

# 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

## PUBLIC MEETING NOTICE & BOARD MEETING AGENDA

### Meeting Date & Time

Thursday June 10, 2021  
5:30 p.m.

**\*\* This meeting will be held via remote technology system and \*\***  
**\*\* will be accessible to the public via ZOOM VIDEO WEBINAR/TELECONFERENCE ONLY \*\***  
**\*\* There will be no physical location for the meeting \*\***  
**\*\* pursuant to NRS 241.015, as amended by AB 253 (2021) \*\***

**To access by phone**, call Zoom teleconference Phone Number: (669) 900 6833

**To access by video webinar**, visit [www.zoom.com](http://www.zoom.com) or use the Zoom app

Zoom Webinar/Meeting ID#: **985 4208 9922**

Zoom Webinar/Meeting Passcode: **664952**

### PUBLIC NOTICE:

**\*\* This meeting will be held via VIDEO WEBINAR and TELE-CONFERENCE only \*\***

**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.

Members of the public may submit 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](mailto:nsbde@nsbde.nv.gov)**. Written submissions received by the Board on or before **Wednesday, June 9, 2021 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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**1. Call to Order**  
- Roll call/Quorum

Mr. DiMaggio performed roll call—quorum was established. 5:32 pm

Dr. Kevin Moore—Present	Dr. Adam York—Present
Dr. Todd Thompson—Present	Ms. Yamilka Arias—Present
Dr. Ronald West—Present	Ms. Caryn Solie—Present
Dr. Elizabeth Park—Present	Mrs. Jana McIntyre—Present
Dr. David Lee—Present	Ms. Gabrielle Cioffi—Present
Dr. Ronald Lemon—Present	

**2. Public Comment (By pre-submitted email/written form only):** 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.

Members of the public may submit public comment via email to [usd.adm@nvsdte-nv.gov](mailto:usd.adm@nvsdte-nv.gov), or by mailing/faxing messages to the Board office. Written submissions received by the Board on or before **Wednesday June 9, 2021 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.

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

There was no written public comment.

**\*3. President's Report:** (For Possible Action)

Dr. Moore tabled Agenda item 7 (d) and will take agenda item 7(f) and 7(c) first and second.

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

Agenda item 7(d) was tabled

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

Dr. Thompson made a motion to approve amended agenda. Ms. Arias seconded the motion. All were in favor. Motion passed.

**\*4. Secretary – Treasurer's Report:** (For Possible Action)

**\*a. Approval/Rejection of Minutes** (For Possible Action)

- (1) 04/08/2021 Board Meeting
- (2) 04/13/2021 Anesthesia Committee Meeting
- (3) 04/20/2021 Continuing Education Committee Meeting
- (4) 05/04/2021 Infection Control Committee Meeting
- (5) 05/05/2021 Dental Hygiene and Dental Therapy Committee and Sub Committee Meeting

Dr. Lee asked if there were any corrections to the minutes. Dr. Moore made a motion to accept the minutes as written. Ms. Solie seconded the motion. All were in favor. Motion passed.

**\*5. General Counsel's Report:** (For Possible Action)

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04 **\*a Legislative update**

05 Alex Carrnito from Lewis Roca gave legislative update regarding the following bills:

06 SB269

07 SB456

08 SB420

09 Miss Cioffi asked about AB369.

10 Ms. Carrnito stated that it is common for bills to die and come back at the next legislative session.

11 Miss Cioffi asked when Lewis Roca would get involved.

12 Mr. Su clarified that Ms. Cioffi may be asking about SB335 and Ms. Cioffi agreed this is the bills she is referring  
13 to.

14 Ms. Carrnito said that anytime the bill is introduced they are always engaged when it involves the Board.  
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18 **\*b. Review Panel – NRS 631.3635**

20 **(1) Discussion and consideration of proposed findings and recommendations for matters that**  
21 **have been recommended for remand by the Review Panel, and possible**  
22 **approval/rejection of same by the Board- NRS 631.3635** (For Possible Action)

23 Dr. Thompson made a motion to accept remands. Dr. West seconded the motion, all were in favor. Dr. Lee  
24 and Ms. McIntyre recuse. Motion passed.

25 **(2) Consideration, review, and possible approval/rejection of Stipulation Agreements – NRS**  
26 **631.3635; NRS 622A.170; NRS 622.330** (For Possible Action)

- 27  
28 (i) Monica Ponce, DDS\*  
29 (ii) Darwin Evans, DDS\*  
30

31 Dr. Moore made a motion to accept the stipulations. Dr. Thompson seconded the motion. Dr. Lee and Ms.  
32 McIntyre abstained. Ms. Solie said that page 60 of the board book mentioned something about CE's of 3  
33 hours. Mr. Su stated it was a typo and to disregard. All were in favor. Motion passed.

34 **\*6. Old Business:** (For Possible Action)  
35

36 **\*a. Consideration, discussion, and possible approval/rejection of the Anesthesia Committee's**  
37 **recommendation to the Full Board to modify the current regulation to include, but not limited to,**  
38 **simulated training as a method for completing the hands-on component for the certification of**  
39 **Cardiopulmonary Resuscitation (CPR), Advanced Cardiac Life Support (ACLS), and/or Pediatric**  
40 **Advanced Life Support (PALS) - NAC 631.173.** (For Possible Action)

41 Dr. Moore stated that the anesthesia committee recommends that NAC 631.173 be changed to reflect a  
42 hands-on component be required for CPR, ACLS and/or PALS certifications.

43 Dr. Park made motion to approve the recommendations of the anesthesia committee. Ms. Cioffi seconded  
44 the motion. All were in favor. Motion passed.

45 Mr. Su to write regulations and hold workshop.

46 **\*7. New Business:** (For Possible Action)  
47

48 **\*a. Review, discussion and possible recommendations of the Board concerning updates to CDC**  
49 **Guidance, including but not limited to, CDC Guidance for Dental Settings, and possible**  
50 **approval/rejection of the same – NAC 631.178** (For informational purposes only)

51  
52 This agenda item is informational only. Dr. Thompson suggested that we hold a Board meeting immediately if  
53 there are changes to the CDC guidance for dental settings.  
54

55 **\*b. Approval/Rejection of Permanent Anesthesia Permit – NAC 631.2235** (For Possible Action)  
56

- 57 (1) Jerome C. Cutler, DDS – Moderate Sedation (patients 13 years of age & older)  
58 (2) Jamison P Metcalf, DDS – General Anesthesia  
59

60 Dr. Moore made a motion to approve the permanent anesthesia permits. Dr. Thompson seconded the motion. All  
61 were in favor. Motion passed.

62 **\*c. Consideration of Application to Reactivate Inactive License – NAC 631.170** (For Possible Action)  
63

- 64 (1) Benny Kohanteb DDS

65 Mr. DiMaggio went over all of the procedures Dr. Kohanteb has completed to reactivate his license.

66 There was discussion. Dr. Moore asked about continuing education.

67 Dr. Lee asked whether Dr. Kohanteb had not practiced since 2017.

68 Dr. Kohanteb stated that he had taken CE's and that he took a leave of absence due to his wife having a  
69 baby.

70 Dr. Lee asked if we had a skills assessment test for Hygienists and Dentists that have not practiced for over 3  
71 years.

72 Dr. Lee asked Dr. Thompson to consider a skills assessment test for Dr. Kohanteb.

73 Dr. Thompson asked Dr. Kohanteb if he had been practicing since 1996 and Dr. Kohanteb verified that he  
74 had been practicing since then and he had not practiced for 3.5 years-4 years.

75 Dr. Lee asked if he had an active license in California all this time.

76 Dr. Kohanteb stated that his license in California was inactive for 3 years.

77 Dr. Kohanteb stated that he just opened a brand new office in California and he is working there.

78 Mr. DiMaggio reviewed NACS 631.170 4 (b).

79 Dr. Park stated that past cases have had many variables and are hard to compare.

80 Dr. Park asked Dr. Kohanteb if he was planning on opening a practice and running it himself or having  
81 someone else run it for him.

82 Dr. Kohanteb stated that he just signed a lease in Henderson and will be practicing in Nevada.

83 Dr. Thompson stated that he is all for a doctor taking time off to have a baby.

84 Dr. Thompson made a motion to accept the application to reactivate the license for Dr. Kohanteb Dr.  
85 Lemon seconded the motion.

86 Dr. Moore suggested an amended motion that we accept the application contingent upon having Dr.  
87 Kohanteb pass a skills assessment exam.

88 Dr. West agreed with Dr. Moore to have Dr. Kohanteb to take a skills assessment.

89 Dr. Thompson amended his motion to approve the application to reactivate Dr. Kohanteb's license upon Dr.  
90 Kohanteb successfully passing a skills assessment exam at UNLV school of dental medicine on either live  
91 patient or mannequin. Ms. Arias seconded the motion. All were in favor. Motion passed.

92 Mr. Su read NAC 631.170.

93 Dr. Moore asked Dr. Thompson to look at the NAC and get back to Mr. Su because Mr. Su is making a list for  
94 consideration of possible changes to our NAC regulations.

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97 **\*d. Consideration, discussion, and possible approval/rejection of delegation, in whole or in part, of**  
98 **Board's authority to take disciplinary actions pursuant to NRS 631, to a hearing officer and/or**  
99 **hearing panel – NRS 631.350** (For Possible Action)  
00

- 01 (1) Qualifications for hearing officer/hearing panel members  
02 (2) Role of Disciplinary Committee, if any, with regard to hearing officer/hearing panel  
03 (3) Regulatory/NAC changes to facilitate hearing officer/hearing panel  
04

05 This item was tabled by Dr. Moore.

06  
07 **\*e. Consideration, discussion, and possible approval/rejection of change of title for Jason Dworin**  
08 **from Deputy General Counsel to General Counsel- NRS-631.190** (For Possible Action)

09 Dr. Moore explained what changing title means. Dr. Moore explained his reasons for having 2 general  
10 counsels.

11 Dr. West made a motion to change Jason Dworin's title from Deputy General Counsel to General Counsel.

12 Dr. Park seconded the motion.

13 Ms. Cioffi had a concern that if there were an audit would the board be at risk by having 2 general counsels.

14 Ms. Solie asked about duties.

15 Mr. Su stated that the board should vote on changing duties.

16 Mr. Dworin feels that Mr. DiMaggio has the authority to decide duties.

17 Dr. Thompson just clarified that we are still changing the designation.

18 Dr. West amended his motion to include the change of title for Jason Dworin from Deputy General Counsel

19 to General Counsel with oversight of Executive Director Frank DiMaggio; Dr. Park seconded the motion. All  
20 were in favor. Motion passed.

21  
22 **\*f. Review, consider, and discuss the Budget and Finance Committee recommendations regarding**  
23 **the proposed budget for Fiscal Year Ending (FYE) June 30, 2021, and possible approval/rejection**  
24 **of the proposed budget for FYE June 30, 2021 – NRS 631.190** (For Possible Action)

25  
26 (1) BDO- Jeff Edwards

27 Dr. Moore made a motion to accept and approve the budget for FYE 2021. Dr. Park seconded the motion,  
28 there was no discussion. All were in favor. Motion passed.

29 Mr. Edwards was present via phone. There were no questions for him.

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32 **8. Public Comment (Live public comment by teleconference):** This public comment period is for any matter  
33 that is within the jurisdiction of the public body. No action may be taken upon the matter raised during public comment unless the  
34 matter itself has been specifically included on the agenda as an action item. Comments by the public may be limited to three (3)  
35 minutes as a reasonable time, place and manner restriction, but may not be limited based upon viewpoint. The Chairperson may  
36 allow additional time at his/her discretion.  
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43 State Board of Dental Examiners, or if the content is willfully disruptive of the meeting by being irrelevant, repetitious, slanderous,  
44 offensive, inflammatory, irrational, or amounting to personal attacks or interfering with the rights of other speakers.

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46 There was no public comment.

47 **9. Announcements**

48 Dr. Moore thanked the Board for staying late for the hearing and that we are trying to accommodate  
49 everyone's schedule.

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

51 Ms. Cioffi made a motion to adjourn. Dr. Park seconded the motion. All were in favor. Motion passed.

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53 **PUBLIC NOTICE POSTING LOCATIONS**

54 Office of the N.S.B.D.E.: 6010 S Rainbow Boulevard, #A-1, Las Vegas, NV 89118

55 State Board of Dental Examiners website: [www.dentinfo.nv.gov](http://www.dentinfo.nv.gov)

56 Nevada Public Posting Website: [www.nvpublicposting.gov](http://www.nvpublicposting.gov)

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Frank DiMaggio  
Executive Director