

Nevada State Board of Dental Examiners



6010 S. Rainbow Blvd., Bldg. A, Ste.1 • Las Vegas, NV 89118 • (702) 486-7044 • (800) DDS-EXAM • Fax (702) 486-7046

NOTICE OF AGENDA & TELECONFERENCE MEETING FOR THE CONTINUING EDUCATION COMMITTEE

(Ron Lemon, DMD (Chair); Elizabeth Park, DDS; Kevin Moore, DDS)

Meeting Date & Time

Wednesday, October 7, 2020
6:00 p.m.

**This meeting was held exclusively through teleconference means,
in accordance with Emergency Directives issued by Governor Sisolak**

MINUTES

PUBLIC NOTICE:

***** This meeting will be held via TELECONFERENCE ONLY, pursuant to Section 1 of the DECLARATION OF EMERGENCY DIRECTIVE 006 ("DIRECTIVE 006") issued by the State of Nevada Executive Department and as extended by Directives 016, 018, 021, 026, and 029. There will be no physical location for this meeting*****

Public Comment by pre-submitted email/written form, only, is available after roll call (beginning of meeting); **Live Public Comment by teleconference** is available prior to adjournment (end of meeting). Live Public Comment is limited to three (3) minutes for each individual.

Pursuant to Section 2 of Directive 006, members of the public may participate in the meeting by submitting public comment in written form to: **Nevada State Board of Dental Examiners, 6010 S. Rainbow Blvd, A-1, Las Vegas, Nevada 89118; FAX number (702) 486-7046; e-mail address nsbde@nsbde.nv.gov**. Written submissions received by the Board on or before **Tuesday, October 6, 2020 by 4:00 p.m.** may be entered into the record during the meeting. Any other written public comment submissions received prior to the adjournment of the meeting will be included in the permanent record.

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 the Board, at (702) 486-7044, 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 at (702) 486-7044, 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.

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.

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63 **1. Call to Order**

64 - Roll call/Quorum

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66 Committee Member Dr. Ronald Lemon called the meeting to order at approximately 6:10 p.m.,
67 and Mr. Frank DiMaggio conducted the following roll call:

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69 Dr. Ronald Lemon ----- PRESENT

70 Dr. D. Kevin Moore ----- PRESENT

71 Dr. Elizabeth Park ----- PRESENT

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74 Others Present: Phil Su, General Counsel; Frank DiMaggio, Executive Director.

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

81
82 Pursuant to Section 2 of Directive 006, and extended by Directives 016, 018, 021, 026, and 029, members of the public
83 may participate in the meeting without being physically present by submitting public comment via email to
84 nsbde@nsbde.nv.gov, or by mailing/faxing messages to the Board office. Written submissions received by the Board on
85 or before **Tuesday, October 6, 2020 by 4:00 p.m.** may be entered into the record during the meeting. Any other written
86 public comment submissions received prior to the adjournment of the meeting will be included in the permanent
87 record.

88
89 In accordance with Attorney General Opinion No. 00-047, as restated in the Attorney General's Open Meeting Law
90 Manual, the Chair may prohibit comment if the content of that comment is a topic that is not relevant to, or within the
91 authority of, the Nevada State Board of Dental Examiners, or if the content is willfully disruptive of the meeting by being
92 irrelevant, repetitious, slanderous, offensive, inflammatory, irrational, or amounting to personal attacks or interfering with
93 the rights of other speakers.

94
95 Mr. DiMaggio read a statement into the record.

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97 Mr. Su, per Chairman Lemon, noted that written comment submitted for the meeting would not be
98 read into the record as it was provided to the Committee Members prior to the meeting, and was
99 posted to the Board's website.

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101 ***3. Chairman's Report:** *Ron Lemon, DMD* (For Possible Action)

102
103 ***a. Request to remove agenda item(s)** (For Possible Action)

104
105 There were no requests made.

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

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109 MOTION: Committee Member Park made the motion to approve the agenda. Committee
110 Member Moore seconded the motion. With no discussion, all were in favor;
111 motion passed.

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113 Committee Member Lemon disclosed for the record that he is a full-time employee at the UNLV
114 School of Dental Medicine, and that in no way does or will his employment influence his decision
115 making. Committee Member Lemon asked Mr. Su to give an overview of the actions the Board has
116 during the pandemic as it related to the unique situations for dental and dental hygiene graduates
117 of the class of 2020.

118
119 Mr. Su noted where the applications for licensure may be found on the board's website. Mr. Su
120 gave an overview of the memorandums that were listed on the board's website. He went over
121 both memorandums. Mr. Su explained the requirements to be eligible to apply for the Temporary

dental and dental hygiene licenses. Mr. Su further explained the requirements for the Temporary Unrestricted dental and dental hygiene licenses. Mr. Su noted that currently the alternate exam options were accepted through December 31, 2020, however, it was noted that both application types were valid up to ninety (90) days after the Governor rescinds the state of emergency. Mr. Su clarified that the agenda today would extend the period in which the alternate exams would be accepted.

Committee Member Park inquired if there was currently a stipulation in place that stated how long an applicant had to retest on a live patient after completing the alternate non-patient based exam. Ms. Su stated that there was not currently a provision in place, however, that the temporary license expires ninety (90) days after the declared state of emergency was over.

Committee Member Moore asked if there was a provision in place that stated if the exam agencies were to only offer non-patient based exams indefinitely, would then a temporary unrestricted license revert to an unrestricted permanent license. Mr. Su explained that such a provision did not currently exist, however, that it would be a discussion for the Board to have.

Committee Member Lemon clarified that part of the reason why they were considering extending the date to accept the alternate exam options was due to not knowing if and when ADEX and WREB would return to offering live patient based exams.

Mr. Su stated that the temporary approval only refers to the approval being temporary not the license itself being temporary. He added that the board at a previous meeting voted to grant a temporary unrestricted license and require that those licensees retake the clinical portion of the exam on a live patient when it became available in order for them to obtain a permanent license. Committee Member Lemon expressed his dissatisfaction with the retesting requirement.

Mr. Su advised that the committee may want to move on from agenda item 3.

***4. Old Business:** (For Possible Action)

***a. Consideration and recommendation to the Board whether training completed during Oral & Maxillofacial Surgery (OMS) Residency satisfies the training requirements pursuant to NAC 631.257(1)** (For Possible Action)

MOTION: Committee Member Lemon made the motion to reject that training completed during OMS residencies satisfies the training requirements pursuant to NAC 631.257(1). Committee Member Park seconded the motion. Discussion: Committee Member Park believed the committee discussed the agenda item previously and the committee had agreed that not all programs were the same all across the Board. Committee Member Lemon stated that upon reviewing the CODA requirements for OMS residencies, there were no requirements, thus the committee could not be assured that the training satisfied the requirements of NAC 631.257(1). With no further discussion, all were in favor, motion passed.

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177 *5. **New Business:** (For Possible Action)
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- 179 *a. **Review, discussion, and possible recommendations to the Board of temporary approval**
180 **and acceptance of alternatives to the current Western Regional Examination (WREB)**
181 **exam for dental licensure, including WREB Dental Licensing Examination COVID-19**
182 **Options for 2020, if completed during the period of May 1, 2020 through June 30, 2021 –**
183 **NRS 631.240 and 631.300** (For Possible Action)
184

185 MOTION: Committee Member Moore made the motion to accept the WREB exam as stated
186 above with the adoption of the same stipulations placed on the ADEX exams as approved
187 by the Board at the previous board meeting. Committee Member Park seconded the
188 motion. Discussion: Mr. Su asked Committee Member Moore to clarify if the stipulation he
189 was referring to was the 90-day licensure stipulation. Mr. Su noted that the committee was
190 only making a recommendation regarding the agenda item for consideration and approval
191 by the Board. Committee Member Moore clarified that his motion was to recommend the
192 acceptance of alternatives to the current WREB exam for dental licensure, including WREB
193 Dental Licensing Examination COVID-19 Options for 2020, if completed during the period of
194 May 1, 2020 through June 30, 2021, with the same contingencies the board required of the
195 ADEX exam applicants. Mr. DiMaggio asked Committee Member Moore if his motion was to
196 recommend that the Board issue the temporary unrestricted license upon a properly
197 completed application and submission of proof of successful completion of non-patient
198 WREB clinical examination, such license expires ninety (90) days after the Governor rescinds
199 the declared state of emergency for COVID-19, at which time a patient based clinical
200 examination must be successfully completed in order for the temporary unrestricted license
201 to be converted to a full license. Committee Member Moore responded affirmatively and
202 stated that he would add that if the exam does not have a patient based exam after the
203 state of emergency is rescinded, that the Board evaluate the exam in its entirety. There was
204 discussion regarding the ninety (90) day requirement, which Mr. Su clarified that the
205 requirements to obtain a permanent license would revert to the original requirements prior to
206 the temporary license option. Committee Member Park reiterated her second to the motion.
207 Discussion: Committee Member Lemon expressed his concerns with some of the hardships
208 that applicants are facing and may face given to the unique circumstances. Committee
209 Member Park expressed her concerns and how the Board should uphold their previous
210 requirements. Lengthy discussion ensued regarding the concerns of potentially moving
211 towards a patient-less based exam in the future, as well as the advantages of continuing to
212 require a patient based exam. Committee Member Lemon asked Mr. Su to reiterate the
213 motion made by Committee Member Moore. Mr. Su stated that the motion was to make the
214 recommendation to the Board for temporary acceptance of the alternative to the current
215 WREB exam if completed through the period of May 1, 2020 – June 30, 2021, with the same
216 conditions applied to temporary unrestricted licensure as accepted by the Board on
217 September 15, 2020. All were in favor, motion passed.
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- 220 *b. **Review, discussion, and possible recommendations to the Board of Temporary approval**
221 **and acceptance of the Western Regional Examining Board's (WREB) Objective**
222 **Structured Clinical Examination (OSCE) exam for dental hygiene licensure if completed**
223 **during the period of May 1, 2020 through June 30, 2021–** NRS 631.300 and 631.240 (For
224 Possible Action)
225

226 MOTION: Committee Member Park made the motion to make the recommendation to the
227 Board for temporary approval and acceptance of the WREB OSCE exam for dental hygiene
228 licensure if completed through the period of May 1, 2020 – June 30, 2021, with the same
229 conditions applied as the temporary unrestricted licensure as accepted by the Board on
230 September 15, 2020. Committee Member Moore seconded the motion. Discussion:
231 Committee Member Moore inquired if the hygiene portion of the exam was didactic. The

committee members clarified that there was not a manikin portion for the dental hygiene exam. There was discussion regarding the advantages and disadvantages for a manikin based exam. Committee Member Lemon called on Mark Christensen with WREB to comment. Dr. Christensen gave an overview of the computer based OSCE exam. He stated that the exams are mostly administered in the spring and through the summer. He listed the exam sections. He noted that while it was WREB's intention to offer a patient based exam in the spring of 2021, with the unpredictability of the pandemic, the hands-on portion of the exam may be challenged. Committee Member Moore asked that Dr. Christensen elaborate on the hands-on component being challenged. Dr. Christensen explained that patient based dental hygiene exam will be continued to be offered where states require it, however, that they would also be offering the computer based exam, and stated that a candidate may challenge taking the computer based exam versus the patient based exam. There was discussion regarding exams being offered while adhering to social distancing guidelines wherever dental schools will allow them to administer. Dr. Christensen discussed the difficulty candidates may face in finding a patient to sit for their exam; how WREB will continue to offer both the OSCE for the foreseeable future while also offering the patient based exam wherever permissible. Committee Member Park stated that she would like to affirm her motion as stated. Mr. DiMaggio noted to Committee Member Lemon that this agenda item was presented to the committee at a previous meeting and the committee voted to table the item until after the pandemic. Committee Member Lemon called for the motion. Committee Members Moore and Park were in favor, and Committee Member Lemon opposed the motion; motion passed.

***c. Review, discussion, and possible recommendations to the Board regarding the temporary approval and acceptance of the use of manikins by the American Board of Dental Examiners (ADEX) for the Dental Periodontal Scaling Exercise portion of the ADEX dental exam for dental licensure and for the ADEX dental hygiene clinical examination for the dental hygiene licensure if completed May 1, 2020 to June 30, 2021 – NRS 631.240 and 631.300 (For Possible Action)**

Committee Member Moore inquired if this agenda item was to recommend extending the acceptance date. Mr. DiMaggio replied that this agenda item would mimic agenda (5)(a). Furthermore, that yes, it would also extend the date to June 30, 2021; however, this agenda item if accepted as is would not require that candidates retake the clinical portion on a live patient. There was discussion regarding the agenda item and its intent. After some clarification from Mr. Su, a motion was made.

MOTION: Committee Member Moore made the motion to recommend the temporary approval and acceptance of the use of manikins by ADEX for the dental periodontal scaling exercise portion of the ADEX dental exam for dental licensure and the ADEX dental hygiene clinical examination for dental hygiene licensure if completed May 1, 2020 to June 30, 2021, with the same conditions applied as the temporary unrestricted licensure as accepted by the Board on September 15, 2020. Committee Member Park seconded the motion. Discussion: Committee Member Lemon expressed his concerns and how he disfavored the idea of requiring applicants having to retake the clinical portion on a live patient. All were in favor, motion passed.

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- 287 *d. Review, discussion, and possible recommendations to the Board regarding of the
288 temporary approval and acceptance for the restorative procedures in the American
289 Board of Dental Examiners' (ADEX's) exam for dental licensure to be completed either on
290 a live patient or the CompeDont tooth from May 1, 2020 to June 30, 2021 – NRS 631.240
291 (For Possible Action)
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293 MOTION: Committee Member Moore made the motion to recommend the temporary
294 approval and acceptance of the restorative procedures in the ADEX exam for
295 dental licensure to be completed either on a live patient or the CompeDont tooth
296 if completed May 1, 2020 to June 30, 2021, with the same conditions applied as the
297 temporary unrestricted licensure as accepted by the Board on September 15, 2020.
298 Committee Member Park seconded the motion. There was no discussion.
299 Committee Members Moore and Park were in favor and Committee Member
300 Lemon opposed the motion; motion passed.
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302

- 303 6. Public Comment (Live public comment by teleconference): This public comment period is for any
304 matter that is within the jurisdiction of the public body. No action may be taken upon the matter raised during public
305 comment unless the matter itself has been specifically included on the agenda as an action item. Comments by the
306 public may be limited to three (3) minutes as a reasonable time, place and manner restriction, but may not be
307 limited based upon viewpoint. The Chairperson may allow additional time at his/her discretion.
308

309 Pursuant to Section 2 of Directive 006, and extended by Directives 016, 018, 021, 026, and 029, members of the public
310 may participate in the meeting without being physically present by submitting public comment via email to
311 nsbde@nsbde.nv.gov, or by mailing/faxing written messages to the Board office. Written submissions should be
312 received by the Board on or before **Tuesday, October 6, 2020 by 4:00 p.m.** in order to make copies available to
313 members and the public.
314

315 In accordance with Attorney General Opinion No. 00-047, as restated in the Attorney General's Open Meeting Law
316 Manual, the Chair may prohibit comment if the content of that comment is a topic that is not relevant to, or within
317 the authority of, the Nevada State Board of Dental Examiners, or if the content is willfully disruptive of the meeting by
318 being irrelevant, repetitious, slanderous, offensive, inflammatory, irrational, or amounting to personal attacks or
319 interfering with the rights of other speakers.
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321

322 Mr. DiMaggio read a statement into the record.
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324 A participant made a comment requesting clarification on the committee's recommendation for
325 agenda item (5)(b). Mr. Su reiterated the motion and recommendation for agenda item (5)(b).
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327 Charles Buchannan thanked the Committee for holding the meeting. Mr. Buchannan stated that
328 he was a bit confused as to why the committee mentioned not having the psychometrics from the
329 manikin exams when he himself has read them as they were available to the public. He urged the
330 committee members to do some research so that they can make better informed decisions prior to
331 tomorrow's board meeting. Committee Member Moore asked Mr. Buchannan to forward the
332 documents he was referring to so that they could be disseminated to the board members.
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335 7. Announcements

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337 No announcements were made.
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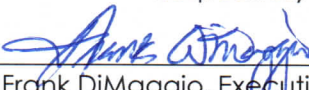
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347 ***8. Adjournment** (For Possible Action)
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349 Committee Member Lemon called for adjournment.
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351 MOTION: Committee Member Park made the motion to adjourn the meeting at approximately 7:18
352 p.m. Committee Member Lemon seconded the motion. All were in favor, motion passed.
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357 Respectfully submitted:
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Frank DiMaggio, Executive Director