

Informational Statement Form

The following statement is submitted for adopted amendments to Nevada Administrative Code (NAC) Chapter 631

1. *A clear and concise explanation of the need for the adopted regulation.*

-The proposed regulation results from a legislative directive SB 310 revising provisions governing the submission of a complaint, the investigation of a complaint, review of said investigation and the imposition of disciplinary action and revising which acts constitute unprofessional conduct.

2. *A description of how public comment was solicited, a summary of public response, and an explanation how other interested persons may obtain a copy of the summary.*

-Copies of the proposed regulations, notices of workshop and notices of intent to act upon regulations were sent by U.S. mail and electronic mail to those persons who were known to have an interest in the subject matter of dental therapy and those known to have specifically requested such notice. Said documents were also available at the website for the Nevada State Board of Dental Examiners (NBDE) at www.dental.nv.gov, mailed to all county libraries in Nevada and posted at the following locations:

- 1) Nevada State Board of Dental Examiners, 2651 N. Green Valley Parkway, Henderson, Nevada 89014 - www.dental.nv.gov
- 2) Legislative Counsel Bureau - www.leg.state.nv.us
- 3) State Library and Archives - www.nsla.nv.gov

4) Green Valley Library, 2797 N. Green Valley Parkway, Henderson, Nevada
89014

-A workshop was held on April 20, 2022 with subsequent public meetings/workshops held on: May 13, 2022; June 21, 2022; May 22, 2023; January 17, 2024; and May 16, 2024.

*Please see the attached minutes of meetings for summaries of discussions held during the same. **Please note, the recording for May 16, 2024 could not be retrieved.*

-The proposed regulation was adopted on May 16, 2024 by the NSBDE after incorporating suggested changes/amendments.

-Interested parties may request a copy of the summary by emailing the NSBDE at: nsbde@dental.nv.gov.

3. ***The numbers of persons who:***

(a) Attended each hearing: April 20, 2022-2; May 13, 2022-9; June 21, 2022-4; May 22, 2023 -11; January 17, 2024-2; May 16, 2024-**XX**

(b) Testified at each hearing: April 20, 2022-0; May 13, 2022-0; June 21, 2022-1; May 22, 2023 -0; January 17, 2024-0; May 16, 2024-**XX**

(c) Submitted to the agency written comments: April 20, 2022-1; May 13, 2022-0; June 21, 2022-0; May 22, 2023 -0; January 17, 2024-0; May 16, 2024-**XX**

4. ***A list of names and contact information, including telephone number, business address, business telephone number, electronic mail address, and name of entity or organization represented, for each person identified above in #3, as provided to the agency.***

See attached as Exhibit A.

5. *A description of how comment was solicited from affected businesses, a summary of their response, and an explanation how other interested persons may obtain a copy of the summary.*

-The Nevada State Board of Dental Examiners solicited written and oral comments, objections and suggestions from various stakeholders at meetings designed to address the legislative directive of SB 310 concerning provisions governing the submission of a complaint, the investigation of a complaint, review of said investigation and the imposition of disciplinary action and revising which acts constitute unprofessional conduct.

-Interested parties may request a copy of the summary by emailing the NSBDE at: nsbde@dental.nv.gov.

6. *If the regulation was adopted without changing any part of the proposed regulation, a summary of the reasons for adopting the regulation without change.*

- The permanent regulation was adopted on May 16, 2024 by the NSBDE after numerous public meetings were held when various changes and revisions were considered and incorporated.

7. *The estimated economic effect of the adopted regulation on the businesses which it is to regulate and on the public. These must be stated separately, and each case must include:*

(a) Both adverse and beneficial effects; and

(b) Both immediate and long-term effects.

Businesses

-The estimated beneficial economic effect on the regulated businesses will be to potentially reduce the number of instances in which dental practitioners expend monies to respond to complaints while providing further due process assurances that complaints are addressed fairly and equitably. There is no anticipated adverse economic effect upon the regulated businesses at this time.

-The anticipated immediate effect on the regulated businesses will be to increase the number of complaints resolved expeditiously through mutual resolutions while potentially reducing the number of complaints that proceed to full hearing and the associated expense of said hearings. The anticipated long term effect on the regulated businesses will be to renew the confidence of dental practitioners in the complaint process and in the Nevada State Board of Dental Examiners.

Public

-The estimated beneficial economic effect on the public will be reduced costs to the public as monies expended to address complaints against dental practitioners and potential subsequent treatment will decrease with quicker resolution of complaints; there is no projected negative economic effect on the public.

-The anticipated immediate effect on the public will be faster resolution of complaints against dental practitioners thereby reducing the time and expense necessary to address and resolve public complaints; public confidence with the Nevada State Board of Dental Examiners service will concomitantly increase. The long term effect will be the same over time.

8. ***The estimated cost to the agency for enforcement of the adopted regulation.***

-Ten Thousand Dollars (\$10,000.00) annually to redact complaint/investigation materials and documents/records and potentially retain an administrative hearing officer to conduct hearings.

9. ***A description of any regulations of other state or government agencies which the proposed regulation overlaps or duplicates and a statement explaining why the duplication or overlapping is necessary. If the regulation overlaps or duplicates a federal regulation, the name of the regulating federal agency.***

N/A

10. ***If the regulation includes provisions that are more stringent than a federal regulation which regulates the same activity, a summary of such provisions.***

-N/A

11. ***If the regulation provides a new fee or increases an existing fee, the total annual amount the agency expects to collect and the manner in which the money will be used.***

-N/A

EXHIBIT A

INFORMATIONAL STATEMENT FORM - RESPONSE #4

April 20, 2022

Written Comments

1. Ed De Andrade, DDS - President, Nevada Dental Association

Testified

1. Kate Lawhorn* Attended hearing without testimony
2. Michael Martin* Attended hearing without testimony

May 13, 2022

Written Comments

None

Testified

1. Adileen Stidhum* Attended hearing without testimony
2. Antonio Ventura, RDH* Attended hearing without testimony
3. Dr. Silvaroli* Attended hearing without testimony
4. Jerome Burks* Attended hearing without testimony
5. Kanjalia Stidhum* Attended hearing without testimony
6. Mry Bobbett, RDH* Attended hearing without testimony
7. Michelle Goldsmith* Attended hearing without testimony
8. Tyler Pine* Attended hearing without testimony
9. Dane Swenson* Attended hearing without testimony

June 21, 2022

Written Comments

None

Testified

1. Antonio Ventura, RDH* Attended hearing without testimony
2. Caryn Solie, RDH* Attended hearing without testimony
3. Jill* Attended hearing without testimony
4. Dr. Kevin Moore, DDS

May 22, 2023

Written Comments

None

Testified

1. Jessica Woods, RDH* Attended hearing without testimony
2. Antonio Ventura, RDH* Attended hearing without testimony
3. Caryn Solie, RDH* Attended hearing without testimony
4. Angela Martin, RDH* Attended hearing without testimony
5. Mark Funke, DDS* Attended hearing without testimony
6. Richard Dragon, DMD* Attended hearing without testimony
7. Amanda Okundaye, DDS* Attended hearing without testimony
8. Brett Noorda, DMD* Attended hearing without testimony on subject
9. Kelly Taylor, RDH* Attended hearing without testimony on subject
10. Natalie Hill, RDH* Attended hearing without testimony on subject
11. Mary Bobbett, RDH* Attended hearing without testimony on subject

January 17, 2024

Written Comments

None

Testified

1. Aimee Abittan, DMD* Attended hearing without testimony
5. Dr. Steven Saxe, DMD* Attended hearing without testimony

May 16, 2024

Written Comments

None

Testified

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