

Nevada State Board of Dental Examiners
6010 S Rainbow Blvd, Suite A-1
Las Vegas, Nevada 89118
Friday, November 30, 2012 at 9:00 am

MINUTES

Laser Working Group/Legislative & Dental Practice (Resource Group)

Chair: Dr. Pinther; Dr. Champagne; Dr. Blasco; Dr. Kinard; Mrs. Guillen; Mr. McKernan;
Mrs. Wark

Videoconferencing was only available at the Legislative Counsel Bureau- Grant Sawyer Building, 555 E Washington Avenue, Room 4412, Las Vegas, Nevada 89101 and the Legislative Counsel Bureau, 401 South Carson Street, Room 3137, Carson City, Nevada 89701. There was no videoconference at the NSBDE Board office.

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.

Call to Order

1. Roll call and Establish a Quorum:

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

Dr. Timothy Pinther-----Present
Dr. J Gordon Kinard----- Excused
Dr. Byron Blasco-----Present

Dr. Jason Champagne-----Present
Mrs. Theresa Guillen-----Excused
Mr. James 'Tuko' McKernan-----Present
Mrs. Lisa Wark-----Present

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

Public Attendees: Heather Rogers BSDH; Laura Lord RDH, Southern Nevada Dental Hygienists Association; Brad Wilbur DDS, Secretary Nevada Dental Association; Dwight Brooks DMD, Nevada Dental Association; Chris Garvey, Nevada State Oral Health Program; Caryn Solie RDH; Alex Tanchek on behalf of Ms. Neena Laxat Lobbyist for NDHA; Lori Benven Northern Nevada Dental Society; Joanna Jacob Nevada Dental Association.

2. Public Comment.

None

<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>
--

*3. Old Business (For Possible Action)

*(a) Discuss History of License Re-Activations for Dentists/Dental Hygienists and Required Remediation Assigned (For Possible Action)

Dr. Pinter indicated that at the last board meeting, a public member asked for clarification regarding the inconsistencies/ with skills assessments for dentists and dental hygienists. Mr. McKernan indicated in the past, there hasn't been any consistency with the terms of remediation and skills assessment on individuals seeking reactivation. Ms. Shaffer referenced NAC 631.170(4) and indicated the discretion for remediation/skills assessment has been applied on a case by case basis. She gave an example of a licensee who has been licensed in Nevada for 6 years (practiced first 3 years and inactive last 3 years) versus a licensee who has been licensed for 20 years (practiced first 14 years and inactive last 3 years), the licensee licensed 20 years may retain more skills than the other based on the number of years of practice. Mr. Hunt pointed out that the issue of remediation is not really an option per NAC 631.170(4) unless the Board views remediation as an examination. He also pointed out the wording used in regulation is 'may prescribe' not 'shall prescribe' so the Board may take that into consideration. Mr. Hunt further suggested that there shouldn't be a big difference on the interpretation for each person as in the example given by Ms. Shaffer. He suggests consistency in the Board's determinations. Dr. Pinter clarified this applies to both dentists and dental hygienists. Mr. Hunt indicated the Board could take no action or choose to make a motion. He further indicated the Board should be aware their discretion in passing additional examinations should be applied

consistently in the interpretation of 631.170(4).

MOTION: Dr. Blasco made the motion to have the board be consistent in their decision with all licensees regarding NAC 631.170(4)(b) upon evaluation of potential licensing or relicensing; seconded by Mrs. Wark. Dr. Pinther asked for discussion; Mr. McKernan clarified it should apply to NAC 631.170(4)(a) and 4(b); Dr. Blasco amended his motion to include NAC 631.170(4)(a) and 4(b); seconded again by Mrs. Wark. Dr. Pinther asked for further discussion: hearing none. All in favor. Motion carries.

***4. New Business (For Possible Action)**

***(a) Consideration/Recommendations from ALD on 2012 Laser Course Submission (For Possible Action)**

(1) Michael Koceja, DDS

DISCUSSION: Dr. Pinther indicated in May 2012 the Nevada Dental Hygienists Association submitted course information for Board review of a laser cert course from Dr. Michael Koceja. Under the regulation, the Board accepted the review by the Academy of Laser Dentistry and noted inconsistencies with the adopted curriculum guidelines and standards for dental laser education through the ALD. Their recommendation at that time was the course was reviewed by 4 evaluators and since there was no specific time given for the hands-on laboratory segment, there was some concern variation between the evaluators as to content and contribution. However the overall course topics as indicated were approved. There were several concerns noted for them to evaluate: course content was specific to a 940 nanometer diode laser from one manufacturer; also that the clinical case examples demonstrated well the clinical use of the diode laser; and, while it gave some information that would be useful for other manufacturers, it seemed more appropriate as an instructional course for using that particular product. In their summary, they comment that the course participant will have the knowledge necessary to be minimally competent and safe to use that type of laser. The provider resubmitted it back to the ALD who found it to meet the minimum standards of 6 hours of materials as contained in the curriculum guidelines. The wavelength of the manufacturer's device specific programs for Diode lasers and would not be appropriate for wavelengths other than the Diode family. The material is accurate to the best of their review and would allow the participant to be minimally competent in the safe use of that type of laser. Dr. Pinther indicated that it was his understanding that this course meets the standard proficiency guidelines. Mr. McKernan indicated that they had requested the provider to elaborate more on the different types of lasers, but it appears they did not do so. He recommended maybe seeking that information again at a later date. Mrs. Wark asked for the purpose of asking for them to elaborate; Mr. McKernan indicated it was more for the participants' knowledge about the different types of lasers in use. Dr. Blasco pointed out there are a variety of lasers and being competent in the use of 1 laser does not make you competent in the use of all lasers.

MOTION: Mr. McKernan made the motion to approve the laser course by Dr. Michael Koceja; seconded by Dr. Blasco. Dr. Pinther asked for discussion: hearing none. All in favor. Motion carries.

5. Public Comment

Heather Rogers BSDH clarified the concern of consistency of re-licensing of dental hygienists and dentists.. The concern is that the dentists have not been held to the same standards when they relicense, as the hygienists are. She gave an example of a dentist that was relicensed who had not practice for 6 years, without a skills assessment and no rigorous evaluation of any continuing education. The concern is that all licensed professionals should be held to the same standards.

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)

6. Announcements

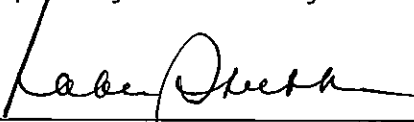
None

*7. Adjournment (For Possible Action)

MOTION: Dr. Blasco made a motion to adjourn the meeting; seconded by Mrs. Wark. Dr. Pinther asked for discussion: hearing none. All in favor. Motion carries.

Meeting adjourned at 10:14 a.m.

Respectfully submitted by:



Debra Shaffer, Interim Executive Director