



NEVADA STATE BOARD OF DENTAL EXAMINERS



Meeting Location:

Grant Sawyer Building
555 E. Washington Avenue, Ste 4412
Las Vegas, Nevada 89101

Video Conferencing Available

Legislative Counsel Bureau
401 S. Carson Street, Ste 2134
Carson City, Nevada 89701

This meeting is **CANCELLED**

Meeting Date & Time

Friday, November 1, 2019
9:00 a.m.

BOARD OF DENTAL EXAMINERS PUBLIC MEETING & AMENDED AGENDA

Note: Asterisks (*) "**For Possible Action**" denotes items on which the Board may take action.

Note: Action by the Board on an item may be to approve, deny, amend, or tabled.

1. Call to Order

-Roll call/ 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 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. **President's Report:** *Yvonne Bethea, RDH* (For Possible Action)

*a. **Request to remove agenda item(s)** (For Possible Action)

*b. **Approve Agenda** (For Possible Action)

-*Yvonne Bethea, RDH, President*

*c. **Calendar of Events** (For Possible Action)

(1) Approve Board Meeting dates for Calendar Year 2020 (For Possible Action)

d. **Report regarding the AADB Meeting attended on October 19-20, 2019** (Informational Only)

-*Yvonne Bethea, RDH, President*

*4. **Secretary Treasurer's Report:** *R. Michael Sanders, DMD* (For Possible Action)

*a. **Financials** – NRS 631.180/NRS 631.190 (For Possible Action)

(1) Approval of FY 2019 Annual Audit (For Possible Action)

- *Lisa Jones, CPA, Kay See, CPA Campbell, Jones & Cohen, Stacie Hummel, Accountant, R. Michael Sanders, DMD, Secretary Treasurer and Debra Shaffer-Kugel, Executive Director*

(2) Review Balance Sheet and Statement of Revenues, Expenses and Balances for period July 1, 2019 to August 31, 2019 (Informational Purposes only)

- Stacie Hummel, Accountant, R. Michael Sanders, DMD, Secretary-Treasurer & Debra Shaffer-Kugel, Executive Director

***b. Minutes** – (For Possible Action)

- (1) Budget & Finance Committee Meeting – 09/13/2019
- (2) Anesthesia Sub Committee Meeting – 09/20/2019
- (3) Legislative & Dental Practice Committee – 09/20/2019
- (4) Board Meeting – 09/23/2019

-R. Michael Sanders, Secretary Treasurer & Debra Shaffer-Kugel, Executive Director

***5. Executive Director's Report:** Debra Shaffer-Kugel (For Possible Action)

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

- (1) Approve Rigoberto Morales as the Infection Control Inspector for the Board and continue as the InLumon liaison (For Possible Action)

- Debra Shaffer-Kugel, Executive Director

***b. Authorized Investigative Complaint** –NRS 631.360 (For Possible Action)

-Debra Shaffer-Kugel, Executive Director

*(1) The Board pursuant to NAC 631.177 conducted a continuing education audit of RDH X who attested on the renewal form that he/she completed the required hours but has failed to produce certificates of completion for the continuing education and may have willfully made a false statement in a material regard in an affidavit required by this chapter. Therefore, the Executive Director requests the Board approve an authorized investigative complaint to investigate whether RDH X completed the required continuing education for licensure renewal and whether RDH X made a false statement in a material regard in an affidavit required by this chapter pursuant to NRS 631.395(7) (For Possible Action)

*(2) The Board pursuant to NAC 631.177 conducted a continuing education audit of RDH Y who attested on the renewal form that he/she completed the required hours but has failed to produce certificates of completion for the continuing education and may have willfully made a false statement in a material regard in an affidavit required by this chapter. Therefore, the Executive Director requests the Board approve an authorized investigative complaint to investigate whether RDH Y completed the required continuing education for licensure renewal and whether RDH Y made a false statement in a material regard in an affidavit required by this chapter pursuant to NRS 631.395(7) (For Possible Action)

*(3) The Board pursuant to NAC 631.177 conducted a continuing education audit of RDH Z who attested on the renewal form that he/she completed the required hours but has failed to produce certificates of completion for the continuing education and may have willfully made a false statement in a material regard in an affidavit required by this chapter. Therefore, the Executive Director requests the Board approve an authorized investigative complaint to investigate whether RDH Z completed the required continuing education for licensure renewal and whether RDH Z made a false statement in a material regard in an affidavit required by this chapter pursuant to NRS 631.395(7) (For Possible Action)

***6. General Counsel's Report** Melanie Bernstein Chapman, Esq., General Counsel (For Possible Action)

***a. Legal Actions/Lawsuit(s) Update**

-Melanie B. Chapman, Esq., General Counsel

***b. Consideration of Stipulation Agreements** – NRS 622 (For Possible Action)

- (1) Kerry Davis, DDS
- (2) Phillip Devore, DDS

-Melanie B. Chapman, Esq., General Counsel

***c. Motion to Continue Formal Hearing regarding Nam Phan, DDS to January 17, 2020**
(For Possible Action)

- (1) Lawrence Semenza, Esquire

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

***a. Request for reactivation of suspended license for non-renewal and review terms and conditions of the stipulation agreement approved January 24, 2014** (For Possible Action)

(1) Craig S. Morris, DDS

-Yvonne Bethea, RDH, President, Melanie B. Chapman, Esq, General Counsel & Debra Shaffer-Kugel, Executive Director

***b. Request for reinstatement of license that is currently suspended due to the failure to comply with Paragraph 23(C) and 23(G) of the Disciplinary Stipulation Agreement** (For Possible Action)

(1) Georgene Chase, DDS

-Yvonne Bethea, RDH, President & Melanie B. Chapman, Esq, General Counsel

***c. Petition for a Determination of Criminal History** (For Possible Action)

(1) Joshua M Corcran

-Yvonne Bethea, RDH, President & Melanie B. Chapman, Esq, General Counsel

***d. Consider whether to charge a fee up to \$50.00 to cover the administrative cost for the petition for a determination of criminal history pursuant to AB 319** (For Possible Action)

***e. Consideration of Application for Dental Licensure** – NAC 631.050(2)(h) (For Possible Action)

(1) Gabriela Wilson, DMD

-R. Michael Sanders, DMD, Secretary Treasurer, & Debra Shaffer-Kugel, Executive Director

***f. Consideration of Application for Moderate Sedation Administration Permit for patients 13 years of age or older-NAC 631.2213** (For Possible Action)

(1) Jacob S. Hamblin, DDS

-D. Kevin Moore, DDS, Chair of Anesthesia Committee & R. Michael Sanders, DMD, Secretary Treasurer

***g. Consideration of Application for Moderate Sedation Administration Permit for patients 13 years of age or older- NAC 631.2213** (For Possible Action)

(1) Kostika Polena, DMD

-D. Kevin Moore, DDS, Chair of Anesthesia Committee & R. Michael Sanders, DMD, Secretary Treasurer

***h. Consideration by the Board whether to reinstate the prior approval given for the Dental IV Sedation Certification Course offered through the Academy of Dental and Medical Anesthesia (ADMA)** (For Possible Action)

-Yvonne Bethea, RDH, President, Melanie B. Chapman, Esq, General Counsel & Debra Shaffer-Kugel, Executive Director

***i. Discuss, Review and Consider changes to the American Board of Dental Examiners Dental and Dental Hygiene Clinical Examinations** – NRS 631.240(For Possible Action)

-R. Michael Sanders, DMD, ADEX Representative

***j. Approval of Review Panel Members beginning January 1, 2020 to December 31, 2020**

– NRS 631.190 (For Possible Action)

Dental:

- (1) David Lee, DMD
- (2) Joan Shadler, RDH
- (3) Ali Shahrestani, DMD

-Yvonne Bethea, RDH, President

Dental Hygiene:

- (1) David Lee, DMD
- (2) Joan Shadler, RDH
- (3) Maria Gabriel, RDH

-Yvonne Bethea, RDH, President

***k. Approval of Alternate Dental & Dental Hygiene Review Panel Members beginning January 1, 2020 to December 31, 2020** – NRS 631.190 (For Possible Action)

- (1) R. Michael Sanders, DDS
- (2) Yvonne Bethea, RDH
- (3) Brendan Johnson, DDS
- (4) Caryn Solie, RDH

-Public Member Cioffi

I. Request by Board Member Moore & Board Member Lee to have an additional review/discussion of the Audit Report dated June 25, 2019 and the Six Month Follow Up Reports (Information only)

-D. Kevin Moore, DDS, Board Member, David Lee, DMD, Board Member Melanie B. Chapman, Esq., General Counsel & Sophia Long, DAG

***m. Approve use of dental experts and approve an hourly rate** (For Possible Action)

-Melanie B. Chapman, Esq., General Counsel, & Sophia Long, DAG

***n. Appoint Members/Agents to the Committee on Public Health** – NRS 631.190 (For Possible Action)

- (1) Betty Pate, RDH (Chair)
- (2) David Lee, DMD
- (3) Antonina Capurro, DMD, State Dental Health officer
- (4) Robert Talley, DDS, Executive Director, NDA
- (5) Jessica Woods, RDH, President of the NDHA
- (6) State Dental Hygiene Officer (TBD)

-Yvonne Bethea, RDH, President

***o. Approval for Public Health Dental Hygiene Program** – NAC 631.210 (For Possible Action)

- (1) Community Dental Connections

-Yvonne Bethea, RDH, President

***p. Approval of Public Health Endorsement** – NRS 631.287 (For Possible Action)

- (1) Lancette Barney-VanGuilder, RDH – His Heart

-R. Michael Sanders, DMD, Secretary Treasurer

***q. Consideration of Application to be a Board approved certification course for Injection of Neuromodulators, Dermal and Soft Tissue Fillers** (For Possible Action)

- (1) Pacific Training Institute for Facial Aesthetics
 - Level 1 Advanced Anatomy Review & Intro to Botulinum Toxin (16 units) + Level 2 Basic Botulinum Toxin: Cosmetic Upper Face & Pain (20 units) + Level 4 Basic Facial Dermal Fill (32 units) – 68 unit Certification Course

-Jason Champagne, DDS, Chair of Continuing Education Committee

***r. Approval of Voluntary Surrender of License** – NAC 631.160 (For Possible Action)

- (1) Hamid R. Abedi, DDS
- (2) Ronald Heinen, DDS
- (3) Gregory Koontz, DMD
- (4) Paula Kay St. James, RDH
- (5) Mark Cannon, DDS

-R. Michael Sanders, DMD, Secretary Treasurer

***s. Approval for Anesthesia-Permanent Permit** – NAC 631.2233 (For Possible Action)

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

- (a) Damian Betancourt, DDS

(b) Lloyd Herman, DDS

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

(a) Leilani D. M. Friesen, DDS

(b) Rasika Patel, DDS

-D. Kevin Moore, DDS, Chair of Anesthesia Committee & R. Michael Sanders, DMD, Secretary Treasurer

***t. Approval for Anesthesia-Temporary Permit** – NAC 631.2254 (For Possible Action)

(1) General Anesthesia (For Possible Action)

(a) Kimberly Bentjen, DDS

-D. Kevin Moore, DDS, Chair of Anesthesia Committee & R. Michael Sanders, DMD, Secretary Treasurer

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

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

(a) Owen V. Trinh, DMD

-D. Kevin Moore, DDS, Chair of Anesthesia Committee & R. Michael Sanders, DMD, Secretary Treasurer

8. 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.

9. Announcements

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

PUBLIC NOTICE:

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 Grant Sawyer Building located at 555 E. Washington Avenue, Suite 4412 Las Vegas, Nevada 89101 or in the Conference room of the Legislative Counsel Bureau Building located at 401 S Carson Street, Suite 2134 Carson City, Nevada 89701 (when applicable).

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.

Persons wishing to comment may appear at the scheduled meeting/hearing or may address their comments, data, views, arguments 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 should be received by the Board on or before **October 28, 2019** in order to make copies available to members and the public.

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.

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.

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 NOTICE 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