoing Board business. The Board may discuss 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. The Board limits public comment to three (3) minutes.

Prior to the commencement and conclusion of a contested case or 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). Please be aware that after the quasi-judicial Board has rendered a decision in the contested case and, assuming this happens before adjournment, the Board may entertain public comment on the proceeding at that time.

1. Call to order and roll call of Board Members.
2. Mission Statement of the Nevada State Board of Massage Therapy – To protect the public health, safety, and welfare through effective massage therapy regulation. Insuring that qualified, competent, ethical practitioners are licensed.
3. Public comment – Members of the public who wish to participate in a public meeting may do so by providing public comment during the two designated public comment periods. Additionally, public comment options may include, without limitation, telephonic or email comment. Action may not be taken on any matter brought up under public comment until scheduled on an agenda for action at a later meeting. The Board will not restrict comments based on viewpoint. The opportunity for public comment will be available at the beginning and ending of the meeting. (Discussion Only)
4. Election of Officers (For Discussion and Possible Action)
 - a. Chair
 - b. Vice Chair, if necessary
 - c. Secretary-Treasurer, if necessary

5. 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 Chien Yu Chen. (For Discussion and Possible Action)
 - b. Review Application Kimberly Anderson. (For Discussion and Possible Action)
 - c. Review Application Cici Chiu. (For Discussion and Possible Action)
 - d. Review Application Elena A. Lopez. (For Discussion and Possible Action)
 - e. Review Application Stephany M. Menge. (For Discussion and Possible Action)
 - f. Review Application Brandon L. Romeo. (For Discussion and Possible Action)
 - g. Review Application Schuyler F.S. Wulfsberg-Gesmundo. (For Discussion and Possible Action)
 - h. Review Application Bi Ling Zhu. (For Discussion and Possible Action)
6. Request for Early Termination of Probation of Lianyan Kelly license number NVMT.10826. (For Discussion and Possible Action)
7. Formal Hearing Jaline K. Castell NVMT.9161 – Case Number NVMT-R-2306. (For Discussion and Possible Action)
8. Formal Hearing DOUNGCHAY P. SIVILAY NVMT.9947 – Case Number NVMT-C-22046. (For Discussion and Possible Action)
9. Formal Hearing Di Wu NVMT.11498 – Case Number NVMT-C-22047. (For Discussion and Possible Action)
10. Formal Hearing Qiaofen Wei NVMT.11681 – Case Number NVMT-C-23020. (For Discussion and Possible Action)
11. Formal Hearing Jialin Liu NVMT.10634 – Case Number NVMT-C-23021. (For Discussion and Possible Action)
12. Formal Hearing Vernon E. Thomas NVMT.5967 – Case Number NVMT-C-23055. (For Discussion and Possible Action)
13. Formal Hearing Yaqiu Wu NVMT.10542 – Case Number NVMT-C-23074. (For Discussion and Possible Action)
14. Formal Hearing Wenting Li NVMT.10777 – Case Number NVMT-C-23075. (For Discussion and Possible Action)

15. Formal Hearing Alexis J. (Orlosky) Herrera NVMT.10005 – Case Number NVMT-P-2330. (For Discussion and Possible Action)
16. Formal Hearing Wei Bai NVMT.11724 – Case Number NVMT-C-23080. (For Discussion and Possible Action)
17. Formal Hearing Li Hui He NVMT.10915 – Case Number NVMT-C-23085. (For Discussion and Possible Action)

Consent agenda items are shown in italics. The Consent Agenda contains matters of routine acceptance. The Board members may approve the consent agenda items as written or, at their discretion, may address individual items for discussion or revisions.

18. *Consent Agenda Items – Board members may choose to request any item listed below be pulled for discussion and possible action. Any items not pulled may be approved in a single motion to approve the consent agenda excluding pulled items. (For Discussion and Possible Action)*
 - a. *Approval of applications approved and authorized by the Chairperson through September 30, 2023 (see Exhibit A). (For Possible Action)*
 - b. *Discussion and possible action regarding review and acceptance of updated Fiscal Year 2024 Budget. (For Possible Action)*
 - c. *Discussion and possible action regarding review and acceptance of Fiscal Year 2025 Budget. (For Possible Action)*
 - d. *Discuss, amend, and approve Board meeting minutes for August 8, 2023. (For Possible Action)*
 - e. *Discuss, amend, and approve Board meeting minutes for August 9, 2023. (For Possible Action)*
 - f. *Discuss, amend, and approve Board meeting minutes for August 25, 2023. (For Possible Action)*
 - g. *Discussion and approval of 2024 Board Meeting Schedule. (For Possible Action)*
 - h. *Discussion and approval of designation of Executive Director Elisabeth Barnard as the Board's Information Security Officer and delegating the authority to make any changes that are required regarding the ability of staff to access the VPN. (For Possible Action)*
19. Board Counsel report. (For Discussion)
 - a. General topics and training provided by Deputies Attorney General.
 - b. General topics and training provided by Board Counsel Colleen Platt.
20. Executive Director Report. (For Discussion)
 - a. Strategic Plan Key Indicators
 - i. Licensure and renewals

- ii. Inspection Team calendar year-to-date key indicators
 - iii. Complaints and investigations calendar year-to-date key indicators
 - b. Other topics
 - i. Status of the Jurisprudence Exam
 - c. Financials, cash reserves, and anticipated upcoming expenditures.
 - 21. Discussion and possible action regarding scheduling a retreat for the March 2024 meeting to allow Board members, the new Executive Director, legal counsel, and staff to work together in person. (For Discussion and Possible Action)
 - 22. Discussion and possible action regarding sending members of the Board and/or staff to the 2024 Federation of Regulatory Boards (FARB) Forum in Fort Worth, Texas January 25th through 28th, 2024. (For Discussion and Possible Action)
 - 23. Discussion and Possible Action regarding the list of substantially equivalent states to be listed on the website per Section 5 of LCB File No. R128-20. (For Discussion and Possible Action)
 - 24. Discussion and Possible Action regarding new contract for a two (2) year term with Colleen Platt of Platt Law Group. (For Discussion and Possible Action)
 - 25. Discussion and Possible Action regarding entering into a new contract with Flynn Giudici for lobbying and government affairs services or seeking new proposals for a lobbyist. (For Discussion and Possible Action)
 - 26. Discussion and Possible Action regarding future changes to NRS 640C. (For Discussion and Possible Action)
 - 27. Discussion regarding recommended future agenda items. (For Discussion)
 - 28. Public comment.
 - 29. Adjournment
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Notices:

Items may be combined for consideration by the board. Items may be pulled or removed from the agenda at any time. Public comment will be taken at the beginning and at the end of the meeting. Regarding public comment, no vote may be taken upon a matter raised under this agenda item until the matter itself has been specifically included on a future agenda as an item upon which action may be taken. (NRS 241.020). The Chair may allow comment on individual agenda items at her discretion. Public comments are limited to three (3) minutes.

The Nevada State Board of Massage Therapy may address agenda items out of sequence to accommodate persons appearing before the Board or to aid the efficiency or effectiveness of the meeting. Interested persons may present oral and/or written comments at the time and place of the meeting, or written comments may be sent no later than **Wednesday, November 8, 2023**, to the following address: **Nevada State Board of Massage Therapy, 1755 E. Plumb Lane, Suite 252, Reno, NV 89502. Supporting materials are available on the Board's website**

http://massagetherapy.nv.gov/About/Board_Meetings/Meetings/ or by contacting **Elisabeth Barnard at 775.687.9951 or ebarnard@lmt.nv.gov or 1755 E Plumb Lane, Suite 252, Reno, NV 89502.**

Documents provided to Board members during the meeting will be posted on the website after the meeting.

Persons/facilities who want to be on the mailing list must submit a written request every six months to the Board. We are pleased to make reasonable accommodations for members of the public who are disabled and wish to attend the meeting. If special arrangements for the meeting are necessary, please notify Elisabeth Barnard at 775.687.9951 or ebarnard@lmt.nv.gov no later than 48 hours prior to the meeting.

In accordance with NRS 241.020, this public notice and agenda was posted on or before November 6, 2023, at the following locations:

http://massagetherapy.nv.gov/About/Board_Meetings/Meetings/

<https://notice.nv.gov>

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