

# 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

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

### **Meeting Date & Time**

Wednesday, April 10<sup>th</sup>, 2024  
6:00 P.M.

### **Meeting Location:**

Nevada State Board of Dental Examiners  
2651 N. Green Valley Pkwy., Suite 104  
Henderson, NV 89014

### **Video Conferencing / Teleconferencing Available**

**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#: **812 5260 6182**

Zoom Webinar/Meeting Passcode: **454778**

### **Minutes**

### **PUBLIC NOTICE:**

**Public Comment by pre-submitted email/written form and Live Public Comment by teleconference** is available after roll call (beginning of meeting and 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; 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 **Tuesday, April 9, 2024, 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.

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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.

**1. Call to Order**

- Roll call/Quorum

Dr. Lee called the meeting to order at approximately 6:03 p.m. Mr. Parker conducted roll call. Quorum was met.

Dr. Tejpaul John (Dr. Johl) – Present  
Dr. Ronald West (Dr. West) – Present  
Dr. Daniel Streifel (Dr. Streifel) – Excused  
Dr. Joshua Branco (Dr. Branco) – Present  
Ms. Kimberly Petrilla (Ms. Petrilla) – Present  
Mr. Michael Pontoni (Mr. Pontoni) – Absent

Dr. Christopher Hock (Dr. Hock) – Present  
Dr. David Lee (Dr. Lee) – Present  
Dr. Lance Kim (Dr. Kim) – Present  
Ms. Yamilka Arias (Ms. Arias) – Present  
Ms. Jana McIntyre (Ms. McIntyre) – Present

**Others Present:** Mark Karris, General Counsel; Blair Parker, General Counsel

**Public Attendees:** Caryn Solie RDH;

**2. Public Comment (Live public comment by teleconference and 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.

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 **Tuesday, April 9, 2024, 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.

Caryn Solie offered public comment. She read Antonio Ventura's public comment in his absence & thanked the Board for quickly working on the expanded function dental bill. Dr. Aimee Abittan offered her public comment in support of the regulator language previously drafted & submitted. Julie Muhle offered her public comment & assistance with all questions concerning SB310 as co-author on the bill.

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

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

Dr. Lee introduced the above agenda item and requested that the NAC for agenda item 5(c) be corrected to NRS 631.3635. Also tabling/removing agenda items 5(e) 1-7.

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

Dr. Lee entertained a motion to approve the agenda. Dr. Johl made a motion to approve the agenda, Mrs. Arias seconded the motion, all were in favor & the motion passed.

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

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

(1) Board Meeting – 3/13/2024

Dr. Johl introduced the above agenda item. Dr. Streifel motioned to approve the minutes, Mrs. Petrilla seconded the motion, all were in favor & the motion passed.

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

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

Mr. Parker informed the Board that there are no new litigation matters to report.

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

Mr. Karris informed the Board that regulatory update is contingent on some of the upcoming agenda items in today's meeting & asked the Board to proceed in the meantime.

**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.

- (i) Review Panel 1
- (ii) Review Panel 2
- (iii) Attorney General's Office

Dr. Lee introduced the above agenda item. Mr. Parker then explained NRS 631.363 permits the above items can be taken as & all Board members can participate in the vote, no recusals needed. West made a motion to approve all the above, Mrs. Petrilla seconded the motion, all were in favor & the motion passed.

**\*d. Consideration, Review, and Possible Approval/Rejection of Stipulation Agreements**

**NRS 631.3635; NRS 622A.170; NRS 622.330** (For Possible Action)

- (1) Michelle Strider-Barraza, DMD

Dr. Lee introduced the above agenda item. Dr. West made a motion to approve the above agenda item. Dr. Johl seconded the motion, all were in favor & the motion passed.

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

- (1) Dr. S – The Board received information alleging Dr. S may have breached the standard of care, thereby potentially violating NRS 631.395 and NRS 631.160.
- (2) Dr. T - The Board received information alleging Dr. T may have breached the standard of care, thereby potentially violating NRS 631.3475.
- (3) Dr. U - The Board received information alleging Dr. U may have breached the standard of care, thereby potentially violating NRS 631.3475.
- (4) Dr. V - The Board received information alleging Dr. V may have breached the standard of care, thereby potentially violating NRS 631.3475.
- (5) Dr. W - The Board received information alleging Dr. W may have breached the standard of care, thereby potentially violating NRS 631.3475.
- (6) Dr. X - The Board received information alleging Dr. X may have breached the standard of care, thereby potentially violating NRS 631.3475.
- (7) Dr. Y - The Board received information alleging Dr. Y may have breached the standard of care, thereby potentially violating NRS 631.3475.
- (8) Dr. Z - The Board received information alleging Dr. Z may have breached the standard of care, thereby potentially violating NRS 631.349.

Dr. Lee introduced the above agenda item 5(e)(8) only, Dr. Z. Mr. Parker detailed the matter for the Board. He then referenced NRS 631.1554. Dr. Lee raised the question to counsel to define moral turpitude. Conversation ensued amongst the Board & Counsel. Dr. Johl motioned to authorize investigation, Mrs. Arias seconded the motion, all were in favor & the motion passed.

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

**\*a. Discussion, Consideration and Possible Action Regarding Revised Regulations Relating to Dental Therapy (SB 366) – NRS 631.190** (For Possible Action)

Dr. Lee introduced the above agenda item & Mr. Karris reviewed the specifics for the Board. What the Board recommended to the LCB in January had been adopted & incorporated into the current revised regulation. Mr. Karris then opened the floor to clarify questions. Dr. Lee asked if there are any significant differences in what was proposed. Mr. Karris informed the Board of the biggest difference in supervision, both direct & indirect. The LCB removed the term indirect but kept the essence of its definition. Dr. Johl then made a motion to approve, Dr. Lee seconded the motion, all were in favor & the motion passed.

**\*b. Discussion, Consideration and Possible Action Regarding Recommendations of the Anesthesia Committee to Full Board Regarding Possible Revisions to Regulations Governing Inspections/Evaluations for Issuing and/or Renewing Anesthesia Permits and Required Maintenance of Emergency Drugs – NRS 631.190, NRS 631.265, NAC 631.2227, and NAC 631.2231** (For Possible Action)

Dr. Lee introduced the above agenda item & Dr. Branco detailed the specifics for the Board. Dr. Johl made a motion to approve, Mrs. Petrilla seconded the motion, all were in favor & the motion passed.

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

**\*a. Approval/Rejection of 90-day Extension of Temporary Anesthesia Permit – NAC 631.2254(2); NRS 631.190**  
(For Possible Action)

(1) Creed S Haymond, DDS – General Anesthesia

Dr. Lee introduced the above agenda item & turned it over to the department chair, Dr. Branco. Dr. Branco informed the Board the above Dr. is scheduled & made a motion to approve the extension. Dr. Johl & Dr. West simultaneously seconded the motion, all were in favor & the motion passed.

**\*b. Approval/Rejection of Temporary Anesthesia Permit – NAC 631.2254; NRS 631.190** (For Possible Action)

(1) Ouzhan Kalantari, DDS – General Anesthesia

Dr. Lee introduced the above agenda item & turned it over to the department chair, Dr. Branco. Dr. Branco informed the Board that this application is complete & qualifies, then made a motion to approve. Dr. Johl seconded the motion, all were in favor & the motion passed.

**\*c. Discussion, Consideration and Possible Action Regarding Recommendations of the Legislative, Legal & Dental Practice Committee to Full Board Regarding Proposed Amendments, Additions, and/or Revisions to Nevada Administrative Code Chapter 631 (NAC631) Relating to Expanded Function Dental Assistants and Restorative Dental Hygiene in conformance with SB 310 – NRS 631.190** (For Possible Action)

Dr. Lee introduced the above agenda item & opened the floor for discussions. Dr. Johl detailed his time & opportunities of working with dental assistants, all being positive & helpful. Mrs. McIntyre informed the Board of her participation in the previous workshops & having sat in on the committee then made a motion to approve. Dr. Johl seconded the motion, all were in favor & the motion passed. Julie Muhle made a public comment & cited 2 errors. She referenced item number 1 list certified preventative function dental assistants & certified preventative restorative dental assistants where it should only be restorative. Mr. Karris clarified the incorporation of the two & its preventative measures. Caryn Solie asked for clarification on SB310 section 40.5 & expressed the committee's concerns. Conversation ensued amongst the Board. Mrs. McIntyre amended her motion to approve & include all education & coursework must be approved by the Board. Dr. Johl seconded the amended motion, all were in favor & the motion passed.

**\*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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There was no public comment.

**\*9. Announcements**

There were no announcements.

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

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

**PUBLIC NOTICE POSTING LOCATIONS**

Office of the NSBDE 2651 N GREEN VALLEY PKWY, Ste 104, Henderson, Nevada 89014  
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)



