

NEBRASKA STATE BOARD OF HEALTH MEETING
DRAFT MINUTES – October 28, 2019

ATTENDANCE NOTIFICATION. A special meeting of the State Board of Health was called to order by the Chair, Dr. Travis Teetor, at 1:00 PM on October 28, 2019 in Conference Room Lower Level C of the Nebraska State Office Building in Lincoln. Copies of the agenda were mailed to board members, news media, and other interested parties prior to the meeting, and posted on the Health and Human Services website. The following members were present: Joel Bessmer, MD; Kevin Borchert, PharmD, RP; Shane Fleming, MSN, RN; Michael Hansen, FACHE; Diane Jackson, APRN; Kevin Low, DDS; Debra Parsow; Wayne Stuberger, PhD, PT; Travis Teetor, MD; Doug Vander Broek, DC; and Joshua Vest, DPM. Quorum met.
Members not in attendance: Jeromy Warner, PsyD, LP
Staff and others attending: Ron Briel, Matt Gelvin, Monica Gissler (morning), Marla Scheer.

APPROVAL OF AGENDA. Dr. Teetor asked if there were any changes to the agenda for the meeting today. Dr. Low made a motion to approve the agenda and minutes, seconded by Ms. Jackson; voting yes: 11 (Bessmer, Borchert, Fleming, Hansen, Jackson, Low, Parsow, Stuberger, Teetor, Vander Broek, Vest); voting no: 0; not voting: 0. Motion carried.

Credentialing Review (407) Committee – Ms. Parsow, Committee Chair, presented. Approval of Credentialing Review Committee Recommendations on the Physician Assistants' Proposal for Change in Scope of Practice.

- Committee motion to approve the Board of Health report for Physician Assistants: voting yes: 10 (Bessmer, Fleming, Hansen, Low, Jackson, Parsow, Stuberger, Teetor, Vander Broek, Vest, Warner); voting no: 0; not voting: 1 (Borchert was out of the room). Motion carried.

Art Therapy. The first meeting is set for October 29, 2019. Dr. Low is Chair of the Technical Review Committee.

Credentialing Review website: <http://dhhs.ne.gov/licensure/Pages/Credentialing-Review.aspx>

Rules and Regulations Committee – Mr. Hansen, Committee Chair, reported.

1. **Medical and Specialized Health** – Jesse Cushman
 - a. 172 NAC 54, Regulations Governing Professional Advertising by Dentists
 - b. 172 NAC 55, Dental Office Maintenance
 - c. 172 NAC 58, Dental Faculty Licenses
 - d. 172 NAC 88, Licensure of Medicine and Surgery and Osteopathic Medicine and Surgery
2. **Rehabilitation and Community Services** – Becky Wisell for Claire Covert-Bybee

- a. 172 NAC 29 - Chiropractic
 - b. 172 NAC 30 - Regulations Defining and Governing the Use of Routine Procedures by Chiropractors (Repeal)
 - c. 172 NAC 162 – Licensure of Respiratory Care Practitioners
https://www.nebraska.gov/nesos/rules-and-regs/regtrack/details.cgi?proposal_id=2062
 - d. 172 NAC 168 - Registered Environmental Health Specialists
https://www.nebraska.gov/nesos/rules-and-regs/regtrack/details.cgi?proposal_id=2036
3. **Licensure Unit Administration** – Becky Wisell
- a. 172 NAC 2 - Fees
 - b. 172 NAC 5 - Mandatory Reporting by Health Care Professionals, Facilities, Peer Review Organizations, Professional Associations, and Insurers
 - c. 172 NAC 9 – Business Uniform Credentialing Act (UCA)
4. **Behavioral Health and Consumer Services** – Kris Chiles
- a. 172 NAC 61 – Medical Nutrition Therapy https://www.nebraska.gov/nesos/rules-and-regs/regtrack/details.cgi?proposal_id=2048
 - b. 172 NAC 69 – Licensure of Crematories <https://www.nebraska.gov/nesos/rules-and-regs/regtrack/proposals/2021.pdf>
 - c. 172 NAC 106 – Nursing Home Administrators <https://www.nebraska.gov/nesos/rules-and-regs/regtrack/proposals/2023.pdf>
 - d. 172 NAC 155 – Psychology <https://www.nebraska.gov/nesos/rules-and-regs/regtrack/proposals/2064.pdf>
Link to 172 NAC 10, Credentials Issued Under the Uniform Credentialing Act, as the proposed regulation reference this chapter https://sos.nebraska.gov/rules-and-regs/regsearch/Rules/Health_and_Human_Services_System/Title-172/Chapter-10.pdf
 - e. 172 NAC 158 – Repeal of Psychology Fees (no comments)
<https://www.nebraska.gov/nesos/rules-and-regs/regtrack/proposals/2006.pdf>
5. **Other Public Health**
- a. 172 NAC 14 - Use of Automated External Defibrillators (Repeal)
<https://www.nebraska.gov/nesos/rules-and-regs/regtrack/proposals/2013.pdf>
 - b. 174 NAC 2 - Adoption Forms and Certificates of Birth (Repeal) Sean Loving
<https://www.nebraska.gov/nesos/rules-and-regs/regtrack/proposals/2010.pdf>
 - c. 174 NAC 10 - Methods Amending Certificates and Reports (Repeal)
<https://www.nebraska.gov/nesos/rules-and-regs/regtrack/proposals/2009.pdf> Sean Loving
 - d. 176 NAC 1 - Critical Incident Stress Management Program
<https://www.nebraska.gov/nesos/rules-and-regs/regtrack/proposals/2038.pdf>
Debbie Kuhn
 - e. 183 NAC 1 - Student Loan Program Under the Rural Health Systems and Professional Incentive Act, Margaret Brockman, and
 - f. 183 NAC 4 Loan Repayment Program under the Rural Health Systems and Professional Incentive Act <https://www.nebraska.gov/nesos/rules-and-regs/regtrack/proposals/2019.pdf> Staff: Margaret Brockman.
- Dr. Teetor asked if anyone wanted any of the regulations separated out for individual voting. Mr. Hansen made a Committee motion to approve all proposed rules and

regulations with one collective vote. Voting yes: 10 (Bessmer, Fleming, Hansen, Low, Jackson, Parsow, Stuberg, Teetor, Vander Broek, Vest, Warner); voting no: 0; not voting: 1 (Borcher was out of the room). Motion carried.

- UCA Regulation Status Report. Kris Chiles reviewed the timeline for regulations going through the update process.

PUBLIC COMMENTS. None.

TOPICS AND PREPARATION FOR NEXT MEETING. The next regular Board of Health meeting will be November 18, 2019 in the State Office Building, room Lower Level C.

ADJOURN. There being no further business, Dr. Stuberg made a motion to adjourn, with a second by Ms. Jackson, all in favor by voice vote. The meeting adjourned at 2:00 PM. Minutes were taken by Marla Scheer and prepared by Monica Gissler. These minutes were approved by the State Board of Health on _____, 2019.

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Board of Health: <http://dhhs.ne.gov/licensure/Pages/Board-of-Health.aspx>

11/4/19, mcg