



NEVADA STATE BOARD OF DENTAL EXAMINERS

Telephone Conference Call Meeting



Meeting Location:

Board of Dental Examiners
6010 S Rainbow Blvd, Suite A1
Las Vegas, Nevada 89118

Meeting Date & Time

Monday, September 23, 2019
6:00 p.m.

Agenda and Public Meeting

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

1. Call to Order, roll call, and establish quorum

2. Public Comment: The public comment period is limited to matters specifically noticed on the agenda. No action may be taken upon the matter raised during public comment unless the matter itself has been specifically included on the agenda as an action item. Comments by the public may be limited to three (3) minutes as a reasonable time, place and manner restriction, but may not be limited based upon viewpoint. The Chairperson may allow additional time at his/her discretion

***3. Approval of Agenda and Disclosures:** (For Possible Action)

***4. Executive Director's Report** (For Possible Action)

***a. Minutes** – NRS 631.190 (For Possible Action)

(1) Board Meeting – July 19, 2019

***b. Lease:** NRS 631.190 (For Possible Action)

(1) Approval of New Office Lease with Transwestern Investment Holdings VD, LLC

***c. Authorized Investigative Complaint(s):** NRS 631.360 (For Possible Action)

(1) Dr. Y: Received information from the Board's Licensing Specialist that Dr. Y has failed to file current board re-certification for his/her designated specialty in accordance with NRS 631.255 (For Possible Action)

(2) Dr. Z - Received information from the State Board of Pharmacy regarding allegations of non-compliance with AB 474, failing to conduct patient-queries and self-queries to the PMP possible violations of Chapter 639 and NRS 631.3485(2) and NAC 631.045(4) (For Possible Action)

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

***a. Approval/Rejection of Part-time Employee Investigator Position** – NRS 631.190
(For Possible Action)

- *b. **Approval/Rejection of Full-time In-House Deputy General Counsel Position** – NRS 631.190
(For Possible Action)
- *c. **Approval/Rejection of Full-Time Employee Receptionist Position**– NRS 631.190
(For Possible Action)
- *d. **Financials**: NRS 631.190 (For Possible Action)
 - (1) Consideration of Fiscal Year 2020 Budget (For Possible Action)
 - a. Approve/Reject the recommendations from the Budget & Finance Committee regarding the Proposed Draft Budget for FY 20 (For Possible Action)
 - b. Approve/Reject Modified Budget (For Possible Action)
- *e. **Approve/Reject Application for Part-time Employee Investigator Position** – NRS 631.190 (For Possible Action)
 - (1) Steven Hall, DDS
- *f. **Approval for Board Members/Staff and Travel to attend the AADB Meeting – October 19-20, 2019 in Las Vegas, Nevada** (For Possible Action)
- *g. **Approval for Yvonne Bethea, RDH to be the ADEX District Dental Hygiene Representative for District 2** (For Possible Action)
- *h. **Pursuant to NRS 631.385 and NAC 631.273 appoint an agent of the Board to conduct an investigation into deceased dentist(s) practice to ensure compliance with the statutes and/or regulations** (For Possible Action)
 - (1) Chance Haider, DDS
 - (2) James Whalen, DDS
- *i. **Request the Board issue a subpoena duces tecum signed by the Board's Secretary-Treasurer to Dr. S. Dr. S has refused to provide the Board with unredacted patient records in connection with an authorized investigative complaint approved by the Board and in violation of NRS 629.06.**
(For Possible Action)
- *j. **Request the Board issue a subpoena duces tecum signed by the Board's Secretary-Treasurer to Dr. Z. Dr. Z has refused at the request of the Board to submit a copy of patients records in connection with an authorized investigative complaint approved by the Board and in violation of NRS 629.061** (For Possible Action)
- *k. **Approval to seek order to compel/show cause and/or order of contempt pursuant to NRS 631.366 regarding Dr. X's failure to comply with the subpoena duces tecum approved and issued by the Board** (For Possible Action)
- *l. **Approval of Public Health Endorsement** – NRS 631.287 (For Possible Action)
 - (1) Diana M. Leimbach, RDH – Healthy Smile Healthy Child Program
- *m. **Approval for Anesthesia-Permanent Permit** – NAC 631.2233 (For Possible Action)
 - (1) **General Anesthesia** (For Possible Action)
 - (a) Mahyar Ali Karimi, DDS
 - (b) Luke M. Nicholson, DMD
 - (2) **Moderate Sedation (pediatric specialty)** (For Possible Action)
 - (a) Andrek J. Ingersoll, DMD
 - (b) Michael J. Purcell, DDS

*n. **Approval for Anesthesia – Temporary Permit** – NAC 631.2233 (For Possible Action)

(1) **General Anesthesia** (For Possible Action)

(a) Stavan Y. Patel, DDS

(2) **Moderate Sedation (pediatric specialty)** (For Possible Action)

(a) Leilani D. M. Friesen, DDS

(b) Rasika Y. Patel, DDS

*o. **Approval for a 90-Day Extension of Anesthesia Permit** – NAC 631.2254(2) (For Possible Action)

(1) **Moderate Sedation (patients 13 years of age & older)** (For Possible Action)

(a) Damian V. Betancourt, DDS

*p. **Approve the Committee on Public Health-NRS 631.190** (For Possible Action)

(1) Betty Pate, RDH

(2) David Lee, DMD

(3) Gregory Pisani, DDS

(4) Antonina Capurro, DMD, State Dental Health Officer

(5) Robert Talley, DDS

(6) Terry Chandler, RDH

*q. **Approve a 2.85 % COLA for Staff Members. This COLA increase is less 1.15% due to increase to PERS and is in accordance with the 2% COLA classified and unclassified employees received in 2017 and 2018 retro-active to July 1, 2019.** (For Possible Action)

*r. **Approval of Byron Blasco, DMD and Joan Shadler, RDH to the Budget & Finance Committee**
(For Possible Action)

6. Public Comment: This public comment period is for any matter that is within the jurisdiction of the public body. No action may be taken upon the matter raised during public comment unless the matter itself has been specifically included on the agenda as an action item. The Chairperson of the Board will impose a time limit of three (3) minutes. The Chairperson may allow additional time at his/her discretion.

7. Announcements

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

PUBLIC NOTICE

Note: * For Possible Action: Indicates items which may be acted upon by the Board.

Note: Board may remove an agenda item or delay discussion relating to any item on the agenda at any time.
(See NRS 241)

Note: Agenda items, other than those items posted with a specific time, may be taken out of sequence or may be combined for consideration by the board to accommodate persons appearing before the Board and/or to aid in effectiveness of the meeting.

Note: Pursuant to NRS 241.030, the board may, by motion, enter into closed session to consider the character, alleged misconduct, professional competence, or physical or mental health of a person.

Note: The Nevada State Board of Dental Examiners may hold board meetings via video conference or telephone conference call. The public is welcomed to attend the meeting at the Board office located at 6010 S. Rainbow Blvd,

Suite A1; Las Vegas, Nevada 89118; or in the Conference room of the Nevada State Board of Medical Examiners office located at 1105 Terminal Way, Suite #301; Reno, NV 89502 (when applicable).

Persons wishing to comment may appear at the scheduled workshop/hearing or may address their comments, data, views, arguments or small business impact in written form to: **Nevada State Board of Dental Examiners, 6010 S. Rainbow Blvd, A-1, Las Vegas, Nevada 89118, Attn: Debra Shaffer-Kugel, Executive Director; FAX number (702) 486-7046; e-mail address nsbde@nsbde.nv.gov** . Written submissions must be received by the **NEVADA STATE BOARD OF DENTAL EXAMINERS** on or before **September 20, 2019**, in order to make copies available to members and the public.

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.

Note: Public Comment time is available after roll call (beginning of meeting) and prior to adjournment (end of meeting). Public Comment is limited to three (3) minutes for each individual. You may provide the Board with written comment to be added to the record.

Note: Persons/facilities who want to be on the mailing list must submit a written request every six (6) months to the Nevada State Board of Dental Examiners at the address listed in the previous paragraph. With regard to any board meeting or telephone conference, it is possible that an amended agenda will be published adding new items to the original agenda. Amended Nevada notices will be posted in compliance with the Open Meeting Law.

We are pleased to make reasonable accommodations for members of the public who are disabled and wish to attend the meeting. If special arrangements for the meeting are necessary, please notify Angelica Bejar, at (702) 486-7044 ext. 65847 no later than 48 hours prior to the meeting. Requests for special arrangements made after this time frame cannot be guaranteed.

Note: Pursuant to NRS 241.020(2) you may contact Angelica Bejar at (702) 486-7044 ext. 65847 to request supporting materials for the public body or you may download the supporting materials for the public body from the Board's website at <http://dental.nv.gov> In addition, the supporting materials for the public body are available at the Board's office located at 6010 S Rainbow Blvd, Ste. A-1, Las Vegas, Nevada.

PUBLIC MEETING POSTING LOCATIONS

Clark County Government Center, 500 Grand Central Parkway; LV, NV
Elko County Courthouse, Room 106, Elko, Nevada
Washoe County Courthouse, 75 Court Street; Reno, Nevada
Office of the N.S.B.D.E., 6010 S Rainbow Boulevard, #A-1, LV, Nevada
Nevada State Board of Dental Examiners website: www.dental.nv.gov
Nevada Public Posting Website: www.notice.nv.gov
Carson City Library, 900 N. Roop St., Carson City, Nevada
Churchill County Library, 553 S. Main St., Fallon, Nevada
Clark County Public Library, 1401 E Flamingo Rd., Las Vegas, Nevada
Douglas County Library, P.O. Box 337, Minden, Nevada
Elko County Library, 720 Court St., Elko, Nevada
Esmeralda County -Goldfield Public Library, P.O. Box 430, Goldfield, NV
Eureka Branch Library, 10190 Monroe St., Eureka, Nevada
Humboldt County Library, 85 East 5th St., Winnemucca, Nevada

Lincoln County Library, P.O. Box 330, 93 Main Street, Pioche, Nevada
Lyon County Library, 20 Nevin Way, Yerington, Nevada
Mineral County Library, P.O. Box 337, Hawthorne, Nevada
Nye Cnty: Tonopah Public Library, P.O. Box 449, 171 Central St., Tonopah, NV
Lander County Library, 625 S. Broad St., Battle Mountain, Nevada
Pershing County Library, P.O. Box 781, 1125 S. R St., Lovelock, Nevada
Storey County Library, Virginia City, Nevada - via email
Washoe County Downtown Reno Library, 301 S. Center St., Reno, NV
Washoe County Sparks Branch Library; 1125 12th Street, Sparks, NV
White Pine County Library, 950 Campton St., Ely, Nevada
LV Office of the State Attorney General, 555 E. Washington Ave. LV, NV
CC Office of the State Attorney General, 100 N. Carson St., Carson City, NV
LV Child Support Enforcement; 1900 E Flamingo Rd, Ste. #100; LV, NV
Southern Nevada Health District; 330 S. Valley View; Las Vegas, NV