

Minutes
STATE BOARD OF HEALTH
June 9, 2017
9:00 a.m.

Division of Public and Behavioral Health
4150 Technology Way, Room 303
Carson City, Nevada 89706

Southern Nevada Health District
Red Rock Trail Room A & B
280 S. Decatur Blvd.
Las Vegas, Nevada 89107

Division of Aging and Disability Services
Early Intervention Services
1020 Ruby Vista Drive, Suite 102
Elko, Nevada 89801

BOARD MEMBERS PRESENT:

Brian Saeman, ESQ (Carson City)
Judith Bittner (Carson City)
Jeffrey Murawski, M.D. (Las Vegas)
Dipti Shah, M.D. (Las Vegas)
Monica Ponce, DDS (Las Vegas)
Jon Pennell, DVM (Las Vegas)

DIVISION OF PUBLIC & BEHAVIORAL HEALTH (DPBH) STAFF PRESENT:

Joe Pollock, Deputy Administrator, Regulatory and Planning Services, John DiMuro, Chief Medical Officer, Lisa Roberts, Child Care Licensing, Tammy Hutchinson, Child Care Licensing, Jesse Wellman, OPHIE, Lindsey Dolittle, EHS, Barrett Evans, EHS, Kyle Devine, Bureau Chief, Behavioral Health Wellness and Prevention, Marco Erickson, Behavioral Health Wellness and Prevention, Edith Farmer, Child Care Licensing, Cheryl Joyce, Child Care Licensing, Lisa Torgerson, Child Care Licensing, Latisha Brown, Child Care Licensing

OTHERS PRESENT:

Linda Anderson, AG, Julie Slabaugh, AG, Sherry Waugh, UNR EHS/CFRC, Diane Nicolet, TMCC- E.L., Susan Pintar, Carson City Board of Health, Kristy Baker, Washoe County, Michelle Ayrault, Shelly Bellies, Donna Young, St. Johns Childrens, Karen Micklish, WCDSS, Cindy Johnson, NDE-OELD, Tiffany Olivas, NDE-OELD, Jennifer McCann, The Children's Cabinet, Maggie Tracey, State Board Oriental Medicine, Shanda Estraa, Pebbles Preschool, Hayley Hamel, The Child Garden Preschool, Carrie Paldi, Creative Kids, LCG, Shirley Pope, Creative Kids, Fermin Leguen, SNHD, David Walton, Challenger Schools (phone)

Chairman Saeman opened the meeting at 9:00 a.m. Chairman Saeman indicated that the meeting agenda was posted at the following locations: Division of Public and Behavioral Health, Carson City; Washoe County Health District, Reno; Nevada State Library and Archives, Carson City; Early Intervention Services, Elko; Southern Nevada Health District, Las Vegas; Legislative

Building, Carson City; on the Internet at the Division of Public and Behavioral Health website: <http://www.dpbh.nv.gov>; and the Legislative Counsel Bureau website <http://leg.state.nv.us> in accordance with the Nevada Open Meeting Law.

Roll call was taken and it was determined that a quorum of the State Board of Health was present.

Approval of Minutes:

Chairman Saeman asked if there were any additions or corrections to the minutes from March 10, 2017 meeting. A motion was made to approve the minutes by Dr. Murawsky, seconded by Dr. Pennell and carried to approve the minutes of March 10, 2017 as submitted.

Consent Agenda:

Consideration and approval of variance #685, NAC 449.315.2 A1A, Section 11.32.E1- Electrical Receptacles, Reno Behavioral Healthcare Hospital.

Consideration and approval of variance #686, NAC 449.315.2 A1A, Section 11.32.E1- Electrical Receptacles, Desert Parkway Behavioral Health Hospital.

Consideration and approval of reappointments of Michele Cowee, RDN, LD, CDE; Laura Krushall, Ph.D, RD, CSSD, FACSM, LD; and Deborah Klein, RD, LD, to the Dietitian Advisory Group.

Public Comment: There was no public comment.

CHAIRMAN SAEMAN ENTERTAINED A MOTION ON ITEM 3, CONSENT AGENDA. A MOTION BY DR. PENNELL TO APPROVE WAS MADE AND SECONDED BY DR. SHAH; THE MOTION PASSED UNANIMOUSLY.

Consideration and adoption of proposed amendments to NAC Chapter 458, LCB File No. R134-16, Abuse of alcohol and Drugs. Ruth Condray, Quality Assurance Specialist III, Bureau of Behavioral Health Wellness and Prevention

Ms.Condray provided an overview of the amendment. (Exhibit "A")

Public Comment: There was no public comment.

CHAIRMAN SAEMAN ENTERTAINED A MOTION ON ITEM 4, NAC CHAPTER 458, LCB FILE NO. R134-16. A MOTION BY DR. MURAWSKY TO APPROVE THE PROPOSED AMENDMENT WAS MADE AND SECONDED BY DR. PENNELL; THE MOTION PASSED UNANIMOUSLY.

Consideration and adoption of proposed amendments and errata to NAC 432A, LCB File No. R092-16, Child Care Licensing. Latisha Brown, Program Manager, Child Care Licensing

The regulations will align Child Care Licensing with mandates set forth by the 2014 Child Care Block Grant Act. The necessary amendments were made to training requirements, school ratios, and group size. The implementation of these regulations is essential to ensure the continued health and safety of children and families that use child care facilities while also ensuring continued federal funding of the program.

Dr. Pennell asked Ms. Brown since this is a federal block grant, what would happen if it does not get passed today. Ms. Brown responded that funding for the program could be lost. If funding is lost then the program would have to be fee based.

Dr. Pennell inquired if fee based, if that is passed on to the child care centers. Ms. Brown replied that yes it would.

Ms. Anderson asked Ms. Brown for clarification on how ratios relate to federal requirements. Ms. Brown explained that the Federal government instituted a mandate that they had to have ratios and group size.

Ms. Anderson asked Ms. Brown if people who have problems with any regulation requirements can apply for a variance. Ms. Brown responded that yes, they can.

Public Comment:

Hayley Hamel, The Child Garden Preschool- Lowering ratios will have adverse economic effect on local families. Ms. Hamel asked the board to vote against it and find a better way to meet the block grant requirements.

Diane Nicolet-Concerned when the small business impact study is referenced since only fifteen percent responded. The number of responses is not significant, does not mean much, and does not help guide our decision. Ms. Nicolet is also concerned with the two hour one time medication administration training. Ms. Nicolet is recommending that the medication administration training is taken out and sent back to the drawing board.

Carrie Paldi, Creative Kids Learning Center- In support of proposed regulations with the attached errata.

Michelle Ayrault, Shelly Bellies- The ratios will affect their business and will have an adverse economic financial effect. To meet the ratios, it would require hiring additional staff and increase rates.

David Walton, Challenger Schools- Had a concern that language in the errata is unclear. Mr. Walton inquired on a class with two-year old's and a class with three-year old's, if they would be able to combine both. Ms. L. Brown responded that allowance for age groups is allowed. Mr. Walton asked board to consider language to clarify, in the errata.

CHAIRMAN SAEMAN ENTERTAINED A MOTION ON ITEM 5, NAC 432A, LCB FILE NO. R092-16. A MOTION BY DR. PENNELL TO APPROVE THE PROPOSED AMENDMENT WAS MADE AND SECONDED BY DR. MURAWSKY; THE MOTION PASSED UNANIMOUSLY.

Approval of 2018 Board of Health Meeting Dates:

A motion was made to approve the meeting dates by Dr. Shah, seconded by Dr. Ponce and carried to approve the 2018 meeting dates.

Reports (Informational):

Dr. Susan Pintar, M.D., Carson City Health Officer- CCHHS was awarded the SAPTA 003 grant to begin work on prevention with Opioid crisis in Carson City. Dr. Pintar reported that there are six multi-unit housing developments that will be smoke free. Western Nevada College is in the process of becoming completely smoke free and should be within the next two months. CCHHS is developing seminars for landlords. There was a recent pertussis (whooping cough) outbreak. The Medicaid eligibility worker is now at CCHHS site three days per week. The Community Health Needs Assessment draft is complete.

Fermin Leguen, Chief Medical Officer, Southern Nevada Health District- It was reported that the Aedes aegypti mosquito has been identified in Southern Nevada on May 31st. The Health District is currently working on accreditation. There may be upcoming changes in the composition of the Board. The Health District is engaged in union negotiations.

Dr. John DiMuro, D.O., Chief Medical Officer- Dr. DiMuro informed that AB 474 passed unanimously and is awaiting the Governor's signature. The Aedes aegypti mosquito has been found in the South. There are no cases of yellow fever, dengue virus, zika virus or chikungunya virus. HHS will soon provide \$5,663,328 in the STR (State Targeted Response) grant to combat opioid addiction. Retail marijuana sales begin July 1, 2017. The Vivitrol pilot program at the Warm Springs Correctional Facility and Southern Desert Correctional Center is going well. The Emergency Provider Network of Nevada (EPON) has been created. There have been changes to the Oral Health program and will be relocating to Las Vegas. Aetna and Centene will began operating July 1, 2017. There are no issues with the medical and nursing boards since the last meeting.

Piercing for Headaches- Dr. Maggie Tracey, President Nevada State Board of Oriental Medicine Dr. Tracey brought to the Board's attention that many tattoo and piercing shops are doing ear piercing saying that it works for headaches. (Exhibit "B")

Annual Sentinel Event Summary Report- Jesse Wellman, Biostatistician
Mr. Wellman provided a presentation of the 2016 Sentinel Events Summary Report (Exhibit
“C”)

Recommendations for future agenda items:

Election of Chair and Vice-Chair.

Chairman Saeman acknowledged the Board that this will be his last meeting as his term ends on June 30, 2017. Mr. Pollock presented Chairman Saeman with a certificate of appreciation. Ms. Anderson thanked Chairman Saeman for representing the Board.

Public Comment: There was no public comment.

Chairman Saeman informed that the next Board of Health meeting will be on September 8, 2017.

The meeting adjourned at 10:30 a.m.