

OHIO STATE DENTAL BOARD

BOARD MEETING

SEPTEMBER 10, 2014

Contents

Attendance..... 1

Call to Order 1

Introduction of Board Members 1

Review of Minutes 2

 July 2014..... 2

Personal Appearance(s) 2

 James D. Burson, D.D.S. 2

 Christy A. Dove, D.D.S. 3

 Executive Session 4

Open Session 5

 Decision in the Matter of Christy Dove, D.D.S. 5

 Constance A. Johnson, EFDA and Dental Assistant Radiographer 5

 Valerie Smith, EFDA and Dental Assistant Radiographer..... 6

Executive Session 7

Enforcement Report..... 7

 Review of Proposed Consent Agreement(s) 7

 Disciplinary 8

 Non-Disciplinary 9

 Review of Voluntary Retirement(s)..... 10

 Roy L. Heaton, Jr., D.D.S. 10

Enforcement Update..... 10

Licensure Report 12

 License/Certification/Registration Report (Approved by the Executive Office) 12

 Dentist(s) 12

 Dental Hygienist(s) 12

 Dental Assistant Radiographer(s)..... 13

Limited Resident's.....	16
Limited Continuing Education	16
Coronal Polishing	16
Expanded Function Dental Auxiliary.....	16
Oral Health Access Supervision Permit(s).....	17
Dentist(s).....	17
Anesthesia Permit(s).....	17
Graduate(s) of Unaccredited Dental Colleges Located Outside the United States.....	17
Ad Hoc Board Operations Committee Report	17
Education Committee Report	18
2014-2015 Biennial Continuing Education Sponsor Application(s).....	18
2014-2015 Biennial Continuing Education Sponsor Renewal Application(s)	18
Law and Rules Review Committee Report.....	19
Policy Committee Report.....	19
Supervisory Investigative Panel Report.....	19
Office Expense Report	20
Executive Director's Report	20
Board Budget	20
H.B. 314.....	21
Rescheduling of Hydrocodone Combination Products.....	21
Anything for the Good of the Board	21
Dental Team – Access to Care	21
Commission on Dental Accreditation Report	22
NERB Consultant Examiners	22
Ohio Dental Association Annual Session	22
Adjourn	23

OHIO STATE DENTAL BOARD

BOARD MEETING

SEPTEMBER 10, 2014

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, 19th Floor, Columbus, Ohio on September 10, 2014, beginning at 1:00 p.m. Board members present were:

Gregory A. McDonald, D.D.S., President
William G. Leffler, D.D.S., Vice President
Marybeth Shaffer, D.D.S., Secretary
Ashok Das, D.D.S., Vice Secretary
Ann Aquillo
Martin Chambers, D.D.S.

Constance Clark, R.D.H.
Chris Hanners, D.D.S.
Susan Johnston, R.D.H.
Lawrence Kaye, D.D.S.
Anne Missig, R.D.H.
Charles Smith, D.D.S.

The following guests were also in attendance: Katherine Bockbrader, Esq. of the Ohio Attorney General's Office, Keith Kerns, Esq., Director of Legal & Legislative Affairs, and Henry Fields, D.D.S. of the Ohio Dental Association (ODA); Mark Wenzel, D.D.S., of the ODA's Dentists Concerned for Dentists; Kelley Long, Executive Director, and Nelson Heise, Case Manager of the Ohio Physicians Health Program (OPHP); Andy White of the State of Ohio Office of Budget and Management; Lili C. Reitz, Esq., Executive Director, Kathy Carson, Dental Board Enforcement Officer, Jayne Smith, Licensing Coordinator, Heidi Massaro, Compliance Secretary, and Malynda Franks of the Ohio State Dental Board; and other guests.

Call to Order

Dr. Greg McDonald introduced himself as the Board President, a general dentist from Springboro. After extending greetings to everyone Dr. McDonald noted that there was a quorum present and called the meeting to order at approximately 1:10 p.m.

Introduction of Board Members

Dr. McDonald then introduced the rest of the Board members. He introduced Dr. William Leffler, the Board's Vice President and a general dentist from Massillon, Dr. Marybeth Shaffer, the Board's Secretary, a general dentist from Leetonia, Dr. Ashok Das, the Board's Vice Secretary, a general dentist from Mason, Dr. Martin Chambers, D.D.S., a general dentist from Cleveland, Dr. Lawrence Kaye, a periodontist from Akron, Dr. Chris Hanners, a general dentist from Piketon, Dr. Charles Smith, a general dentist from Tipp City, Ms.

Constance Clark, a dental hygienist from Dublin, Ms. Susan Johnston, a dental hygienist from Columbus, Ms. Anne Missig, a dental hygienist from Morrow, and Ms. Ann Aquillo, the Board's Public member from Powell.

Review of Minutes

July 2014

Motion by Dr. Kaye, second by Ms. Missig, to approve the June 25, 2014 Board meeting minutes as presented.

Motion carried unanimously.

Personal Appearance(s)

James D. Burson, D.D.S.

Dental Board Enforcement Officer, Barb Yehnert explained to the members that Dr. Burson was before them today for his first appearance subsequent to his discharge from Arrowhead Behavioral Health on August 30, 2014. She informed the members that on or about July 2, 2014 the Board was notified that Dr. Burson was treating patients while smelling of alcohol. She stated that she had gone to Dr. Burson's private practice located at 510 E. McPherson HWY. Clyde, Ohio on July 7th, 2014 and arrived before Dr. Burson began seeing patients. Ms. Yehnert explained that she was able to present Dr. Burson with the Consent Agreement and offered to have his practice covered by a fellow dentist, Eric Kuehner, D.D.S., who is also in recovery. She stated that Dr. Burson welcomed speaking with Dr. Kuehner and ultimately accepted his offer to keep the office open with regular hours until Dr. Burson was no longer under suspension. Ms. Yehnert indicated that after speaking with Drs. Kuehner and Wenzel, Dr. Burson signed his consent agreement.

Continuing on, Ms. Yehnert explained that Dr. Burson entered Arrowhead Behavioral Health on July 30, 2014. She informed the members that on August 28, 2014 she went to the facility and met with Dr. Burson's medical provider, Dr. Bhandari. She stated that they had spoken without Dr. Burson present for an extended period of time, that Dr. Burson was due to be discharged on August 30th and that the full discharge summary and recommendation was expected prior to the meeting today.

Ms. Yehnert told the Board members that she and went over all the requirements of Dr. Burson's consent agreement with him. She stated that Dr. Burson commented that it was a good thing he has a dental license, as he knows his desire to practice and provide good dentistry is what will keep him from drinking. Ms. Yehnert informed the members that Dr. Burson's therapist, Aaron B., joined them in their discussions. She stated that Aaron indicated that he has seen a tremendous change in Dr. Burson since his arrival at Arrowhead and that she had forwarded a copy of Aaron's summary to the members prior to the meeting. Ms. Yehnert informed the Board that Dr. Burson has schedule appointments with a psychiatrist, IOP and aftercare, all a short distance from his home.

In conclusion, Ms. Yehnert explained that she has been told by Dr. Burson and his staff that they “love Dr. Kuehner”! She said that Dr. Burson intends to continue to take full advantage of having Dr. Kuehner covering his practice as he is also seeking treatment for a rotator cuff issue which he hopes to have surgically corrected. She stated that Dr. Burson has mentioned that he secretly hopes Dr. Kuehner decides to stay on with the practice.

Upon questioning by the Board, Dr. Burson stated that he had just been released from treatment, is still on suspension, and has been busy getting everything set up for his aftercare. He stated that he felt his inpatient treatment could have been better in that the facility tended to treat more drug abuse cases than alcohol dependency. Dr. Burson stated that he felt like he would need more counseling but would deal with those issues through his sponsor.

Dr. Burson informed the members that his sobriety date was July 1, 2014 and that he cannot believe how much better he feels. He stated that this will ultimately change his life and lifestyle and that philosophically he knows that any kind of drinking will be prohibited in the future. When asked what “triggers” Dr. Burson had in his practice, he informed the members that there were none and that his practice was not an issue.

Dr. Chambers asked if Dr. Burson's surgeon drank and if so, how would he feel about or would he have a problem with having a surgeon that drank alcohol prior to performing surgery. Dr. Burson indicated that he did not believe that his surgeon drank alcohol. Dr. Chambers pointed out that the Board is charged with protecting the public and in this situation, the Board has taken the necessary steps to protect the public by getting Dr. Burson out of the practice and getting him into treatment and the help he needs.

Dr. McDonald explained to Dr. Burson that the Board does not consider reinstatement of dental licenses to practice after the first interview and therefore, the Board would like him to return for a subsequent interview in November to see how he is managing in his recovery.

Christy A. Dove, D.D.S.

Ms. Yehnert explained to the members that Dr. Dove was making her third appearance before them and was requesting reinstatement of her dental license up to twenty (20) hours per week at this time. She informed the members that Dr. Dove had chosen to bring her attorney, Fran Ward, Esq., with her today. She then updated the Board on Dr. Dove's recovery progress by stating that Dr. Dove's health remains “in process” and that she is under the care of a medical doctor. Ms. Yehnert explained that Dr. Dove and her children are currently living in a home owned by Dr. Dove's parents but hopes to move to the Columbus area if her license to practice is reinstated.

Continuing on, Ms. Yehnert informed the Board that Dr. Dove has met all the requirements set forth in her consent agreement by the Board to be considered for reinstatement, she has completed residential treatment, has received the ok to return to practice by her treating practitioner, and has been compliant with the terms of her consent. She stated that Dr. Dove has provided the Board with proof she is receiving Aftercare at Cornerstone Recovery and it has been confirmed the Dr. Dove is required to attend 52 weeks of aftercare sessions.

Ms. Yehnert said that Dr. Dove had provided proof of a mental health assessment and the discharge criteria indicated that there were no mental health services warranted at this time.

Dr. Dove stated that they have been very happy with everything that she is already doing. However, she informed the members that they added some extra toxicology screens which will be phased out over the four (4) different phases of their drug program. She stated that they meet after the first quarter and if everything is following schedule then they phase it out and continue on. Dr. Dove explained that she meets with _____ every other week and gives him an update on how she is doing and that _____ also receives an updates from OPHP. She explained that she sits _____ along with several other people and if _____ needs to address everybody then he does so or he will call each individual back _____ for a private discussion.

Continuing on, Dr. Dove stated that she has continued her treatment with the specialist for the fibromyalgia. She stated that he has been able to run more specific tests and discovered that she also has significant hypothyroidism. Dr. Dove indicated that the same specialist has been helping her with her carpal tunnel syndrome. She said informed the members that she has several health issues and that the specialist is helping her with all of them.

When asked how the carpal tunnel syndrome affected her practice, Dr. Dove explained that It affected her right hand more as that is the one that she uses to drill and the vibration make her hand act up. She said that she wears night splints on her wrists. Dr. Dove stated that her physician has suggested a treatment plan of trigger point injections in the hopes that he can help me get to 100% without surgery.

Executive Session

Motion by Dr. Leffler, second by Ms. Missig, to move the Board into executive session pursuant to Ohio Revised Code Section 121.22(G)(1) to consider the matter involving Christy Dove, D.D.S.

Roll call vote: Ms. Aquillo – Yes
Dr. Chambers – Yes
Ms. Clark – Yes
Dr. Das – Yes
Dr. Hanners – Yes
Ms. Johnston – Yes
Dr. Kaye – Yes
Dr. Leffler – Yes
Dr. McDonald - Yes
Ms. Missig – Yes
Dr. Shaffer – Yes
Dr. Smith – Yes

Motion carried unanimously.

Dr. McDonald requested Ms. Reitz and Ms. Yehnert to attend the Executive Session.

Open Session

The Board resumed open session at approximately 1:29 p.m.

Decision in the Matter of Christy Dove, D.D.S.

Dr. Shaffer stated that the record should reflect that Dr. Hanners was not in attendance to the executive session and that he would not participate in the final decision in this matter.

Motion by Dr. Kaye, second by Ms. Missig, to reinstate the license of Christy Dove, D.D.S. to practice dentistry up to twenty (20) hours per week and pursuant to the terms of her consent agreement with the Board.

Discussion followed wherein it was determined that the Board would like to see Dr. Dove again at the December meeting for a subsequent interview to see how she is doing.

Roll call vote: Ms. Aquillo – Yes
Dr. Chambers – Yes
Ms. Clark – Yes
Dr. Das – Yes
Dr. Hanners – Abstain
Ms. Johnston – Yes
Dr. Kaye – Yes
Dr. Leffler – Yes
Dr. McDonald - Yes
Ms. Missig – Yes
Dr. Shaffer – Yes
Dr. Smith – Yes

Motion carried with Dr. Hanners abstaining.

Constance A. Johnson, EFDA and Dental Assistant Radiographer

Ms. Reitz stated that the next personal appearance was Constance Johnson, an EFDA and radiographer. She stated that MS. Johnson was here at the request of the Board from their previous meeting. Ms. Reitz explained that there was a consent agreement pending which was ultimately denied and therefore, a new consent agreement was prepared for the Board's consideration at this meeting. Ms. Reitz gave a brief history in this matter by explaining that Ms. Johnson failed to register as an EFDA with the Board and during an infection control evaluation, was found practicing on May 4, 2014. She stated that in order to address this situation, Ms. Johnson signed a new consent agreement which provides for registration as an EFDA and imposes an immediate suspension of the registration retroactive to June. Ms. Reitz informed the members that Ms. Johnson will have to complete two (2) hours of education in ethics which needs to be completed prior to reinstatement should the board approve this new pending consent agreement.

Upon questioning by the Board, Ms. Johnson indicated that she had just received the information for the on-line Ethics course through Donna Homenko, PhD and expects to have it completed within the next two (2)

weeks. Ms. Johnson informed the Board that the only continuing education she has maintained were courses in cardiopulmonary resuscitation (CPR) and her two (2) hour requirement for her radiography certificate.

Board members questioned if it was Ms. Johnson's position that she was not required to have an EFDA registration to perform these duties. Ms. Johnson explained that she had taken the EFDA coursework, passed the Commission on Dental Testing examination and received her certificate from the Commission and was unaware that she was required to register with the Board. She further explained that she had applied to the Board to become registered sometime back in 2006-2007. However, she stated that when she applied she had not sent in the original information from the examination which was taken in 1978 and that she was not able to determine from any of the information available, how she was supposed to obtain a copy for submission. Ms. Johnson said that sometime after that she had been told by another EFDA that registration was optional and therefore, she did not pursue obtaining the information for her original application.

When asked how prevalent Ms. Johnson thought this issue was, she commented that she thought many EFDA's do not realize that they need to be registered with the Board. She stated that she felt one reason that she did not get registered is because she did not receive any communication regarding EFDA registration. Further questions from the Board members revealed that Ms. Johnson's employer and fellow employees were unaware that EFDA's were required to be registered with the Board and that she continued to think that obtaining the certificate from the Commission was the only requirement to allow her to practice.

Valerie Smith, EFDA and Dental Assistant Radiographer

Ms. Reitz explained to the Board that the next personal interview, Valerie Smith, was a similar situation. She stated that Ms. Smith did not register with the Board and it was discovered during an infection control evaluation that she was an EFDA. Ms. Reitz stated that a new consent agreement had been negotiated which suspends the EFDA registration retroactively and requires an ethics course prior to reinstatement. She indicated that Ms. Smith had already completed the ethics course.

Upon questioning by the Board, Ms. Smith explained that she has been practicing as an EFDA without a registration since 2005. Ms. Smith stated that it had never occurred to her, nor has she ever talked to anyone who mentioned it; no dentist, no dental hygienist, no other EFDA or dental personnel. She stated that back in 2005 when she graduated they were told that as long as they maintained their Certified Dental Assistant (CDA) certification by obtaining twelve (12) continuing education credit hours per year, then they were considered an EFDA for life. Ms. Reitz concurred that was how it was prior to the EFDA registration requirement.

Continuing on, Ms. Smith explained that she was shocked when the Board Investigator Assistant was in their office to perform an infection control evaluation and asked to see her registration. She stated that she had asked at that time how the EFDA's were notified and she was told that letters were sent to the doctors in 2007 and the doctors should have known. Ms. Smith stated that she was not making excuses, however,

there are four (4) people opening mail and perhaps the letter was not seen by the right person. She commented that she wished that the letters had been sent to me personally.

It was explained to Ms. Smith that because there was no prior registration, the Board had no information for names or where to forward letters.

Ancillary to Ms. Johnson's questioning by the Board, Dr. Chambers inquired as to whether Ms. Johnson had maintained her CDA since 2005 and if so did she feel that twelve (12) continuing education hours per year was a problem, to which Ms. Johnson stated that she had maintained her CDA and did not feel that amount of continuing education was burdensome.

Dr. McDonald explained to Ms. Johnson and Ms. Smith that the Board would be considering both of their proposed consent agreements later in the meeting and invited them to stay.

Executive Session

Motion by Dr. Leffler, second by Ms. Missig, 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

Roll call vote: Ms. Aquillo – Yes
Dr. Chambers – Yes
Ms. Clark – Yes
Dr. Das – Yes
Dr. Hanners – Yes
Ms. Johnston – Yes
Dr. Kaye – Yes
Dr. Leffler – Yes
Dr. McDonald - Yes
Ms. Missig – Yes
Dr. Shaffer – Yes
Dr. Smith – Yes

Motion carried unanimously.

Dr. McDonald requested Ms. Reitz and Ms. Bockbrader to attend the executive session.

Enforcement Report

Review of Proposed Consent Agreement(s)

The Board reviewed fourteen (14) 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

Lisa L. Ballinger, EFDA and Dental Assistant Radiographer

Motion by Ms. Johnston, second by Dr. Kaye, to approve the proposed consent agreement for Lisa L. Ballinger, EFDA and Dental Assistant Radiographer, registration number EFDA.0486, certification number 51.004749, case number 14-51-0321.

Motion carried with Ms. Clark absent.

Timothy M. Bizga, D.D.S.

Motion by Ms. Johnston, second by Dr. Kaye, to approve the proposed consent agreement for Timothy M. Bizga, D.D.S., license number 30-022324, case number 14-18-0052.

Motion carried unanimously.

Louis A. Glorioso, D.D.S.

Motion by Ms. Missig, second by Ms. Aquillo, to approve the proposed consent agreement for Louis A. Glorioso, D.D.S., license number 30-017347, case number 13-18-0371.

Motion carried unanimously.

Michael Griesmer, D.D.S.

Motion by Ms. Johnston, second by Dr. Kaye, to approve the proposed consent agreement for Michael Griesmer, D.D.S., license number 30-017887, case number 11-50-0328.

Motion carried unanimously.

Joan T. Hall, R.D.H.

Motion by Ms. Missig, second by Dr. Kaye, to approve the proposed consent agreement for Joan T. Hall, R.D.H., license number 31-009145, case number 14-76-0263.

Motion carried with Dr. Leffler abstaining.

Michael P. Hewko, D.D.S.

Motion by Ms. Johnston, second by Dr. Kaye, to approve the proposed consent agreement for Michael P. Hewko, D.D.S., license number 30-018066, case number 13-18-0241.

Motion carried unanimously.

Constance A. Johnson, EFDA and Dental Assistant Radiographer

Motion by Dr. Hanners, second by Dr. Leffler, to approve the proposed consent agreement for Constance A. Johnson, EFDA and Dental Assistant Radiographer, registration number EFDA.02072, certification number 51.009826, case number 14-21-0248.

Motion carried unanimously.

Donald J. Kilbane, D.D.S.

Motion by Dr. Kaye, second by Ms. Missig, to approve the proposed consent agreement for Donald J. Kilbane, D.D.S., license number 30-018634, case number 11-60-0319.

Motion carried with Dr. Chambers opposed.

Benjamin K. Metz, D.D.S.

Motion by Dr. Kaye, second by Ms. Missig, to approve the proposed consent agreement for Benjamin K. Metz, D.D.S., license number 30-018636, case number 14-25-0265.

Motion carried unanimously.

John C. Schuster, D.D.S.

Motion by Ms. Johnston, second by Dr. Kaye, to approve the proposed consent agreement for John C. Schuster, D.D.S., license number 30-021287, case number 14-18-0265.

Motion carried unanimously.

Valerie Smith, EFDA and Dental Assistant Radiographer

Motion by Ms. Missig, second by Ms. Johnston, to approve the proposed consent agreement for Valerie Smith, EFDA and Dental Assistant Radiographer, registration number EFDA.02073, certificate number 51-009826, case number 14-21-0248.

Motion carried unanimously.

Malcolm Walters, Jr., D.D.S.

Motion by Dr. Kaye, second by Ms. Aquillo, to approve the proposed consent agreement for Malcolm Walters, D.D.S., license number 30-020238, case numbers 13-18-0097 and 13-18-0151.

Motion carried unanimously.

Lisa R. Tuvette, D.D.S.

Motion by Ms. Missig, second by Dr. Hanners, to approve the proposed consent agreement for Lisa R. Tuvette, D.D.S., license number 30-020378, case number 12-25-0128.

Motion carried unanimously.

Non-Disciplinary***Ricardo Lorenzo Vidal Gonzalez, D.D.S.***

Motion by Ms. Missig, Dr. Leffler, to approve the proposed consent agreement for Ricardo Lorenzo Vidal Gonzalez, D.D.S., license number 30-024338.

Motion carried unanimously.

Review of Voluntary Retirement(s)

The Board reviewed one (1) voluntary retirement. The name of the individual/licensee was not included in the documents reviewed by the Board. The name of the individual/licensee has been added to the minutes for public notice purposes.

Roy L. Heaton, Jr., D.D.S.

Motion by Dr. Kaye, second by Dr. Leffler, to approve the proposed voluntary retirement of license for Roy L. Heaton, Jr., D.D.S., license number 30-017740, case numbers 13-67-0039 and 13-67-0110.

Motion carried unanimously.

Enforcement Update

Ms. Reitz began the report by informing the Board that there are five (5) cases pending hearings, all of which have been assigned. She stated that there was one (1) matter still pending the hearing officer's report and recommendation which will come before the Board at the November meeting. She indicated that there were currently fifty (50) licensees under suspension and informed the Board members that there were three hundred and twenty-two (322) active cases. Ms. Reitz said that there were two (2) licensees currently referred to QUIP, and seven (7) licensees actively participating in QUIP. She informed the members that there were seventy-seven (77) cases which have been investigated and reviewed by the Board Secretaries and are recommended to be closed with sixteen (16) warning letters issued.

Ms. Reitz provided the members with a report on open cases over 90 days. She reported that there remain only two (2) open cases that were initiated prior to 2012.

Due to the requirement in Chapter 4715.03(B) of the Ohio Revised Code, that "A concurrence of a majority of the members of the board shall be required to... ..(6) Dismiss any complaint filed with the board.", Dr. McDonald reviewed the cases to be closed with the Board.

The following cases are to be closed:

13-81-0090	13-57-0258	14-57-0054
14-18-0252	14-25-0166	13-57-0281
13-31-0302	13-57-0299	13-77-0196
13-79-0328	14-18-0120 - Warning	14-09-0156
14-31-0226	13-18-0336	13-87-0254
13-02-0347	14-60-0200	13-47-0255 - Warning
13-48-0348	14-57-0147	13-87-0375
14-31-0049	13-31-0368	14-48-0080
13-31-0355	14-57-0043	13-48-0233 - Warning
13-31-0343	14-31-0208	13-57-0272
14-02-0042 - Warning	13-31-0377	14-25-0211
13-87-0320	14-31-0062 - Warning	14-25-0173
13-48-0074 - Warning	14-57-0025	13-48-0212

13-31-0358	14-57-0197	14-76-0291
13-09-0174	14-18-0146 - Warning	14-57-0193
13-57-0275	14-09-0036	13-59-0347 - Warning
14-83-0184	14-72-0202	13-31-0276
14-18-0142	13-83-0345	14-31-0067
14-25-0230	13-31-0334	13-57-0321
14-31-0058	13-48-0329 - Warning	14-25-0114
13-25-0319	13-31-0304	14-75-0199 - Warning
14-18-0259	14-25-0237	13-48-0350 - Warning
14-50-0232	14-18-0221	13-77-0251 - Warning
14-32-0129	14-18-0242	14-18-0163 - Warning
14-25-0051	14-67-0290	14-32-0005 - Warning
14-25-0003 - Warning	14-18-0163 - Warning	

Prior to the vote to close the above listed cases, Dr. McDonald 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:

- Ms. Aquillo – No
- Dr. Chambers – No
- Ms. Clark – No
- Dr. Das – No
- Dr. Hanners – No
- Ms. Johnston - No
- Dr. Kaye – No
- Dr. Leffler - No
- Dr. McDonald – No
- Ms. Missig – No
- Dr. Shaffer – No
- Dr. Smith – No

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

Motion by Ms. Johnston, second by Ms. Aquillo, to close the above seventy-seven (77) cases.

Roll call:

- Ms. Aquillo – Yes
- Dr. Chambers – Yes
- Ms. Clark – Yes
- Dr. Das – Yes
- Dr. Hanners – Yes
- Ms. Johnston - Yes
- Dr. Kaye – Yes
- Dr. Leffler - Yes
- Dr. McDonald – Yes
- Ms. Missig – Yes

Dr. Shaffer – Yes
Dr. Smith – Yes

Motion carried unanimously.

Licensure Report

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. Kaye, second by Ms. Clark, to approve the licensure report for the following dental licenses issued by a regional board examination:

Airton O. Arruda	Andrew J. Krantz
Gregory J. Brandau	Lesley N. Latham
Edna B. Buckle	Swapna Nadikuda
Jeffrey B. Carter	Nana Yaa S. Opokuaddo
Hiroyasu Hataoka	Tisha C. Rekhi
Mohd M. Kachlan	Seim D. Salameh
Sravani Komanduri	

Motion carried unanimously.

Dental Hygienist(s)

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

Emilee J. Aardema	Heather M. Morocco
Kayla M. Cremeans	Yulia V. Nemchinov
Anastasia D. Dallas	Bonnie A. Ossichak
Paige M. Donatelli-Shaw	Nicole Parrish
Stephanie K. Hehmeyer	Celeste N. Popio
Kelly M. Helmick	Marissa A. Rea
Anne M. Hughes	Calliannie D. Reidenbach
Kelly L. Johnson	Kacie Roche
Alexis P. Kover	Veronica P. Saling
Karen D. Larson	Stephanie M. Scaletta
Kalyn R. Lesnoski	Letitia H. Schlaker
Jamie D. Luli	Paige P. Shadrick
Johanne E. Lutter	Padmarani Shanmugam
Deitra K. McClure, Jr.	Jessica N. Shuler

Christina M. Steele
Colesse D. Theiss
Candace N. Welsh

Jennifer R. Wollenberg
Cynthia Zhang

Motion carried unanimously.

Dental Assistant Radiographer(s)

Motion by Ms. Clark, second by Dr. Kaye, 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:

Heather Abram
Eisa Abu Munshar
Moini Adhikary
Reva Adkins
Salaheldin Ahmed
Amanda Allen
Brienne Amos
Paige Anthony
Rita Antolick
Ashton Arnold
Cynthia Baker
Meghan Ball
Samantha Ballinger
Amer Basmaji
Ciara Bates
Kaylyn Beiling
Christine Bernal
Bonnie Betts
Dominique Bouldin
Emily Bowers
Alicia Britton
Jessica Bruce
Antwan Bryant
Adrianna Burden
Christina Callahan
Nicole Campbell
Shelby Cantrill
Johnica-Ann Carter
Wyona Caudill
Lisa Childress
Amanda Clayton

Krista Clemons
Kassandra Collins
Maraisha Colter
Jennifer Cook
Kellie Cooper
Rachelle Cooper
Brittany Corley
Stephanie Cornett
Meghan Cotter
Chelsea Cruz
Brooke Dales
Heather Darocha
Jessica Day
Elizabeth Degrush
Bettye Dewey
Gadir Diab
Rachel Disbennett
Alexandra Donahue
Rebecca Douglas
Jenna Duff
Ashley Dunn
Hannah Edmunds
Kasey Edwards
Kristen Edwards
Brandy Evans
Hailey Evans
Sara Evans
Kerri Farmer
Stephanie Farmer
Whitney Fedrick
Kimberly Fetter

Ramona Figueroa	Betsy Keen
Meagan Fillinger	Paula Kelliher
Brooke Fillmore	Donna Kendall
Keri Foster	Tiffany Kerr
Jayme Fox	Allison King
Margaret Francati	Elenie King
Miya Franklin Johnson	Jessica Kirk
Chakea Frierson	Rebecca Kirtos
Allyson Fronczek	Lavonda Kline
Sarah Fry	Kayla Klingenbeck
Christine Garmback	Kodie Kolder
Terri Giaquinto	Anna Krapa
Andrea Gochee'	Abbey Kunk
Trina Godbey	Andrea Labay
Huemeesha Graves	Adrian Lanza
Lauren Grifa	Rilee Livolsi
Kimberly Griffin	Bethany Louden
Miroslava Gumnitsky	Ashley Marshall
Kira Gurtz	Breauna Mastro
Mindy Hamilton	Holly Maxfield
Bo Han	Abbey Mcadams
Kristina Harrison	Mariah Mccoy
Rachiel Hayward	Breanna Mcewen
Morgan Heym	Renee Mcfarland
Kristen Higgins	Julie Mcleod
Courtney Hill	Laura Mick
Jasmine Hill	Megan Miller
Stephanie Hill	Lima Mohammad Zahir
Kristy Hills	Lisa Mollica
Arielle Hooks	Ebony Moore
Ashley Houston	Fawna Morris
Jenniffer Hunter	Erica Nelson
Monica Ickes	Steffanie Neville
Sarah Jimenez	Christina Nichols
Mallory Jodon	Virlawnda Oakley
Desiree Johnson	Katie Oneail
Ashley Johnston	Tiffany Osborne
Shannon Johnston	Sheri Oswald
Sierra Jones	Sheren Ottallah
Jasmine Jordan	Brittany Paliscak
Emily Karnes	Jacquelynn Palmateer
Jennifer Keaton	Taylor Parker

Tyra Pena	De'asia Smith
Lori Pennington	Rachel Smith
Colleen Perdue	Jenifer Solomon
Jacklyn Perkins	Samantha Somodji
Brittany Pletcher	Morgan Spickard
Brittany Pletsch	Jessica Sroczynski
Tammy Plunkett	Sierra St John
Tammy Pozzani	Christina Stargell
Lacie Pratt	Ashton Stephens
Jamila Ransom	Brooke Stevenson
Nichole Reisinger	Laura Stewart
Amanda Renwand	Staci Stewart
Tiffany Reynolds	Ashley Stigall
Christina Ridgeway	Whitney Stocks-Hansen
Shannon Rimer	Kaylie Stout
Whitney Robinson	Tessa Tandal
Michelle Rollins	Courtney Tayerle
Amber Romani	Ashley Thompson
Katie Rowland	Jennifer Thompson
Lisa Rupp	Michelle Tracey
Carole Russell	Sarah Tracy
Amanda Scalzitti	Heather Turner
Kristin Schemine	Laken Vandine
Alexis Schiller	Wendy Wagner
Morgan Schlabach	Patricia Wahl
Brandi Schumacher	Ashley Walker
Tiffany Scott	Brooke Waters
Carole-Ann Seiber	Chantella Watson
Suzanne Selvidge	Jasmine Weeks
Sabrina Sertovic	Lashira Wells
Crystal Sesler	Ashly White
Lisa Shannon	Kelsey Whitenburg
Roxanna Shepherd	Cheryl Wildman
Kanasha Simmons	Stephanie Winn
Gary Sislak	Brittany Woodard
Stephanie Sitko	Anna Yohman
Amy Skurow	Morgan Zamarelli
Mary Smart	Nenad Zarkovic
Carol Smith	Jessica Zepernick

Motion carried unanimously.

Limited Resident's

Motion by Dr. Kaye, second by Ms. Missig, to approve the licensure report for the following limited resident's licenses:

- | | |
|-------------------|-----------------------|
| Basmah Al-amiri | Sorin Boeriu |
| Turki M. Alnakhli | Tarek M. Eishebiny |
| Tarek Al-Saadi | Michail P. Maroulakos |

Motion carried with Dr. Hanners opposed.

Limited Continuing Education

Motion by Dr. Kaye, second by Ms. Clark, to approve the licensure report for the following limited continuing education license:

- Justin M. Geller, D.D.S.

Motion carried unanimously.

Coronal Polishing

Motion by Ms. Clark, second by Dr. Leffler, 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:

- | | |
|-----------------------|------------------------|
| Nahed I. Abdelhamid | Kellie L. Kazee |
| Hannah C. Baugh | Anna M. Krapa |
| Lisa M. Capan | Emily E. Maynard |
| Christina M. Commisso | Alexandra N. McCartney |
| Leah M. Elliott | Shazina Qaisar |
| Courtney A. Firment | Chelsea L. Rinaldi |
| Shainna Y. Gale | Tabitha Shellabarger |
| Samantha M. Garcia | |

Motion carried unanimously.

Expanded Function Dental Auxiliary

Motion by Ms. Clark, second by Dr. Kaye, to approve the licensure report for the following expanded function dental auxiliary registrations 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:

- | | |
|---------------------|----------------------|
| Alicia M Boisbelaud | Reem Husein |
| Jessi Bostic | Hemalatha Jayaraman |
| Heather Buskirk | Jordan P Kalaitsides |
| Marah R Conte | Erin E Law |
| Leslie C Crockford | Andria L Litton |
| Kim D Damm | Tiffany S Mason |

Ruby A Netral
Lorri A Osborne
Reilie M Parish
Amie S Parker
Samantha J Stone
Julie Umeda

Hillary P Walter
Lara C Waters
Latea M Wheeler
Angela N Williams
Ashley N Worley

Motion carried unanimously.

Oral Health Access Supervision Permit(s)

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

Dentist(s)

Dominic J. Medinger, D.D.S. - Ironton

Motion carried unanimously.

Anesthesia Permit(s)

Motion by Ms. Clark, second by Dr. Kaye, that based on the information provided by the Board's Anesthesia Consultant, the following individual has applied for an anesthesia permit and the applicant is recommended to receive a permit.

Joshua Perry. D.D.S.

Motion carried unanimously.

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

Motion by Dr. Kaye, second by Dr. Smith, 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. Monther Hamdan

Dr. Ricardo L. Vidal Gonzalez

Motion carried with Dr. Chambers, Dr. Hanners, Dr. Leffler, and Ms. Missig opposed.

Ad Hoc Board Operations Committee Report

Dr. Kaye informed the Board that the Ad Hoc Board Operations Committee met earlier that morning and discussed a letter of request regarding volunteers providing the triage of patients for students performing prophylaxis' in the dental clinic at the University of Cincinnati, Blue Ash College Dental Hygiene Program. He stated that the consensus of the committee was that the administrators of the program need to treat the patients within the same jurisdictional process as they do for all other patients. He indicated that a letter regarding the Board's position will be sent to the program director accordingly.

Dr. Kaye informed the members that Dr. McDonald, with Board approval, attended the Level I Frontline TMJ, Headache & Orofacial Pain Treatment and Level II Advanced Injector courses that were provided by the American Academy of Facial Esthetics. He stated that Dr. McDonald provided a detailed report to the Committee which confirmed the Board's position that the administration of Botox® and dermal fillers are within the scope of practice of dentistry. Dr. McDonald clarified that it is within the dental scope of practice when performed above the clavicle.

Continuing on, Dr. Kaye said that Ms. Reitz had provided the Committee with an e-mail correspondence and information regarding the Health Professions Data Warehouse Project (Warehouse Project). He stated that Ms. Reitz had explained that the Warehouse Project is asking for assistance from the health regulatory boards to attain the data necessary that would allow them to assess Ohio's current healthcare professional workforce status, identify key barriers and potential solutions to improve the recruitment and retention of healthcare providers, and support forecasting of the need for additional workforce.

Concluding, Dr. Kaye informed the Board members that the Committee had appointed Ms. Johnston to chair a subcommittee on Expanded Function Dental Auxiliary (EFDA) registration, specifically, the examination process, continuing education objectives, and possible revisions to the registration process.

Motion by Ms. Johnston, second by Dr. Hanners, to accept the decisions made by consensus of the committee and approve the Ad Hoc Board Operations Committee report.

Motion carried unanimously.

Education Committee Report

Ms. Johnston informed the Board members that the Education Committee did not meet that day. However, she stated that she had met with Ms. Franks and reviewed two (2) Biennial Sponsor and two (2) Biennial Sponsor Renewal applications for 2014-2015. She stated that as the Committee Chair, she was recommending approval of all the sponsor applications as meeting the requirements set forth in the Dental Practice Act.

2014-2015 Biennial Continuing Education Sponsor Application(s)

Andrew Bushey, D.M.D., M.D.

Matthew J. Lemke, D.D.S., M.S.

2014-2015 Biennial Continuing Education Sponsor Renewal Application(s)

T. Michael Murphy, D.D.S., Inc.

Scott Silverstein, D.D.S., M.S.

Ms. Johnston stated that the Committee would meet again in November.

Ms. Johnston made the motion from the Education Committee to accept the report and approve the applications.

Motion carried unanimously.

Law and Rules Review Committee Report

Dr. Leffler informed the members that the Law and Rule Review Committee met at 10:00 a.m. that morning and began their discussions on rule 4715-3-01 involving definitions. He stated that the Committee had reviewed the amended language regarding military personnel and the draft definition language regarding education. Dr. Leffler indicated that, upon recommendation of Dr. Kaye, a few sections of the definitions regarding anesthesia, impairment, and education were distributed amongst the members to review for updates and report back for possible amendment considerations.

Continuing on, Dr. Leffler said that the Committee next reviewed rule 4715-5-02 regarding work authorizations. He stated that there was some discussion regarding jurisdiction over dental labs which ultimately resulted in the only change to the rule being that the language would now be amended to reflect that digital signatures would be acceptable.

Dr. Leffler stated that the members had reviewed 4715-14, the initial draft of rules regarding military personnel, veterans, and their spouses. He stated that they had also reviewed and suggested minor correction changes to the rules in section 4715-17.

Concluding, Dr. Leffler indicated that the Committee had made recommendations to change rule 4715-20-03 regarding the disposal of sharps to reflect that disposal should be made according to Board Policy. He stated the Policy Committee could have a draft policy prepared for approval once the rule has completed the promulgation process.

Dr. Leffler made the motion from the Law and Rules Review Committee to accept the report.

Motion carried unanimously.

Policy Committee Report

Dr. Shaffer informed the Board members that the Policy Committee had met earlier that day and was recommending rescission of Policy #2-07 regarding self and family prescribing of controlled substances. She indicated that a new replacement policy would be drafted. She also stated that they would be developing a review schedule of all Board policies.

Motion by Dr. Shaffer, second by Ms. Missig, to rescind the Policy Regarding Self and Family Prescribing of Controlled Substances and approve the Policy Committee Report.

Motion carried unanimously.

Supervisory Investigative Panel Report

Dr. Shaffer, as Secretary, attested that she had spent in excess of twenty (20) hours per week attending to Board business. Dr. Das, the Board's Vice Secretary, attested that he had spent in excess of twenty (20) hours per week attending to Board business.

Dr. Shaffer distributed a copy to the Board members of a detailed accounting of her weekly work as the Secretary for the Board since its last meeting. She then stated that Dr. Hanners had been requesting an audit of the Secretary's hours for the past year. Dr. Shaffer apologized to Dr. Hanners and the Board as she thought he was simply trying to rectify the situation that resulted from the passing of H.B. 215 in 2010.

Continuing on, Dr. Shaffer gave a historical background for the Board as follows:

"Prior to 2010 and H.B. 215, there was just one Secretary of the Board. It appears that as far back as 1967 the Secretary position has had a payment accompanying it. I am unaware of the number of hours until I came onto the Board.

Dr. Leffler served as the Secretary until the enactment of H.B. 215 in 2011. When Dr. Desai began serving as Vice Secretary according to the SIP [Supervisory Investigative Panel] report given in April 2011 she was paid 10 hours and Dr. Leffler was [paid] 20 hours. In June 2011 when I began as acting Vice Secretary, both Dr. Desai and I were paid 10 hours/week. When Dr. Wynn became Secretary in 2012, she and I were both paid 10 hours/week. She [Dr. Wynn] took exception to it and I believed that Dr. Hanners' call for the audit was to justify that there was no less work involved in the position whether it was one or two people doing the work. With the 2014 budget, the payment for Secretary and Vice Secretary was returned to 20 hours/week each.

Last meeting, Dr. Hanners again requested the audit. I am providing the hours spent since the last Board meeting. It does require extra time as I need to now log and report all hours. My accountant says he has a program and bills by quarter hours on his computer. Perhaps if the Board feels this is an ongoing audit that needs to be done each month, we could look into record keeping software."

Dr. Hanners thanked Dr. Shaffer for providing the members with the detailed report of her hours serving as Board Secretary. It was determined that such a log was not necessary at this time.

Motion by Dr. Hanners, second by Dr. Leffler, to approve the Supervisory Investigative Panel report.

Motion carried unanimously.

Office Expense Report

Motion by Dr. Hanners, second by Ms. Johnston, to approve the expense report and approve payment of the July 2014 Board bills.

Motion carried unanimously.

Executive Director's Report

Board Budget

Ms. Reitz informed the members that the first thing she wanted to share with them was the completed budget proposal for fiscal year 2016-2017 and then distributed a copy of the budget report. She then

introduced the Board's Budget Analyst, Andrew White. She explained that as part of the process the Activity A Budget Request was 100% of the Board's Budget from 2014-2015. She informed them that in order to maintain current business processes she was submitting an Activity B Request for additional funding to cover a 10% increase in overhead, cost of the new E-Licensing system, and upgrades to Microsoft Office 365 to the Board's computers for all personnel.

H.B. 314

Next, Ms. Reitz stated that H.B. 314 will become effective on September 17, 2014 affects the practice of dentistry regarding informed consent requirements for opioid prescribing to pediatric patients. She informed the Board that the Board's website now has information regarding this new legislation, including a sample consent providers can use. However, she stated that the Board should consider drafting a policy which defines "dental surgery" or consider adding a definition to the rules, in order to clarify some references in the bill.

Rescheduling of Hydrocodone Combination Products

Concluding, Ms. Reitz distributed a copy of a document from the Ohio Board of Pharmacy, Rescheduling of Hydrocodone Combination Products Effective October 6, 2014. She briefly explained that as of October 6, 2014 hydrocodone combination products will be classified as schedule II controlled substances.

Anything for the Good of the Board

Dental Team – Access to Care

Dr. Chambers indicated that in regards to access to care, he would like the Board to consider the whole dental team for future discussions. He stated that there appeared to be many issues lately with regards to EFDA registration. He commented that concerning Ohioans and their access to care, he felt that they could increase the number of citizens receiving dental care in underserved areas by facilitating a dental team that would consist of not only the dentists and the dental hygienists, but should also include EFDA's, radiographers and basic qualified personnel. Dr. Chambers stated that the relationship he was trying to make was that registration helps to direct qualified dental professionals to areas of need. Further, he stated that he was bringing it up in relationship with the ongoing EFDA issues as he feels that their contribution as part of the dental team in serving underserved areas has not really been highlighted or utilized as much.

Continuing on, Dr. Chambers stated that many interested groups are concerned about access to care and that what the Board has been experiencing with regards to registration is an issue. He commented that taking care of a larger number of underserved citizens could be increased and facilitated by not excluding auxiliary personnel from the discussions. He stated that this issue becomes more pertinent and topical with regards to other entities trying to make inroads with different types of dental providers/personnel that are not yet established in our state at this time.

Dr. Chambers concluded by stating that he just wanted to bring all these topics together for present consideration by the Board.

Commission on Dental Accreditation Report

Dr. Leffler informed the members that immediately following their last meeting he had attended the Commission On Dental Accreditation (CODA) meeting. Providing the members with some background, he stated that CODA meets twice a year in Chicago, Illinois. He said that it is a two (2) day meeting wherein the first day is a closed session where they review all dental, dental hygiene, and dental auxiliary programs. He stated that they review a rotation of different institutions and then they vote on accreditation status. Dr. Leffler stated that one of the current issues that may affect dental boards across the country is the commercialization of graduate programs within hospitals. He then cited for example Lutheran Hospital General Practice Residencies (GPR) programs and indicated that there were anywhere from 250 to 500 programs across the United States. Dr. Leffler indicated that is becoming increasingly difficult to ensure that these programs are providing the dental education that meets the CODA standard.

Continuing on, Dr. Leffler stated that the second day is open session and that the hot topic this year was training for prosthodontists and whether implant placement should be a part of standard education within the programs. He said that there was much resistance from the oral surgery and periodontics specialties.

Ms. Clark inquired as to whether there were any discussions regarding the Ohio Board of Regents proposal to change the number of credit hours to complete an associate level dental hygiene program from 84 to 65 hours. She commented that most of the associate programs across the country are 84 hours, and of those hours 30 have to be general education courses. She stated that this is problematic in how are they are going to teach the dental hygiene curriculum in significantly fewer hours. Dr. Leffler indicated that there had been some discussion in this matter and that there was concern that it is taking longer for dental hygiene students to enter into the workforce and that money is a big factor in the discussions.

NERB Consultant Examiners

Ms. Reitz distributed a copy of an e-mail correspondence from Jack Feldesman, the Director of Finance and Administration of the North East Regional Board of Dental Examiners. She stated that at the previous Board meeting, member had requested to know who is currently serving as NERB consultant examiners in order to consider new candidates for recommendation to NERB. A brief discussion followed wherein it was determined that the Board members can submit names of candidates for consideration and recommendation to NERB in January.

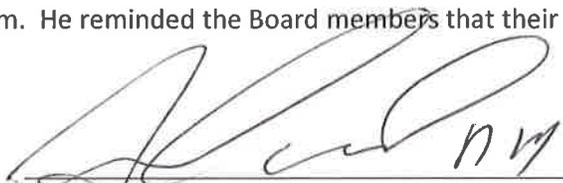
Ohio Dental Association Annual Session

Ms. Reitz informed the members that the Ohio Dental Association Annual Session would begin the next day with the House of Delegates at 9:00 a.m. She stated that the introduction of the Board would be around 10:00 a.m.

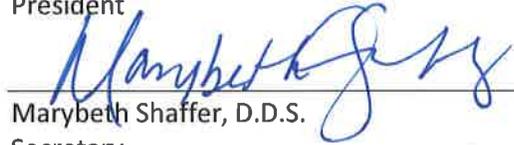
Dr. McDonald indicated that Ms. Missig had inquired as to whether being a delegate and being on the Board was considered a conflict of interest. A short discussion ensued wherein it was decided that Ms. Reitz would draft a letter to either the Ethics Commission or to the Attorney General's office seeking an informal advisory opinion.

Adjourn

Dr. McDonald adjourned the meeting at 3:15 p.m. He reminded the Board members that their next meeting would be November 12, 2014.



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



Marybeth Shaffer, D.D.S.
Secretary