

**OHIO STATE DENTAL BOARD**

**BOARD MEETING**

**MAY 15, 2013**

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## OHIO STATE DENTAL BOARD

### BOARD MEETING

**MAY 15, 2013**

#### Attendance

The Ohio State Dental Board (Board) met in Room 1960, of The Vern Riffe Center for Government and the Arts, 77 South High Street, 19<sup>th</sup> Floor, Columbus, Ohio on May 15, 2013, beginning at 1:00 p.m. Board members present were:

Lawrence Kaye, D.D.S., President

Gregory A. McDonald, D.D.S., Vice President

Mary Ellen Wynn, D.D.S., Secretary

Marybeth Shaffer, D.D.S., Vice Secretary

Jacinto W. Beard, D.D.S.

Constance F. Clark, R.D.H.

Ashok Das, D.D.S.

James Lawrence

William G. Leffler, D.D.S.

Douglas W. Wallace, D.D.S.

W. Chris Hanners, D.D.S. and Clifford Jones, R.D.H. were not in attendance to the meeting.

The following guests were also in attendance: Katherine Bockbrader, Esq. of the Ohio Attorney General's Office; Keith Kerns, Esq. and Henry Fields, D.D.S. of the Ohio Dental Association (ODA); Mark S. Wenzel, D.D.S. of the ODA Dentists Concerned for Dentists; David D. Goldberg, D.O., Mark Lutz, M.A., L.C.D.C. II, and Marcus D. Sibley of the Ohio Physicians health Program (OPHP); Columbus State Community College Dental Hygiene Students; Lili C. Reitz, Esq., Executive Director, Quentin Holmes, Deputy Director, Kathy Carson, Dental Board Enforcement Officer, Barb Yehnert, Investigator Assistant, Jayne Smith, Licensing Coordinator, and Malynda Franks of the Ohio State Dental Board; and other guests.

#### Call to Order

Dr. Kaye extended greetings to everyone and noting that there was a quorum present called the meeting to order at approximately 1:06 p.m.

#### Introduction of Board Members

Dr. Kaye then introduced himself as the Board President, a periodontist from Akron. He took a moment to introduce the rest of the Board members. Dr. Kaye introduced Dr. Greg McDonald, the Board Vice President, a general dentist from Springboro, Dr. Mary Ellen Wynn, the Board Secretary, a general dentist from Cincinnati, Dr. Marybeth Shaffer, the Board's Vice Secretary, a general dentist from Leetonia, Dr. Jacinto Beard, a general dentist from Gahanna, Dr. Ashok Das, a general dentist from Mason, Dr. William Leffler, a general dentist from Massillon, Dr. Douglas Wallace, an oral and maxillofacial surgeon from

Fairfield, Ms. Constance Clark, a dental hygienist from Dublin, and Mr. James Lawrence, the Board's public member from Akron. Dr. Kaye noted that Dr. Chris Hanners, a general dentist from Chillicothe and Mr. Clifford Jones, a dental hygienist from Cincinnati, were not in attendance to the meeting.

## Review of Minutes

### April 2013

**Motion by Dr. Beard, second by Dr. McDonald, to approve the April 10, 2013 Board meeting minutes as presented.**

Motion carried unanimously.

## Personal Appearances

### Roy L. Heaton, D.D.S.

Dental Board Enforcement Officer Kathy Carson introduced Dr. Roy L. Heaton to the Board, explaining that Dr. Heaton was appearing before them today pursuant to the terms of an adjudication order. She stated that Dr. Heaton was required to serve a 30-day suspension, complete continuing education and appear before the Board for consideration of reinstatement of his license to practice dentistry. She stated that he has completed the minimum 30-day suspension, the continuing education requirements, and the other terms of his order with the Board.

Upon questioning by the Board Dr. Heaton stated that his issues with the Board stemmed from not heat sterilizing the compression trays but rather utilizing a cold sterilization solution. He stated that they have rectified the situation by taking the metal trays and soaking them in a cleaner to get rid of any alginate build-up prior to heat sterilization. He stated that they are now using a conformed system for documentation of weekly autoclave sterilization.

Upon further questioning, Dr. Heaton explained that he uses a glutaraldehyde solution on things such as plastic x-ray bites, etc., that could not withstand heat sterilization. He confirmed that complies with all the manufacturers recommendations in regards to sterilization products.

**Motion by Dr. Leffler, second by Dr. McDonald, to reinstate the license of Roy L. Heaton, D.D.S. to practice dentistry in the state of Ohio, pursuant to the terms of his adjudication order with the Board.**

Motion carried unanimously.

### Michael S. Lynch, D.D.S.

Ms. Carson informed the Board that Dr. Lynch appeared before them at their meeting in April wherein his number of practice hours had been increased to thirty-four (34) hours. She stated that he was appearing before them today to request an increase to forty (40) hours of practice per week. She stated that to the best of her knowledge, Dr. Lynch is in compliance with the terms of his consent agreement with the Board.

Upon questioning by the Board, Dr. Lynch explained that he has left his previous employment. He stated that he had requested to be permitted to practice up to thirty-four (34) hours and had worked for his previous employer for a week and a half at the thirty-four (34) hours. Dr. Lynch stated that for six weeks prior to that he had worked up to thirty (30) hours per week. He stated that he is now out in the job market and facing a conundrum in that he needs more hours to get a job and he needs a job to get more hours. Therefore, he stated that many of the employers with whom he has interviewed require a minimum of forty (40) hours of practice. He informed the members that he is now two (2) years into his recovery and feels he is doing well. He indicated that he is a sponsor and co-sponsor for three (3) meetings, continues to attend at least five (5) meetings per week, and that meetings and recovery have become an integral part of his life Dr. Lynch concluded that he is a better person because of it.

When questioned as to the number of practices wherein he has been employed since his reinstatement, Dr. Lynch indicated that he has been employed in two (2) dental offices. He informed the Board that he has enjoyed his return back to practicing and does not find it in the least stressful.

**Motion by Dr. McDonald, second by Dr. Leffler, to increase the number of practice hours per week to forty (40) hours for Michael S. Lynch, D.D.S.**

Dr. Wynn requested that the motion be modified due to there being confusion as to whether Dr. Lynch's practice was to be monitored. She stated that any motion to increase practice hours should reflect that it be pursuant to the terms of his original consent agreement which does not stipulate to a monitoring clause.

**Dr. Wynn moved, seconded by Dr. Shaffer, that the motion to increase the number of practice hours of Dr. Lynch to forty (40) hours be pursuant to the terms of his consent agreement with the Board.**

Motion carried unanimously.

Dr. Kaye stated that the motion to amend carried and then called the question and restated the amended motion as follows:

Motion to increase the number of practice hours per week to forty (40) hours for Michael S. Lynch, pursuant to the terms of his consent agreement with the Board.

Motion carried unanimously.

## Executive Session

**Motion by Dr. McDonald, second by Mr. Lawrence, to move the Board into executive session pursuant to Ohio Revised Code Section 121.22(G)(3) to confer with counsel on matters that are the subject of pending or imminent court action, pursuant to Ohio Revised Code Section 121.22 (G)(1) to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee.**

Roll call vote: Dr. Beard – Yes  
Ms. Clark – Yes  
Dr. Das - Yes

Dr. Kaye – Yes  
Mr. Lawrence - Yes  
Dr. Leffler – Yes  
Dr. McDonald - Yes  
Dr. Shaffer – Yes  
Dr. Wallace – Yes  
Dr. Wynn - Yes

Motion carried unanimously.

Dr. Kaye requested Ms. Reitz and Ms. Bockbrader to attend the Executive Session.

### Open Session

The Board resumed open session at approximately 2:40 p.m.

## Enforcement Report

### Review of Proposed Consent Agreement(s)

The Board reviewed five (5) proposed consent agreements. The names of the individuals/licensees were not included in the documents reviewed by the Board. The names of the individuals/licensees have been added to the minutes for public notice purposes.

#### Disciplinary

##### *Jeffrey S. Bilfield, D.D.S.*

**Motion by Dr. McDonald, second by Mr. Lawrence, to approve the proposed consent agreement for Jeffrey S. Bilfield, D.D.S., license number 30-017729, case number 13-18-0140.**

Motion carried unanimously.

##### *M. Roy Coleman, D.D.S.*

**Motion by Ms. Clark, second by Dr. Beard, to approve the proposed consent agreement for M. Roy Coleman, D.D.S., license number 30-022839, case number 13-78-0139.**

Motion carried unanimously.

##### *Linda J. Gottlieb, D.D.S.*

**Motion by Dr. McDonald, second by Dr. Leffler, to approve the proposed consent agreement for Linda J. Gottlieb, D.D.S., license number 30-016422, case number 11-25-0368.**

Motion carried unanimously.

##### *Kirby E. Poling, D.D.S.*

**Motion by Ms. Clark, second by Mr. Lawrence, to approve the proposed consent agreement for Kirby E. Poling, D.D.S., certificate number 30-019812, case number 12-25-0421.**

Motion carried unanimously.

#### Non-disciplinary

*Ariadna A. Torres-Gorena, D.D.S.*

**Motion by Dr. Wallace, second by Mr. Lawrence, to approve the proposed agreement for Ariadna A. Torres-Gorena, D.D.S., license number, 30-023975.**

Motion carried unanimously.

#### Notice(s) of Opportunity for Hearing

The Board reviewed two (2) proposed notices of opportunity for hearing. The names of the individuals/licenses were not included in the documents reviewed by the Board. The names of the individuals/licenses have been added to the minutes for public notice purposes.

*C. Jed Kesler, D.D.S.*

**Motion by Dr. McDonald, second by Mr. Lawrence, to approve the proposed amended notice of opportunity for hearing and forward it to C. Jed Kesler, D.D.S., license number 30-019011, case number 13-25-0170.**

Discussion followed wherein Ms. Reitz explained that two (2) counts in the original Notice of Opportunity for Hearing had been removed from this amended version due to the counts being problematic.

Motion carried unanimously.

*James D. White, DDS*

**Motion by Dr. Beard, second by Mr. Lawrence, to approve the proposed notice of opportunity for hearing and forward it to James D. White, DDS, license number 30-016999, case number 13-31-0169.**

Motion carried unanimously.

#### Enforcement Update

Deputy Director Quentin Holmes began his report by informing the Board that there are five (5) cases pending hearings, all of which have been assigned. He stated that there is one (1) case listed that is pending the hearing officer's report and recommendation and indicated that there are currently forty-five (45) licensees under suspension. Mr. Holmes informed the Board members that there are three hundred and ten (310) active cases with seven (7) warning letters issues. He stated that there are only ten (10) cases having been investigated and reviewed by the Board Secretaries and are recommended to be closed.

Due to the requirement in Chapter 4715.03(D) of the Ohio Revised Code, that "The board shall not dismiss any complaint or terminate any investigation except by a majority vote of its members,..." Mr. Holmes reviewed the cases to be closed with the Board.

The following cases are to be closed:

13-18-0025      Standard of Care

11-18-0287      Standard of Care-Warning

12-79-0107	Standard of Care-Warning	13-85-0026	Abandonment
12-57-0426	Standard of Care	13-18-0038	Standard of Care-Warning
12-25-0278	Infection Control-Warning	11-25-0216	Standard of Care-Warning
12-30-0294	Standard of Care-Warning	13-25-0016	Standard of Care-Warning

Prior to the vote to close the above listed cases, Dr. Kaye inquired as to whether any of the Board members had any personal knowledge that the cases that were being voted on today involve either themselves or a personal friend.

Roll call:

- Dr. Beard – No
- Ms. Clark – No
- Dr. Das – No
- Dr. Kaye – No
- Mr. Lawrence - No
- Dr. Leffler - No
- Dr. McDonald - No
- Dr. Shaffer – No
- Dr. Wallace – No
- Dr. Wynn – No

Dr. Kaye then called for a motion to close the cases.

**Motion by Dr. Leffler, second by Mr. Lawrence, to close the above ten (10) cases.**

Roll call vote:

- Dr. Beard – Yes
- Ms. Clark – Yes
- Dr. Das - Yes
- Dr. Kaye – Yes
- Mr. Lawrence - Yes
- Dr. Leffler – Yes
- Dr. McDonald - Yes
- Dr. Shaffer – Yes
- Dr. Wallace – Yes
- Dr. Wynn - Yes

Motion carried unanimously.

## **Review of License/Certification/Registration/Permit Application(s)**

### **License/Certification/Registration Report (Approved by the Executive Office)**

Jayne Smith, Licensure Coordinator, had prepared a report of the licenses, certificates, and registrations issued since the previous Board meeting.

**Dentist(s)**

**Motion by Dr. Wallace, second by Dr. Shaffer, to approve the licensure report for the following dental licenses issued by a regional board examination:**

Sulekha M. Abdi	Matthew G. Kramer
Sean B. Abidin	Jonathan C. Krogg
Mahvish Ahmed	Kurt A. Langenderfer
Kyle S. Astle	Elena M. Lebasie
Stephen T. Balzer	Jennifer A. Lowe
Michael T. Betor	Kathleen E. McCormick
Ayah Bilbeisi	Samir E. Merchant
James E. Bookwalter	Todd P. Miker
Kristy L. Bultema	Jessica M.P. Miller
Thomas G. Burke	Brian S. Morningstar
Brandon S. Canfield	Joshua S. Murdock
Vanessa M. Cao	Andrea M. Myers
Christine A. Carr	Clayton A. Odenweller
Christopher G. Chapman	Stephen J. Orlosky
Hyejin Cheong	Fatima P. Pimentel
Justin B. Clemow	Joseph W. Pittman
Tara M. Dailey	Emily M. Powderly
Thomas A. DeChellis	Susan E. Robertson
Robert L. Dennis	Christopher R. Ryba
Aleksei V. Dolgov	Erika L. Scheetz
Richard C. Flores	Alexander JS Smith
Amanda L. Forche	Erik M. Snell
Trisha M. Gable	Patrick J. Sovacool
Brandon N. Glenn	Adam K. Squicquero
Elliot D. Haybarger	Steven M. Stackhouse
Curtis R. Hebdon	Lindsay N. Stutzman
Aaron A. Innes	Michael A. Stutzman
Anthony M. Johnson	Alison M. Thetford
Nardene Karaman	Alexander M. Tipton
Natalia Katsman	Zachary X. Van Hilsen
Peter E. Kim	Steven J. Vorholt
Tameka L. Knight	Whitney R. Wauligman
Euna C. Koo	Joseph Y. Yong
Nicholas J. Koogler	Jae H. Yoon

Motion carried unanimously.

**Dental Hygienist(s)**

**Motion by Dr. Beard, second by Ms. Clark, to approve the licensure report for the following dental hygiene licenses issued by a regional board examination:**

Anne M. Armenia	Hiroko S. Coleman
Jacquelyn F. Bessette	Grace L. Lomeli
Erika L. Board	Patricia S. McKee
Christine A. Brown	

Motion carried unanimously.

**Dental Assistant Radiographer(s)**

**Motion by Dr. Beard, second by Dr. Wynn, to approve the licensure report for the following dental assistant radiographer certificates issued by: acceptable certification or licensure in another state, certification by the Dental Assisting National Board (DANB) or the Ohio Commission on Dental Assistant Certification (OCDAC), or successful completion of the Board-approved radiography course:**

Carol Anderson	Delicia Davis
Rebecca Bailiff	Ashley Dickerson
Stephanie Baker	Jennifer Durden
Carmon Barbour	Dianna Everett
Kymaleka Barnes	Linda Fogt
Kelsi Barrera	Jessica Fraley
Oksana Basladynsky	Kristen Garwood
Jessica Bechter	Sona Gibson
Christena Berry	Jessica Gillis
Kristin Blamer	Lacey Glander
Tanya Boczon	Olivia Glassburn
Samantha Bonsignore	Angela Gray
Christian Braun	Chelsie Gray
Amanda Burkard	Carlisha Green
Latasha Caldwell	Krystina Griffiths
Samantha Campbell	Samantha Handy
Melinda Carroll	Meredith Harris
Jennifer Clark	Jacklyn Hatfield
Meagan Colley	Amy Hatton
Andrea Cook	Clare Hays
Jaimee Coy	Dymonique Head
Alyssa Curtis	Bethany Heil
Robin Cutner	Kellie Helton
Gannon Daneault	Angela Hennessy
Perry Davenport	Brittany Hey

Tasha Holenchick	Alisha Powell
Cierra Hoover	Ashley Ppool
Chelsey Hoyles	Veronica Prince
Ashley Hughes	Roxanne Prokay
Morgan Hughes	Alissa Racer
Aleah Jackson	Chasity Rader
Diane Jay	Jadrian Ralph
Megan Johnson	Kimberly Rees
Carolyn Johnston	Kashel Richardson
Melissa Jones	Peggy Riddle
Sparkle Jones	Tina Roberts
Megan Kernan	Markese Roberts, Sr
Sarah King	Ericka Rodriguez
Sarah Kitko	Courtney Rollins
Olga Kotenko	Rebecca Ross
Jenny Lanning	Jovan Russell
Krissy Lees	Stefanie Sarracco
Portia Lerch	Kari Satterwaite
Dawn Lock	Stacy Schehl
Casey Logan	Autumn Schultheiss
Diane Long	Alyssa Scicchitano
Valbona Lulo	Shannon Sears
Heather Lykins	Amanda Seifley
Erin Marlett	Katie Shepard
Angalina Martin	Jessica Shiveley
Shawnnika Mathews	Lauren Shumate
Alexis McPherson	Khrystyna Shykh
Trisha Mennifield	Megan Smith
Kayla Miller	Tia Smith
Toni Minnieweather	Michelle Strah
Ashley Mitchell	Desiree Taylor
Racheal Morr	Sara Taylor
Brooke Mosley	Flora Thomas
Jamie Murray	Melissa Thompson
Maxine Muzic	Yelena Torchilo
Tori Neer	Danielle Trimble
Kirsten Nicely	Brianna Vanfossen
Melinda Nowlin	Christy Vargo
Nichole Orlett	Sarah Vargo
Kaitlyn Overholser	Saliro Ventura
Nichole Parker	Amy Voegeli
Alycia Perry	Dakota Warfield

Leslee Weaver  
Jessica Webb  
Megan Whitt  
Megan Williams  
Samantha Wilsey

Mackenzie Wintrow  
Natalie Wollam  
Audrey Wyatt  
Rakia Yates  
Sarah Yoder

Motion carried unanimously.

#### Limited Resident's

**Motion by Dr. McDonald, second by Dr. Wallace, to approve the licensure report for the following limited Resident's licenses:**

Bader Abdeen  
Laith N. Al-Mashni  
Loiy N. Alshami  
Gazabpreet K. Bhandal  
Ashley A. Brown  
Vishawdeep S. Dhaliwal  
Stephanie I. Gans  
Whitney E. Garol

Monica P. Gibson  
Caleb C. Hanson  
Priyanka M. Joshi  
Yasmine R. Mohamed  
Amparo L. Pinzon Avellaneda  
Ellys R. Tronilo  
Anton F. Wensauer

Motion carried unanimously.

#### Limited Continuing Education

**Motion by Dr. Beard, second by Dr. McDonald, to approve the licensure report for the following limited continuing education license:**

John E. Francom

Jacob L. Geyer

Motion carried unanimously.

#### Coronal Polishing

**Motion by Dr. Beard, second by Dr. Wynn, to approve the licensure report for the following coronal polishing certificates issued by: certification by the Dental Assisting National Board (DANB) or the Ohio Commission on Dental Assistant Certification (OCDAC) and completion of the requirements necessary to obtain certification:**

Rhonda S. Doughty  
Carrie L. Franklin  
Laurie M. Fryman  
Solei C. Galindo  
Jennifer K. Graffis

Justine L. Hamel  
Leland C. Henwood  
Xavier Matias  
Julie L. Sisson  
Trisha K. Stanley

Lindsey J. Stevens

Serita N. Vannoy

Motion carried unanimously.

**Expanded Function Dental Auxiliary**

**Motion by Dr. Beard, second by Dr. Wynn, to approve the licensure report for the following expanded function dental auxiliary registration issued by: certification by the Dental Assisting National Board (DANB) or the Ohio Commission on Dental Assistant Certification (OCDAC) and completion of the requirements necessary to obtain registration:**

Donya C. Arthur

Motion carried unanimously.

**Oral Health Access Supervision Permit(s)**

**Motion by Ms. Clark, second by Dr. McDonald, that the following applicants have met the requirements necessary to obtain permits to practice under the oral health access supervision program:**

**Dental Hygienist(s)**

Mary E. Brown - Peebles

Debra J. Giesken - Berea

Motion carried unanimously.

**Graduate(s) of Unaccredited Dental Colleges Located Outside the United States**

**Motion by Dr. Wallace, second by Dr. Das, that the following applicants have met the requirements necessary to obtain licenses to practice dentistry in Ohio as graduates of unaccredited dental colleges outside the United States:**

Dr. Marco Rouman – Cairo University

Dr. Ariadna A. Torres-Gorena – Universidad  
Autonoma “Jean Misael Saracho - Bolivia

Motion carried unanimously.

**Reinstatement Application(s)**

**Motion by Dr. McDonald, second by Dr. Beard, to approve the following reinstatement application for licensure in Ohio:**

**Dental Hygienist(s)**

Lisa L. Jenerette, RDH

Motion carried unanimously.

### Hepatitis B Waiver(s)

Dr. Kaye informed the Board there had been two (2) requests for waiver of the Hepatitis B requirement. He stated that the requests have been reviewed and waivers have been recommended for approval for Jeremy L. Berning, D.D.S. and Crimpson Shrayner based on medical reasons.

**Motion by Dr. McDonald, second by Dr. Beard, to approve the Hepatitis B waiver requests for Jeremy L. Berning, D.D.S. and Crimpson Shrayner based on medical reasons.**

Motion carried unanimously.

### Enforcement Report (Continued)

#### Motion(s)

**Motion by Mr. Lawrence, second by Dr. McDonald, to direct the Attorney General's Office to pursue court action in the two (2) cases discussed during the Board's executive session.**

Motion carried unanimously.

### Anesthesia Committee Report

#### Provisional Conscious Sedation Privilege(s)

Dr. Wallace stated that the following individuals have applied for conscious sedation permits. He explained that the Anesthesia Committee has reviewed the applications and the applicants are recommended to receive provisional privileges:

Dr. Ahmad M. Alsaad – *Intravenous*  
Dr. Cyrstal S. Schneider – *Intravenous*

#### Provisional Anesthesia Privilege(s)

Dr. Wallace stated that the following individual has applied for an anesthesia permit. He explained that the Anesthesia Committee has reviewed the application and the applicant is recommended to receive provisional privileges:

Dr. Gerardo P. Romeo - Cincinnati

#### Conscious Sedation Permit(s)

Dr. Wallace stated that the following individuals have applied for conscious sedation permits. He explained that the Anesthesia Committee has reviewed the applications, evaluations have been conducted, and the applicants are recommended to receive conscious sedation permits.

Dr. Melissa Banks – Mason – *Intravenous*  
Dr. Sarah Husted – Cincinnati – *Oral for children 12 years or younger*

Dr. Holly A. McKnight - Grove City– *Intravenous*  
Dr. Thomas Ryan Phipps – Bowling Green – *Intravenous*  
Dr. Jonathan Runion – Gahanna - *Intravenous*

### Anesthesia Permit(s)

Dr. Wallace stated that the following individual has applied for an anesthesia permit. He explained that the Anesthesia Committee has reviewed the application, an evaluation has been conducted, and the applicant is recommended to receive an anesthesia permit.

Dr. Brian Fangman – Worthington

**Dr. Wallace made the motion from the Anesthesia Committee to accept the report and approve the above applicants to receive privileges and permits.**

Motion carried unanimously.

### Education Committee Report

Ms. Clark stated that the Biennial Sponsor, Biennial Sponsor Renewal, Dental Hygiene Medical Emergency Recognition Course, and Dental Assistant Radiographer Initial Training Course Applications submitted since the last meeting have been reviewed. She stated that all applications listed have submitted all the appropriate documentation, meet all the requirements set forth in the Dental Practice Act and Board Guidelines and are recommended for approval by the Education Committee:

#### Biennial Sponsor Application(s)

Shirck Orthodontics, Inc.

#### Biennial Sponsor Renewal Application(s)

Andre Haerian, D.D.S., M.S., F.R.C.D., Ph.D. (formerly Sylvania Orthodontics, Inc.)

#### Dental Hygiene Medical Emergency Recognition Course Application(s)

Stark County Dental Society - "Emergency Medicine in Dentistry"

#### Dental Assistant Radiographer Initial Training Course Application(s)

Brown Mackie College – Findlay Campus - "Initial Dental Radiography Training Course"

Herzig University – Akron Campus – "Radiology Seminar"

**Ms. Clark made the motion from the Education Committee to accept the report and approve the above applications.**

Motion carried unanimously.

## Supervisory Investigative Panel Report

Dr. Wynn attested that, as Secretary, she had spent in excess of ten (10) hours per week attending to Board business. Dr. Shaffer, as Vice Secretary, attested that she had spent in excess of ten (10) hours per week attending to Board business.

**Motion by Dr. McDonald, second by Ms. Clark, to approve the Supervisory Investigative Panel report.**

Motion carried unanimously.

## Office Expense Report

**Motion by Dr. McDonald, second by Dr. Leffler, to approve the expense report and approve payment of the March and April, 2013 Board bills.**

Motion carried unanimously.

## Executive Director's Report

### Opiate Regulatory Statement

Ms. Reitz began by stating that there were a few items she wished to discuss that were carryovers from the previous meeting in April. She stated that the first item regarded the memorandum she had distributed on the Governors Cabinet Opiate Action Team and the Prescribing Practices subcommittee. She stated that as discussed at the April Board meeting, the Governor's Reforming Prescribing Practices Committee (Committee) stakeholders; the Dental Board, the State Medical Board of Ohio (Medical Board) and the Ohio Board of Nursing (Nursing Board) and others were tasked to develop responsible guidelines for Ohio's prescribing clinicians. She stated that they have been working together to develop and adopt a regulatory statement regarding using the 80 MED as a specific point for patient reassessment when prescribing opioids. She indicated that the statement she was referring to was attached to the memo on the last page.

Continuing on, Ms. Reitz stated that boards have established a metrics that can be used to measure opioid prescribing. She informed the Board that the intent is that once this guideline document has been adopted, it will be the Board's responsibility to educate our prescribing licensees and to promote this education to decrease opiate prescribing patterns that are problematic. Ms. Reitz stated that at its meeting last week, the Medical Board adopted this statement and she indicated that the Nursing Board will be reviewing it the next day with the intent to adopt the regulatory statement. She informed the members that Dr. Wallace has reviewed the draft of the regulatory statement and believes it is reasonable. Ms. Reitz reiterated that once the Board adopts the regulatory statement, the target action date that has been established by the Governors Cabinet Opiate Action Team is July 1, 2013. She stated that once adopted, the statement would put on the Boards website along with some information on education and possibly more clarification to what this document means and why it is out there. She requested that the Board consider a motion to adopt this regulatory guideline statement which will ultimately be accepted by all the prescribing boards.

Upon questions from the Board, Dr. Wallace explained that these guidelines were not meant for acute problems where this does not apply, but rather more for chronic pain. He commented to chronically prescribe narcotics for TMJ patients is not the standard of care for treatment in dentistry, therefore, this regulatory statement should not affect practicing dentistry at all. However, he commented that this does not mean that the Board should not take an active stance in informing our licensees because dentists should know that this is going on. He stressed that it is important for dentistry to understand the concept, however, this statement will likely not affect the practice of dentistry at all the way that this is written. He reiterated that this regulatory statement is not a prohibition, but more like "flags" that dentists should be made aware of and what they should be aware to look for.

**Motion by Dr. McDonald, second by Dr. Wynn, to adopt the Regulatory Statement Regarding Chronic Pain Trigger Point: 80 Morphine Equivalent Dosage (MED).**

Discussion followed wherein Keith Kerns of the Ohio Dental Association commented that it should be clarified to the licensees that this statement is for guidance purposes and therefore, has even less a force of law than a policy statement.

Motion carried unanimously.

#### **Ohio Department of Administrative Services, Central Services Agency – New Director, Chris Engles**

Ms. Reitz introduced the new Director of Central Service Agency of the Department of Administrative Services that helps the thirty-two (32) boards and commissions with human resources, payroll, personnel, fiscal issues, etc. She stated that he started in this position last week and has been meeting with many of the directors over the past three (3) days.

Mr. Engles thanked the Board members for the opportunity to meet them and expressed that he is there to represent the Boards and to answer any questions they may have.

#### **Ohio Department of Health**

Ms. Reitz stated that the last item she wished to discuss was that she attended a meeting hosted by the Ohio Department of Health (ODH) on May 9, 2013 was being co-hosted by the Health Policy Institute of Ohio. She stated that the meeting was along the lines of workforce planning, JOBSOHIO and an effort that is being promoted by the ODH and the Governor's Office. Ms. Reitz stated that an effort is being initiated via the licensure boards to collect health professions data set information. She stated that the Medical Board has already begun collecting this information on their renewal and that the Nursing Board will begin implementing this within the next couple of months. She stated that the Health Policy Institute of Ohio is an organization that is working with the ODH and the Governor's office on collecting this minimum dataset.

Ms. Reitz then gave a brief overview of what was being asked of the Board. She stated that they are looking into primary care shortage areas in Ohio, Federal healthcare shortage areas in Ohio, and also asking for the dental professional shortage areas in Ohio. She stated that they are requesting the utilization of the E-license system and asking the licensure boards to collect data such as education, credentials and practice characteristics from healthcare professionals in user-friendly ways. She cited sample questions such as:

- How many office locations are there?
- How many patients can be treated in the locations?
- What kind of services are rendered?
- Do they take certain types of insurance?

Ms. Reitz continued by stating that it was her understanding that Ohio does not have comprehensive data on health professionals, facts, and training and therefore, they are hoping to collect this data for sharing at the national level. She informed the members that they are trying to collect information from physicians, nurses, pharmacists, dentists, chiropractors, psychologists, social workers, counselors, etc. She indicated that she had just attended the meeting the previous week and therefore, would be pursuing additional information as to why and how the information is being collected. She stated that it was her understanding that ideally they would like the Board to include these types of questions on our upcoming renewal for dentists and dental hygienists. Concluding, Ms. Reitz commented that this request is not a statutory requirement, however, discussion from many boards indicated that they are being encouraged to participate by the Governor's Office. Ms. Reitz indicated that she would keep the Board informed on this request/initiative.

## **Anything for the Good of the Board**

### **NERB Emeritus Status – Earl Willhoit, D.D.S.**

Ms. Reitz informed the Board members that former Board member, Leonard Weiss, D.D.S. had submitted a request to nominate Earl Willhoit, D.D.S. for Emeritus Status in NERB. She distributed the e-mail correspondence from Dr. Weiss which detailed Dr. Willhoit's career accomplishments. A brief discussion ensued.

### **Motion by Dr. Wynn, second by Dr. Beard, to nominate Earl Willhoit, D.D.S. for NERB Emeritus Status.**

Motion carried unanimously.

Dr. Kaye directed Ms. Reitz to submit a letter to NERB regarding the Board's wishes to nominate Dr. Willhoit.

### **American Association of Dental Boards (AADB) Meeting**

Dr. Kaye stated that several of the members had attended the meeting of the American Association of Dental Boards (AADB) which was recently held in Chicago. He stated that the theme of the meeting was continued competency testing. He stated that the gist of many of the conversations centered around the fact that medicine has competency testing, as well as many of the dental specialties, and that it is only a matter of time before it will be a requirement of general dentists. He then opened the meeting to other members' comments from the AADB meeting.

Discussion followed wherein Dr. Wynn stated that the discussion included "grandfathering" provisions for those currently licensed in dentistry and that the continued competency testing would be for upcoming graduates. On another topic, she commented that she had been impressed by the presentation from the

Executive Director of the Oklahoma Dental Board regarding the recent outbreak of hepatitis C, caused by a dentist in that state.

Dr. Leffler stated that he felt the presentations were completely biased regarding continued competency testing in that all their reasoning is based on "well they do it so we should do it". He commented that there were no data points showing outcomes from professional organizations or other groups that continued competency testing makes a difference in any way. He then queried:

- Do we have less competency problems with licensees that are required recertification testing/training every year?;
- Does it make any difference whether you send your patient to a board certified periodontist, orthodontist or pedodontist?;
- Do we even know if they are board certified specialists?

Dr. Leffler concluded his comments by stating that there is no data out there to show one way or the other whether continued competency testing makes a difference, and therefore, he was disappointed in the whole presentations.

Dr. Kaye further commented that in Ohio all licensed dental professionals hold the same licensure. He stated that as a periodontist he would have a difficult time passing an examination which included composites and amalgams. Therefore, he said that there would be an issue in whether individual states have the right to enforce continued competency examinations.

### **Commission on Dental Accreditation Site Visit**

Dr. Das briefly explained that he had attended the American Dental Association's Commission on Dental Accreditation site visit performed at the Ohio State University (OSU). He stated that he felt OSU did well and everything looked good. He commented that he had spent the better part of two (2) days in little rooms, one of which was the Dean's office, as a silent visitor. Dr. Das found it interesting that the schools sometimes spend three to four (3-4) years preparing for these accreditation site visits.

### **Board Meeting Schedule**

Ms. Reitz distributed a copy of the 2014 calendar and opened the discussions for potential Board meeting dates. Discussion ensued wherein the following tentative meeting dates were scheduled:

February 5	July 30
March 26	September 10
May 14	November 12
June 25	December 3

Ms. Reitz stated that she would forward the tentative dates to the Board members via e-mail for them to check for any conflicts in scheduling. She stated that they would discuss and finalize the 2014 meeting schedule at the next meeting in June.

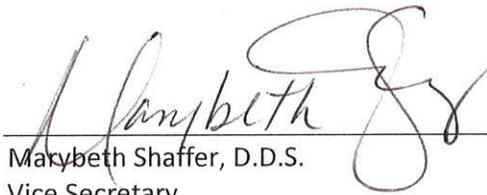
**Adjourn**

Dr. Kaye adjourned the meeting at 3:26 p.m. He reminded the Board members that their next meeting would be June 26, 2013.



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Lawrence Kaye, D.D.S.  
President



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Marybeth Shaffer, D.D.S.  
Vice Secretary