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NRS 634.018 "Unprofessional conduct" defined. "Unprofessional conduct" means:

- 3. Obtaining a fee on assurance that a manifestly incurable disease can be permanently cured.

Change to

- 3. Assurance that a manifestly incurable disease can be permanently cured.

REMOVE "OBTAINING A FEE ON" BECAUSE THIS IMPLIES THAT THE ASSURANCE A MANIFESTLY INCURABLE DISEASE CAN BE PERMANENTLY CURED IS ACCEPTABLE PROVIDED THE DC DOES NOT OBTAIN A FEE.

NRS 634.018 "Unprofessional conduct" defined. "Unprofessional conduct" means:

Advertising chiropractic business in which grossly improbable statements are made, advertising in any manner that will tend to deceive, defraud or mislead the public or preparing, causing to be prepared, using or participating in the use of any form of public communication that contains professionally self-laudatory statements calculated to attract lay patients. As used in this subsection, "public communication" includes, but is not limited to, communications by means of television, radio, newspapers, books and periodicals, motion picture, handbills or other printed matter. Nothing contained in this subsection prohibits the direct mailing of informational documents to former or current patients.

Change to:

NRS 634.018 "Unprofessional conduct" defined. "Unprofessional conduct" means:

Advertising chiropractic business in which grossly improbable statements are made, advertising in any manner that will tend to deceive, defraud or mislead the public or preparing, causing to be prepared, using or participating in the use of any form of public communication that contains professionally self-laudatory statements calculated to attract lay patients. As used in this subsection, "public communication" includes, but is not limited to, communications by means of television, radio, newspapers, books and periodicals, motion picture, handbills or other printed matter.

Delete

Nothing contained in this subsection prohibits the direct mailing of informational documents to former or current patients.

REMOVE THIS BECAUSE IT IMPLIES THAT DIRECT MAILING OF INFORMATIONAL DOCUMENTS TO THE PUBLIC OTHER THAN FORMER OR CURRENT PATIENTS IS UNPROFESSIONAL CONDUCT.

- 14. Solicitation by the licensee or his designated agent of any person who, at the time of the solicitation, is vulnerable to undue influence, including, without limitation, any person known by the licensee to have recently been:

- (a) Involved in a motor vehicle accident;
- (b) Involved in a work-related accident; or
- (c) Injured by, or as the result of the actions of, another person.

Suggested language... Add: Solicitation in this item is defined as attempting to acquire a new patient from information acquired from police/hospital/ or any other 3rd party reports to determine that a person is vulnerable.

A designated agent is defined as any independent contractor or non-employee.

THE REAL PURPOSE OF THIS STATUTE IS TO PREVENT DCs FROM OBTAINING A LIST OF INJURED PERSONS E.G. POLICE REPORTS OF AUTO ACCIDENTS AND THEN CALLING THEM DIRECTLY OR SENDING THEM LETTERS DIRECTLY TO ACQUIRE PI PATIENTS. THE WORDING OF THIS STATUTE COULD BE IMPLIED TO MEAN THAT IF A DC MEETS A PERSON WHO HAD A MVA OR W/C INJURY AND IS IN PAIN HE SHE COULD NOT OFFER PROFESSIONAL ASSISTANCE OR EVEN HAND THE INJURED PERSON A BUSINESS CARD.

NEW ONE TO ADD.

IT IS UNPROFESSIONAL CONDUCT IF A LICENSEE IS INVOLVED WITH AIDING OR ABETTING A 3RD PARTY PAYER TO REDUCE OR DENY CARE OR CARE COMPENSATION IF THAT RECOMMENDATION/PROFESSIONAL OPINION IS NOT SUPPORTED BY BOTH THE RECORDS OF THAT PATIENT AND AN EXAMINATION OF THAT PATIENT BY THE OPINION MAKING CHIROPRACTOR/LICENSEE.

NRS 634.090 Licenses: Qualifications of applicants.

1. An applicant must, in addition to the requirements of NRS 634.070 and 634.080, furnish satisfactory evidence to the board:

(a) That he is of good moral character;

(b) Not less than 60 days before the date of the examination, that he has a high school education and is a graduate from a college of chiropractic which is accredited by the Council on Chiropractic Education or which has a reciprocal agreement with the Council on Chiropractic Education or any governmental accrediting agency, whose minimum course of study leading to the degree of doctor of chiropractic consists of not less than 4,000 hours of credit which includes instruction in each of the following subjects:

- (1) Anatomy;
- (2) Bacteriology;
- (3) Chiropractic theory and practice;
- (4) Diagnosis and chiropractic analysis;
- (5) Elementary chemistry and toxicology;
- (6) Histology;
- (7) Hygiene and sanitation;
- (8) Obstetrics and gynecology;
- (9) Pathology;
- (10) Physiology; and
- (11) Physiotherapy; and

(c) That he:

(1) Holds certificates which indicate that he has passed parts I, II and III, IV and the portion relating to physiotherapy, of the examination administered by the National Board of Chiropractic Examiners; or

(2) Has actively practiced chiropractic in another state for not fewer than 7 of the immediately preceding 10 years without having any adverse disciplinary action taken against him.

2. Except as otherwise provided in subsection 3, every applicant is required to submit evidence of his successful completion of not less than 60 credit hours at an accredited college or university.

3. Any applicant who has been licensed to practice in another state, and has been in practice for not less than 5 years, is not required to comply with the provisions of subsection 2.

[Part 7:23:1923; A 1929, 280; 1949, 655; 1951, 258; 1955, 506]—(NRS A 1965, 352; 1971, 562; 1975, 118; 1983, 421; 1991, 2082; 1997, 820; 2001, 5)

Adding: or any governmental accrediting agency.

BOARD MAY WAIVE CCE OR GOVERNMENTAL ACCREDITING AGENCY REQUIREMENT ON AN INDIVIDUAL BASIS

CURRENTLY THE CCE IS BEING SUED AND IF THERE IS A PROBLEM WITH A PARTICULAR AGENCY IT WOULD MAKE IT IMPOSSIBLE FOR THE BOARD TO DO ITS FUNCTION TO LICENSE.

Adding part IV as a housekeeping measure.

NRS 634.130 Renewal of license or certificate; continuing education; suspension and reinstatement. [Effective until the date of the repeal of the federal law requiring each state to establish procedures for withholding, suspending and restricting the professional, occupational and recreational licenses for child support arrearages and for noncompliance with certain processes relating to paternity or child support proceedings.]

Except as otherwise provided in subsection 4, a licensee in active practice within this state must submit satisfactory proof to the board that he has attended at least 12 hours of continuing education which is approved or endorsed by the board, with the exception of a licensee who has reached the age of 70 years.

3.

Change to:

Except as otherwise provided in subsection 4, a licensee in active practice within this state must submit satisfactory proof to the board that he has attended at least 12 hours of continuing education which is approved or endorsed by the board.

delete with the exception of a licensee who has reached the age of 70 years.

THERE IS NOTHING TO SUPPORT LETTING ANY LICENSEE EXCEPT A FIRST YEAR LICENCEE TO NOT BE RESPONSIBLE FOR ACQUIRING CE.

DELETE Two hours of the continuing education Must be obtained in a topic specified by the board. NOT JUSTIFIED AND HAS BECOME A BURDEN ON THIS BOARD.

NRS 634.208 Injunction against unlicensed practice.

1. In addition to any other remedy provided by law, the board, through its president, secretary or its attorney, or the attorney general, may bring an action in any court of competent jurisdiction to enjoin any person who does not hold a license issued by the board from practicing chiropractic or representing himself to be a chiropractor.

FOR PURPOSES OF CLARIFICATION ADD: PRACTICE IS DEFINED TO INCLUDE INDEPENDENT EXAMINATIONS AND OFFERING OF OPINIONS ON THE TREATMENT AND CARE OF A NEVADA PATIENT.