



Douglas A. Ducey,
Governor

Arizona State Board of Dental Examiners

“Caring for the Public’s Dental
Health and Professional Standards”

1740 West Adams Street, Suite 2470

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NOTICE OF MEETING OF THE ARIZONA STATE BOARD OF DENTAL EXAMINERS

Pursuant to Arizona Revised Statute (“A.R.S”) § 38-431.02, notice is hereby given to the members of the Arizona State Board of Dental Examiners (“Board”) and to the general public that the Board will hold a meeting open to the public on **Friday, September 4, 2020 at 8:00 a.m.** Due to the COVID-19 virus and Governor Ducey’s Executive Order 2020-18, the meeting will be virtual and members of the public may access the meeting by dialing 321.586.1462 followed the meeting pin – 879 150 968# or by video conferencing through this link: meet.google.com/jny-scuj-jun. After the start of the meeting, the Board president and/or staff will request that members of the public place their phones/devices on mute. All the members, of the Board, will participate in the meeting by virtual communications.

The meeting is open to the public. However, during the course of the meeting, the Board, upon a majority vote of a quorum of the members, may, when necessary, hold an executive session pursuant to A.R.S. § 38-431.03(A)(2) and/or (3) as indicated on the Board’s Agenda. The executive session is not open to the public.

Information concerning the Board’s Agenda, including a copy of the Agenda and any amendments, can be obtained at the Board’s office, through the Board’s website at <https://dentalboard.az.gov/> or by calling the Board’s office at 602.242.1492 The Agenda is subject to change up to 24 hours prior to the meeting. Agenda items are noted by number and letter for convenience and reference. The Board may address the agenda items in any order within the time frame, if any, indicated and may set over matters to a later time when necessary. The Board reserves the right to change the order of the agenda items, except for matters set for a specific time.

Title 2 of the Americans with Disabilities Act prohibits the Board from discriminating on the basis of disability in its public meetings. Persons with a disability may request a reasonable accommodation, such as a sign language interpreter, by contacting Board staff at 602.242.1492. Requests should be made as early as possible to allow time to arrange the accommodation.

ARIZONA STATE BOARD OF DENTAL EXAMINERS

Ryan P. Edmonson, Executive Director

Posted:

<https://dentalboard.az.gov/>

<https://publicmeetings.az.gov/>

on August 20, 2020



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September 4, 2020 Board Meeting Agenda

The Arizona State Board of Dental Examiners’ (“Board”) President reserves the right to change the order of items on the agenda, except for public hearings set for a specific time.

During the Board meeting and upon a vote of the majority of a quorum, the Board may go into executive session to obtain legal advice from the Board’s attorney(s) pursuant to Arizona Revised Statute (“A.R.S.”) § 38-431.03(A)(3) on any agenda items listed on the agenda. All meeting attendees whose presence is not required in an executive session will be required to leave the meeting room during executive session. Any and all legal action will take place in open session.

I. CALL TO ORDER AND ROLL CALL

II. CALL TO THE PUBLIC

Pursuant to A.R.S. § 38-431.01(H), the Board may make an open call to the public during a public meeting, subject to reasonable time, place and manner restrictions, to allow individuals to address the public body on any issue within the jurisdiction of the public body. However, members of the Board are not allowed to discuss or take legal action on matters raised during an open call to the public unless the matters are properly noticed for discussion and legal action. The Board, however, may ask staff to review a matter or may ask that a matter be put on a future agenda.

III. DECLARATION OF CONFLICTS OF INTEREST – A.R.S. § 38-503

IV. ITEMS FOR BOARD REVIEW, DISCUSSION AND POSSIBLE ACTION

Upon a vote of the majority of a quorum, the Board may go into executive session, pursuant to A.R.S. § 38-431.03(A)(2) to discuss or consider records exempt, by law, from public inspection, including the receipt and discussion of information or testimony that is specifically required to be maintained as confidential by state or federal law.

- A. Review of Application(s) for Issuance of a Sedation Permit – A.A.C. R4-11-1302
Board to review, discuss and take possible action on the following application(s):
 - 1. Mascarenhas, Jules Luke

- B. Review of Investigation(s)
Board to review, discuss and take possible action on the results of the investigations on the following case(s):
 - 1. 201900304; Cipriano, Thomas J.

- C. Review of Investigation(s) – Cases Recommended for Dismissal
 - 1. 201900266; Mack, Kimberly
 - 2. 201900305; Kapadia, Gopi A.

- D. Review of Investigation(s) – Cases Recommended for Formal Interview
1. 201900267; Nunley, Randall C.
- E. Review of Investigation(s) – Cases Recommended for Offer of Non-Disciplinary Consent Agreements
Board to review, discuss and take possible action on the results of the investigations on the following case(s):
1. 201900144-MP; Hunter, Kendra
2. 201900186; Tee, Daniel
3. 201900202; Barney, Ryan T.
- F. Review of Investigation(s) – Cases Recommended for Offer of Disciplinary Consent Agreements
1. 201900091; Winterholler, Chris
2. 201900123 & 201900125; Griffith, David P.
- G. Review Compliance/Non-compliance with Consent Agreement/Board Order
Board to review and discuss compliance/non-compliance with the terms of the Consent Agreement/Board Order. The Board may take possible action, if necessary regarding the following file(s):
1. 201900140 & 201900163; Eskanos, Keith
- H. Review of Executive Director Complaint Terminations and Subsequent Complainant Appeals – A.R.S. § 32-1263.03
Board to review, discuss and take possible action to approve, modify or reject the executive director’s termination based on submitted appeals, from the complainants, for the following case(s):
1. 201900280; Ebner, Jennifer Terese
- I. Review of Request(s) for Extension(s) and/or Online Continuing Education Course(s)
Board to review, discuss and take possible action regarding the effect of COVID-19 on the following licensees’ abilities to meet compliance measures of their Consent Agreements/Board Orders:
1. 201900072; Brown III, Roy
- J. Review of Petition to Lift Practice Restriction for Board Order(s) and/or Consent Agreement(s)
Board update, review and consideration of a petition to lift a practice restriction imposed as the result of a Board Order/Consent Agreement. The Board may vote to take action on the following case(s):
1. 201800078; Dodaro, Charles A.

V. CONSENT AGENDA

Upon a vote of the majority of a quorum, the Board may go into executive session pursuant to A.R.S. § 38-431.03(A)(2) to discuss or consider records exempt, by law, from public inspection, including the receipt and discussion of information or testimony that is specifically required to be maintained as confidential by state or federal law. (All items

listed under the Consent Agenda are considered to be routine or have been previously reviewed by the Board or the Board's Designee and may be considered for approval as a single action, unless a Board Member wishes to remove an item for independent review, discussion, and possible action).

A. Board Dental/Hygiene Consultant(s) and Anesthesia and Sedation Evaluator(s)
Board to review, discuss and take possible action regarding approval of the following individual(s) to perform consulting and/or evaluating services for the Board:

1. Durkin, Fazalia H. (Dental Consultant)

B. Executive Director Complaint Terminations A.R.S. § 32-1263.03
Board to review, discuss and take possible action on the following confidential list of complaints that were terminated by the executive director, with the concurrence of the Board's investigative staff due to the complaints being without merit and termination being appropriate:

1. 201900229; and

2. 201900279

VI. PROVISIONAL LICENSING

Board to review, discuss and take possible action regarding Governor Ducey's Executive Order 2020-17, Continuity of Work, where the Executive Order permits the Board discretion related to provisional licensing and subsequent license suspensions 20 days after the in-person testing centers reopen, or the examinations otherwise become available.

VII. EXECUTIVE DIRECTOR'S REPORT

Executive Director to provide an update and/or summary on the following items: the listed items are subject to Board discussion and may result in action by the Board.

A. Budget Update

B. Agency Operations

VIII. SUMMARY OF CURRENT EVENTS

By law, the summary of current events is limited to summarizing recent occurrences. The Board cannot propose, discuss, deliberate or take legal action on any matter in the summary unless the specific matter is properly noticed for legal action.

IX. DISCUSSION REGARDING FUTURE MEETINGS AND POSSIBLE ACTION ITEMS FOR FUTURE MEETING AGENDAS

X. NEXT BOARD MEETING DATE

A. Friday, October 2, 2020

XI. ADJOURNMENT