

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 FOR BOARD MEETING & PUBLIC HEARING

Meeting Date & Time

Tuesday, March 16, 2021

6:00 p.m.

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

Teleconference Number: (669) 900 6833

Teleconference ID#: 934 4747 7840

Teleconference Passcode: 273734

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 **Monday, March 15, 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.

///

///

///

1. **Call to Order**

- Roll call/ Quorum

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

Pursuant to Section 2 of Directive 006, and extended by Directives 016, 018, 021, 026, and 029, members of the public may participate in the meeting without being physically present by submitting public comment via email to nsbde@nsbde.nv.gov, or by mailing/faxing messages to the Board office. Written submissions received by the Board on or before **Monday, March 15, 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.

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

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

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

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

*a. **Minutes** (For Possible Action)

- (1) Board Meeting – 01/05/2021
- (2) Regulation Workshop – 01/07/2021
- (3) Board Regulation Workshop – 01/12/2021
- (4) Anesthesia Committee & Subcommittee Meeting (Open & Closed Sessions) – 01/12/2021
- (5) Employment Committee Meeting – 01/20/2021
- (6) Board Meeting – 01/20/2021
- (7) Board Meeting – 02/02/2021

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

*a. **Review Panel – NRS 631.3635** (For Possible Action)

(1) **Discussion and consideration of proposed findings and recommendations for matters by Review Panel** (For Possible Action)

*b. **Review, consideration, and possible approval/rejection of a request that the Board issue three subpoenas to entities A, B, and C, pursuant to the Board's previously Authorized Investigation of Dr. Z regarding whether Dr. Z met the requirements of NRS 631.271 for limited licensure – NRS 631.630(4); NAC 631.355** (For Possible Action)

*c. **Review, consideration, and possible approval/rejection of the Board's delegation of authority to the Secretary-Treasurer to authorize the issuance of, and sign on behalf of the Board, any additional subpoenas, as needed, pursuant to the Board's previously Authorized Investigation of Dr. Z regarding whether Dr. Z met the requirements of NRS 631.271 for limited licensure and/or to authorize the issuance of, and sign on behalf of the Board, any additional subpoenas pertaining to any future hearing that may be held as a result of the Board's previously Authorized Investigation of Dr. Z – NRS 631.630(4); NRS 631.190(2)**
(For Possible Action)

///

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

(1) Wyatt Dannels, DDS

***e. Request to Reconsider or Amend the Advisory Opinion issued by the Board on October 20, 2020 regarding whether dental healthcare provider can instruct parent/guardian to apply single unit dose of fluoride varnish to their child's teeth through a synchronous teledentistry platform – NAC 631.279; NAC 631.220(2)** (For Possible Action)

(1) David Lee, DMD

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

***a. Review and discussion for possible decision regarding Dr. Craig Morris' request for reactivation of suspended/revoked license, including, but not limited to, review and discussion of terms and conditions of, and compliance with, the January 24, 2014 Stipulation Agreement**
(For Possible Action)

(1) Craig S. Morris, DDS

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

***a. Public Hearing: Notice of Intent to Act Upon – NAC 631.2270, et seq.** (For Possible Action)

The purpose of the Hearing is to receive comments from all interested persons regarding the adoption of the following proposed temporary regulations that pertain to Chapter 631 of the Nevada Administrative Code. The topics and revisions are regarding the following:

(1) Administration of Vaccinations by Licensed Dental Professionals (NAC 631.2270, et seq.)

***b. Discussion, consideration and possible appointments of Dental Review Panel alternate members** – (NRS 631.3635) (For Possible Action)

(1) Yamilka Arias, RDH
(2) Joan Landron, DMD

***c. Review, discussion, and possible approval/rejection of the Continuing Education Committee's recommendation to extend temporary approval and acceptance of the successful completion of non-patient based Western Regional Examination Board (WREB) exam for dental licensure, for issuance of a temporary unrestricted dentist license, from current June 30, 2021 deadline to June 30, 2022** – NRS 631.240 (For Possible Action)

***d. Review, discussion, and possible approval/rejection of the Continuing Education Committee's recommendation to extend temporary approval and acceptance of the successful completion of Western Regional Examining Board's (WREB) Objective Structured Clinical Examination (OSCE) exam for dental hygiene licensure, for issuance of a temporary unrestricted dental hygiene license, from current June 30, 2021 deadline to June 30, 2022** – NRS 631.300 (For Possible Action)

///

- *e. Review, discussion, and possible approval/rejection of the Continuing Education Committee's recommendation to extend temporary approval and acceptance of the successful completion of restorative procedures in the American Board of Dental Examiners' (ADEX) exam for dental licensure to be completed either on a live patient or the CompeDont tooth, for issuance of a temporary unrestricted dentist license, from current June 30, 2021 deadline to June 30, 2022** – NRS 631.240 (For Possible Action)
- *f. Review, discussion, and possible approval/rejection of the Continuing Education Committee's recommendation to extend temporary approval and acceptance of the successful completion of use of manikins by the American Board of Dental Examiners (ADEX) for the Dental Periodontal Scaling Exercise portion of the ADEX dental exam for issuance of a temporary unrestricted dentist license and for the ADEX dental hygiene clinical examination for issuance of a temporary unrestricted dental hygiene license, from current June 30, 2021 deadline to June 30, 2022** – NRS 631.240 and 631.300 (For Possible Action)
- *g. Review, discussion, and possible approval/rejection of the Continuing Education Committee's recommendation to supplement, amend, and/or modify the Board's Memorandum dated July 14, 2020, regarding the "Suspension of Certain Licensure Provisions Pursuant to the Governor's Declaration of Emergency Directive 011", to allow and permit dental school graduates of the class of 2020 and 2021 and dental hygiene school graduates of the class of 2020 and 2021 to apply for a temporary license (subject to supervision by supervising dentist)** – NRS 631.240 and 631.300 (For Possible Action)
- *h. Review, discussion, and possible approval/rejection of the Continuing Education Committee's recommendation to approve changes to examination adopted at the 16th Annual 'Virtual' Meeting of the American Board of Dental Examiners (ADEX)** – NRS 631.240 and NAC 631.090 (For Possible Action)
- (1) Changes to 2021 and 2022 ADEX Dental Examination
(2) Changes to 2021 and 2022 (if any) ADEX Dental Hygiene Examination
- *i. Review, discussion, and possible approval/rejection of Nevada licensed dentists and hygienists being allowed to fulfill Continuing Education requirements live or on-line from March 1, 2020 through ninety (90) days after the Governor of the State of Nevada rescinds the declared state of emergency an end of the pandemic for Covid-19 – NAC 631.173:**
(For Possible Action)
- *j. Consideration, discussion, and possible approval/rejection to authorize the Board's Executive Director to interview and hire a full-time Deputy General Counsel at a salary range determined by the Board – NRS 631.190** (For Possible Action)
- *k. Approval/rejection of Temporary Anesthesia Permits – NAC 631.2254** (For Possible Action)
- (1) Jerome C Cutler, DDS – Moderate Sedation (patients 13 years of age & older)
- *l. Approval/rejection of Permanent Anesthesia Permits – NAC 631.2235** (For Possible Action)
- (1) Arlisha J Hicks, DDS – Moderate Sedation (pediatric specialty)
(2) Jacqueline A Alford, DDS – Moderate Sedation (pediatric specialty)
(3) David S Stoker, DDS – General Anesthesia
(4) Sudheer J Surpure, DDS, MD – General Anesthesia
- m. Consideration, review, and discussion of cardiopulmonary resuscitation (CPR) certification requirement pursuant to NAC 631.173** (For Informational Purposes)

8. Public Comment (Live public comment by teleconference): 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. 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.

Pursuant to Section 2 of Directive 006, and extended by Directives 016, 018, 021, 026, and 029, members of the public may participate in the meeting without being physically present by submitting public comment via email to nsbde@nsbde.nv.gov, or by mailing/faxing written messages to the Board office. Written submissions should be received by the Board on or before **Monday, March 15, 2021 by 4:00 p.m.** in order to make copies available to members and the public.

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.

9. Announcements

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

PUBLIC NOTICE POSTED TO:

Nevada State Board of Dental Examiners website: www.dental.nv.gov
Nevada Public Posting Website: www.notice.nv.gov
Legislative Counsel Bureau website: www.leg.state.nv.us