



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

Convenes on June 5, 2020 – 8:30 a.m. – Conclusion

William P. Hobby, Jr. Building
333 Guadalupe Street, Tower 2, Room 225
Austin, Texas 78701

AGENDA

- 1. Call to Order.**
- 2. Roll Call of Board Members.**
- 3. Discussion and Approval of Minutes from Previous Board Meetings.**
 - a. Minutes for March 6, 2020, Board Meeting.
 - b. Minutes for April 17, 2020, Board Meeting.
 - c. Minutes for April 21, 2020, Emergency Board Meeting.
 - d. Minutes for April 29, 2020, Emergency Board Meeting.
 - e. Minutes for April 30, 2020, Emergency Board Meeting.
- 4. 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.
- 5. Discussion and Possible Action on Cases Heard Before the State Office of Administrative Hearings (SOAH).**
 - a. Docket No. 504-19-2905, Frank R. Vidal, DDS, Dental License No. 20793. Consideration of the Administrative Law Judge's Proposal for Decision, Recommendations and Board Action.

- b. Docket No. 504-20-2875, Dandric Allen, DDS, Dental License No. 22250. Consideration of the Administrative Law Judge’s Proposal for Decision by Summary Disposition, Recommendations, and Board Action.
 - c. Docket No. 504-20-2351, Kathleen Black, DDS, Dental License No. 19090. Consideration of Order No. 1 Conditional Order of Default Dismissal, Remand, Recommendations and Board Action.
 - d. Docket No. 504-20-2687, James Jernigan, DDS, Dental License No. 22494. Consideration of Order No. 3 Conditional Order of Default Dismissal, Remand, Recommendations and Board Action.
- 6. Discussion and Possible Action on Field G. Harrison, DDS v. TSBDE, Cause No. 03-18-00229-CV, in the 201st District Court of Travis County, Texas.**
 - 7. Presiding Officer Report.**
 - 8. Professional Recovery Network Report (PRN).**
 - 9. Discussion and Possible Action on Licensees Obtaining Continuing Education Requirements via Online or Live (Interactive) Webinar for the Duration of 2020.**
 - 10. Discussion and Possible Action on Disciplinary Committee Report and Recommendations.**
 - a. Committee recommendation and possible action on staff attorneys making recommendations for pre-informal settlement conference (pre-ISC) cases.
 - 11. Discussion and Possible Action on Licensing Committee Report and Recommendations.**
 - a. Committee recommendation and possible action on staff’s recommended application denial: 2020-Q3-RDA1
 - b. Committee recommendation and possible action on potential amendment to 22 Tex. Admin. Code § 101.2 – Licensure by Examination. Specifically, whether to add the verbiage “live patient” to clarify the clinical examination component of the rule.
 - c. Committee recommendation and possible action on potential amendment to 22 Tex. Admin. Code § 103.2 – Licensure by Examination. Specifically, whether to add the verbiage “live patient” to clarify the clinical examination component of the rule.
 - d. Committee recommendation and possible action on currently-proposed rule from March 6, 2020, Board Meeting: 22 Tex. Admin. Code § 101.14 – Military Spouse, published in the May 1, 2020, issue of the Texas Register.
 - e. Committee recommendation and possible action on currently-proposed rule from March 6, 2020, Board Meeting: 22 Tex. Admin. Code § 103.10– Military Spouse, published in the May 1, 2020, issue of the Texas Register.

- f. Committee recommendation and possible action on currently-proposed rule from March 6, 2020, Board Meeting: 22 Tex. Admin. Code § 114.7– Military Spouse, published in the May 1, 2020, issue of the Texas Register.
- g. Committee recommendation and possible action on currently-proposed rule from March 6, 2020, Board Meeting: 22 Tex. Admin. Code § 101.3– Licensure by Credentials, published in the May 1, 2020, issue of the Texas Register.
- h. Committee recommendation and possible action on currently-proposed rule from March 6, 2020, Board Meeting: on 22 Tex. Admin. Code § 101.4– Temporary Licensure by Credentials, published in the May 1, 2020, issue of the Texas Register.
- i. Committee recommendation and possible action on currently-proposed rule from March 6, 2020, Board Meeting: 22 Tex. Admin. Code § 103.3– Licensure by Credentials, published in the May 1, 2020, issue of the Texas Register.
- j. Committee recommendation and possible action on currently-proposed rule from March 6, 2020, Board Meeting: 22 Tex. Admin. Code § 103.4– Temporary Licensure by Credentials, published in the May 1, 2020, issue of the Texas Register.
- k. Committee recommendation and possible action on currently-proposed rule from March 6, 2020, Board Meeting: 22 Tex. Admin. Code § 101.15– Reinstatement of Cancelled License, published in the May 1, 2020, issue of the Texas Register.
- l. Committee recommendation and possible action on currently-proposed rule from March 6, 2020, Board Meeting: 22 Tex. Admin. Code § 103.11– Reinstatement of Cancelled License, published in the May 1, 2020, issue of the Texas Register.

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

- a. Committee recommendation and possible action on 22 Tex. Admin. Code § 102.1 – Fees.
- b. Committee recommendation and possible action on 22 Tex. Admin. Code § 111.5 – Electronic Prescribing Waivers.
- c. Committee recommendation and possible action on dental professionals utilizing Patient Health Questionnaires (PHQ2/PHQ9) to perform mental health screenings.

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

- a. Committee recommendation and possible action on request for exception to Board rules: 2020-00828.
- b. Committee recommendation and possible action on 22 Tex. Admin. Code § 110.2 – Sedation Anesthesia Permit.
- c. Committee recommendation and possible action on 22 Tex. Admin. Code § 110.9 – Anesthesia Permit Renewal.

- 14. Public Comments.**
- 15. 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 Applications
 - e. Legal Division Report.
 - f. Investigations Division Report.
- 16. Executive Session for Discussion and Possible Action on Consideration of Board Staff Personnel - Annual Review of Executive Director**
- 17. Announcements.**
- 18. Adjourn.**

TELEPHONE CONFERENCE CALL MEETING NOTICE: In accordance with Tex. Gov't Code § 418.016, Governor Abbott has suspended various provisions of the open-meeting statutes that require government officials and members of the public to be physically present at a specified meeting location. This temporary suspension allows for telephonic meetings of governmental bodies that are accessible to the public in an effort to reduce in-person meetings that assemble large groups of people.

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

Meeting Materials: <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 Tex. Gov't Code Chapter 551 and Tex. Occ. Code Chapter 263, as applicable. Pursuant to Tex. Occ. Code § 263.001(b), the Board's deliberations with regard to an application for a license are exempt from Chapter 551, Tex. Gov't Code.