

# NEVADA STATE BOARD OF ATHLETIC TRAINERS AGENDA AND NOTICE OF PUBLIC MEETING

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**DATE & TIME:** March 22, 2023 @ 3:00 p.m.

**VIRTUAL MEETING ACCESS VIA ZOOM:**

**Meeting ID: 897 506 8640**  
**Passcode: 640B**

<https://us06web.zoom.us/j/8975068640?pwd=ckhJYStrbi9wWk5BbXdKQXlTMnVCZz09>

The Board is pleased to invite individuals of the public to participate remotely using Zoom. To learn more about Zoom, go to <https://zoom.us/>. On the scheduled day and time of the meeting, visit the Zoom website and click “Join a Meeting.” You will be prompted to enter your name, along with the Meeting ID and Meeting Passcode above.

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*PLEASE NOTE: The Board may take items out of order, combine items for consideration, and items may be pulled or removed from the agenda at any time. Public comment will be taken at the beginning and end of the meeting. The public may provide comment on any matter within the Board’s jurisdiction and/or authority, whether or not that matter is a specific topic on the agenda. However, 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 on that item. (NRS 233B.126) Public comment that is willfully disruptive is prohibited, and individuals who willfully disrupt the meeting may be removed from the meeting. (NRS 241.030(5)(b)) 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). Once all items on the agenda are completed, the meeting will adjourn.*

1. Call meeting to order and introduction of members to determine the presence of a quorum.
2. Public comment.

*NOTE: Public comment is welcomed by the Board and may be limited to three minutes per person at the discretion of the Chair of the Board. Public comment will be allowed at the beginning and end of the meeting, as noted on the agenda. The Chair of the Board may allow additional time to be given a speaker as time allows and at their sole discretion. Comments will not be restricted based on viewpoint. No action may be taken upon a matter raised under this item of the agenda until the matter itself has been specifically included on an agenda as an item upon which action may be taken (NRS 241.020)*

3. Update on Board appointments and introduction of newest Board member. **(Discussion)**
4. Review and discuss the documentation submitted by licensed athletic trainers who recently completed the required Dry Needling course and approve those who fulfill the statutory requirements for dry needling. **(For Possible Action)**

5. Review and discuss findings in response to Executive Order 2023-004 and approve the report, due on or before April 1, 2023, that will be sent to the Office of the Governor and the Director of the Legislative Counsel Bureau. Executive Order 2023-004 directs all Nevada Occupational and Professional Licensing Boards to suspend the issuance of any new regulations, show cause for all occupational licensing requirements and to provide a recommended pathway for facilitating licensure reciprocity. **(For Possible Action)**
6. Future agenda items. **(Discussion)**
7. Discussion and possible decision on date of next meeting. **(For Possible Action)**
8. Public comment.

*NOTE: Public comment is welcomed by the Board and may be limited to three minutes per person at the discretion of the Chair of the Board. Public comment will be allowed at the beginning and end of the meeting, as noted on the agenda. The Chair of the Board may allow additional time to be given a speaker as time allows and at their sole discretion. Comments will not be restricted based on viewpoint. No action may be taken upon a matter raised under this item of the agenda until the matter itself has been specifically included on an agenda as an item upon which action may be taken (NRS 241.020)*

9. Adjournment. **(For Possible Action)**

**Pursuant to NRS 241.030 the board may close the meeting to consider the character, misconduct, competence, or health of a person.**

**Items on the agenda may be taken out of order; items may be combined for consideration by the public body; and items may be pulled or removed from the agenda at any time.**

**Action by the Board on any item may be to approve, deny, amend, or table.**

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**The Board may allow for public comments after each agenda item. In consideration of others, please limit your comments to no more than five (5) 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. Public comment options may include, without limitation, telephonic or email comment. To submit public comment, contact Michelle Cothrun at (775) 787-2636 or [atrainner@nsbat.nv.gov](mailto:atrainner@nsbat.nv.gov).**

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**The Board is pleased to make reasonable accommodations for members of the public who are disabled and wish to participate in the meeting. If accommodations are necessary, please contact Michelle Cothrun, Executive Secretary, at (775) 787-2636 no later than 9:00am the day before the meeting. Board meeting correspondence and supporting materials may also be obtained by contacting Michelle Cothrun at (775) 787-2636 or [atrainner@nsbat.nv.gov](mailto:atrainner@nsbat.nv.gov) or by visiting <http://nevadaathletictrainers.nv.gov/>**

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**NOTICES FOR THIS MEETING HAVE BEEN POSTED IN ACCORDANCE WITH  
NRS 241.020, ON OR BEFORE THE THIRD WORKING DAY BEFORE THE MEETING,  
AT THE FOLLOWING LOCATIONS:**

- \*State of Nevada, Department of Administration Public Notice website: <http://notice.nv.gov/>
- \*The Nevada State Board of Athletic Trainer's website: <http://nevadaathletictrainers.nv.gov/>
- \*The Board office at 6170 Mae Anne Avenue, Ste 1, Reno, NV 89523-4705

In addition, this notice/agenda was mailed, e-mailed or faxed to groups and individuals as requested.

<b>ID #</b>	<b>Last Name</b>	<b>Subcommittee Review Notes</b>
120	Bozart-Dow	3/16/2023 Still needs documentation of 25 in-person DN education
121	Yamamoto	12/2/2022 Recommended to Pass
122	Lopes	12/2/2022 Recommended to Pass
123	Mertz	3/16/2023 Recommended to Pass
124	Tobar	3/16/2023 Recommended to Pass
125	Akana	3/16/2023 Recommended to Pass
126	Castillo	3/16/2023 Recommended to Pass
127	Pacheco	3/16/2023 Recommended to Pass
128	Benzinger	3/16/2023 Recommended to Pass
129	Rice	3/16/2023 Recommended to Pass
130	Key	3/16/2023 Recommended to Pass
131	Flores Flores	3/16/2023 Recommended to Pass
132	Ruiz Rios	3/16/2023 Recommended to Pass
133	Klein	3/16/2023 Recommended to Pass
134	Comeau	3/16/2023 Recommended to Pass
135	Christian	3/16/2023 Recommended to Pass
136	Reel	3/16/2023 Recommended to Pass
137	Flores	3/16/2023 Recommended to Pass

# EXECUTIVE ORDER 2023-004

## **Order Directing All Nevada Occupational and Professional Licensing Boards to Suspend the Issuance of Any New Regulations, Show Cause for All Occupational Licensing Requirements and to Provide a Recommended Pathway for Facilitating Licensure Reciprocity**

**WHEREAS**, Nevada's economic growth and vitality is dependent upon the depth and quality of the State's workforce; and

**WHEREAS**, Nevada currently has 1.7 job openings for every unemployed person actively looking for work and there are acute shortages of employees in core sectors of the economy, including, without limitation, education, health care and technology; and

**WHEREAS**, Nevada has been identified nationally as having among the nation's most onerous occupational licensing requirements, and it is in the State's best long-term economic interest to have a fair, open, competitive and inclusive economy; and

**WHEREAS**, the Sunset Subcommittee of the Nevada State Legislature identified financial disparities and expressed concerns with practices of Nevada's occupational and professional licensing boards including, without limitation, those involving hearing officers, training, operating reserves, fines and fee structures, electronic access and payments, use of outside counsel and lobbyists and centralized coordination of expenditures; and

**WHEREAS**, The State Division of Internal Audits concluded that the current composition and actions of Nevada occupational and professional licensing Boards may expose the State to anti-trust liability; and

**WHEREAS**, it is in the best interest of Nevada that its occupational and professional licensing boards are seeking opportunities to attract and retain qualified workers to the State and not create unnecessary barriers to entry; and

**WHEREAS**, Nevada's occupational and professional licensing boards are subject to oversight by both the legislative and executive branch of government; and

**WHEREAS**, Article 5, Section 1 of the Nevada Constitution provides: "The supreme executive power of this State, shall be vested in a Chief Magistrate who shall be Governor of the State of Nevada."

***NOW, THEREFORE,*** by the authority vested in me as Governor by the Constitution and laws of the State of Nevada and the United States, it is hereby ordered as follows:

**SECTION 1:**

Effective immediately and until the suspension of this order, all Nevada occupational and professional licensing boards shall suspend the creation of any new regulations that limit or otherwise impact the ability persons to enter any occupation or profession in Nevada.

**SECTION 2:**

Before April 1, 2023, all Nevada occupational and professional licensing boards shall provide a report to the Office of the Governor and the Director of the Legislative Counsel Bureau detailing all regulations that restrict entry into any occupation or profession regulated by the board. Section 1 of the report shall include, at a minimum, all pertinent regulations, fees and other costs, examinations and any other requirements for entry into any occupation or profession regulated by the board. Section 2 of the report shall include, at a minimum, the board's justification for the regulations, fees and other costs, examinations and other requirements set forth in Section 1 of the report. Section 2 shall also include an analysis of the number of states that currently license

each profession or occupation regulated by the board. Section 3 of the report shall provide, at a minimum, any recommended revisions to the current regulatory construct that would expedite licensure for new workers. Finally, Section 4 of the report shall identify state compacts or any other pathways to professional licensure reciprocity that exist regionally, nationally or internationally. Section 4 shall also include a summary of states currently providing reciprocity for each profession or occupation regulated by the board to include those states that do not license the profession or occupation, and therefore, do not require reciprocity. To the extent Nevada does not currently participate in any identified reciprocity opportunity, the board's report shall provide a justification as to why Nevada does not currently participate and shall set forth an action plan should the state decide it should participate in such a reciprocity program.

**SECTION 3:**

To the extent an occupation or profession is currently licensed in Nevada but is not subject to licensure requirements in the majority of states (26 or more), licensure shall be presumed to be unnecessary and that board shall provide a recommendation for phasing out such a licensing requirement by July 1, 2023.

**SECTION 4:**

To the extent an occupation or profession that is currently licensed in Nevada allows for licensing reciprocity in the majority of states (26 or more), reciprocity shall be presumed


to be possible and appropriate, and the board shall provide a recommendation for implementing a program for reciprocity participation by July 1, 2023.


**SECTION 5:**


Failure for any board to fully comply with the provisions of this order shall trigger an immediate operational and financial audit of the board by the Division of Internal Audits as well as recommendation to the Legislature that the board be subject to sanctions.



IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Nevada to be affixed at the State Capitol in Carson City, this 12th day of January, in the year two thousand twenty-three.

  
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Governor

  
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Secretary of State

  
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Deputy

**NEVADA STATE BOARD OF ATHLETIC TRAINERS  
INFORMATION REPORT TO GOVERNOR’S OFFICE  
EXECUTIVE ORDER 2023-004**

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**INTRODUCTION**

The Nevada State Board of Athletic Trainers was created in 2003. The Board licenses Athletic Trainers and enforces NRS and NAC Chapters 640B. The mission of the Board is to protect the public health, safety, and welfare from the practice of Athletic Training by unqualified persons and from unprofessional conduct by persons who are licensed to engage in the practice of Athletic Training.

**SECTION 1**

The Board is not in the process of creating any new regulations that limit or otherwise impact Athletic Trainers to enter the profession in Nevada.

**SECTION 2, Subsection 1**

Pursuant to NRS 640B.310, an applicant for a license as an athletic trainer must have at least a bachelor’s degree in a program of study through an athletic training degree program (Bachelor’s or entry-level Master’s) accredited by the Commission on Accreditation of Athletic Training Education (CAATE). They must pass the examination prepared by the Board of Certification (BOC) and provide proof of current BOC certification. The Board does not require a separate examination. An applicant must also complete the Board application for initial licensure, provide a current passport-style color photo, pay the fees, and submit a complete set of fingerprints and written permission authorizing the Board to forward the fingerprints to the Central Repository for Nevada Records of Criminal History for submission to the Federal Bureau of Investigation for its report.

Pursuant to NAC 640B.060, the Board charges and collects the following fees:

<b>Fee</b>	<b>Amount</b>	<b>Notes</b>
For an initial application for a license	\$300	The Board is in the process of reviewing and reducing fees
For the renewal of a license	150	The Board is in the process of reviewing and reducing fees
For the restoration of an expired license	300	The fee to restore an expired license should be a flat fee
For the issuance of a duplicate license	25	This fee is no longer necessary
For a change of name on a license	25	This fee is no longer necessary
For a list of business addresses of licensees	25	
For a list of business addresses of licensees on mailing labels	100	This fee is no longer necessary
For a dishonored check	25	This fee is no longer necessary

**SECTION 2, Subsection 2**

The Board has formed a Subcommittee to review NRS and NAC 640B to implement past approved changes and possible new statutes and regulations. Their review includes streamlining the licensure process. The Sunset Subcommittee reviewed the Board in 2020 and found that the Board’s reserves are in excess. In response to their findings, the Subcommittee is in the process of reducing licensure and



renewal fees, along with removing the fees for name changes and duplicate licenses. The Board also no longer charges credit card fees, which essentially lowers the licensure and renewal fees.

Regarding licensure in other states, 49 states and the District of Columbia currently license or otherwise regulate the practice of athletic training. California is the only state with no regulation.

### **SECTION 2, Subsection 3**

The Board has taken measures to expedite licensure. The application process no longer requires that applicants submit official transcripts. The BOC requires official transcripts during their certification process and the Board did not feel it was necessary to duplicate efforts. In addition, during the pandemic, the Board removed the requirement that all applications must be notarized.

The Board has an online renewal system and is working on converting the initial application to their online system. The Board can also accept credit card payment online. The Board Office can process an application within 2 to 3 days of receipt of the required documentation. However, applicants are experiencing delays of up to 4 to 6 weeks due to not receiving the results of their background checks.

### **SECTION 2, Subsection 4**

At present, state compacts for the profession of athletic training do not exist. However, the Board recognizes the benefits of interstate compacts and would be willing to enter into a compact when the time arises.

Currently, 30 states, including Nevada, provide licensure by reciprocity or endorsement for athletic trainers. Nevada allows for licensure by reciprocity, per NRS 640B.330.

### **SECTION 3**

As stated previously, 49 states and the District of Columbia license or otherwise regulate the practice of athletic training. California is the only state with no regulation.

### **SECTION 4**

As stated earlier, 30 states, including Nevada, provide athletic trainers licensure by reciprocity or endorsement. Pursuant to NRS 640B. 330 (below), the Board issues licenses to applicants that are licensed in other states with licensure requirements that are substantially equivalent.

#### **NRS 640B.330 Issuance of license to persons licensed in other jurisdictions.**

1. Except as otherwise provided in subsection 2, the Board shall issue a license as an athletic trainer, without examination, to an applicant who is licensed to engage in the practice of athletic training in another state, territory or possession of the United States, or the District of Columbia if the applicant submits to the Board:

- (a) An application on a form prescribed by the Board; and
- (b) The fees prescribed by the Board pursuant to [NRS 640B.410](#).

2. The Board shall not issue a license pursuant to this section unless the jurisdiction in which the applicant is licensed had requirements at the time the license was issued that the Board determines are substantially equivalent to the requirements for a license as an athletic trainer set forth in this chapter. (Added to NRS by [2003, 900](#))