

**Minutes of the State of Nevada  
Board of Registered Environmental Health Specialists Meeting  
(REHS)  
February 23, 2011**

**Location:** Ellis Island Casino  
4178 Koval Lane  
Las Vegas, Nevada 89109  
Wednesday, February 23, 2011  
Ellis Island Restaurant, Room "C"  
11:00 am

**REHS Quorum Present:** John Kukulica, FMP, Chair (via telephone)  
Tony Macaluso, REHS, Secretary  
Karen Dorsey, FMP, Member  
Richard Elloyan, REHS, Member  
Larry Law, REHS, Member

**REHS Absent:** None

**Other Attendees:** None

- 1.\* Call to Order – John Kukulica, Chair.**  
Chairman Kukulica, via telephone attendance, called the meeting to order at 11:00am.
- 2.\* Roll Call/Quorum – John Kukulica, Chair.**  
Chairman Kukulica called roll as indicated by the "REHS Quorum Present and REHS Absent" as listed above. A quorum was present and the meeting had been duly noticed.
- 3.\* Discussion and possible action regarding interpretation of the number of CEU's needed per year and renewal dates.**  
Chair Kukulica indicated he had a letter from Jeanne Rucker dated January 18, 2011, in regards to CEU's. Member Macaluso stated that the issue seems to be that REHS runs on a calendar year however, national does not. For example if he was to contact national now they say there are no CEU's since his year starts in May. So then the question is does REHS are we looking at the 24 units every two years or 12 per year? Member Law stated it is an issue for employees at the Southern Nevada Health District. Recording Secretary Kris Schamaun stated the way it is looked at for the renewal purpose is a combined 24 CEU's for the past two years. Member Elloyan stated it has been that way since his first day of registration, the 24 CEU's over a two year period. John continuing to read Ms. Rucker's letter stated Jeanne states "it should be noted that I am registered nationally, my National registration expires on 11/30 of even years. This National registration pre-dated my state registration. Therefore, I have diligently obtained

24 CEU's every two years in order to keep this national registration current. Because my national registration and my state registration are not on the same renewal time frame, I may occasionally appear to be deficient on my CEU accrual. In fact, if my state registration had not been renewed, I would still have the option of requesting reciprocity, based on my national registration. I have never had this problem in the past, and I do not anticipate any problems in the future. I would however request that the Board review the standards of CEU compliance for those state registrants who also maintain national registration". Tony stated in Jeanne's case her renewal was sent in with the whole department's renewals and received a letter back that she was short a couple credits yet according to Jeanne, she was current with national. If she is current with national how do we reconcile that? Kris stated in the past if the REHS does not have 24 CEU's for the two year period we have suspended REHS' for that. Tony stated the NAC says each Environmental Health Specialist must complete 2 units of continuing education every 2 years and not later than two years after the date of his initial renewal and every two years after. From the definitions a unit is 12 CEU's. Richard feels we have to separate the two items. National is completely separate from the state. Our requirement is that you have to get 24 within two years. That is the way our regulations are written, national does not come into the picture. Richard, Karen, and John all agreed that our requirement is unrelated to national. Karen asked if a written reply should be sent to Ms. Rucker regarding her concerns. John asked Member Macaluso since he is most familiar with the regulation if he would send a response. Tony advised he will talk to Ms. Rucker regarding the issue and the board's discussion. Richard stated a letter should be drafted to the members stating that national is on a different schedule than the state and each member is responsible to ensure they track their CEU's. Richard stated he would be willing to draft the letter for John's signature.

Member Dorsey motioned and Member Law seconded the motion that member Elloyan will draft a letter to all the certified EHS indicating the difference between the national requirements and state requirements on CEU's for John Kukulica's signature. The motion carried unanimously.

**4.\* Discussion and possible action regarding comments from Governor Brian Sandoval and the sunseting of licensing and advisory boards.**

Member Dorsey asked if we have received any further information regarding this, Chair Kukulica stated we have not and we should be proactive in this matter. Karen asked if we should draft a letter to Governor Sandoval that the board does not cost the state any money. John commented also that REHS is a volunteer board and what good we do for the people we serve and the public we represent. Karen suggested that the board ask Pete Allen, due to his knowledge of the issue, to draft the letter.

Member Law motioned and Member Dorsey seconded the motion to draft a letter to advise the governor of our position and for Pete Allen to prepare the letter for Chairman Kukulica's signature. The motion carried unanimously.

- 5.\* Discussion and possible action and future protocol regarding Fiscal Notes.**  
Recording Secretary Schamaun stated there were four BDR's submitted on behalf of the board. Member Law reviewed them and found the first three had no impact on the board. The fourth had impact due to the board would have to hire and additional personnel. This was regarding IT issues. Member Macaluso commented the state would require us to hire a person to do their work.

Chairman Kukulica read an email from Henna Rasoul regarding the need for MOU's. Richard stated this is a memorandum of understanding, John asked if this is something we've on an annual basis? Karen suggested a phone call to Henna to inquire as to what is needed for this, John stated Paul Klouse may know and asked Kris to discuss with Paul and get back to the board.

- 6.\* Discussion and possible action regarding the hiring an Executive Director and the possible candidates for the position.**

Chairman John stated this was brought up in previous meetings. Jim Pierce made a generous offer that he would work on an hourly basis on a reasonable rate. Richard commented that we would wait to find out about the IT issue and the cost involved with that. Member Dorsey agreed with Richard as well as the sunseting issue. All board members agreed to post pone this item until after the IT and sunseting issues have been resolved. The board would follow up with this item at the August board meeting since the pending issues should have a resolution by that meeting.

Member Elloyan motioned and Member Dorsey seconded the motion to defer discussion on item number six regarding any hiring of an executive director until we get some form of resolution on item number four. The motion carried unanimously.

- 7.\* 5-Minute Recess**

Member Dorsey requested to skip this item, all members agreed.

- 8.\* Closed Session of Review, Approval, or Denial of Recent Applications for Registration, Testing, or Reciprocity of Pending Applications for Registration. To be considered: Lee J. Salgado.**

Ms. Salgado was not in attendance.

- 9.\* 5-Minute Recess**

Due to no public attendance this item was skipped

- 10.\* Meeting Reconvenes**

The meeting was called back to order by Chairman Kukulica.

- 11.\* Determinations from Closed Session**

Member Law motioned and Member Elloyan seconded the motion to accept and approve Applicant Salgado as an REHS. The motion carried unanimously.

**12.\* Secretary's Report – Tony Macaluso**

Secretary Macaluso stated that of the 209 registrants the board had in 2010, 202 have paid their renewal for 2011. Five registrants need to still submit CEU's and of the 209 seven have sent in any information or responded to the renewal letter. Chairman Kukulica asked for the date they have to submit their forms and payment, that date is March 1. As of March 1, they will be suspended, be required a \$100 fine, and complete a new application. John asked if a reminder letter has been sent out. Kris stated that most of the parties are SNHD employees and she has emailed or contacted those people. John asked that a letter be sent to the registrants that are still missing documents or that have not submitted any documents. Kris also stated one of the five registrants missing CEU's has as of this morning submitted them so now there are only four missing CEU's now and seven that have not responded at all. Tony also stated the account balance as February 22 is \$20,622.20.

**13. Presentation of Appreciation Plaques for former Board Secretary Paul Klouse, former Recording Secretary Sandy Bigley, and form board members Cindy Ulch and Jeanne Rucker.**

None of the recipients were able to attend the board meeting. Member Elloyan will take Cindy Ulch's plaque for delivery, Secretary Macaluso will take Jeanne Rucker's and present to her at a staff meeting or a next Board of Health meeting. Chairman Kukulica stated he would be happy to attend that meeting. Kris will contact Sandy Bigley to get her plaque to her and Paul Klouse's plaque will be taken back and presented to him at a later date. Member Dorsey commented that the plaques were beautiful. .

**14.\* Public Comment: Please note that no action may be taken on any matter raised during the public comment period, unless such matter itself has been specifically listed above as an action item. Public comment is limited to two minutes per person.**

Chairman Kukulica stated due to no public in attendance no public comments are needed. Member Dorsey added her apologies for missing the last couple of meetings due to injuries and that she appreciated the Board's understanding.

**15.\* Set Next Meeting date and location.**

Ms. Schamaun stated meetings are generally on a Wednesday and the dates are May 11, 18, or the 25<sup>th</sup>. Member Dorsey asked member Elloyan when the legislature going complete the session. Richard commented they are required to complete the session within 120 days, they have to be done by the end of July. The discussion of the executive director will be set for the August board meet. The next board meeting will be May 18 in Las Vegas at 11:00am. Chairman asked if any further discussion is needed.

Secretary Macaluso asked that due to the sunseting issues, how the board would go about setting an emergency meeting. Chairman Kukulica stated the

board can always have an emergency conference call. John also stated Jim Pierce has volunteered to track this legislature for the board and the board should take him up on this. Member Dorsey asked if this would be at cost and Richard stated that Jim always tracks the legislature, John stated the cost then is a mute issue.

Member Law commented that for the board's information, the board received a response back on a background check on Frank Ferro. Some investigation was done, and a request to Mr. Ferro for an explanation and the disposition of the information on the background check be sent to the board. Mr. Ferro did provide the board with a satisfactory explanation. Member Law commented that the background checks do work.

Ms. Schamaun asked the board regarding CEU's, a registrant, Judith Saum, was retired and now working again however, she does not have enough CEU's for the period of time of her retirement. She did maintain her annual registration with the board and did not lapse in her fees or renewal. Member Elloyan asked if there were any CEU's for 2010, there were none. Member Dorsey asked of the registrant was working during 2010 and she was not. The board determined a one-time exemption may be granted provided.

Member Elloyan motioned and Member Dorsey seconded the motion to exempt REHS Judith Saum for this reporting period. Member Macaluso abstained from the vote, all other members voted and carried unanimously.

**16.\* Adjourn**

There being no further business, it was motioned and seconded to adjourn the meeting. The motion carried unanimously. The meeting was adjourned at 11:55 a.m.

Respectfully submitted,  
Kris Schamaun, Recording Secretary