



# NEVADA STATE BOARD OF DENTAL EXAMINERS



## BOARD OF DENTAL EXAMINERS PUBLIC MEETING & AGENDA

### Meeting Location:

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

### Video Conferencing Not Available

### Meeting Date & Time

Friday, January 17, 2020  
2:30 p.m.

To be continued on

Saturday, January 18, 2020  
9:00 a.m.

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### 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 Board of Dental Examiners office located at 6010 S. Rainbow Blvd, Suite A1 Las Vegas, Nevada 89118).

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: Angelica Bejar; FAX number (702) 486-7046; e-mail address [nsbde@nsbde.nv.gov](mailto:nsbde@nsbde.nv.gov)**. Written submissions should be received by the Board on or before **January 16, 2020** 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.

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**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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### **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. Election of Officers:** (For Possible Action)

- (1) President (For Possible Action)
- (2) Secretary Treasurer (For Possible Action)

**\*4. Consideration and possible action regarding Employment Contracts and employment status, including potential approval of separation Agreements – NRS 631.190** (For Possible Action)

(May go into closed session pursuant to NRS 241.030)

- (a) Debra Shaffer-Kugel, Executive Director
- (b) Melanie B. Chapman, Esq., General Counsel

**\*5. Selection and Appointment of Interim Executive Director from existing Board staff. Individuals to be considered:** (For Possible Action)

- (a) Candice Stratton
- (b) Rigoberto Morales
- (c) Angelica Bejar
- (d) Sandra Spilsbury

**\*6. Discussion and possible action regarding the salary and duties for the Interim Executive Director position.** (For Possible Action)

**\*7. Discussion and possible action regarding whether to hire a temporary Interim General Counsel, including but not limited to the duties and rate of pay for the position** (For Possible Action)

**\*8. Potential selection of Bradley Slighting, Esq. for the Interim General Counsel position** (For Possible Action)

**\*9. President's Report:** (For Possible Action)

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

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

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

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

**\*10. Secretary Treasurer's Report:** (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

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

**\*b. Approve/Reject door station security camera and intercom system to replace existing one**  
(For Possible Action)

**\*c. 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

**\*d. Staff** – NRS 631.190 (For Possible Action)

- (1) Approve Rigoberto Morales as the Infection Control Inspector for the Board, InLumon liaison and Invoice data entry or consider independent contractors (For Possible Action)

**\*e. Contracts:** (For Possible Action)

- (1) Inlumon Licensing System Support & Maintenance Contract (For Possible Action)
- (2) Consider entering into Memorandum of Understanding Agreement with CSN Dental Faculty Practice to lease operatory for complainant(s) evaluations (For Possible Action)

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

- \* (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)
- \* (4) The Board received information that Dr. W may have violated NAC 631.2241 and NAC 631.230 when a patient under general anesthesia underwent 31 HBO dives prior and during extractions (For Possible Action)

**\*11. Legal Report:** (For Possible Action)

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

- DAG

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

- (1) Kerry Davis, DDS
- (2) Phillip Devore, DDS
- (3) Ammar Kerio, DMD

- DAG

**\*c. Motion to Continue Formal Hearings** (For Possible Action)

- (1) Lawrence Semenza, Esquire for Nam Phan, DDS
- (2) Young K. Dill, DMD (Proper Person)

**\*d. Consideration of Application for Dental Licensure – NRS 631.240 & NAC 631.050** (For Possible Action)  
(May go into closed session pursuant to NRS 241.030)

- (1) Kim D. Kimmerley, DMD

- DAG

\*e. **Report of status of pending investigations** (Information Only)

**\*12. 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

\*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

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

(May go into closed session pursuant to NRS 241.030)

(1) Joshua M Corcran

\*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 to Reactivate Retired License** – NAC 631.170 (For Possible Action)

(1) Lisa Hogan, DDS

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

(1) Gabriela Wilson, DMD

\*g. **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

\*h. **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

\*i. **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)

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

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

• **Dental Panel** (Two Board Member Dentists and One Non-Board Member Dentist):

• **Dental Hygiene Panel** (One Board Member Dentist, One Board Member Hygienist, and One Non-Board Member Hygienist):

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

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

**\*n. Submission of Two Board Members Names to observe the CODA Site Visit at UNLV School of Dental Medicine on March 31, 2020 to April 2, 2020 - Board Members will be compensated by the Board at a maximum daily rate of \$150.00 per day plus per diem** (For Possible Action)

**\*o. 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)

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

- (1) Community Dental Connections

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

- (1) Lancette Barney-VanGuilder, RDH – His Heart
- (2) Elizabeth Gonzales, RDH – Community Health Alliance Program
- (3) Alicia M. Arraiz, RDH – NNDHP/Healthy Smile Healthy Child Program

**\*r. 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

**\*s. 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

**\*t. 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

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

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

- (a) Kimberly Bentjen, DDS

**(2) Moderate Sedation** (Pediatric Specialty) (For Possible Action)

- (a) Robert Bruce Howell, DDS

**\*v. Re-Instatements of 90-Day Temporary Permit Holder** (For Possible Action)

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

- (a) Shawn B. Davis, DMD

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

- (a) Jong M. Um, DDS
- (b) Owen V. Trinh, DMD

**\*w. Appoint Steven Hall, DDS, Investigator, to oversee deceased dentist' dental practice to ensure compliance with statutes & regulations pursuant to NRS 631.385 & NAC 631.278** (For Possible Action)

- (1) Scott W. Brown, DDS

**\*x. Appoint Board Members to Resource Committees** (For Possible Action)

**(1) Appointment of Members to Existing Committees** (For Possible Action)

**(2) Creation of Employment Committee from current Board members to perform some or all of the following tasks:** (For Possible Action)

- Develop and post position announcements for the Executive Director and General Counsel positions
- Review and draft job descriptions for the Executive Director and General Counsel positions to be presented to and approved by the full Board
- Review applications and conduct interviews as necessary to make recommendations to the full Board regarding hiring of on Executive Director and General Counsel
- Review staff requirements and make recommendations to the full Board regarding position descriptions, staff organization, and staffing needs

**\*y. Discussion and possible action regarding Board office space needs and lease contract**  
(For Possible Action)

**13. 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.

**14. Announcements**

**\*15. Adjournment** (For Possible Action)

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**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](http://www.dental.nv.gov)  
Nevada Public Posting Website: [www.notice.nv.gov](http://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 12<sup>th</sup> 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

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