

# 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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## **Notice of Public Meeting and Agenda** **for The Legislative, Legal, & Dental Practice Committee** **MEETING MINUTES**

### **Meeting Date & Time**

Wednesday, April 3, 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#: **817 4682 1045**

Zoom Webinar/Meeting Passcode: **525008**

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### **PUBLIC NOTICE:**

**Public Comment by pre-submitted email/written form, live public comment, and 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 2nd, 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.

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1. **Call to Order**

- Roll call/Quorum

Dr. Johl – Present	Dr. West – Present
Dr. Lee – Present	Dr. Branco – Present
Ms. McIntyre - Present	

**Others Present:** Antonio Ventura; Caryn Solie; Julie Muhle

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.

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@dental.nv.gov](mailto:nsbde@dental.nv.gov), or by mailing messages to the Board office. Written submissions received by the Board on or before **Tuesday, April 2nd, 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.

Dr. Amy Abatan, secretary for the Nevada Dental Association (NDA), voiced her support of the proposed regulatory language submitted by Ms. Julie Muhle.

\*3. **Chairman's Report:** Ronald West, DMD (For Possible Action)

\*a. **Request to Remove Agenda Item(s)** (For Possible Action)

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

Ms. McIntyre made a motion to approve the agenda. Dr. Johl seconded the motion and the motion passed.

\*4. **New Business – NRS 631.190:** (For Possible Action)

\*a. **Review, Discuss and Consider proposed amendments, additions, and/or revisions to regulations in Nevada Administrative Code Chapter 631 (NAC 631) as it relates to expanded function dental assistance in conformance with SB 310.**

\*b. **Make potential recommendations to the Board regarding proposed amendments, additions, and/or revisions to Nevada Administrative Code Chapter 631 (NAC 631).**

Dr. Branco suggested the need for a list of acceptable prescriptions that hygienists can write, highlighting the open-ended nature of the law regarding systemic medications. Ms. McIntyre voiced her agreement in providing an inclusive list to reference. The committee agrees on a list of seven prescriptions that hygienists can write, including topical fluoride, oral antiseptic rinse, prescription fluoride, desensitizers, whitening gel, topical anesthetic, and medicant trays. The committee also agrees that only two expanded function dental auxiliaries (EFDAs) should be practicing as expanded function at one time, per dentist. After discussion between Ms. Muhle and Mr. Karris about the inclusion of clinical hours to ensure quality and supervision, the committee agrees that the Board should leave the supervision requirements to the discretion of the hiring dentist. Dr. Branco and Dr. Johl expressed

concerns about allowing EFDAs to perform certain procedures without direct supervision. The committee decided to list cementation of permanent restorations, placing and removing matrices, and applying bleaching agents as requiring direct supervision. Dr. West made a motion to recommend to the Board the recommendations mentioned in the discussion. Ms. McIntyre seconded the motion and all were in favor. The motion passed.

- 5. Public Comment (Live public comment and 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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Mr. Antonio Ventura proposed that the Board use the term "dental hygiene procedures" instead of "cleaning" when referring to removing cement from brackets, as it more accurately describes the work. Mr. Ventura also suggested that the fees for processing endorsement licenses should be lowered as they do not require the same amount of processing as initial licenses.

Ms. Muhle expressed support for requiring 12 Continuing Education (CE) hours annually, or 24 biennially, as this aligns with existing requirements for those with a Certified Dental Assistant (CDA) or certified restorative functions credential. Ms. Muhle also discussed the Board's requirement for a course approved by the Board covering identification, prevention, and management of medical and dental emergencies. Ms. Muhle ended by noting that her program has a comprehensive manual for handling emergencies but are willing to incorporate any additional board-approved training.

## **6. Announcements**

Dr. West thanked everyone for their contributions to the conversation.

## **\*7. Adjournment** (For Possible Action)

Dr. Johl made a motion to adjourn. Ms. McIntyre seconded the motion and the meeting was adjourned.

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### **PUBLIC NOTICE POSTING LOCATIONS**

Office of the N.S.B.D.E., 2651 N. Green Valley Pkwy, Ste. 104, Henderson, NV 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)