



**TEXAS STATE BOARD OF DENTAL EXAMINERS
BOARD MEETING**

Convenes on November 3, 2023 – 8:30 a.m. – Conclusion
Barbara Jordan State Office Building
1601 Congress Avenue, Suite 2.034
Austin, TX 78701

MINUTES

1. Call to Order

Dr. Yu called the meeting to order at 8:33am and asked Ms. Jones to read the mission of the State Board of Dental Examiners.

2. Roll Call of Board Members.

Dr. Yu called on Dr. McNeill to call the roll and confirm a quorum was present.

A. Present:

Dr. Linda Burke	Present
Mr. Ricky Garcia	Present
Dr. Bryan Henderson	Present
Ms. Lorie Jones	Present
Dr. Yvonne Maldonado	Present
Dr. Margo Melchor	Virtual
Ms. Lois Palermo	Virtual
Dr. David Yu [ex officio]	Present

B. Absent: Excused

Ms. Kathryn Sisk	Absent
Dr. Jorge Quirch	Absent

Staff present: Ms. Nichols, Executive Director, Ms. Studdard, General Counsel, Ms. Kamp, Assistant General Counsel, Ms. Kappel, Deputy Executive Director, Ms. Mendez, Director of Licensing, Dr. Bell, Dental Director, Ms. Heiber, Director of Investigations, Mr. Gregory, Director of IT, Mr. Walsh, IT Department, Mr. Matthews, IT Department, Ms. Richardson, Executive Assistant

3. Discussion and Approval of Minutes from Previous Board Meetings.

a. Minutes for August 11, 2023 Board Meeting.

A motion was made to approve the minutes Dr. McNeill by and seconded by Dr. Burke.

Dr. Linda Burke	For
Mr. Ricky Garcia	For
Dr. Bryan Henderson	For
Ms. Lorie Jones	For
Dr. Yvonne Maldonado	For
Dr. Margo Melchor	For
Dr. Robert McNeill	For
Ms. Lois Palermo	For
Dr. Jorge Quirch	Absent
Ms. Kathryn Sisk	Absent
Dr. David Yu [ex officio]	For

FOR: 9 AGAINST: 0/ ABSTAIN:0/ MOTION CARRIES

A motion was made to change Dr. Melchor from “left the room” to “left the meeting” by Dr. Henderson and seconded by Dr. Maldonado.

4. Discussion and Possible Action on Proposed Case Resolutions.

a. Agreed Settlement Orders.

TIMECODE: 26:04

Ms. Studdard led the discussion.

Motion was made to approve the Agreed Settlement Orders by Dr. Maldonado and seconded by Dr. Burke.

Dr. Linda Burke	For
Mr. Ricky Garcia	For
Dr. Bryan Henderson	For
Ms. Lorie Jones	For
Dr. Yvonne Maldonado	For
Dr. Margo Melchor	For
Dr. Robert McNeill	For
Ms. Lois Palermo	For
Dr. Jorge Quirch	Absent
Ms. Kathryn Sisk	Absent
Dr. David Yu [ex officio]	For

FOR: 9 AGAINST: 0/ ABSTAIN:0/ MOTION CARRIES

b. Remedial Plans.

Ms. Studdard led the discussion.

A motion was made to approve the Remedial Plans as presented by Dr. Burke and seconded by Ms. Jones.

Dr. Linda Burke	For
Mr. Ricky Garcia	For
Dr. Bryan Henderson	For
Ms. Lorie Jones	For
Dr. Yvonne Maldonado	For
Dr. Margo Melchor	For
Dr. Robert McNeill	For
Ms. Lois Palermo	For
Dr. Jorge Quirch	Absent
Ms. Kathryn Sisk	Absent
Dr. David Yu [ex officio]	For

FOR: 9 AGAINST: 0/ ABSTAIN:0/ MOTION CARRIES

c. Agreed Administrative Penalties.

Ms. Studdard led the discussion.

A motion was made to approve the Agreed Administrative Penalties as presented by Dr. Henderson and seconded by Dr. Burke.

Dr. Linda Burke	For
Mr. Ricky Garcia	For
Dr. Bryan Henderson	For
Ms. Lorie Jones	For
Dr. Yvonne Maldonado	For
Dr. Margo Melchor	For
Dr. Robert McNeill	For
Ms. Lois Palermo	For
Dr. Jorge Quirch	Absent
Ms. Kathryn Sisk	Absent
Dr. David Yu [ex officio]	For

FOR: 9 AGAINST: 0/ ABSTAIN:0/ MOTION CARRIES

d. Consent Orders.

Ms. Studdard led the discussion.

A motion was made to approve the Consent Orders as presented by Dr. Burke and seconded by Dr. Henderson.

Dr. Linda Burke	For
Mr. Ricky Garcia	For
Dr. Bryan Henderson	For
Ms. Lorie Jones	For
Dr. Yvonne Maldonado	For
Dr. Margo Melchor	For
Dr. Robert McNeill	For
Ms. Lois Palermo	For
Dr. Jorge Quirch	Absent
Ms. Kathryn Sisk	Absent
Dr. David Yu [ex officio]	For

FOR: 9 AGAINST: 0/ ABSTAIN:0/ MOTION CARRIES

e. Pre-ISC Recommendations of Dismissal.

Ms. Studdard led the discussion.

A motion was made to go into Executive Session by Dr. McNeill and seconded by Ms. Jones.

Dr. Linda Burke	For
Mr. Ricky Garcia	For
Dr. Bryan Henderson	For
Ms. Lorie Jones	For
Dr. Yvonne Maldonado	For
Dr. Margo Melchor	For
Dr. Robert McNeill	For
Ms. Lois Palermo	For
Dr. Jorge Quirch	Absent
Ms. Kathryn Sisk	Absent
Dr. David Yu [ex officio]	For

FOR: 8 AGAINST: 1/ ABSTAIN:0/ MOTION CARRIES

Entered into Executive Session: 8:40am

A motion was made to exit Executive Session by Dr. Henderson and seconded by Mr. Garcia.

Dr. Linda Burke	For
Mr. Ricky Garcia	For
Dr. Bryan Henderson	For
Ms. Lorie Jones	For
Dr. Yvonne Maldonado	For
Dr. Margo Melchor	For
Dr. Robert McNeill	For
Ms. Lois Palermo	For
Dr. Jorge Quirch	Absent
Ms. Kathryn Sisk	Absent

Dr. David Yu [ex officio] For
FOR: 9 AGAINST: 0/ ABSTAIN:0/ MOTION CARRIES

Exit from Executive Session time: 9:15 am

Return from Executive Session: 9:16 am

A motion was made by Dr. McNeill and seconded by Dr. Henderson to approve the Pre-ISC Recommendations of Dismissal except cases:

2023 00365

2022-00698

2023-0007

Dr. Linda Burke	For
Mr. Ricky Garcia	For
Dr. Bryan Henderson	For
Ms. Lorie Jones	For
Dr. Yvonne Maldonado	For
Dr. Margo Melchor	For
Dr. Robert McNeill	For
Ms. Lois Palermo	Abstain
Dr. Jorge Quirch	Absent
Ms. Kathryn Sisk	Absent
Dr. David Yu [ex officio]	For

FOR: 8 AGAINST: 0/ ABSTAIN:1/ MOTION CARRIES

TIMECODE: 1:07:16

A motion for 2023-00365 is for a remedial plan with 6 hours of record keeping and risk management by Dr. McNeill and seconded by Ms. Jones.

Dr. Linda Burke	For
Mr. Ricky Garcia	For
Dr. Bryan Henderson	Abstain
Ms. Lorie Jones	For
Dr. Yvonne Maldonado	For
Dr. Margo Melchor	For
Dr. Robert McNeill	For
Ms. Lois Palermo	Abstain
Dr. Jorge Quirch	Absent
Ms. Kathryn Sisk	Absent
Dr. David Yu [ex officio]	For

FOR: 7 AGAINST: 0/ ABSTAIN:2/ MOTION CARRIES

A motion for 2023-00698 and 2023-0007 is to refer both cases to ISC by Dr. McNeill and seconded by Dr. Henderson.

Dr. Linda Burke	For
Mr. Ricky Garcia	For
Dr. Bryan Henderson	For
Ms. Lorie Jones	For
Dr. Yvonne Maldonado	For
Dr. Margo Melchor	For
Dr. Robert McNeill	For
Ms. Lois Palermo	For
Dr. Jorge Quirch	Absent
Ms. Kathryn Sisk	Absent
Dr. David Yu [ex officio]	For

FOR: 9 AGAINST: 0/ ABSTAIN:0/ MOTION CARRIES

f. Post-ISC Recommendations of Dismissal.

Ms. Studdard led the discussion.

TIMECODE: 1:10:21

A motion was made to approve the Post-ISC Recommendations of Dismissal as presented by Dr. Henderson and seconded by Dr. Maldonado.

Dr. Linda Burke	For
Mr. Ricky Garcia	For
Dr. Bryan Henderson	For
Ms. Lorie Jones	For
Dr. Yvonne Maldonado	For
Dr. Margo Melchor	For
Dr. Robert McNeill	For
Ms. Lois Palermo	Abstain
Dr. Jorge Quirch	Absent
Ms. Kathryn Sisk	Absent
Dr. David Yu [ex officio]	For

FOR: 8 AGAINST: 0/ ABSTAIN:1/ MOTION CARRIES

g. Modification Orders. None.

h. Discussion of Specific Orders. None

5. Discussion and Possible Action on Cases Heard before the State Office of Administrative Hearings (SOAH).

Mr. Geiler, staff attorney, presented the case. Dr. Jeong appeared in person.

- a. Docket No. 504-23-23537, Soo Cheol Jeong, Applicant. Consideration of the Administrative Law Judge's Proposal for Decision on Summary

Disposition, Recommendations and Board Action.

TIME CODE: 1:12:20

Dr. Jeong spoke on his own behalf. Ms. Kamp spoke about the case.

TIME CODE: 1:22:22

A motion was made to go into Executive Session by Dr. McNeill and seconded by Ms. Jones.

Dr. Linda Burke	For
Mr. Ricky Garcia	For
Dr. Bryan Henderson	Against
Ms. Lorie Jones	For
Dr. Yvonne Maldonado	For
Dr. Margo Melchor	For
Dr. Robert McNeill	For
Ms. Lois Palermo	For
Dr. Jorge Quirch	Absent
Ms. Kathryn Sisk	Absent
Dr. David Yu [ex officio]	For

FOR: 8 AGAINST: 1/ ABSTAIN:0/ MOTION CARRIES

Entered Executive Session at 9:32am

Exited Executive Session at 9:37am

A motion was made to exit executive session by Dr. McNeill and seconded by Mr. Garcia.

Dr. Linda Burke	For
Mr. Ricky Garcia	For
Dr. Bryan Henderson	For
Ms. Lorie Jones	For
Dr. Yvonne Maldonado	For
Dr. Margo Melchor	For
Dr. Robert McNeill	For
Ms. Lois Palermo	For
Dr. Jorge Quirch	Absent
Ms. Kathryn Sisk	Absent
Dr. David Yu [ex officio]	For

FOR: 9 AGAINST: 0/ ABSTAIN:0/ MOTION CARRIES

A motion was made to accept the judge's SOAH decision by Dr. Henderson and seconded by Dr. Burke.

Dr. Linda Burke	For
Mr. Ricky Garcia	For
Dr. Bryan Henderson	For
Ms. Lorie Jones	For
Dr. Yvonne Maldonado	For
Dr. Margo Melchor	For
Dr. Robert McNeill	Against
Ms. Lois Palermo	For
Dr. Jorge Quirch	Absent
Ms. Kathryn Sisk	Absent
Dr. David Yu [ex officio]	For

FOR: 8 AGAINST: 1/ ABSTAIN:0/ MOTION CARRIES

- b. Docket No. 504-23-23538, Rujuta Amol Katkar, Applicant. Consideration of Administrative Law Judge’s Proposal for Decision on Summary Disposition, Recommendations and Board Action.

Ms. Davidson, staff attorney, presented the case.

A motion to accept the SOAH judge decision by Dr. Maldonado and seconded by Dr. Burke.

Dr. Linda Burke	For
Mr. Ricky Garcia	For
Dr. Bryan Henderson	For
Ms. Lorie Jones	For
Dr. Yvonne Maldonado	For
Dr. Margo Melchor	For
Dr. Robert McNeill	For
Ms. Lois Palermo	For
Dr. Jorge Quirch	Absent
Ms. Kathryn Sisk	Absent
Dr. David Yu [ex officio]	For

FOR: 9 AGAINST: 0/ ABSTAIN:0/ MOTION CARRIES

- c. Docket No. 504-23-23687, Karen Kathleen Luce, Applicant. Consideration of Administrative Law Judge’s Proposal for Decision on Summary Disposition, Recommendations and Board Action.

Ms. Casey, staff attorney, presented the case.

A motion was made to accept the judge’s decision by Mr. Garcia and seconded by Dr. Burke.

Dr. Linda Burke	For
Mr. Ricky Garcia	For
Dr. Bryan Henderson	For
Ms. Lorie Jones	For
Dr. Yvonne Maldonado	For
Dr. Margo Melchor	Abstain
Dr. Robert McNeill	For
Ms. Lois Palermo	For
Dr. Jorge Quirch	Absent
Ms. Kathryn Sisk	Absent
Dr. David Yu [ex officio]	Against

FOR: 7 AGAINST: 1/ ABSTAIN:1/ MOTION CARRIES

6. Discussion of and Possible Action Regarding Rules.

a. Rule Reviews in Accordance with Section 2001.039, Texas Government Code.

i. For Proposal: Chapter 103, Dental Hygiene Licensure (§§103.1 – 103.11)

Ms. Studdard led the discussion. The reason the rules were created continue to exist.

*voted on 103 and 104 together

A motion was made to accept staff’s recommendation by Ms. Jones and seconded by Dr. Maldonado.

Dr. Linda Burke	For
Mr. Ricky Garcia	For
Dr. Bryan Henderson	For
Ms. Lorie Jones	For
Dr. Yvonne Maldonado	For
Dr. Margo Melchor	For
Dr. Robert McNeill	For
Ms. Lois Palermo	For
Dr. Jorge Quirch	Absent
Ms. Kathryn Sisk	Absent
Dr. David Yu [ex officio]	For

FOR: 9 AGAINST: 0/ ABSTAIN:0/ MOTION CARRIES

ii. For Proposal: Chapter 104, Continuing Education (§§104.1 – 104.2, 104.4 – 104.6)

See vote above.

7. Presiding Officer Report.

a. Advisory Committee on Dental Anesthesia Nominations and Vote.

Dr. Yu reviewed three candidates to replace the following:

Dr. Palmer replaces Dr. Radwanski

Dr. Kim replaces Dr. Ford

Dr. Cavaretta replaces Dr. Peak

Dr. Shelby as the chair of the committee.

A motion to accept the nominations by Dr. Henderson and seconded by Dr. Burke.

Dr. Linda Burke	For
Mr. Ricky Garcia	For
Dr. Bryan Henderson	For
Ms. Lorie Jones	For
Dr. Yvonne Maldonado	For
Dr. Margo Melchor	For
Dr. Robert McNeill	For
Ms. Lois Palermo	For
Dr. Jorge Quirch	Absent
Ms. Kathryn Sisk	Absent
Dr. David Yu [ex officio]	For

FOR: 9 AGAINST: 0/ ABSTAIN:0/ MOTION CARRIES

b. Dental/Hygiene/Assistant Education Reports.

Dr. Henderson gave the AADB, WREB, CITA report. The annual meeting is virtual in January and in person in September. Dr. Henderson and Ms. Jones attended AADB in California. Ms. Jones reported on the new AADB director and the name is Federation of State Dental Boards. TSBDE was in the South office and now in the West office and many by-law changes. AADB developed their own Compact language. Dr. Melchor asked about TSBDE moving to the West caucus. Dr. Henderson added that Oklahoma, Texas are now in the West. AADB was looking for active boards to participate in the West section. Ms. Palermo attended the virtual meeting on October 17, 2023 and shared the ADEX exam tracker with staff. Jan 19, 2024, is the virtual meeting and in person board meeting is Sept 24 and 25 in Louisville, Kentucky. Ms. Jones reported on the remediation programs and camp programs and a few Texas schools participate.

TIMECODE: 1:58:01

Ms. Amy Cooper presented a PowerPoint Presentation for Tarrant College.

8. Professional Recovery Network Report (PRN).

Ms. Raquel Leal presented her report.

Break at 10:29 am

Return from break at 10:46am

TIMECODE: 2:36:31

9. Discussion and Possible Action on Continuing Education Review Committee Report and Recommendations.

- a. Committee recommendation and possible action on review of continuing education providers pursuant to 22 Tex. Admin. Code § 104.2.

Dr. Melchor led the discussion. Dr. Yu and Ms. Palermo provided edited suggestions that Dr. Melchor reviewed. Ms. Nichols confirmed the fee portion would be removed.

- b. Committee recommendation and possible action on application of a continuing education course provider: Beyond Braces

Dr. Melchor led the discussion.

A motion was made to deny the request. The committee suggested that Beyond Braces reach out to a provider to collaborate with. The committee denial vote was unanimous.

A motion to deny the request was made by Dr. Melchor and no second is needed as it came from committee.

Dr. Linda Burke	For
Mr. Ricky Garcia	For
Dr. Bryan Henderson	For
Ms. Lorie Jones	For
Dr. Yvonne Maldonado	For
Dr. Margo Melchor	For
Dr. Robert McNeill	For
Ms. Lois Palermo	For
Dr. Jorge Quirch	Absent
Ms. Kathryn Sisk	Absent
Dr. David Yu [ex officio]	For

FOR: 9 AGAINST: 0/ ABSTAIN:0/ MOTION CARRIES

10. Discussion and Possible Action on Dental Practice Committee Report and Recommendations.

- a. Committee recommendation and possible action on 22 Tex. Admin. Code § 114.5, Coronal Polishing.

Dr. Burke led the discussion. The committee voted unanimously on the rule with edits. 2 years to 1 year required for dental assistant experience.

A motion was made to accept the amendment to 114.5 by Dr. Burke and no second is needed as it came from committee. The CODA portion would be addressed.

Dr. Burke withdrew her motion.

A motion was made by Dr. Burke to send the rule back to board staff to make changes and no second is needed as it came from committee.

Dr. Linda Burke	For
Mr. Ricky Garcia	For
Dr. Bryan Henderson	For
Ms. Lorie Jones	For
Dr. Yvonne Maldonado	For
Dr. Margo Melchor	Abstain
Dr. Robert McNeill	For
Ms. Lois Palermo	For
Dr. Jorge Quirch	Absent
Ms. Kathryn Sisk	Absent
Dr. David Yu [ex officio]	For

FOR: 8 AGAINST: 0/ ABSTAIN:1/ MOTION CARRIES

- b. Committee recommendation and possible action on 22 Tex. Admin. Code § 111.5, Electronic Prescribing Waivers.

Dr. Burke led the discussion. The committee voted unanimously.

A motion was made to amend the Waiver rule to attest to the reason for the waiver by Dr. Burke and no second is needed due to coming from committee.

Dr. Linda Burke	For
Mr. Ricky Garcia	For
Dr. Bryan Henderson	For
Ms. Lorie Jones	For
Dr. Yvonne Maldonado	For
Dr. Margo Melchor	For
Dr. Robert McNeill	For
Ms. Lois Palermo	For
Dr. Jorge Quirch	Absent
Ms. Kathryn Sisk	Absent
Dr. David Yu [ex officio]	For

FOR: 9 AGAINST: 0/ ABSTAIN:0/ MOTION CARRIES

- c. Committee recommendation and possible action on facial resurfacing.

TIMECODE: 2:50:00

Dr. Burke led the discussion. This was discussion only. The committee determined that the machine's use falls outside of dental practice. No action taken.

- d. Committee recommendation and possible action on Botox and dermal fillers.

Dr. Burke led the discussion. No action taken. Dr. Melchor suggested a reminder in the TSBDE newsletter.

11. Discussion and Possible Action on Anesthesia Committee Report and Recommendations.

- a. Committee recommendation and possible action on request for exception to Board rules: 2024-Q1-DDS1.

Dr. Henderson led the discussion. Dr. Izzard spoke virtually.

A motion was made to deny the exception by Dr. Henderson and no second was needed as it came from committee.

Dr. Linda Burke	For
Mr. Ricky Garcia	For
Dr. Bryan Henderson	For
Ms. Lorie Jones	For
Dr. Yvonne Maldonado	For
Dr. Margo Melchor	For
Dr. Robert McNeill	For
Ms. Lois Palermo	For
Dr. Jorge Quirch	Absent
Ms. Kathryn Sisk	Absent
Dr. David Yu [ex officio]	For

FOR: 9 AGAINST: 0/ ABSTAIN:0/ MOTION CARRIES

- b. Committee recommendation and possible action on House Bill 3824, relating to the administration of a local anesthetic agent by a dental hygienist.

TIMECODE: 3:01:00

Dr. Henderson led the discussion on rule 115.10. The committee voted unanimously to approve the amended rule. The amended rule is in the uploaded materials. Discussion pertaining to “applicant will demonstrate clinical competency in four different quadrants that includes at least three teeth in the dental exam.” And “appropriate for dental hygiene treatment” and “direct supervision”.

A motion was made to approve the amended rule by Dr. Henderson and seconded by Ms. Jones.

Dr. Linda Burke	For
Mr. Ricky Garcia	For
Dr. Bryan Henderson	For
Ms. Lorie Jones	For
Dr. Yvonne Maldonado	For
Dr. Margo Melchor	For
Dr. Robert McNeill	For
Ms. Lois Palermo	For
Dr. Jorge Quirch	Absent
Ms. Kathryn Sisk	Absent
Dr. David Yu [ex officio]	For

FOR: 9 AGAINST: 0/ ABSTAIN:0/ MOTION CARRIES

A motion was made to approve the rule by Dr. Henderson and no second needed as it came from committee.

Dr. Linda Burke	For
Mr. Ricky Garcia	For
Dr. Bryan Henderson	For
Ms. Lorie Jones	For
Dr. Yvonne Maldonado	For
Dr. Margo Melchor	For
Dr. Robert McNeill	For
Ms. Lois Palermo	For
Dr. Jorge Quirch	Absent
Ms. Kathryn Sisk	Absent
Dr. David Yu [ex officio]	For

FOR: 9 AGAINST: 0/ ABSTAIN:0/ MOTION CARRIES

This rule will be posted in the Texas Register.

12. Discussion and Possible Action on Licensing Committee Report and Recommendations.

- a. Committee recommendation and possible action on currently proposed rule from the August 11, 2023 Board Meeting: 22 Tex. Admin. Code § 102.1 – Fees, published in the September 29, 2023 issue of the Texas Register.

Dr. McNeill led the discussion.

A motion was made to adopt the rule by Dr. McNeill and no second is needed as it came from committee.

Dr. Linda Burke	For
Mr. Ricky Garcia	For
Dr. Bryan Henderson	For

Ms. Lorie Jones	For
Dr. Yvonne Maldonado	For
Dr. Margo Melchor	For
Dr. Robert McNeill	For
Ms. Lois Palermo	For
Dr. Jorge Quirch	Absent
Ms. Kathryn Sisk	Absent
Dr. David Yu [ex officio]	For

FOR: 9 AGAINST: 0/ ABSTAIN:0/ MOTION CARRIES

- b. Committee recommendation and possible action on request for exception to Board rules:
 - i. 2024-Q1-RDA1

Dr. McNeill led the discussion. It was a unanimous vote out of committee.

A motion to deny the request was made by Dr. McNeill and no second is needed as it came from committee.

Dr. Linda Burke	For
Mr. Ricky Garcia	For
Dr. Bryan Henderson	For
Ms. Lorie Jones	For
Dr. Yvonne Maldonado	For
Dr. Margo Melchor	For
Dr. Robert McNeill	For
Ms. Lois Palermo	For
Dr. Jorge Quirch	Absent
Ms. Kathryn Sisk	Absent
Dr. David Yu [ex officio]	For

FOR: 9 AGAINST: 0/ ABSTAIN:0/ MOTION CARRIES

- ii. 2024-Q1-RDA2

Dr. McNeill led the discussion. It was a unanimous vote out of committee.

A motion was made to deny the request by Dr. McNeill and no second is needed as it came from committee.

Dr. Linda Burke	For
Mr. Ricky Garcia	For
Dr. Bryan Henderson	For
Ms. Lorie Jones	For
Dr. Yvonne Maldonado	For
Dr. Margo Melchor	For
Dr. Robert McNeill	For

Ms. Lois Palermo	For
Dr. Jorge Quirch	Absent
Ms. Kathryn Sisk	Absent
Dr. David Yu [ex officio]	For

FOR: 9 AGAINST: 0/ ABSTAIN:0/ MOTION CARRIES

iii. 2024-Q1-RDA3

Dr. McNeill led the discussion. It was a unanimous vote out of committee.

A motion was made to deny the request by Dr. McNeill and no second is needed as it came from committee.

Dr. Linda Burke	For
Mr. Ricky Garcia	For
Dr. Bryan Henderson	For
Ms. Lorie Jones	For
Dr. Yvonne Maldonado	For
Dr. Margo Melchor	For
Dr. Robert McNeill	For
Ms. Lois Palermo	For
Dr. Jorge Quirch	Absent
Ms. Kathryn Sisk	Absent
Dr. David Yu [ex officio]	For

FOR: 9 AGAINST: 0/ ABSTAIN:0/ MOTION CARRIES

iv. 2024-Q1-RDH1

Dr. McNeill led the discussion. It was a unanimous vote out of committee.

TIMECODE: 3:27:36

A motion was made to deny the request by Dr. McNeill and no second is needed as it came from committee.

Dr. Linda Burke	For
Mr. Ricky Garcia	For
Dr. Bryan Henderson	For
Ms. Lorie Jones	For
Dr. Yvonne Maldonado	For
Dr. Margo Melchor	For
Dr. Robert McNeill	For
Ms. Lois Palermo	For
Dr. Jorge Quirch	Absent
Ms. Kathryn Sisk	Absent

Dr. David Yu [ex officio] For

FOR: 9 AGAINST: 0/ ABSTAIN:0/ MOTION CARRIES

v. 2024-Q1-DDS1

Dr. McNeill led the discussion. It was a unanimous vote out of committee. Dr. Shaikh did not appear today.

A motion was made by Dr. McNeill and no second is needed as it came from committee.

Dr. Linda Burke	For
Mr. Ricky Garcia	For
Dr. Bryan Henderson	For
Ms. Lorie Jones	For
Dr. Yvonne Maldonado	For
Dr. Margo Melchor	For
Dr. Robert McNeill	For
Ms. Lois Palermo	For
Dr. Jorge Quirch	Absent
Ms. Kathryn Sisk	Absent
Dr. David Yu [ex officio]	For

FOR: 9 AGAINST: 0/ ABSTAIN:0/ MOTION CARRIES

vi. 2024-Q1-DDS2

Dr. McNeill led the discussion. It was a unanimous vote out of committee.

TIMECODE: 3:35:58

A motion was made to deny the request by Dr. McNeill and no second is needed as it came from committee.

Dr. Linda Burke	For
Mr. Ricky Garcia	For
Dr. Bryan Henderson	For
Ms. Lorie Jones	For
Dr. Yvonne Maldonado	For
Dr. Margo Melchor	For
Dr. Robert McNeill	For
Ms. Lois Palermo	For
Dr. Jorge Quirch	Absent
Ms. Kathryn Sisk	Absent
Dr. David Yu [ex officio]	For

FOR: 9 AGAINST: 0/ ABSTAIN:0/ MOTION CARRIES

vii. 2024-Q1-DDS3

Dr. McNeill led the discussion. It was a unanimous vote out of committee. Dr. Albert Robles asked for exception to board rule.

A motion was made to deny the request by Dr. McNeill and no second is needed as it came from committee.

Dr. Linda Burke	For
Mr. Ricky Garcia	For
Dr. Bryan Henderson	For
Ms. Lorie Jones	For
Dr. Yvonne Maldonado	For
Dr. Margo Melchor	For
Dr. Robert McNeill	For
Ms. Lois Palermo	For
Dr. Jorge Quirch	Absent
Ms. Kathryn Sisk	Absent
Dr. David Yu [ex officio]	For

FOR: 9 AGAINST: 0/ ABSTAIN:0/ MOTION CARRIES

viii. 2024-Q1-DDS4

Dr. McNeill led the discussion. It was a unanimous vote out of committee. Application regarding military spouse Dr. Almudamgha was submitted but does not meet the requirement.

A motion was made to grant the exception with the successful completion of the jurisprudence exam and 10 hours of ethics and 10 hours of risk management by Dr. McNeill and no second is needed as it came from committee.

Dr. Linda Burke	Abstain
Mr. Ricky Garcia	For
Dr. Bryan Henderson	For
Ms. Lorie Jones	For
Dr. Yvonne Maldonado	For
Dr. Margo Melchor	For
Dr. Robert McNeill	For
Ms. Lois Palermo	For
Dr. Jorge Quirch	Absent
Ms. Kathryn Sisk	Absent
Dr. David Yu [ex officio]	For

FOR: 8 AGAINST: 0/ ABSTAIN:1/ MOTION CARRIES

c. Committee recommendation and possible action on request for approval of

remediation:

- i. 2024-Q1-DDS5

Dr. McNeill led the discussion. It was a unanimous vote out of committee. Dr. Wu requested exception to board rule.

A motion was made to accept the remediation program by Dr. McNeill and no second is needed as it came from committee.

Dr. Linda Burke	For
Mr. Ricky Garcia	For
Dr. Bryan Henderson	For
Ms. Lorie Jones	For
Dr. Yvonne Maldonado	For
Dr. Margo Melchor	For
Dr. Robert McNeill	For
Ms. Lois Palermo	For
Dr. Jorge Quirch	Absent
Ms. Kathryn Sisk	Absent
Dr. David Yu [ex officio]	For

FOR: 9 AGAINST: 0/ ABSTAIN:0/ MOTION CARRIES

- d. Committee recommendation and possible action on request to become a nitrous oxide monitoring provider:

- i. Dallas College

Dr. McNeill led the discussion. Ms. Mayo attended virtually. Dr. Henderson pointed out the issues with the class rubric regarding the titration by dental assistants and would only support acceptance if re-published.

A motion was made to approve the provider by Dr. McNeill and no second was needed as it came out of committee.

Dr. Linda Burke	Against
Mr. Ricky Garcia	Against
Dr. Bryan Henderson	Against
Ms. Lorie Jones	Against
Dr. Yvonne Maldonado	Against
Dr. Margo Melchor	Against
Dr. Robert McNeill	Against
Ms. Lois Palermo	Against
Dr. Jorge Quirch	Absent
Ms. Kathryn Sisk	Absent
Dr. David Yu [ex officio]	Against

FOR: 0 AGAINST: 9/ ABSTAIN:0/ MOTION CARRIES

A motion was made by Dr. Henderson to approve the course once legal reviews the published changes and Dr. McNeill reviews and seconded by Ms. Jones.

Dr. Linda Burke	For
Mr. Ricky Garcia	For
Dr. Bryan Henderson	For
Ms. Lorie Jones	For
Dr. Yvonne Maldonado	For
Dr. Margo Melchor	For
Dr. Robert McNeill	For
Ms. Lois Palermo	For
Dr. Jorge Quirch	Absent
Ms. Kathryn Sisk	Absent
Dr. David Yu [ex officio]	For

FOR: 9 AGAINST: 0/ ABSTAIN:0/ MOTION CARRIES

TIMECODE: 3:50:58

ii. UT Health Houston

Dr. McNeill led the discussion. Dr. Henderson noted that they listed our rules and laws for the state of Texas.

A motion was made to approve the organization by Dr. McNeill and no second is needed as it came from committee.

Dr. Linda Burke	For
Mr. Ricky Garcia	For
Dr. Bryan Henderson	For
Ms. Lorie Jones	For
Dr. Yvonne Maldonado	For
Dr. Margo Melchor	For
Dr. Robert McNeill	For
Ms. Lois Palermo	For
Dr. Jorge Quirch	Absent
Ms. Kathryn Sisk	Absent
Dr. David Yu [ex officio]	For

FOR: 9 AGAINST: 0/ ABSTAIN:0/ MOTION CARRIES

- e. Committee recommendation and possible action on registration of non-profit corporation to hire dentists:
- i. Smithville Community Clinic

Dr. McNeill led the discussion.

A motion to approve was made by Dr. McNeill and no second was needed as it came from committee.

Dr. Linda Burke	For
Mr. Ricky Garcia	For
Dr. Bryan Henderson	For
Ms. Lorie Jones	For
Dr. Yvonne Maldonado	For
Dr. Margo Melchor	For
Dr. Robert McNeill	For
Ms. Lois Palermo	For
Dr. Jorge Quirch	Absent
Ms. Kathryn Sisk	Absent
Dr. David Yu [ex officio]	For

FOR: 9 AGAINST: 0/ ABSTAIN:0/ MOTION CARRIES

- f. Committee recommendation and possible action on 22 Tex. Admin. Code §§ 101.3 and 103.3, Licensure by Credentials for Dentists and Dental Hygienists.

Dr. McNeill led the discussion. These will be dealt with on a case by case basis. No action taken.

- g. Committee recommendation and possible action on reinstatement of a cancelled dental assistant registration.

Dr. McNeill led the discussion.

A motion was made to approve by Dr. McNeill and no second was needed as it came from committee.

Dr. Linda Burke	For
Mr. Ricky Garcia	For
Dr. Bryan Henderson	For
Ms. Lorie Jones	For
Dr. Yvonne Maldonado	For
Dr. Margo Melchor	For
Dr. Robert McNeill	For
Ms. Lois Palermo	For
Dr. Jorge Quirch	Absent
Ms. Kathryn Sisk	Absent
Dr. David Yu [ex officio]	For

FOR: 9 AGAINST: 0/ ABSTAIN:0/ MOTION CARRIES

- h. Committee recommendation and possible action on placing a dental assistant registration on retired status.

Dr. McNeill led the discussion.

A motion was made to approve by Dr. McNeill and no second was needed as it came from committee.

Dr. Linda Burke	For
Mr. Ricky Garcia	For
Dr. Bryan Henderson	For
Ms. Lorie Jones	For
Dr. Yvonne Maldonado	For
Dr. Margo Melchor	For
Dr. Robert McNeill	For
Ms. Lois Palermo	For
Dr. Jorge Quirch	Absent
Ms. Kathryn Sisk	Absent
Dr. David Yu [ex officio]	For

FOR: 9 AGAINST: 0/ ABSTAIN:0/ MOTION CARRIES

13. Public Comments. Dr. Stafford of UTSA commented on a new radiation exam being offered in Spanish. Also a RDA program is now offered in Spanish.

14. Agency Activity Reports.

a. Executive Division Report.

TIMECODE: 4:12:09

Ms. Nichols gave her report and materials are uploaded. New dates for 2024 board meetings were communicated.

b. Finance and Administration Division Report.

Ms. Kappel gave her report and budgets and has 51 employees currently.

c. Licensing Division Report.

Ms. Mendez gave her report. Anesthesia is being processed through January 2023, compliance letters sent. The option of emailing compliance letters to dentists' email is available. DPA compliance in place. Paper applications will be replaced on the website. Processing for original applications is October 19th for dentists, October 26th for RDHs.

d. Dental Division Report.

Dr. Bell gave her report and uploaded her materials to the website. Level 3 anesthesia and orthodontists are needed.

- i. Discussion and possible action on Dental Review Panel (DRP) mentees.
None.

TIMECODE: 4:39:42

- e. Investigations Division Report.

Ms. Hieber gave her report and all materials have been uploaded to the board website.

- f. Legal Division Report.

Ms. Studdard gave her report and all materials have been uploaded to the board website.

15. Announcements. None.

16. Adjourn.

A motion was made to adjourn at 12:55p.m. by Mr. Garcia and seconded by Ms. Jones.

Dr. Linda Burke	For
Mr. Ricky Garcia	For
Dr. Bryan Henderson	For
Ms. Lorie Jones	For
Dr. Yvonne Maldonado	For
Dr. Margo Melchor	For
Dr. Robert McNeill	For
Ms. Lois Palermo	For
Dr. Jorge Quirch	Absent
Ms. Kathryn Sisk	Absent
Dr. David Yu [ex officio]	For

FOR: 9 AGAINST: 0/ ABSTAIN:0/ MOTION CARRIES



Dr. David Yu, Presiding Officer



Dr. Robert McNeill, Secretary