



July 2021

A Message from our New Presiding Officer, Dr. David Yu



I am extremely honored to serve as the new presiding officer of The Texas State Board of Dental Examiners. As a board, we have the responsibility to be a support system to the public and to the dental community. Our vital mission can only be accomplished through the hard work of our incredible staff. We are all here to serve, because we all know the difference we can make in people's lives and that is the most fulfilling result.

I was raised in a small town in Indiana, and from there, I thought the world seemed distant and unreal. However, I have always believed that all of us have a higher purpose. Perseverance, grit, and faith have been my life credo. I learned perseverance from my parents who immigrated from Taiwan. They became citizens in the greatest country on earth, which allowed my father to complete his medical degree and then go on to teach Anesthesiology at Johns Hopkins Hospital. Growing up, I was drawn towards the art field. However, when I got to college, I quickly realized that dentistry was unique in its blend of art and medicine. I earned a degree in Microbiology and entered dental school in Indiana. When my wife enrolled in medical school in Texas, I enthusiastically moved down and became a Texan. In San Antonio, I did residencies in hospital-based dentistry and periodontology. While there, I was fortunate to have world-renowned mentors to guide me, including Drs. Ernie Luce, Jim Mellonig, David Cochran, and Brian Mealey. Along with those mentors, I have been fortunate to have a great support system: my faith, my wife and kids, and my peers.

The information expressed in the newsletter is created or compiled by agency staff. It does not reflect the official position of the board or its members, and it should not be construed as legal advice.



Dr. David Tillman passes the Presiding Officer torch to Dr. David Yu.

My story is analogous to all of the other board members. We have had a history of service and appreciate everything that makes Texas special. I am in awe of the job that the Governor's appointment office has done, specifically Mr. Blake Roach, in gathering such a dedicated team to serve the State of Texas. The governor has perspicaciously appointed professionals with expertise in specific fields who will all contribute equally. In the 4 years since I have served with these remarkable individuals, I have seen this collective aptitude and acceptance of differences in mutual collaboration contributing to a strong but harmonious board.

I am an advocate of supporting those who wish to reach their potential. For instance, I give annual scholarships through Ruby's Rainbow that help those with Down Syndrome earn a college degree. I believe in their potential. Dental professionals are, by far, the most charitable and giving group. The excellent work by our dental organizations like Capital Area Foundation, TDA Smiles, and Manos De Cristo dental clinic deserve our support and recognition. I also advocate and believe that the future of our profession depends on our schools. We must respect and support our educators. They are the ones who uphold the highest standard of care. They deserve our thanks.

I intend to continue the work started by Dr. David Tillman whom I succeeded. He has helped to create a culture of moral unity and transparency. I credit our Executive Director, Ms. Casey Nichols, and General Counsel, Ms. Lauren Studdard, for keeping our board members and the public apprised of essential board information.

Our agency's mission is to protect public health and safety. We hold the responsibility to promote high-quality and safe dental care. We have a dedicated staff and board united in this purpose. I am intensely grateful to my fellow board members, staff, and the members of the public who give us their trust. I feel incredibly blessed by the opportunity to serve as your next presiding officer of The Texas State Board of Dental Examiners!

Respectfully,

A handwritten signature in black ink that reads "David Yu" followed by "DDS MS" in smaller letters.

David Yu, DDS, MS, TSBDE Presiding Officer

Registration for COVID-19 Vaccination Administration

Dentists and dental students must enroll in the Texas Department of State Health Services (DSHS) Immunization Program to be eligible to administer COVID-19 vaccines in Texas. The enrollment portal is now open. DSHS, our state's public health department, is responsible for the vaccine distribution.

Register here:

<https://enrolltexasiz.dshs.texas.gov/>

Learn more about becoming a COVID-19 vaccine provider here:

<https://www.dshs.texas.gov/coronavirus/immunize/provider-information.aspx>

Or refer to our website: <https://tsbde.texas.gov/administering-covid-19-vaccinations/>

Prescribing Waiver

Effective January 1, 2021, Texas Health and Safety Code § 481.0755 requires that prescriptions for controlled substances be issued electronically, except in limited circumstances, or unless a waiver has been granted by the appropriate agency. A dentist may apply for a waiver from the electronic prescribing requirement by submitting a waiver request to the TSBDE and providing required information.

Please visit <https://tsbde.texas.gov/e-prescribing-waiver/> for additional information.

The waiver form is available here: [Electronic Prescribing Waiver Form](#)

Once approved, waivers will be issued for a period of one year and verification of an approved waiver will be displayed on the TSBDE website. Dentists may apply for a subsequent waiver no more than 30 days before an active waiver expires. Once your application has been approved, you will find your name listed on the Approved Electronic Prescribing Waivers link.

<https://tsbde.texas.gov/e-prescribing-waiver/>

TSBDE will not send you a paper copy of this waiver; pharmacies refer to the TSBDE website to verify a prescriber's waiver status. Approved Electronic Prescribing Waivers link:

<https://tsbde.texas.gov/e-prescribing-waiver/>

Please contact waivers@tsbde.texas.gov, if you have any questions or need assistance.

JUNE 18, 2021 BOARD MEETING

Rules Proposed at the June 18, 2021 Board Meeting:

Rule 108.7 Minimum Standard of Care, General:

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Rule 108.55 Advertising for General Dentists:

Rule 101.1 General Qualifications for Licensure (Dentists):

Rule 103.1 General Qualifications for Licensure (Dental Hygienists):

Rule 114.6 General Qualifications for Registration or Certification (Dental Assistants):

Rules Adopted at the June 18, 2021 Board Meeting:

Rule 101.2 Licensure by Examination (Dental Licensure) –
Link to the Texas Register

Rule 103.2 Licensure by Examination (Dental Hygiene Licensure) –
Link to the Texas Register

TSBDE will be hosting a stakeholder meeting on HB2056/teledentistry on August 11th at 1:00pm. Additional information will be available on the [TSBDE website.](#)

CDCA membership update

TSBDE is officially a member state of the Commission on Dental Competency Assessment (CDCA). This membership allows Texas board members the opportunity to participate as examiners at CDCA-administered ADEX licensure examinations throughout the United States.

<https://www.cdcaexams.org/>

Human Trafficking Prevention Training Required!

Training Required: Human Trafficking Prevention Training for Health Care Practitioners

Beginning September 1, 2020, certain health care practitioners who provide direct patient care must complete an approved human trafficking prevention training course in order to renew their license. In order to satisfy the training requirement, the course must be approved by the Texas Health and Human Services Commission.

Health care practitioners are in a unique position to intervene in human trafficking, one of the most insidious and seemingly invisible public health challenges. This includes both labor and sex trafficking, and may involve people of any age, gender, race/ethnicity, nationality, immigration status, or sexual orientation. Victims and survivors of human trafficking may be seen at local clinics, emergency departments, or other medical settings and the health care team's actions at that moment can make a life-saving difference. This training is meant to provide you with a variety of resources to inform and support planning for that critical response.

[Click here for more information on the Human Trafficking Training](#)

Anesthesia Information

Reminder, pursuant to 22 Tex. Admin. Code § 110.13 Sedation and Anesthesia, Required Preoperative Checklist for Administration of Nitrous Oxide and Levels 1, 2, 3, and 4 Sedation/Anesthesia: a dentist administering nitrous oxide or Level 1, 2, 3, or 4 sedation/anesthesia must create, maintain, and include in the patient's dental records a document titled "preoperative sedation/anesthesia checklist." The checklist must be completed prior to commencing a procedure for which the dentist will administer nitrous oxide or Level 1, 2, 3, or 4 sedation/anesthesia. The checklist may be paper or electronic.

Pursuant to 22 Tex. Admin. Code § 110.18, TSBDE is conducting sedation and anesthesia compliance inspections. Failure to allow the inspection to take place may result in suspension in one or more of your permits.

Pursuant to 22 Tex. Admin. Code § 110.18, regardless of issue date, all Level 2, 3, and 4 permit holders will be subject to at least one inspection prior to September 1, 2022. All Level 2, 3, and 4 permit holders who received their initial permit after March 1, 2018, must be inspected within a year of receiving their permit.

Pursuant to 22 Tex. Admin. Code § 110.14 Sedation and Anesthesia, Emergency Preparedness Policies and Procedures: all permit holders, including nitrous oxide/oxygen inhalation sedation permit holders, must develop written emergency preparedness policies and procedures specific to the permit holder's practice setting that establishes a plan for the management of medical emergencies in each practice setting in which the dentist administers sedation/anesthesia. Make note from this rule the requirements of specific protocols, staff training log, emergency drug log, equipment readiness log, individual staff roles and responsibilities, and review requirements.

Texas dentists who hold a Level 2, 3, and 4 sedation permit, please ensure you have a current work address, phone number, and email on file with TSBDE. If you need to update your information, you may email the following information to anesthesiainfo@tsbde.texas.gov.

1. Full Name
2. Dental License Number
3. Work Address
4. Email
5. Phone Number
6. Indicate if your work address is your mailing address

Anesthesia Information

Reminder

Pursuant to 22 Tex. Admin. Code § 110.18 regarding the Inactive and Exempt-location Status:

Inactive status:

Permit holder may forego an inspection if they submit a notarized, Board-issued affidavit that they will not administer levels 2, 3, or 4 sedation/anesthesia until first notifying the Board in writing that they wish to resume those activities. A permit holder must complete a compliance/Tier 1 inspection prior to resuming the administration of sedation/anesthesia at the inactive permit level. The permit holder must comply with continuing education and any other permit requirements during this time. During the period of inactive status, a permit holder may not delegate any inactive-status level of sedation/anesthesia to a certified registered nurse anesthetist or any other dental or medical professional except a dentist with a permit issued by the Board for the procedure being performed or a physician anesthesiologist licensed by the Texas Medical Board. If the permit holder is later found to have administered or delegated the administration of level 2, 3, or 4 sedation/anesthesia while in inactive status, the Board shall pursue revocation of their dental license.

Exempt-location status:

The Board shall not inspect a level 2, 3, or 4 permit holder who provides those services exclusively in a state-licensed hospital or state-licensed ambulatory surgery center. The permit holder must attest to that fact with a notarized, Board-issued affidavit and may not provide those services at a non-exempt location until first notifying the Board in writing and successfully completing a compliance/Tier 1 inspection. During the period of exempt-location status, a permit holder may not delegate the administration of any level of sedation/anesthesia to a dental or medical professional outside a state-licensed hospital or state-licensed ambulatory surgery center. If they are later found to have administered or delegated the administration of level 2, 3, or 4 sedation/anesthesia in a non-exempt location, the Board shall pursue revocation of their dental license.

The TSBDE answers your questions

Can I prescribe or dispense a drug for sedation without a level sedation permit?

No. Dentists prescribing medications for sedation below MRD must have a Level 1 Minimal Sedation permit. Minimal sedation is defined as a minimally depressed level of consciousness, produced by a pharmacological method, that retains the patient's ability to independently and continuously maintain an airway and respond normally to tactile stimulation and verbal command. You must have at least a Level 1 sedation permit to prescribe or dispense these medications to your patients and shall not exceed the maximum recommended doses under board rules §110.1 and §110.4.

What are the new requirements when sedating patients?

- 1) Pre-Operative Checklist: For all sedation levels including nitrous, a pre-op checklist must be completed prior to sedating a patient pursuant to board rule §110.13.
- 2) PMP Query: Prior to prescribing or dispensing certain medications, such as opioids or benzodiazepines, you must access the patient's prescription drug history through the Texas Pharmacy Board's Prescription Monitoring Program (PMP) pursuant to board rule §111.3. Additionally, a yearly self-query through PMP must be done pursuant to board rule §111.2.
- 3) Electronic prescriptions of all controlled substances are required pursuant to Texas Health and Safety Code § 481.0755. Dentists can apply for waivers in certain circumstances pursuant to board rule §111.5, see the TSBDE website.
- 4) Emergency preparedness: written policies and procedures must be reviewed and updated at least annually along with drug logs, staff training, and equipment readiness pursuant to board rule §110.14.
- 5) Inspections of all Level 2, 3, and 4 sedation permit holders are being held pursuant to board rule §110.18. New Level 2-4 permit holders must be inspected within a year of receiving their permit.
- 6) If you sedate high risk patients (board rule §110.16) or pediatric patients (board rule §110.17), you must have the respective certification.

I have a Level 3 sedation permit. Can I delegate a nurse anesthetist to sedate my patient?

You can delegate a nurse anesthetist to sedate only up to your sedation permit level (see board rules §110.3, §110.4, §110.5, §110.6). Even though the nurse anesthetist is trained for deep/general anesthesia, board rules do not allow for higher level sedation than your permit allows. The use of general or deep anesthetic agents (see board rule §110.10) by a nurse anesthetist is prohibited unless the dentist has a sedation Level 4 permit. A medical or dental anesthesiologist can independently administer sedatives at a higher level.



Fax Number Update!

For the Texas State Board of Dental Examiners

The Texas State Board of Dental Examiners is updating our Fax Service and will be replacing our old fax numbers with new fax numbers for every department and the agency's general line.

Beginning October 1, 2020, TSBDE will be using the New Numbers exclusively. Until the end of September, we will receive faxes from both numbers.

If you have any questions, please contact licensinghelp@tsbde.texas.gov.

Thank you for your time and patience as we upgrade!

Department	Old Number	New Number
Agency (General)	512-463-7452	512-649-0797
Compliance	512-682-0418	512-649-2791
Enforcement	512-692-2517	512-649-2732
Legal	512-305-9364	512-649-2482
Licensing	512-463-7452	512-649-1658

Did you know that all licensees or registrants are required to hold a current BLS CPR certification, which includes a demonstration of skills and a written evaluation?

Thinking about retiring? Among all other things that go with retirement, be sure to submit your retirement form to the board. Otherwise your license will expire and then cancel. Visit the board's website to obtain information on placing your dental or dental hygiene license on a retirement status.

<https://tsbde.texas.gov/licensing/dentists/dentist-retire-a-license/>.

TSBDE will be closed on the following holiday: Labor Day - September 6, 2021

The Mission of the Texas State Board of Dental Examiners is to protect the public health and safety and promote high quality and safe dental care by providing enforcement, licensing, peer assistance, and related information services to licensees and their patients

What constitutes a patient hospitalization for the purposes of a self-report?

Pursuant to board rule 22 Tex. Admin. Code § 108.6(2), a dentist must submit a written report to the board when a hospitalization of a dental patient occurs as a possible consequence of receiving dental services from the reporting dentist, and it must be reported within 30 days of the hospitalization or such a time as the dentist becomes aware of or reasonably should have become aware of the hospitalization. According to the rule, the term “hospitalization” is defined as an examination at a hospital or emergency medical facility that results in an in-patient admission for the purpose of treatment and/or monitoring. The board interprets “in-patient admission” to mean a full admission to the hospital or emergency medical facility and not a 23-hour observation status.

Renewal Certificates

Effective September 1, 2021, TSBDE will eliminate the printing and mailing out of renewal certificates.

A licensee/registrant now has the ability to generate a digital copy of their renewed certificate online. Renewal certificates will be available for printing 24-48 hours after the renewal application has been approved. TSBDE will continue to print duplicate requests for those who submit the duplicate request form along with the required fee. It is not required to print a color copy.

<https://tsbde.texas.gov/ecertificate/>

New Board Member Marquita Pride



Marquita Pride was born in Burnet, Texas and raised in Marble Falls, Texas where she graduated from Marble Falls High School in 2002. After high school, Pride attended Huston-Tillotson University, a historically black college/university (HBCU) and received her Bachelor of Arts degree in Business Administration in 2006. In 2012 she completed her Master of Science degree in Human Resource Management from Argosy University in Dallas.

Marquita is a dedicated Human Resource professional who enjoys being able to connect and establish strong relationships with all levels of leadership in the business. She is always looking for ways to improve her knowledge and skill set. Marquita is a member of DallasHR and was also a member of The Society for Human Resource Management (SHRM). She is also a proud member of Alpha Kappa Alpha Sorority, Incorporated.

In May 2021, Marquita Pride was appointed by Governor Greg Abbott to the Texas State Board of Dental Examiners for a full term. She serves on the Disciplinary Review committee where she assists in assessing actions toward missteps in the profession. She is humbled and honored to have the opportunity to serve in this capacity.

Marquita enjoys interior design, graphic design, creative writing, reading, and spending time with her family and friends. She is blessed with her husband of 15 years and two amazing boys. "They push me to be the best version of myself and encourage me to keep pushing toward my goals and aspirations."



New Board Member Dr. Yvonne Maldonado

Dr. Yvonne Elizabeth Maldonado was born and raised in El Paso, Texas. Her parents wanted to make sure she was fluent in Spanish so at the age of two and a half they sent her to study at Montessori in Juarez, Mexico. Every day Don Pancho would pick up the American kids from El Paso and transport them to and from Juarez in the medium sized school bus. The importance of education was instilled in her at a young age. Dr. Maldonado played the piano from the age of 5 and all through high school. Music theory and piano were also engrained in her.

She graduated from Eastwood High School where she was freshman and senior class President, a Trooperette, Cheerleader, played the cello freshman year, in Drama Club, and was asked to serve as the alternate at the High Q national competition. She was honored to receive the prestigious Trooper award at graduation given to only 5 female and 5 male “all around students.” She attended St. Mary’s University in San Antonio, Texas and graduated with a degree in Biology with a minor in Chemistry. She was a Senior Senator and one of the founders of Delta Zeta Sorority. She attended the University of Texas Health Science Center in Houston, Texas where she received her Doctor of Dental Surgery Degree. While in dental school she served as president of her first year dental class.

After graduation from dental school, Dr. Maldonado joined the National Health Service Corps and served for 4 years providing dental services at La Clínica de Familia in the underserved community of Sunland Park, New Mexico. She then worked for the City of El Paso Health and Environmental District treating pediatric dental patients and at Briggs and Fosbury, as an associate of the pediatric dental office. In 2008, she opened her dental practice, The Dental Ark, PLLC with Dr. Nanni Baker. In 2015 she opened a second office with Dr. Nanni Baker called Stevenson’s Dental Ark.

Dr. Maldonado is active in professional and civic work. She received the YWCA Recognized Achievement (REACH) Award in 1998, selected in the professional category and nominated by the El Paso District Dental Society. In 2006 she received the Texas Dental Association’s Service Recognition Award, given for the “Make the El Paso Homeless Smile Program.” This program facilitated free dental treatment for the homeless community given by members of the El Paso District Dental Society.

She is a member of the American Dental Association, Texas Dental Association, El Paso District Dental Society, and an Associate member of American Academy of Pediatric Dentistry. She currently serves on the American Dental Association’s Council on Dental Benefit Programs and is the ADA’s Member Representative on the Dental Quality Alliance. Her terms on both the CDBP and DQA expire at the end of 2021. She currently serves as a Consultant to the Council on Public Health and Access for the Texas Dental Association. She has served on the TDA Board of Directors and as a Vice President of TDA. She also has served on numerous committees of the El Paso District Dental Society such as Peer Review, Board of Directors, Delegate to the Texas Dental Association, and was the first female to serve as the President of the EPDDS.

She is the mother of 3 children and wife of José Luis González. She is active in her church and enjoys volunteering with Casas por Cristo, a local organization that spreads the Word of God by building homes for the most vulnerable citizens around Latin America including her border town of Juarez, Mexico. She enjoys traveling with her family and spending time with her husband and children.

Dental Review Panel applications

Interested in joining the Dental Review Panel? Everyone is encouraged to apply. We are especially in need of the following:

- Prosthodontists
- Periodontists
- Oral Surgeons
- Level 3 General Dentists
- Applicants with experience in full mouth rehabilitation

We are not accepting RDH applicants at this time. Please click [here](#) for details. Have questions? Email us at tsbdereviewer@tsbde.texas.gov.

Congratulations to our
dedicated TSBDE employees



Congratulations to our 20 year
and 40 year employees!

How are we doing? The Texas State Board of Dental Examiners asks that you provide us with feedback by completing the following survey. [Please click here](#). Your response is appreciated.

Social Engineering Red Flags

FROM

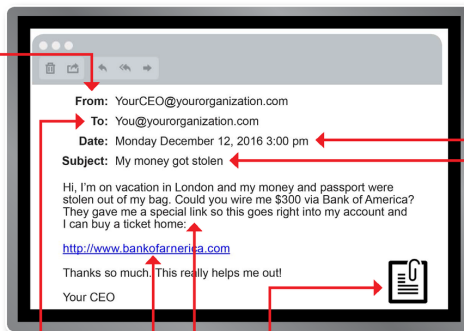
- I don't recognize the sender's email address as someone I **ordinarily communicate with**.
- This email is from **someone outside my organization and it's not related to my job responsibilities**.
- This email was sent from **someone inside the organization** or from a customer, vendor, or partner and is **very unusual or out of character**.
- Is the sender's email address from a **suspicious domain** (like micorsoft-support.com)?
- I **don't know the sender personally** and they **were not vouched for** by someone I trust.
- I **don't have a business relationship** nor any past communications with the sender.
- This is an **unexpected or unusual email** with an **embedded hyperlink or an attachment** from someone I haven't communicated with recently.

TO

- I was cc'd on an email sent to one or more people, but I **don't personally know** the other people it was sent to.
- I received an email that was also sent to an **unusual mix of people**. For instance, it might be sent to a random group of people at my organization whose last names start with the same letter, or a whole list of unrelated addresses.

HYPERLINKS

- I hover my mouse over a hyperlink that's displayed in the email message, but the **link-to address is for a different website**. (This is a **big red flag**.)
- I received an email that only has **long hyperlinks with no further information**, and the rest of the email is completely blank.
- I received an email with a **hyperlink that is a misspelling** of a known web site. For instance, www.bankofarnerica.com — the "m" is really two characters — "r" and "n."



DATE

- Did I receive an email that I normally would get during regular business hours, but it was **sent at an unusual time** like 3 a.m.?

SUBJECT

- Did I get an email with a subject line that is **irrelevant or does not match** the message content?
- Is the email message a reply to something I **never sent or requested**?

ATTACHMENTS

- The sender included an email attachment that I **was not expecting** or that **makes no sense** in relation to the email message. (This sender doesn't ordinarily send me this type of attachment.)
- I see an attachment with a possibly **dangerous file type**. The only file type that is **always safe to click on is a .txt** file.

CONTENT

- Is the sender asking me to click on a link or open an attachment to **avoid a negative consequence** or to **gain something of value**?
- Is the email **out of the ordinary**, or does it have **bad grammar** or **spelling errors**?
- Is the sender asking me to click a link or open up an attachment that **seems odd or illogical**?
- Do I have an **uncomfortable gut feeling** about the sender's request to open an attachment or click a link?
- Is the email asking me to look at a **compromising or embarrassing picture** of myself or someone I know?

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Human error. Conquered.



The Professional Recovery Network (PRN) is the peer assistance program for the Texas State Board of Dental Examiners (TSBDE). PRN helps to identify, assist, support, monitor and advocate for Texas-licensed dental professionals who may be struggling with substance abuse and/or mental health issues. PRN adheres to a dual philosophy that provides an opportunity for confidential recovery while protecting the public from unsafe professional practice.

- ▶ PRN accepts self-referrals, third-party referrals, and referrals from TSBDE. All concerned third-party sources are kept confidential.
- ▶ Information about a participant's enrollment in the PRN program is kept strictly confidential.
- ▶ If you or a dental colleague are experiencing impairment due to substance use or mental illness, the Professional Recovery Network is here to provide **support** and an opportunity for **confidential recovery**.

PRN Helpline: 800-727-5152

Visit us online: www.txprn.com

