

Nevada State Board of Dental Examiners



2651 N. Green Valley Pkwy, Ste. 104 • Henderson, NV 89014 • (702) 486-7044 • (800) DDS-EXAM • Fax (702) 486-7046

PUBLIC MEETING NOTICE & BOARD MEETING AGENDA

Meeting Date & Time

Tuesday February 15, 2022
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 or use the Zoom app

Zoom Webinar/Meeting ID#: **837 1763 0251**

Zoom Webinar/Meeting Passcode: **585075**

MINUTES

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, 2651 N. Green Valley Pkwy, Ste. 104, Henderson, NV 89014; e-mail address nsbde@dental.nv.gov**. Written submissions received by the Board on or before **Monday, February 14, 2022 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 2651 N. Green Valley Pkwy, Ste. 104, Henderson, NV 89014.

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 **1. Call to Order**

2 - Roll call/Quorum

3
4 Ms. Sull conducted roll call.

Dr. Tejpaul Johl (Dr. Johl) — Present	Dr. Todd Thompson (Dr. Thompson) — Present
Dr. Ronald West (Dr. West) — Present	Dr. Elizabeth Park (Dr. Park) — Present
Dr. Adam York (Dr. York) — Present	Ms. Yamilka Arias (Ms. Arias) — Present
Mr. Michael Pontoni (Mr. Pontoni) — Present	Dr. Ronald Lemon (Dr. Lemon) — Present
Dr. David Lee (Dr. Lee) — Present	Ms. Kimberly Petrilla (Ms. Petrilla) — Not Present
Ms. Jana McIntyre (Ms. McIntyre) — Present	

6
7 **Others Present:** Hardeep Sull, Board Executive Director; Phil Su, Board General Counsel; Jason Dworin, Board
8 General Counsel; Sandra Spilsbury, Dental License and Credentialing Specialist and Site Inspection – CE
9 Coordinator

10
11 **Public Attendees:** Alex Cannito; Janette Gomez; AE; Caryn Solie; Kelly Taylor; Dr. Patrick Silvaroli; Richael
12 Cobler; Tommy Ferraro

13
14 **2. Public Comment (By pre-submitted email/written form only):** The public comment period is limited to matters
15 specifically noticed on the agenda. No action may be taken upon the matter raised during public comment unless the matter itself has
16 been specifically included on the agenda as an action item. Comments by the public may be limited to three (3) minutes as a reasonable
17 time, place and manner restriction, but may not be limited based upon viewpoint. The Chairperson may allow additional time at his/her
18 discretion.

19
20 Members of the public may submit public comment via email to nsbde@dental.nv.gov, or by mailing messages to the Board office. Written
21 submissions received by the Board on or before **Monday, February 14, 2022 by 4:00 p.m.** may be entered into the record during the meeting.
22 Any other written public comment submissions received prior to the adjournment of the meeting will be included in the permanent record.

23
24 In accordance with Attorney General Opinion No. 00-047, as restated in the Attorney General's Open Meeting Law Manual, the Chair may
25 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
26 Examiners, or if the content is willfully disruptive of the meeting by being irrelevant, repetitious, slanderous, offensive, inflammatory, irrational, or
27 amounting to personal attacks or interfering with the rights of other speakers.

28
29 Mr. Su read aloud a public comment received from Nicole Brewster, RDH, BSDH, MSADT regarding dental
30 therapy.

31
32 ***3. President's Report:** (For Possible Action)

33
34 ***a. Request to remove agenda item(s)** (For Possible Action)

35
36 There was no request to remove any agenda item(s).

37
38 ***b. Approve Agenda** (For Possible Action)

39
40 Ms. McIntyre made a motion to approve the agenda. Dr. Johl seconded the motion. All were in favor. Motion
41 passed.

42
43 ***4. Secretary – Treasurer's Report:** (For Possible Action)

44
45 ***a. Approval/Rejection of Minutes** (For Possible Action)

- 46 (1) Employment Committee Meeting – 01/18/2022
- 47 (2) Board Meeting – 01/18/2022
- 48 (3) Legislative, Legal, and Dental Practice Committee Meeting – 01/26/2022

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50
51 Ms. McIntyre provided a brief overview of the draft minutes. Dr. Thompson made a motion to approve
52 the minutes as set forth above. Dr. Johl seconded the motion. All were in favor. Motion passed.

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54 ///

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

2
3 **a. Legal Actions/Litigation Update** (For Informational Purposes Only)

4
5 There were no legal actions or litigation updates.

6
7 **b. Regulatory Update** (For Informational Purposes Only)

8
9 **(1) Update Regarding Proposed Changes to Permanent Regulations Concerning Anesthesia,
10 Dental Therapy, Disciplinary Procedures, and Dental Licensee Administration of Immunizations**

11
12 Mr. Su set forth the current status of proposed changes to the above-listed permanent regulations, including
13 the finalization of the anesthesia regulations and dental therapy regulations to be submitted to the Legislative
14 Counsel Bureau and the status of making the temporary regulations for the immunization administration
15 permanent. He noted that disciplinary regulations would be discussed in a subsequent agenda item.

16
17 ***c. Authorized Investigative Complaints – NRS 631.360** (For Possible Action)

18
19 **(1) Dr. Y – The Board received information alleging Dr. Y may have potentially violated NRS
20 631.3475**

21
22 Dr. Lee introduced the agenda item and reminded the Board members of the confidentiality of the subject
23 matter for the Authorized Investigative Complaint agenda items. Dr. Thompson made a motion to approve
24 the opening of an investigation. Ms. Arias seconded the motion. All were in favor. Motion passed.

25
26 **(2) Dr. Z – The Board received information alleging Dr. Z may have breached the standard of
27 care, thereby potentially violating NRS 631.3475 and may have failed to notify the Board
28 of an unusual incident thereby potentially violating NAC 631.155(2)**

29
30 Dr. Lee introduced the agenda item. Dr. Park made a motion to approve the opening of an investigation. Dr.
31 West seconded the motion. All were in favor. Motion passed.

32
33 ***6. New Business:** (For Possible Action)

34
35 ***a. Discussion, Consideration, and Possible Approval/Rejection of Public Health Endorsement
36 Application – NRS 631.287** (For Possible Action)

37
38 (1) Janette K Gomez, RDH – Nevada's Oral Health Program

39
40 Dr. Lee introduced the agenda item and Ms. McIntyre confirmed that she had reviewed and approved the
41 application and recommended approval contingent on an executed contract from the program. Dr. Lee
42 made a brief clarification that Ms. Gomez is applying for the public health endorsement at a previously
43 approved site. Dr. Johl made a motion to approve. Ms. McIntyre seconded the motion. All were in favor.
44 Motion passed.

45
46 ***b. Approval/Rejection of Temporary Anesthesia Permit – NAC 631.2254** (For Possible Action)

47
48 (1) Tengfei Su, DDS – Pediatric Moderate Sedation

49
50 Dr. Thompson introduced the agenda item regarding the temporary anesthesia permit, noting that he
51 had reviewed the application. Ms. McIntyre made a motion to approve the temporary permit for the
52 individual listed above. Dr. Johl seconded the motion. All were in favor. Motion passed.

53
54 ***c. Approval/Rejection of Reinstatement of 90-Day Temporary Permit – NAC 631.2254** (For Possible Action)

55
56 (1) Camille O Frayna, DMD – Pediatric Moderate Sedation

57
58 Dr. Thompson introduced the agenda item regarding the reinstatement of the temporary anesthesia
59 permit, noting that he had reviewed the application, and made a motion to approve the reinstatement
60 for the individual listed above. Dr. Park seconded the motion. All were in favor. Motion passed.

1 ***d. Approval/Rejection of 90-day Extension of Temporary Anesthesia Permit – NAC 631.2254(2)** (For
2 Possible Action)
3

- 4 (1) Aaron G Radmall, DMD – Moderate Sedation (patients 13 years of age & older)
5

6 Dr. Thompson introduced the agenda item regarding the extension of the temporary anesthesia permit,
7 noting that he had reviewed the application. Discussion ensued among Dr. Thompson, Dr. Lee, Dr. West,
8 and Mr. Su of what material would be best included as supporting material within the Board books for
9 members to review as well as extension circumstances. Dr. Thompson made a motion to approve the
10 extension for the individual listed above. Dr. West seconded the motion. All were in favor. Motion
11 passed. Additional discussion ensued regarding the process of permit applications among Ms. Arias, Mr.
12 Su, Dr. West, Dr. Park, and Dr. Thompson. Ms. Spilsbury offered additional background regarding what is
13 included within application forms, the permit process, and the context of extension requests.
14

15 ***e. Discussion, Consideration, and Possible Approval/Rejection of Recommendation by the**
16 **Employment Committee to the Full Board Regarding Non-Board Member Dentist to Fill One**
17 **Vacancy in Review Panel – NRS 631.190** (For Possible Action)
18

- 19 (1) Lance Kim, DMD
20

21 Dr. Lee provided an overview of the Employment Committee's process of selecting an applicant for the
22 position of non-Board member Review Panel dentist. He also noted that he was familiar with the applicants
23 but that his knowledge of them did not affect his ability to vote. Dr. Thompson made a motion to accept the
24 Employment Committee's recommendation to approve Dr. Kim for the position of non-Board member
25 Review Panel dentist. Ms. Arias seconded the motion. All were in favor. Motion passed.
26

27 ***f. Discussion, Consideration, and Possible Decision Regarding the Appointment of a Disciplinary**
28 **Investigator – NRS 631.190; NRS 631.363** (For Possible Action)
29

30 Mr. Dworin introduced the basis for this agenda item and offered additional background for the investigative
31 process. Dr. Lee provided additional information regarding the creation of the investigator position and
32 noted the recommendation of current Board employee Michelle Krestyn for the position of investigator. Dr.
33 West made a motion to approve Michelle Krestyn for the position of investigator. Dr. Johl seconded the
34 motion. Brief discussion ensued among Dr. Thompson, Dr. West, Dr. Lee, Mr. Su, and Mr. Dworin regarding the
35 historical and current investigative process and the relevance of an investigator. All were in favor. Motion
36 passed.
37

38 ***g. Discussion, Consideration, and Possible Approval/Rejection of Recommendation by the**
39 **Legislative, Legal, and Dental Practice Committee to the Full Board Regarding Topics for**
40 **Submission to Legislative Advisors for Drafting Proposed Permanent Regulatory Language,**
41 **Including, but not limited to, the Following—NRS 631.190:** (For Possible Action)
42

- 43 (1) Hands-on Amendment to CPR requirements (NAC 631.173)
44 (2) Amendments to Continuing Education Audit language (NAC 631.177)
45

46 Dr. Lee introduced the agenda item regarding the Legislative, Legal, and Dental Practice Committee's
47 recommendations regarding the Hands-on Amendment to CPR requirements and amendments to the
48 Continuing Education Audit language. Discussion ensued among Ms. Arias, Mr. Su, Dr. Lee, Ms. McIntyre, and
49 Dr. Thompson, Dr. Lemon, Dr. Park, and Dr. Johl regarding specifics within the proposed language for the CPR
50 requirements. Dr. Johl made a motion to approve the regulatory language regarding CPR requirements with
51 the agreed adjustments as discussed. Ms. Arias seconded the motion. All were in favor. Motion passed.
52 Discussion ensued among Dr. Lee, Mr. Su, Ms. Arias, Dr. Thompson, Mr. Dworin, Dr. West, and Ms. Spilsbury
53 regarding the Continuing Education Audit language with relation to the current statute(s). Former Board
54 member Caryn Solie, RDH was invited to speak as to the background to the Continuing Education language
55 and the relation to dental therapy requirements. Discussion continued among Mr. Su, Dr. Lee, and Dr. Park.
56 Ms. McIntyre made a motion to approve the regulatory language regarding Continuing Education Auditing
57 as set forth in the supporting materials. Dr. Park seconded the motion. All were in favor. Motion passed.
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3 *h. **Discussion, Consideration, and Possible Approval/Rejection of Recommendation by the**
4 **Legislative, Legal, and Dental Practice Committee to the Full Board Regarding Possible Regulatory**
5 **Changes to address issues raised by proposed legislation, AB 438 (2021)—NRS 631.190:** (For Possible
6 Action)
7

- 8 (1) Employment of Board Staff to be at-will
9 (2) Additional Regulations regarding Administration of Board Disciplinary Proceedings
10

11 Dr. Lee introduced the agenda item regarding the Legislative, Legal, and Dental Practice Committee's
12 recommendations regarding the employment of Board staff and additional disciplinary proceeding
13 regulations. Mr. Su offered additional background information regarding the legislative session. Ms. Cannito
14 from Lewis Roca was invited to offer additional information regarding changes to the proposed bill.
15 Discussion ensued among Mr. Su, Dr. Lee, and Dr. York regarding specifics within the proposed language and
16 the purpose of the changed language. Dr. Johl made a motion to approve the proposed regulatory
17 language as set forth in the supporting materials. Ms. McIntyre seconded the motion. All were in favor. Motion
18 passed.
19

20 i. **Review and Summary of Board Presentation at Joint Interim Standing Committee (JISC) on**
21 **Commerce and Labor's February 1, 2022 Meeting** (For Informational Purposes Only)
22

23 Ms. Sull provided a summary of the meeting held by the Joint Interim Standing Committee (JISC) on
24 Commerce and Labor and the presentation set forth on behalf of the Board. She also offered a summary of
25 the questions, primarily raised by Senator Spearman, and discussion that was held during the meeting.
26 Discussion ensued with Dr. Lee, Dr. Park, and Dr. York offering comments and requesting clarification and Ms.
27 Sull providing more information on what had transpired during the meeting. Mr. Su noted that the recorded
28 meeting could be found online.
29

30 **7. Public Comment (Live public comment by teleconference):** This public comment period is for any matter that is within the
31 jurisdiction of the public body. No action may be taken upon the matter raised during public comment unless the matter itself has been specifically
32 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
33 restriction, but may not be limited based upon viewpoint. The Chairperson may allow additional time at his/her discretion.
34 Members of the public may submit public comment via email to nsbde@dental.nv.gov, or by mailing messages to the Board office. Written
35 submissions received by the Board on or before **Monday, February 14, 2022 by 4:00 p.m.** may be entered into the record during the meeting.
36 Any other written public comment submissions received prior to the adjournment of the meeting will be included in the permanent record.
37 In accordance with Attorney General Opinion No. 00-047, as restated in the Attorney General's Open Meeting Law Manual, the Chair may prohibit
38 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
39 if the content is willfully disruptive of the meeting by being irrelevant, repetitious, slanderous, offensive, inflammatory, irrational, or amounting to
40 personal attacks or interfering with the rights of other speakers.
41

42 There was a public comment Richaehl Cobler from the Central Regional Dental Testing (CRDTS) requesting
43 information on the process for becoming an approved examination organization for licensure in Nevada and
44 requesting that Nevada consider accepting the CRDTS examination. Mr. Su provided a resource for Ms.
45 Cobler to initiate her request.
46

47 There was a public comment from Dr. Patrick Silvaroli requesting clarification and guidance for masking in
48 offices with relation to the recent lifting of the Nevada mask mandate. Dr. Lee directed Dr. Silvaroli to the
49 memorandum posted on the Board's website offering additional information regarding the mask mandate
50 removal.
51

52 There was also a public comment from Antonio regarding agenda item 5(b) as to what information might be
53 available publicly. Mr. Su noted that information from the Legislative Counsel Bureau was not public.
54

55 **8. Announcements**
56

57 Dr. Lee made a brief announcement regarding the memorandum posted on the Board's website offering
58 information regarding the mask mandate removal. He specifically noted the last paragraph contained in the
59 memorandum: "The Interim Infection Control Recommendations state that healthcare personnel 'should
60 wear source control (e.g. masks) when they are in areas of the healthcare facility where they could

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encounter patients (e.g., hospital cafeteria, common halls/corridors.)' The Board reminds its licensees to continue to abide by the adopted CDC recommendations and to ensure that dental staff wear source control when in areas of the dental office where they may encounter patients."

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

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

PUBLIC NOTICE POSTING LOCATIONS

Office of the N.S.B.D.E., 2651 N. Green Valley Pkwy, Ste. 104, Henderson, NV 89014
State Board of Dental Examiners website: www.dental.nv.gov
Nevada Public Posting Website: www.notice.nv.gov

X 

Hardeep Sull
Executive Director