



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

Convenes on February 17, 2023 – **8:30 a.m. – Conclusion**  
Twin Towers Office Center  
1106 Clayton Lane, Suite 125E  
Austin, TX 78723

**AGENDA**

- 1. Call to Order.**
- 2. Roll Call of Board Members.**
- 3. Discussion and Approval of Minutes from Previous Board Meetings.**
  - a. Minutes for November 4, 2022 Board Meeting.
- 4. Recognition of New Public Board Member.**
- 5. Discussion and Possible Action on Proposed Case Resolutions.**
  - a. Agreed Settlement Orders.
  - b. Remedial Plans.
  - c. Agreed Administrative Penalties.
  - d. Consent Orders.
  - e. Pre-ISC Recommendations of Dismissal.
  - f. Post-ISC Recommendations of Dismissal.
  - g. Modification Orders.
  - h. Discussion of Specific Orders.
- 6. Discussion and Possible Action on Cases Heard before the State Office of Administrative Hearings (SOAH).**
  - a. Docket No. 504-22-0533, Christian Nino, DDS. Dental License No. 25142. Consideration of the Administrative Law Judge's Proposal for Decision, Recommendations, and Board Action.
- 7. Discussion of and Possible Action Regarding Rules.**
  - a. Proposed Rule Review Plan for Fiscal Years 2023 – 2026.

- b. Rule Reviews in Accordance with Section 2001.039, Texas Government Code.
  - i. For Proposal: Chapter 100, General Provisions (§§100.1 – 100.12, 100.20)
  - ii. For Proposal: Chapter 101, Dental Licensure (§§101.1 – 101.15)
  - iii. For Proposal: Chapter 102, Fees (§§102.1 – 102.2)

**8. Presiding Officer Report.**

- a. Dental/Hygiene/Assistant Education Reports.

**9. Professional Recovery Network Report (PRN).**

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

- a. Committee recommendation and possible action on application request to become a continuing education provider.
- b. Committee recommendation and possible action on review of the continuing education course provider application.
- c. Committee recommendation and possible action on currently proposed rule from the November 4, 2022 Board Meeting: 22 Tex. Admin. Code § 104.1 – Continuing Education Requirement, published in the December 23, 2022 issue of the Texas Register.
- d. Committee recommendation and possible action on currently proposed rule from the November 4, 2022 Board Meeting: 22 Tex. Admin. Code § 104.2 – Continuing Education Providers, published in the December 23, 2022 issue of the Texas Register.
- e. Committee recommendation and possible action on review of continuing education providers pursuant to 22 Tex. Admin. Code § 104.2.

**11. Discussion and Possible Action on Licensing Committee Report and Recommendations.**

- a. Committee recommendation and possible action on request for reinstatement of revoked license: 2023-Q2-DDS1
- b. Committee recommendation and possible action on request for approval of remediation: 2023-Q2-DDS2
- c. Committee recommendation and possible action on request for exception to Board rules:

- i. 2023-Q2-RDH1
  - ii. 2023-Q2-DDS3
  - iii. 2023-Q2-DDS4
  - iv. 2023-Q2-DDS5
  - v. 2023-Q2-FDEN1
  - vi. 2023-Q2-FDEN2
  - vii. 2023-Q2-FDEN3
- d. Committee recommendation and possible action on the dentist and dental hygienist compact.

**12. Discussion and Possible Action on Dental Practice Committee Report and Recommendations.**

- a. Committee recommendation and possible action on currently proposed rule from the November 4, 2022 Board Meeting: 22 Tex. Admin. Code § 114.1 – Permitted Duties of a Dental Assistant, published in the December 23, 2022 issue of the Texas Register.
- b. Committee recommendation and possible action on currently proposed rule from the November 4, 2022 Board Meeting: 22 Tex. Admin. Code § 114.6 – General Qualifications for Registration or Certification of Dental Assistants, published in the December 23, 2022 issue of the Texas Register.
- c. Committee recommendation and possible action on currently proposed rule from the November 4, 2022 Board Meeting: 22 Tex. Admin. Code § 114.21 – Requirements for Dental Assistant Registration Courses and Examinations, published in the December 23, 2022 issue of the Texas Register.
- d. Committee recommendation and possible action on currently proposed rule from the November 4, 2022 Board Meeting: 22 Tex. Admin. Code § 115.2 – Permitted Duties of a Dental Hygienist, published in the December 23, 2022 issue of the Texas Register.
- e. Committee recommendation and possible action on 22 Tex. Admin. Code § 114.5, Coronal Polishing.

**13. Discussion and Possible Action on Disciplinary Review Committee Report and Recommendations.**

- a. Committee recommendation and possible action on licensure application

questions pertaining to mental or physical conditions or impairments.

- b. Committee recommendation possible action on a presentation provided by the Central Regional Dental Testing Service (CRDTS) pertaining to its remediation program.

#### **14. Discussion and Possible Action on Anesthesia Committee Report and Recommendations.**

- a. Committee recommendation and possible action on 22 Tex. Admin. Code § 110.18, Inspection of Sedation/Anesthesia Providers.
- b. Committee recommendation and possible action on the Texas Medical Disclosure Panel's (TMDP) changes to the Disclosure and Consent – Anesthesia and/or Peri-operative Pain Management form.

#### **15. Public Comments.**

#### **16. Agency Activity Reports.**

- a. Executive Division Report.
- b. Finance and Administration Division Report.
- c. Licensing Division Report.
- d. Dental Division Report.
  - i. Discussion and possible action on Dental Review Panel (DRP) mentees.
- e. Investigations Division Report.
- f. Legal Division Report.

#### **17. Announcements.**

#### **18. Adjourn.**

**MEETING HELD IN-PERSON AND BY VIDEOCONFERENCE:** The February 17, 2023 meeting will be held in-person and by videoconference. The public can join the meeting in-person or by videoconference, and may address the Board through public comment. In accordance with Texas Government Code § 551.127, notice is given that the presiding officer of the Board will be physically present at the location of the meeting listed above, and the presiding officer will preside over the meeting at that location. An audio-video recording of the meeting will be available on the Board's YouTube channel at [https://www.youtube.com/channel/UCFsl4eyDEQf9\\_M1gnnNpFJg](https://www.youtube.com/channel/UCFsl4eyDEQf9_M1gnnNpFJg).

**Public Access and Agenda:** <http://tsbde.texas.gov/board-and-committees/>

**CLOSED SESSION AND DELIBERATIONS:** The Texas State Board of Dental Examiners and its committees reserve the right to enter a closed meeting session to discuss any posted agenda items or other issues as authorized by Chapter 551, Texas Government Code and Chapter 263, Texas Occupation Code, as applicable. Pursuant to Texas Occupations Code § 263.001(b), the Board's deliberations with regard to an application for a license are exempt from Chapter 551, Texas Government Code.