

# 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

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## **PUBLIC MEETING NOTICE & BOARD MEETING AGENDA**

### **Meeting Date & Time**

Tuesday September 21, 2021  
6:00 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#: **818 3317 9572**  
Zoom Webinar/Meeting Passcode: **655340**

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### **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@dental.nv.gov](mailto:nsbde@dental.nv.gov)**. Written submissions received by the Board on or before **Monday September 20, 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.

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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 (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 [nsbde@dental.nv.gov](mailto:nsbde@dental.nv.gov), or by mailing/faxing messages to the Board office. Written submissions received by the Board on or before **Monday, September 20, 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. **Approval/Rejection of Minutes** (For Possible Action)

- (1) Continuation of Formal Hearing – NSBDE v. Dr. Antonina Capurro (Cancelled Day 6) – 07/16/21
- (2) Continuation of Formal Hearing – NSBDE v. Dr. Antonina Capurro (Cancelled Day 10) – 08/12/2021
- (3) Continuing Education Committee Meeting – 08/16/2021
- (4) Budget and Finance Committee Meeting – 08/17/2021
- (5) The Anesthesia Committee and Sub-Committee Meeting – 08/26/2021
- (6) The Legislative, Legal, and Dental Practice Committee Meeting – 08/31/2021

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

\*a **Legal Actions/Litigation Update**

\*b. **Regulatory Update** (For Informational Purposes Only)

\*c. **Review Panel – NRS 631.3635**

- (1) **Discussion and consideration of proposed findings and recommendations for matters that have been recommended for remand by the Review Panel, and possible approval/rejection of same by the Board- NRS 631.3635** (For Possible Action)
- (2) **Consideration, review, and possible approval/rejection of Stipulation Agreements – NRS 631.3635; NRS 622A.170; NRS 622.330** (For Possible Action)

(i) Julianne Doty, DMD\*

\*d. **Authorized Investigative Complaints – NRS 631.360** (For Possible Action)

- (1) **Dr. U – The Board received information regarding the settlement of a civil malpractice lawsuit, leading to the belief that Dr. U may have breached the standard of care, thereby potentially violating NRS 631.3475** (For Possible Action)

- (2) Dr. V – The Board received information regarding a settlement, leading to the belief that Dr. V may have failed to report a pending civil malpractice lawsuit thereby potentially violating NRS 631.395 (For Possible Action)
- (3) Dr. W – The Board received information alleging Dr. W may have breached the standard of care, thereby potentially violating NRS 631.3475 (For Possible Action)
- (4) Dr. Y – The Board received information alleging Dr. Y may have violated NRS 631.270 through false or misleading advertising regarding specialization (For Possible Action)
- (5) Dr. Z – The Board received information alleging Dr. Z may have violated NRS 631.270 through false or misleading advertising regarding specialization (For Possible Action)

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

**\*a. Consideration, discussion, and possible approval/rejection of the recommendations by the Anesthesia Committee to the Full Board to Approve the Anesthesia Evaluators' Recommendations for Failure of the Evaluation on the Administration of Moderate Sedation to Pediatric Patients Pursuant to NAC 631.2235** (For Possible Action)

(1) Dr. X

**\*b. Consideration, discussion, and possible approval/rejection of the recommendations by the Anesthesia Committee to the Full Board to approve the request for a Re-Evaluation upon Satisfying Deficiencies Contained in the Evaluators' Recommendations Regarding the Administration of Pediatric Moderate Sedation pursuant to NAC 631.2235 (2 and 3) by Completing a Minimum of 15 Hours Didactic Instruction Concentrating on Pediatric Sedation That Includes a Hands-On Simulation Component and Reinstatement of the Temporary Pediatric Moderate Sedation Administrator Permit on the Day of the Required Re-Evaluation Pursuant to NAC 631.2235 (4-7)** (For Possible Action)

(1) Dr. X

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

**\*a. Review, consideration, and approval/rejection of possible changes to the calibration training of the Board's Infection Control Inspectors as considered by the Infection Control Committee. NRS 631.190 and NAC 631.2221** (For Possible Action)

(1) Two Proposals by Marie T. Fluent, DDS, regarding research, review and revision of the Board's Infection Control Inspection Survey Form and Addendum Infection Control Survey Form- During Pandemic; create, present, and record a 2-hour webinar: Calibration of Infection Control Inspections for Dental Facilities in Nevada; and create, present, and record a 2-hour webinar: Review of CDC Interim Guidance for Infection Control in the Dental Setting During the COVID-19 Pandemic.

**\*b. Discussion, consideration, and possible action regarding the potential selection of Phil Su, Esq. for the Interim Executive Director position and the salary for said position- NRS 631.160 and 631.190** (For Possible Action)

**\*c. Discussion, consideration, and possible action regarding the proposed draft of proposed dental therapy regulations, pursuant to recommendations from the Dental Hygiene/Dental Therapy Committee. NRS 631.190; NRS 631.312 to 631.3128** (For Possible Action)

**\*d. Approval/Rejection of Temporary Anesthesia Permit – NAC 631.2254** (For Possible Action)

(1) Nathan Y Lo, DDS – Moderate Sedation (Pediatric Specialty)

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

- (1) Tate W Guild, DMD – Moderate Sedation (Pediatric Specialty)
- (2) Kelly A Harris, DDS – Moderate Sedation (Pediatric Specialty)

**\*f. Approval/Rejection of Voluntary Surrender of License – NAC 631.160** (For Possible Action)

- (3) Linde Melder, RDH

**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.

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**9. Announcements**

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

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**PUBLIC NOTICE POSTING LOCATIONS**

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