

BEFORE THE NEVADA STATE BOARD OF DENTAL EXAMINERS

IN REGARDS TO THE MATTER OF:)

Nevada State Board of Dental Examiners)
Review, Discussion and to Amend the)
advisory opinions issued on November 20,)
2015 and January 22, 2016)
regarding the administration of botulinium)
toxins, dermal fillers and injectables by a)
licensed dentist)

AMENDED ADVISORY OPINION
effective September 23, 2016

On September 23, 2016, pursuant to agenda item 6(b) at a properly noticed meeting held at the Nevada State Board of Dental Examiners (“Board”) office located at 6010 S Rainbow Boulevard, Suite A-1, Las Vegas, Nevada 89118 the “Board” issued the following AMENDED advisory opinion. This amendment is effective September 23, 2016 and supersedes any prior advisory opinions issued on this matter:

BOARD MEMBER PARTICIPATION:

Dr. Brendan Johnson	Present
Dr. Gregory Pisani	Present
Dr. Jason Champagne	Present
Dr. Timothy Pinther	Present
Dr. James G Kinard	Present
Dr. Ali Shahrestani	Excused
Dr. Byron Blasco	Present
Maria Gabriel, RDH	Present
Leslea Villigan, RDH	Present
Theresa Guillen, RDH	Present
Stephanie Tyler, Public Member	Present

ADVISORY OPINION

I.
BACKGROUND

1. As set forth in NAC 631.279 through authority of NRS 631.190 and NRS 233B.120 the Board is authorized to provide advisory opinions.

NAC 631.279 Proceedings to determine applicability and construction of statutes and regulations. (NRS 631.190)

1. Any applicant or licensed dentist or dental hygienist may obtain a determination or advisory opinion from the Board as to the applicability of any provision of chapter 631 of NRS or any regulation adopted pursuant thereto by bringing an action for a declaratory judgment before the Board.

2. The Board will construe any statute or regulation reviewed pursuant to this section in a manner consistent with the declared policy of the State of Nevada.

- A. The Board has discretion whether or not to issue an advisory opinion pursuant to NAC 631.279.
- B. Public notice of the above-referenced request for an advisory opinion was provided in accordance with state law.

II. DISCUSSION

Board Member Byron Blasco, DMD requested the Board amend the advisory opinion(s) previously issued to include, additional language to ensure licensed dentists who wish to administer botulinum toxins, dermal fillers and other facial injectables are doing so in accordance with Chapter 631 of NRS and Chapter 631 of the NAC. Specifically, that these procedures identified above are being performed on a patients of record at the dentists dental office and that the licensee is in compliance with the CDC guidelines as set forth in NAC 631.179.

III. CONCLUSION

After considering and discussing public comment pursuant to the authority set forth in NAC 631.279, NRS 631.190 and NRS 233B.120, a motion was made by Board Member Guillen that the Board **AMEND** the original Advisory Opinions issued on November 20, 2015 and January 22, 2016 to state:

A licensed dentist who has received adequate training and who can safely administer botulinum toxin, dermal fillers and other facial injectables may administer botulinum toxin, dermal fillers and other facial injectables to a patient of record at his or her dental office. The administration of the botulinum toxin, dermal fillers and other facial injectables is limited to the oral and maxillofacial region only. The dentist must administer botulinum toxin, dermal fillers and other facial injectables in accordance with all provisions set forth in Chapter 631 of

Nevada Revised Statute and the Nevada Administrative Codes, to include, but not limited to the CDC guidelines as set forth in NAC 631.179.

The motion was seconded by Board Member Blasco:

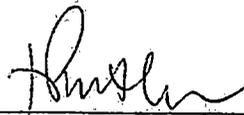
III

Dr. Pinther called for the motion:

Dr. Brendan Johnson	Yes
Dr. Gregory Pisani	Yes
Dr. Jason Champagne	Yes
Dr. Timothy Pinther	Yes
Dr. James G Kinard	Yes
Dr. Ali Shahrestani	Excused
Dr. Byron Blasco	Yes
Maria Gabriel, RDH	Yes
Leslea Villigan, RDH	Yes
Theresa Guillen, RDH	Yes
Stephanie Tyler, Public Member	Yes

The motion passed unanimously that the Board AMEND the original Advisory Opinions issued on November 20, 2015 and January 22, 2016 to state:

A licensed dentist who has received adequate training and who can safely administer botulinum toxin, dermal fillers and other facial injectables may administer botulinum toxin, dermal fillers and other facial injectables to a patient of record at his or her dental office. The administration of the botulinum toxin, dermal fillers and other facial injectables is limited to the oral and maxillofacial region only. The dentist must administer botulinum toxin, dermal fillers and other facial injectables in accordance with all provisions set forth in Chapter 631 of Nevada Revised Statute and the Nevada Administrative Codes to include, but not limited to the CDC guidelines as set forth in NAC 631.179.



TIMOTHY PINTHER, DDS, PRESIDENT
Nevada State Board of Dental Examiners