

Nevada State Board of Dental Examiners
6010 S Rainbow Blvd, Suite A-1
Las Vegas, Nevada 89118
November 27, 2012 at 6:30 pm
(No Video Conference Available for this Meeting)

Board Meeting
MINUTES

Teleconference was available at the Board office, 6010 S Rainbow Boulevard, Suite A-1, in Las Vegas, Nevada.

Please Note: The Nevada State Board of Dental Examiners may 1) address agenda items out of sequence to accommodate persons appearing before the Board or to aid the efficiency or effectiveness of the meeting; 2) combine items for consideration by the public body; 3) pull or remove items from the agenda at any time. The Board may convene in closed session to consider the character, alleged misconduct, professional competence or physical or mental health of a person. *See* NRS 241.030. Prior to the commencement and conclusion of a contested case or a 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 is welcomed by the Board, but at the discretion of the Chair, may be limited to five minutes per person. A public comment time will be available before any action items are heard by the public body and then once again prior to adjournment of the meeting. The Chair may allow additional time to be given a speaker as time allows and in his/her sole discretion. Once all items on the agenda are completed the meeting will adjourn. Prior to the commencement and conclusions of a contested case or a quasi judicial proceeding that may affect the due process rights of an individual the board may refuse to consider public comment

Asterisks () denote items on which the Board may take action.
Action by the Board on an item may be to approve, deny, amend, or table.*

1. Call to Order, roll call and establish quorum

Dr. Miller called the meeting to order and Ms. Shaffer conducted the following roll call:

Dr. Jade Miller-----PRESENT
Dr. M Masih Soltani-----PRESENT
Dr. Byron Blasco-----PRESENT
Dr. J Gordon Kinard-----PRESENT
Dr. Timothy Pinther-----PRESENT
Dr. Jason Champagne-----PRESENT
Dr. J. Stephen Sill-----PRESENT
Mrs. Theresa Guillen-----EXCUSED
Mrs. Leslea Villigan-----PRESENT
Mr. James "Tuko" McKernan-----PRESENT
Mrs. Lisa Wark-----PRESENT

Others Present: Debra Shaffer, Deputy Executive Director, John Hunt, Esq., Board Legal Counsel,

Public Attendees: Doug Aiton, Consultant for the Board, Kelly Taylor, RDH, Michelle Smith, RDH, Annette Linsicome, Andi Irons, RDH, Mary Bobbett, RDH, Peggy Chesser, RDH, Heather Rogers, RDH, Past President of NDHA, Rick Thirirot, DDS, DSO Coordinator & UNLV Faculty and Sandra Spilsbury.

Pledge of Allegiance

Public Comment.

<p>Note: No vote 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)</p>
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***3. Notification of Immediate Resignation from Kathleen J. Kelly effective November 16, 2012**

Discussion: Dr Miller advised the Board he received via e-mail on Saturday November 17, 2012 the immediate resignation effective November 16, 2012 of Kathleen Kelly, Executive Director for the Nevada State Board of Dental Examiners.

***4. Discuss Remedial Administrative Measures and Transition and Search for New Executive Director for the Nevada State Board of Dental Examiners.**

Discussion: Dr Miller advised the Board as the President he made arrangements to fly down to the Board office on Monday November 19, 2012 to notify staff and secure the Board office. Dr Miller solicited the help of Mr. Aiton to accompany Dr Miller to the office. The matters addressed were to secure computers, locks and advise employees. Dr Miller wants to focus on the search for a new Executive Director as the President he wants to appoint a Search Committee. Dr Miller recommends Dr Pinther as Chair of the Committee, Mrs. Wark, Dr Sill and Dr Champagne. Dr Miller inquired whether these Members want to serve. All stated Yes Ms. Villigan request that a hygienist be appointed to the Committee as well. Dr Miller inquired whether Ms Villigan would like to serve. Ms. Villigan stated she is willing to serve. Point of order Mr. Hunt stated pursuant to NRS 631.190 the Board shall appoint such committees therefore this is an action item so the appropriate thing is to make a formal motion on this item.

Motion: Dr Kinard accepts the Members outlined to serve on the Search Committee. Seconded by Dr Blasco. Public Comment: Public asked what the requirements are. Mr. Hunt stated that is to be determined by the Committee. All in favor. Motion Carries. Dr Miller requests Mr. Aiton serve as a Consultant to the Search Committee to help with the logistics. Dr Miller would like a time-line to follow by December 14, 2012 to accept applications. The week of 17th of December to conduct interviews, week of January 7th have Search Committee submit the top candidates and then present the three candidates to the Board by the 15th of January 2013. This time-line can be adjusted.

Dr Pinther asked if someone is appointed as the Interim Executive Director at this time. Point of Order by Mr. Hunt indicated Mr. Aiton may serve on this Committee as a Public Member. Mr. Hunt recollection in the past is that the Board had all potential candidates come before the Board at an open meeting. Loss call. Another Roll Call was conducted. Mr. Hunt reiterated the search committee process to be done in an open forum. This is just a point of information. Mrs. Wark asked Mr. Hunt about the open forum. Dr Miller suggested a variety of ways for the Search Committee to narrow down to a certain numbers of candidates and bring the final candidates before the Board. Mrs. Wark does not have an opinion either way. Ms. Villigan thinks bring the final candidates before the Board. Dr Sill agreed. Dr Miller asked if Dr Sill had anything to add. Dr Sill reminded the Board of the annual audit being conducted. Staci Hummel the Accountant for the Board has been working closely with Dr Sill. Dr Miller discussed the Board has secured the e-mails of Ms. Kelly and are being housed by Dr Sill. Dr Miller stated the Board Staff has done a wonderful job through this transition. Dr Miller has been in contact with ADEX with regards to the ADEX examination scheduled for December 2012.

***5. Discussion of Potential Interim Executive Director for the Nevada State Board of Dental Examiners Until Position is Filled**

Discussion: Dr Miller described going down to the Board office and meeting with Mr. Aiton, Mr. Hunt and Dr Sill. Dr Miller recommends Debra Shaffer, to be appointed as the Interim Executive Director until a permanent position is filled. Mrs. Wark asked if Ms. Shaffer was interested in accepting the Interim position. Ms. Shaffer indicated she was and will do whatever it takes to get the Board through this transition.

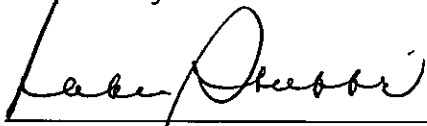
Motion: Dr Blasco made a Motion to appoint Ms. Shaffer as the Interim Executive Director. Seconded by Dr. Sill. All in Favor. Motion Carries. Dr Kinard asked who will handle the ad for the Executive Position. Dr Miller sees Mr. Aiton acting in that role. Discussion held with regards to statute and/or regulations pertaining the hiring of the Executive Director. Mr. Hunt suggests the Board look to the State to ensure compliance. Dr. Miller advised the Board that Mr. Aiton has fulfilled his contractual duties originally approved by the Board and whether the Board would contract with Mr. Aiton for his services with regards to the Executive Director.

6. Public Comment: No comment

7. Announcements: Dr Miller advised the Board Meeting of November 30, 2012 and the Resource Groups prior to the Board Meeting. Dr Miler requests Sandra to send the times to Dr Miller related to the Resource Groups. Mr. Hunt advised the Board that District Court Judge Corey denied the lawsuit of the exchange of confidential information and denied the request for an injunction. Mr. Hunt stated this was a huge victory. Dr Miller thanked Mr. Hunt.

*8. Adjournment: Motion: Dr Pinther Seconded Dr Champagne. All in Favor. Motion Carries.

Respectfully Submitted



Debra Shaffer, Interim Executive Director