

**Ohio State Dental Board  
Board Meeting  
January 19, 2005**

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**Ohio State Dental Board  
Board Meeting  
January 19, 2005**

**MINUTES**

**ATTENDANCE**

The Ohio State Dental Board (Board) met in rooms South B and C, 31<sup>st</sup> Floor of the Vern Riffe Center for Government and the Arts, 77 South High Street, Columbus, Ohio on Wednesday, January 19, 2005, beginning at 1:00 p.m. Board members present were:

Lynda L. Sabat, R.D.H., President  
Paul Vesoulis, D.D.S., Vice-President  
Edward R. Hills, D.D.S., Secretary  
Mark T. Armstrong, D.D.S.  
Phillip J. Beckwith, D.D.S.  
Berta I. Howard, D.D.S.  
Billie Sue Kyger, D.D.S.  
Mark Landes, Esq.  
Gregory A. McDonald, D.D.S.  
T. Michael Murphy, D.D.S.  
Ann E. Naber, R.D.H.  
Sandra L. Wise, R.D.H.  
Frank A. Wright, D.M.D.

The following guests were also in attendance: Jonathan Fulkerson, Esq. and Barb Pfeiffer, Esq., Assistant Attorneys General; Michele Carr, R.D.H., M.A. of the Ohio State University Department of Dental Hygiene; Keith Kerns, Esq. and Dennis Burns, D.D.S. of the Ohio Dental Association (ODA); Denise Bowers, R.D.H. and Linda Hewetson, R.D.H. of the Ohio Dental Hygienists' Association (ODHA); Lili Reitz, Esq., Executive Director, Rebecca Hockenberry, Esq., Assistant Director, Jayne A. Smith, Licensure Coordinator, Kim Gandee, Enforcement Secretary, and Malynda Franks, Executive Secretary of the Ohio State Dental Board; and other guests.

## CALL TO ORDER

Ms. Sabat extended greetings to everyone and noting that there was a quorum present called the meeting to order at 1:10 p.m. She requested all members and guests sign the attendance roster.

## EXECUTIVE SESSION

*Motion by Dr. Wright, second by Ms. Naber, 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 and pursuant to Ohio Revised Code Section 121.22(G)(1) to discuss matters involving personnel.*

Roll call vote: Dr. Armstrong – Absent  
Dr. Beckwith – Yes  
Dr. Hills - Yes  
Dr. Howard – Yes  
Dr. Kyger – Yes  
Mr. Landes – Yes  
Dr. McDonald - Yes  
Dr. Murphy - Yes  
Ms. Naber – Yes  
Ms. Sabat - Yes  
Dr. Vesoulis – Yes  
Ms. Wise – Yes  
Dr. Wright - Yes

Motion carried.

Ms. Sabat invited Ms. Reitz, Ms. Hockenberry, Mr. Fulkerson and Ms. Pfeiffer to attend the executive session.

## OPEN SESSION

At 1:25 p.m. the Board resumed open session. Ms. Sabat approved the agenda for the afternoon as presented with the notation that the Chair may modify the agenda due to timing constraints or extenuating circumstances.

## REVIEW OF THE DECEMBER BOARD MEETING MINUTES

The Board reviewed the minutes of the December 1, 2004 Board meeting.

*Motion by Dr. Murphy, second by Dr. McDonald, to approve the December 1, 2004 Board meeting minutes as presented.*

Roll call vote.

Motion carried unanimously.

## REVIEW OF LICENSE APPLICATIONS

### LICENSURE REPORT

Jayne Smith, Licensure Coordinator, had prepared a report of the licenses issued since the January 2005 meeting, for Board member review. Ms. Sabat then requested the Board's vote of approval for the Licensure Report.

*Motion by Dr. McDonald, second by Dr. Murphy, to approve the licensure report for the following dental licenses issued by North East Regional Board, Inc. (NERB) examination:*

#### DENTAL

*Brad L. Bauer, D.D.S.  
Domenick DeFrancisis, D.D.S.  
Husam Kahwach, D.D.S.*

*Carla M. Maxwell, D.D.S.  
Johanna S. Nogay, D.D.S.  
Steven J. Specca, D.D.S.*

Roll call vote.

Motion carried unanimously.

*Motion by Dr. Murphy, second by Dr. McDonald, to approve the licensure report for the following dental hygiene licenses issued by North East Regional Board, Inc. (NERB) examination:*

DENTAL HYGIENE

*Joanna L. Davis, R.D.H.*  
*Shannon B. Foster, R.D.H.*  
*Anne L. Hague, R.D.H.*  
*Cheryl M. Hamons, R.D.H.*  
*Sarah J. Holmes, R.D.H.*  
*Peisung Hsu, R.D.H.*

*Jessica D. Jayne, R.D.H.*  
*Hee Jung Kim, R.D.H.*  
*Kelly R. Oldaker, R.D.H.*  
*Olga Rivin, R.D.H.*  
*Margaret J. Stark, R.D.H.*

Roll call vote.

Motion carried unanimously.

*Motion by Ms. Wise, second by Dr. Kyger to approve the licensure report for the following dental assistant radiographer licenses 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 DANB Radiation, Health and Safety examination:*

DENTAL ASSISTANT RADIOGRAPHER

*Wendy P. Adazzio*  
*Mary E. Atwood*  
*Kiley A. Baldwin*  
*Angela R. Barnes*  
*Patricia A. Batten*  
*Mindy M. Bauer*  
*Deanna J. Bauman*  
*Joni L. Berger*  
*Kathleen Bisheimer*  
*Suzanne M. Blackstone*  
*Karen L. Blades*  
*Patricia L. Boehnlein*  
*Nancy A. Bonn*  
*Kimberly R. Bragg*  
*Ann L. Brenneman*  
*Sharon L. Burkholder*  
*Aimee L. Burrier*  
*Tara L. Butler*  
*Susan E. Cappy*  
*Shauna L. Capron*  
*Anita M. Ceja*

*Maria E. Cohen*  
*Sylvia J. Collins*  
*Yuli A. Conely*  
*Carolyn J. Cook*  
*Francessca M. Cothran*  
*Rebecca Cozad*  
*Leslie M. Crandall*  
*Tracy L. Curry*  
*Yvonne R. Daugherty*  
*Vicki S. Davis*  
*Gretchen K. Davis*  
*Jessica L. Decker*  
*Judith L. Dewey*  
*Pamela S. Dickert*  
*Rhonda Doherty*  
*Elaine K. Dotson*  
*Cristin J. Duffy*  
*Dana M. Eppelle*  
*Heather J. Evans*  
*Lori M. Filler*  
*Janet R. Fox*

*Kimberly E. Funderburg  
Jessica Galloway  
Jo Anna M. Garzone  
Jean K. Graves  
Charlotte M. Guerrero  
Lori P. Guglielm  
Rebecca S. Hahn  
Genet K. Haile  
Marie E. Hall  
Catherine R. Hamilton  
Sara L. Hamilton  
Jill A. Hardy  
Sally A. Hay  
Heather E. Hearn  
Kristi D. Heidl  
Christina E. Heilman  
Kristina M. Henderson  
Hollie L. Higgins  
Lora J. Hilty  
Tiffany L. Hinds  
Regina F. Hodge  
Jessica A. Hodge  
Jessica R. Holmes  
Kathleen P. Holp  
Chrysta L. Horwedel  
Chelsie L. Hubbard  
Kathy M. Hymer  
Iryna Ivashkevich  
Theresa A. Jagodzinski  
Shirley S. Johnson  
Latina R. Justice  
Amanda V. Kennedy  
Tamara S. Kight  
Linda M. Kitchens  
Karen P. Kittleman  
Jennifer A. Kosinski  
Michelle L. Kraeling  
JoEllen Kyle  
Julie A. LaFlair  
Martha J. Landis  
Dawn S. Lauck  
Allison A. Lepi  
Pamela S. Linke*

*Rebecca S. Litwiler  
Rosana R. Lopes Soares  
Nathan J. Low  
Erin N. Lude  
Karrie M. Lukanec  
Tracy L. Lynch  
Kelley R. Martinez  
Jo Ann Martini  
Kimberly R. Matthews  
Gina M. Maxwell  
Shauna M. McDaniel  
Lori M. McFarland  
Melanie S. Michel  
Jennifer M. Miller  
Stephanie L. Minger  
Jennifer C. Monnin  
Mary I. Moore-Smith  
Shannon M. Morgan  
Laura A. Mumma  
Karley M. Nair  
Kelli J. Nicewaner  
Michelle A. Nulf  
Susan G. O'Hara  
Ashley R. Osburn  
Hollie L. Oswald  
Senada Padalovic  
Donna M. Parkhurst  
Jill S. Pheanis  
Michelle C. Pierce  
Lori M. Poe  
Nancy A. Praechter  
Nicole R. Prater  
Karen S. Raymer  
Christine M. Reede  
Eileen M. Remllong  
Laura M. Riese  
Devera D. Ritz  
Ashley L. Robarge  
Robin E. Romano  
Amanda R. Rowe  
Heather L. Sarver  
Mary E. Sayre  
Lynn A. Schaffer*

*Rebecca L. Schrider  
Bridget A. Seeman  
Sheila R. Serdy  
Patricia K. Shepherd  
Sara A. Shockey  
Diana C. Silva  
Jill M. Sims  
Anna L. Slavich  
Julia A. Slavick  
Melissa Y. Smalley  
Amber N. Smeathers  
Christine A. Smith  
Judy L. Snider  
Amy J. Snyder  
Sherri L Snyder  
Judith F. Soltis  
Lisa M. St. Pierre*

*Lori A. Stitt  
Linda J. Stone  
Tyrone E. Sweeney  
Michelle R. Swinderman  
Nichole A. Terbouich  
Laura E. Terry  
Iwona T. Testani  
Kristen M. Vanik  
Joann L. Verhoff  
Karen S. Wagoner  
Yiru Wang  
Kimberly A. Warner  
Jade C. Waterfield  
Jennifer A. White  
Hillary K. Wickline  
La'Teshia L. Williams  
Karen A. Wirth*

Roll call vote.

Motion carried unanimously.

*Motion by Dr. Beckwith, second by Dr. McDonald, 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 requirements necessary to obtain certificate:*

CORONAL POLISHING

*April M. Anderson  
Amy B. Borchers  
Amy E. Bratton  
Robert J. Bundy  
Nila A. Certain  
Susan J. Delaney  
Kristine R. Freeland  
Kimberly J. Fritz  
Lorraine R. Gaumer  
Janine L. Gilbert  
Melinda J. Greer  
Jerri L. Hardin  
Loretta J. Inks*

*Deborah J. Kaser  
Angela E. Kenreigh  
Melanie D. Kimble  
Laura A. Kuykendall  
Joanna Liberato  
Jo E. Link  
Karen A. Marengo  
Linda D. McAlister  
Theresa D. Mills  
Brenda S. Mills  
Sharon K. Parma  
Jennifer L. Randolph  
Dondee M. Richards*

*Donna K. Sanford*  
*Mary Jo Scheben*  
*Lori S. Scheidegger*  
*Debra L. Shoup*  
*Alice J. Smith*

*Eileen A. Stegall*  
*Kimberly A. Sutton*  
*Shana A. Trussel*  
*Beverly J. Ulrich*  
*Mendi K. Wilson*

Roll call vote.

Motion carried unanimously.

## **REGIONAL BOARD DENTAL APPLICATION(S)**

The following persons applied for dental licenses, based on successful completion of a regional board examination, National Board examination, and the Ohio examination on the statute and regulations:

Tiffany L. Buller-Schussler, D.D.S.  
Kyna C. Dublin, D.D.S.  
Sarah M. Fox, D.D.S.

Joseph A. Giovannitti, D.D.S.  
Lance T. Miller, D.D.S.  
Sanjay M. Parekh, D.D.S.

*Motion by Dr. Wright, second by Ms. Naber, to approve these six (6) regional board dental license applications.*

Roll call vote.

Motion carried unanimously.

## **REGIONAL BOARD DENTAL HYGIENE APPLICATION(S)**

The following persons applied for dental hygiene licenses, based on successful completion of a regional board examination, National Board examination, and the Ohio examination on the statute and regulations:

Janie K. Hurley, R.D.H.  
Jean S. Lamb, R.D.H.

*Motion by Dr. Armstrong, second by Murphy, to approve these two (2) regional board dental hygiene license applications.*

Roll call vote.

Motion carried unanimously.

## **GRADUATES OF UNACCREDITED DENTAL COLLEGES LOCATED OUTSIDE THE UNITED STATES**

The following persons applied for licenses to practice dentistry in the state of Ohio. They have completed the requirements necessary to obtain licenses as graduates of unaccredited dental schools located outside the United States.

Dr. Ihab F. Messiha  
Dr. Farnaz Iranpour-Boroujeni

*Motion by Dr. Armstrong, second by Dr. Kyger, to approve Dr. Messiha's and Dr. Iranpour-Boroujeni's license applications to practice dentistry in the state Ohio.*

Roll call vote.

Motion carried unanimously.

## **DENTAL ASSISTANT RADIOGRAPHER LICENSE APPLICATION(S)**

Sam McDowell has filed an application for a dental assistant radiographer license. Dr. Hills stated we denied his previous application due to a felony conviction that has now been expunged. Mr. McDowell has reapplied. Dr. Hills recommends granting a license if Mr. McDowell signs a Consent Agreement.

*Motion by Ms. Wise, second by Ms. Nabor, to approve Mr. McDowell's application to practice as a dental assistant radiographer in the state of Ohio upon signing a Consent Agreement.*

Roll call vote: Dr. Armstrong – Yes  
Dr. Beckwith - Yes  
Dr. Hills - Abstain  
Dr. Howard – Yes  
Dr. Kyger – Yes

Mr. Landes - Yes  
Dr. McDonald - Yes  
Dr. Murphy - Yes  
Ms. Naber - Yes  
Ms. Sabat - Yes  
Dr. Vesoulis - Yes  
Ms. Wise - Yes  
Dr. Wright – Yes

Motion carried.

## **INTRODUCTION OF BOARD MEMBERS**

Ms. Sabat took a moment to introduce the Board. She introduced herself as the Board President, a dental hygiene member from Brecksville. She then introduced the other Board members: Dr. Paul Vesoulis, the Board Vice-President, a general dentist from Toledo, Dr. Edward Hills, the Board Secretary, a general dentist from Cleveland, Dr. T. Michael Murphy, an oral and maxillofacial surgeon from Marion, Dr. Gregory McDonald, a general dentist from Springboro, Dr. Mark Armstrong, a general dentist from Troy, Dr. Phillip Beckwith, an orthodontist from Columbus, Dr. Berta Howard, a general dentist from Hamilton, Dr. Billie Sue Kyger, a general dentist from Gallipolis, Dr. Frank Wright, a general dentist from Cincinnati, Mr. Mark Landes, the Board's Public member from Gahanna, Ms. Ann Naber, a dental hygienist from Bellbrook, and Ms. Sandra Wise, a dental hygienist from Fremont.

## **REINSTATEMENT LICENSE APPLICATION(S) INTERVIEWS**

### **LAURA ADELMAN, D.D.S.**

The first applicant for reinstatement interview was Laura Adelman, D.D.S., who made a written request to the Board Secretary for reinstatement pursuant to her Consent Agreement dated November 3, 2004. Dr. Adelman stated that she had to complete eighty (80) hours of continuing education in dental ethics. She completed a majority of this with Donna Homenko, R.D.H., Ph.D., whom she highly recommends. Dr. Adelman is anxious to put this behind her and return to the practice of dentistry.

Ms. Hockenberry informed the Board that all terms of Dr. Adelman's Consent Agreement have been completed.

*Motion by Dr. Kyger, second by Dr. Vesoulis, to reinstate Dr. Adelman's license to practice dentistry in the state Ohio.*

Roll call vote: Dr. Armstrong – Yes  
Dr. Beckwith - Yes  
Dr. Hills - Abstain  
Dr. Howard – Yes  
Dr. Kyger – Yes  
Mr. Landes - Yes  
Dr. McDonald - Yes  
Dr. Murphy - Yes  
Ms. Naber - Yes  
Ms. Sabat - Yes  
Dr. Vesoulis - Yes  
Ms. Wise - Yes  
Dr. Wright – Yes

Motion carried.

**B. Holly Broadbent, D.D.S.**

The next applicant for reinstatement interview was B. Holly Broadbent, D.D.S. whose license was automatically suspended in January 2004 for failure to renew. Dr. Broadbent continued to practice from January 1, 2004 until January 10, 2005, wherein he ceased practicing. Dr. Broadbent stated it was complete neglect on his part.

Ms. Hockenberry informed the Board that Dr. Broadbent had been practicing one day a week doing orthodontics. A copy of a proposed consent agreement for Dr. Broadbent had been distributed for the Board members review in the Board notebooks.

Ms. Sabat then stated consideration would continue during another portion of the Board meeting.

**REINSTATEMENT LICENSE APPLICATION(S) NO INTERVIEW**

**LORI A. IRION GRUBER, R.D.H.**

The Board reviewed and considered the licensure information for Lori A. Irion Gruber, R.D.H. that was prepared by Ms. Smith.

*Motion by Dr. Kyger, second by Dr. Armstrong, to approved Ms. Irion Gruber's reinstatement application for licensure as a dental hygienist in the state of Ohio.*

Roll call vote.

Motion carried unanimously.

**BURTON R. SAIDEL, D.D.S.**

The Board reviewed and considered the licensure information for Burton R. Saidel, D.D.S. that was prepared by Ms. Smith.

*Motion by Dr. McDonald, second by Dr. Kyger, to approved Dr. Saidel's reinstatement application for licensure as a dentist in the state of Ohio.*

Roll call vote.

Motion carried unanimously.

**CHRISTINA L. SMITH, R.D.H.**

The Board reviewed and considered the licensure information for Christina L. Smith, R.D.H. that was prepared by Ms. Smith.

*Motion by Ms. Wise, second by Dr. Vesoulis, to approved Ms. Smith's reinstatement application for licensure as a dental hygienist in the state of Ohio.*

Roll call vote.

Motion carried unanimously.

**ENFORCEMENT REPORT**  
**REPORT AND RECOMMENDATIONS**

Ms. Sabat noted that there were no Report and Recommendations for the Board to consider at this time.

**PERSONAL APPEARANCE(S)**

Ms. Sabat noted that there were no Personal Appearances at this time.

## REVIEW OF CASES WHEREIN NOTICE(S) OF OPPORTUNITY WERE ISSUED AND NO HEARING WAS REQUESTED

### NICHOLAS J. TOMASI, D.D.S.

Ms. Sabat turned the meeting over to Dr. Hills to conduct the evidentiary review. Dr. Hills then stated for the record:

“This is an evidentiary review in the matter of Nicholas J. Tomasi, D.D.S., pursuant to Chapters 119 and 4715 of the Ohio Revised Code. The purpose of this proceeding is to give the Board information about this matter, in lieu of the Administrative Hearing that would have occurred if Dr. Tomasi had requested a hearing. The Board’s minutes will serve as the official record of this proceeding.”

Dr. Hills asked if the State would like to present any additional information to support the charges outlined in the Notice of Opportunity for Hearing.

Mr. Fulkerson said yes and called Ms. Rebecca Hockenberry, Assistant Director of the Dental Board, to give testimony in this matter. Dr. Hills asked Ms. Hockenberry to raise her right hand and said:

“Do you swear that the testimony you are about to give will be the truth so help you God?”

Rebecca K. Hockenberry testified on behalf of the State. Exhibit No. 1 is the Notice of Opportunity for Hearing dated November 3, 2004 issued to Nicholas J. Tomasi, D.D.S. alleging that he issued numerous prescriptions for Hydrocodone, Diazepam, Ambien, Chlorzoxazone, Dicyclomine, Bella Donna and Diphenoxylate/Atropine from January 1, 2003 through August 22, 2004 for one patient without a legitimate dental therapeutic purpose. The Notice was sent by certified mail and was received by Connie Hall on behalf of Dr. Tomasi on November 8, 2004. Service was completed in accordance with law. Dr. Tomasi did not request a hearing on this matter. Ms. Hockenberry further testified that she spoke with Dr. Tomasi on approximately December 8, 2004 regarding the Notice of Opportunity.

Exhibit No. 2 is the patient file for Patient No. 1 received from Dr. Tomasi. Patient No. 1 lists Dr. Tomasi as an emergency contact and indicates that he is a friend. Dr. Tomasi initially saw Patient No. 1 on February 11, 2003 for a crown prep. He next saw her on April 1, 2003 for full cast impression and then again on April 14, 2003 to recement a temp. No other treatment was provided.

Exhibit No. 3 is a pharmacy audit received from Kroger Pharmacy in Cincinnati for prescriptions issued to Patient No. 1 prescribed by Dr. Tomasi. The first prescription was dated January 2, 2003, prior to Patient No. 1 becoming a patient of record of Dr. Tomasi. There were a total of 10 prescriptions written prior to February 11, 2003. The prescriptions included the following: Hydrocodone, Diazepam, Ambien, Chlorzoxazone, Dicyclomine, Bella Donna and Diphenoxylate/Atropine. Numerous prescriptions for these drugs were prescribed up through July 2004, when the pharmacy audit was obtained.

This matter was reviewed by the Board's expert, Daniel E. Becker, D.D.S. Exhibit No. 4 is the expert report. Dr. Becker opined that Dr. Tomasi did not meet the accepted standard of care in the pharmacotherapeutic management of Patient No. 1.

#### *EXECUTIVE SESSION*

Motion by Dr. McDonald, second by Ms. Wise, to move the Board into executive session pursuant to Ohio Revised Code section 121.22(G)(1) to deliberate and consider the matter of licensee Nicholas J. Tomasi, D.D.S.

Roll call vote

Motion carried unanimously.

#### *OPEN SESSION*

The Board returned to open session at 3:12 p.m. Dr. Hills then stated:

“Let the record reflect that I, Dr. Edward R. Hills was the secretary in this matter, and therefore I will abstain from final vote. Furthermore, I was not present during executive session and did not participate in the deliberations in this matter.”

#### *DECISION IN THE MATTER OF NICHOLAS J. TOMASI, D.D.S.*

*Motion by Dr. Murphy, second by Dr. McDonald, that Count 1 of the Notice of Opportunity for Hearing to be true.*

Roll call vote.

Motion carried unanimously

*Motion by Ms. Wise, second by Ms. Naber, that it is hereby ORDERED:*

1. *The license of Nicholas J. Tomasi, DDS to practice dentistry in the state of Ohio is SUSPENDED for an INDEFINITE period of time. Dr. Tomasi shall not be permitted to apply for reinstatement for a period of no less than one year.*
  - A. *No one in Dr. Tomasi's dental office may perform dentistry or dental hygiene duties or otherwise treat patients during the period of suspension.*
  - B. *A receptionist may answer the phones with "Dr. Tomasi's Office", or the name of the practice, for the sole purpose of answering questions, scheduling/rescheduling appointments, and making referrals.*
  - C. *Dr. Tomasi may not receive any income either from a legal or a beneficial interest in the dental practice during the period of suspension.*
  - D. *Dr. Tomasi shall immediately surrender his DEA permit.*
2. *The Board shall not consider REINSTATEMENT of Dr. Tomasi's license to practice unless and until all the following requirements are met:*
  - A. *Dr. Tomasi shall make a written request to the Board Secretary for reinstatement.*
  - B. *Dr. Tomasi shall appear before the Board for an interview.*
  - C. *Dr. Tomasi shall submit to a drug assessment at a Board approved treatment facility, and shall ensure that the results of that assessment are submitted to the Board.*
  - D. *Dr. Tomasi shall submit to random drug screens as directed by the Board or its representative.*
  - E. *Dr. Tomasi shall submit documentation satisfactory to the Board that he has completed continuing education (CE) hours as follows:*
    - 20 CE hours in Pharmacology*
    - 30 CE hours in Ethics*
    - 10 CE hours in Substance Abuse**These hours shall be approved in advance by the Board secretary. These hours are in addition to the forty (40) hours required for licensure renewal.*
  - F. *Dr. Tomasi shall submit to a random audit of his patient charts in order for the Board to review his prescribing practices, at the direction of the Board or its representative.*

*G. The Board shall conduct pharmacy audits in the Cincinnati, Ohio area to review Dr. Tomasi's prescribing practices.*

*H. Dr. Tomasi shall take and pass the Board's jurisprudence examination.*

*3. If reinstated, Dr. Tomasi's license to practice dentistry shall be subject to the following PROBATIONARY terms, conditions and limitations for a period of five (5) years:*

*Dr. Tomasi shall submit quarterly declarations under penalty of Board discipline stating that he is in compliance with the terms of this Order.*

*Dr. Tomasi shall obey all federal, state and local laws, and all rules governing the practice of dentistry in Ohio.*

*This ORDER shall become effective thirty (30) days from the date of mailing of this ORDER.*

Roll call vote:

Motion carried unanimously

Dr. Hills stated that this concluded the Evidentiary Hearings and turned the meeting back over to Ms. Sabat.

## REVIEW OF PROPOSED CONSENT AGREEMENT(S)

The Board reviewed six (6) proposed consent agreements.

### *B. HOLLY BROADBENT, D.D.S.*

*Motion by Dr. Kyger, second by Ms. Wise, to approve the proposed consent agreement for B. Holly Broadbent, D.D.S., license number 30-01-0016.*

Roll call vote:    Dr. Armstrong – Yes  
                          Dr. Beckwith – Yes  
                          Dr. Hills - Abstain  
                          Dr. Howard – Yes  
                          Dr. Kyger – Yes  
                          Mr. Landes – Yes  
                          Dr. McDonald – Yes  
                          Dr. Murphy - Yes  
                          Ms. Naber – Yes  
                          Ms. Sabat – Yes

Dr. Vesoulis - Yes  
Ms. Wise – Yes  
Dr. Wright - Yes

Motion carried.

**BARRY I. SCHWARTZ, D.D.S.**

*Motion by Dr. McDonald, second by Dr. Murphy, to approve the proposed consent agreement for Barry I. Schwartz, D.D.S., license number 30-01-2762.*

Roll call vote: Dr. Armstrong – Yes  
Dr. Beckwith – Yes  
Dr. Hills - Abstain  
Dr. Howard – Yes  
Dr. Kyger – Yes  
Mr. Landes – Yes  
Dr. McDonald – Yes  
Dr. Murphy - Yes  
Ms. Naber – Yes  
Ms. Sabat – Yes  
Dr. Vesoulis - Yes  
Ms. Wise – Yes  
Dr. Wright – Yes

Motion carried.

**JEFFREY A. BUNKERS, D.D.S.**

*Motion by Dr. McDonald, second by Dr. Kyger, to approve the proposed consent agreement for Jeffrey A. Bunkers, D.D.S., license number 30-01-7974.*

Roll call vote: Dr. Armstrong – Yes  
Dr. Beckwith – Yes  
Dr. Hills - Abstain  
Dr. Howard – Yes  
Dr. Kyger – Yes  
Mr. Landes – Yes  
Dr. McDonald – Yes  
Dr. Murphy - Yes  
Ms. Naber – Yes

Ms. Sabat – Yes  
Dr. Vesoulis - Yes  
Ms. Wise – Yes  
Dr. Wright - Yes

Motion carried.

**RICHARD S. WEISER, D.D.S.**

*Motion by Dr. McDonald, second by Dr. Murphy, to approve the proposed consent agreement for Richard S. Weiser, D.D.S., license number 30-01-9586.*

Roll call vote: Dr. Armstrong – Yes  
Dr. Beckwith – Yes  
Dr. Hills - Abstain  
Dr. Howard – Yes  
Dr. Kyger – Yes  
Mr. Landes – Yes  
Dr. McDonald – Yes  
Dr. Murphy - Yes  
Ms. Naber – Yes  
Ms. Sabat – Yes  
Dr. Vesoulis - Yes  
Ms. Wise – Yes  
Dr. Wright - Yes

Motion carried.

**CHARLES C. WEBER, D.D.S.**

*Motion by Dr. McDonald, second by Dr. Kyger, to approve the proposed consent agreement for Charles C. Weber, D.D.S., license number 30-01-5806.*

Roll call vote: Dr. Armstrong – Yes  
Dr. Beckwith – Yes  
Dr. Hills - Abstain  
Dr. Howard – Yes  
Dr. Kyger – Yes  
Mr. Landes – Yes  
Dr. McDonald – Yes  
Dr. Murphy - Yes  
Ms. Naber – Yes

Ms. Sabat – Yes  
Dr. Vesoulis - Yes  
Ms. Wise – Yes  
Dr. Wright - Yes

Motion carried.

**NEAL B. FORBES, D.D.S.**

*Motion by Dr. McDonald, second by Ms. Naber, to approve the proposed consent agreement for Neal B. Forbes, D.D.S., license number 30-01-4577.*

Roll call vote: Dr. Armstrong – Yes  
Dr. Beckwith – Yes  
Dr. Hills - Abstain  
Dr. Howard – Yes  
Dr. Kyger – Yes  
Mr. Landes – Yes  
Dr. McDonald – Yes  
Dr. Murphy - Yes  
Ms. Naber – Yes  
Ms. Sabat – Yes  
Dr. Vesoulis - Yes  
Ms. Wise – Yes  
Dr. Wright – Yes

Motion carried.

**REVIEW OF PROPOSED VOLUNTARY RETIREMENT(S)**

Ms. Sabat noted that there were no Proposed Voluntary Retirements for the Board to consider at this time.

**REVIEW OF PROPOSED NOTICE(S) OF OPPORTUNITY FOR HEARING**

The Board reviewed five (5) Notices of Opportunity for Hearing. 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.

JAMES E. KIRKPATRICK, D.D.S.

*Motion by Dr. McDonald, second by Ms. Naber, to approve the notice of opportunity for hearing and forward it to James E. Kirkpatrick, D.D.S., license number 30-01-9110, case number 04-84-0474.*

Roll call vote: Dr. Armstrong – Yes  
Dr. Beckwith – Yes  
Dr. Hills - Abstain  
Dr. Howard – Yes  
Dr. Kyger – Yes  
Mr. Landes – Yes  
Dr. McDonald – Yes  
Dr. Murphy - Yes  
Ms. Naber – Yes  
Ms. Sabat – Yes  
Dr. Vesoulis - Yes  
Ms. Wise – Yes  
Dr. Wright – Yes

Motion carried.

JAMES E. KIRKPATRICK, D.D.S.

*Motion by Dr. Murphy, second by Dr. McDonald, to approve the notice of opportunity for hearing and forward it to James E. Kirkpatrick, D.D.S., license number 30-01-9110, case number 04-84-0543.*

Roll call vote: Dr. Armstrong – Yes  
Dr. Beckwith – Yes  
Dr. Hills - Abstain  
Dr. Howard – Yes  
Dr. Kyger – Yes  
Mr. Landes – Yes  
Dr. McDonald – Yes  
Dr. Murphy - Yes  
Ms. Naber – Yes  
Ms. Sabat – Yes  
Dr. Vesoulis - Yes  
Ms. Wise – Yes

Dr. Wright – Yes

Motion carried.

**MICHAEL J. HEDMOND, D.D.S.**

*Motion by Dr. Murphy, second by Dr. McDonald, to approve the notice of opportunity for hearing and forward it to Michael J. Hedmond, D.D.S., license number 30-01-8149, case number 04-41-0557.*

Roll call vote: Dr. Armstrong – Yes  
Dr. Beckwith – Yes  
Dr. Hills - Abstain  
Dr. Howard – Yes  
Dr. Kyger – Yes  
Mr. Landes – Yes  
Dr. McDonald – Yes  
Dr. Murphy - Yes  
Ms. Naber – Yes  
Ms. Sabat – Yes  
Dr. Vesoulis - Yes  
Ms. Wise – Yes  
Dr. Wright – Yes

Motion carried.

**CHRISTOPHER N. LIPPERT, D.D.S.**

*Motion by Dr. Murphy, second by Dr. Kyger, to approve the notice of opportunity for hearing and forward it to Christopher N. Lippert, D.D.S., license number 30-01-6209, case number 04-31-0477.*

Roll call vote: Dr. Armstrong – Yes  
Dr. Beckwith – Yes  
Dr. Hills - Abstain  
Dr. Howard – Yes  
Dr. Kyger – Yes  
Mr. Landes – Yes  
Dr. McDonald – Yes  
Dr. Murphy - Yes  
Ms. Naber – Yes

Ms. Sabat – Yes  
Dr. Vesoulis - Yes  
Ms. Wise – Yes  
Dr. Wright – Yes

Motion carried.

**DOUGLAS SULLIVAN, R.D.H.**

*Motion by Dr. Murphy, second by Dr. Kyger, to approve the notice of opportunity for hearing and forward it to Douglas Sullivan, R.D.H., license number 31-00-9724, case number 01-13-098.*

Roll call vote: Dr. Armstrong – Yes  
Dr. Beckwith – Yes  
Dr. Hills - Abstain  
Dr. Howard – Yes  
Dr. Kyger – Yes  
Mr. Landes – Yes  
Dr. McDonald – Yes  
Dr. Murphy - Yes  
Ms. Naber – Yes  
Ms. Sabat – Yes  
Dr. Vesoulis - Yes  
Ms. Wise – Yes  
Dr. Wright – Yes

Motion carried.

**ENFORCEMENT UPDATE**

Ms. Hockenberry informed the Board that there were currently eleven (11) cases pending hearings, of which ten (10) have been scheduled. There are currently no cases under appeal. Twenty-three (23) licensees are currently under suspension and six (6) cases are pending with the Quality Intervention Program (QUIP). Ms. Hockenberry stated that fifty-eight (58) cases have been investigated and reviewed by the Board Secretary 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,..." Ms. Hockenberry reviewed the cases to be closed with the Board.

The following cases are to be closed:

03-18-130	04-48-0429	04-48-0436	04-25-0562
04-48-0166	04-48-0394	04-48-0437	04-25-0574
04-04-0192	04-48-0428	04-48-0438	04-48-0565
04-02-0202	04-48-0410	04-22-0453	04-25-0567
04-18-0299	04-48-0399	04-18-0471	04-72-0584
04-48-0309	04-48-0434	04-18-0474	04-25-0561
04-20-0362	04-48-0396	04-48-0432	04-25-0615
04-48-0415	04-48-0435	04-25-0486	04-25-0592
04-48-0418	04-48-0385	04-25-0488	04-18-0593
04-48-0418	04-48-0384	04-48-0481	04-18-0594
04-48-0421	04-48-0383	04-25-0528	04-52-0595
04-48-0422	04-48-0380	04-05-0514	04-18-0596
04-48-0425	04-48-0378	04-23-0516	04-71-0626
04-48-0426	04-48-0375	04-25-0521	04-25-0613
04-48-0414	04-48-0397	04-18-0534	

Prior to the vote to close the above listed cases, Ms. Sabat 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. Armstrong – No  
                          Dr. Beckwith – No  
                          Dr. Hills - Abstain  
                          Dr. Howard – No  
                          Dr. Kyger – No  
                          Mr. Landes – No  
                          Dr. McDonald - No  
                          Dr. Murphy - No  
                          Ms. Naber – No  
                          Ms. Sabat - No  
                          Dr. Vesoulis – No  
                          Ms. Wise – No  
                          Dr. Wright - No

Ms. Sabat then called for a motion to close the cases and approve the enforcement report.

*Motion by Dr. Murphy, second by Ms. Wise, to approve the enforcement report and close the above fifty-eight (58) cases.*

Roll call vote: Dr. Armstrong – Yes  
Dr. Beckwith – Yes  
Dr. Hills - Abstain  
Dr. Howard – Yes  
Dr. Kyger – Yes  
Mr. Landes – Yes  
Dr. McDonald – Yes  
Dr. Murphy - Yes  
Ms. Naber – Yes  
Ms. Sabat – Yes  
Dr. Vesoulis - Yes  
Ms. Wise – Yes  
Dr. Wright – Yes

Motion carried.

Ms. Sabat thanked Ms. Hockenberry for the Enforcement Report.

## **ANESTHESIA COMMITTEE REPORT**

### **REVIEW OF PROVISIONAL CONSCIOUS SEDATION PRIVILEGES**

Dr. Murphy reported 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:

Douglas R. Bowman, D.D.S.

Provisional conscious sedation privileges for intravenous sedation

Gregory Mertes, D.D.S.

Provisional conscious sedation privileges for oral sedation for children 12 years or younger

*Motion by Dr. Howard, second by Dr. Kyger, to approve these two (2) conscious sedation applicants to receive provisional conscious sedation privileges.*

Roll call vote.

Motion carried unanimously.

## **REVIEW OF ANESTHESIA PERMIT APPLICATION(S)**

Dr. Murphy stated that the following individual has applied for an Anesthesia permit. He explained that the Anesthesia Committee has reviewed the application, an evaluation was completed and the applicant is recommended to receive a permit:

Pasquale Franceschelli, D.D.S. – Steubenville, Ohio  
Walter P. Laverick, D.D.S. – Steubenville, Ohio  
Lawson A. Wilkinson, D.D.S. – Steubenville, Ohio

*Motion by Dr. Howard, second by Dr. Kyger, to approve Dr. Franceschelli's, Dr. Laverick's and Dr. Wilkinson's anesthesia permit application.*

Roll call vote.

Motion carried unanimously.

## **REVIEW OF CONSCIOUS SEDATION PERMIT APPLICATION(S)**

Dr. Murphy stated that the following individual has applied for Conscious Sedation permits. He explained that the Anesthesia Committee has reviewed the application, evaluation was completed and the applicant is recommended to receive permit:

James D. Rogers, D.D.S.  
Conscious Sedation permit for non-intravenous parenteral; intravenous

*Motion by Dr. Howard, second by Dr. Kyger, to approve this applicant to receive a conscious sedation permit for the appropriate modality.*

Roll call vote.

Motion carried unanimously.

## **COMMUNICATIONS COMMITTEE REPORT**

Ms. Reitz reported that the Communications Committee had begun working on the newest edition of the Board's Newsletter and hoped to have it in print by March, 2005. She stated that on the legislative front she expected that the Bills introduced during the

previous session regarding local anesthesia by the dental hygienist, expanded function dental auxiliary licensure and the sale and distribution of mercury-added products would be reintroduced during this session.

Dr. Kyger asked if the Board members would receive the final draft of the newsletter prior to sending it to print. Ms. Reitz responded that due to governmental procedures this is already a lengthy process and to seek approval/input from each of the Board members could be cumbersome. She further noted that the Communications Committee was in place for this purpose as part of its Committee responsibilities.

Dr. Kyger expressed her concern that in the past articles may not necessarily have reflected the Board's position on issues and stressed that bigger problems can occur if an article is printed that the full Board does not agree upon. Ms. Reitz informed Dr. Kyger that in the past there was one (1) Board member appointed as editor until most recently when the Communications Committee was formed to address the topics of articles and to review prior to printing.

Dr. Kyger countered that she still had concerns that controversial issues should reflect a consensus of the Board. Dr. Hills noted that the newsletter articles are a summation of what has already happened or been addressed by the Board.

The Board agreed that the Committee structure for consultation and review of newsletter content was sufficient.

## **EDUCATION COMMITTEE REPORT**

### **REVIEW OF BIENNIAL CONTINUING EDUCATION SPONSOR APPLICATION(S)**

Ms. Sabat stated that the following individuals/organizations have applied for approval as biennial sponsors of continuing education for the years 2004-2005 and have been recommended for approval by the Education Committee:

Patrick J. Soria, D.D.S.  
Summit Dental Specialists, Inc.

*Motion by Dr. McDonald, second by Ms. Naber, to approve these two (2) applications for biennial sponsorship of continuing education for the 2004-2005 biennium.*

Roll call vote.

Motion carried unanimously.

## **REVIEW OF BIENNIAL CONTINUING EDUCATION SPONSOR RENEWAL APPLICATION(S)**

Ms. Sabat stated that the following individual/organization has applied for renewal approval as a biennial sponsor of continuing education for the years 2004-2005 and has been recommended for approval by the Education Committee:

Keith J. Lemmerman, D.M.D., L.L.C.

*Motion by Dr. McDonald, second by Dr. Murphy, to approve Dr. Lemmerman's application for biennial sponsorship of continuing education for the 2004-2005 biennium.*

Roll call vote.

Motion carried unanimously.

## **REVIEW OF REQUIRED TRAINING COURSE(S)**

### **DENTAL HYGIENE MEDICAL EMERGENCY RECOGNITION**

Ms. Sabat stated that the following permanent continuing education sponsor has applied to present a dental hygiene medical emergency recognition course to dental hygienists wishing to complete the requirements to allow them to practice while the dentist is not present and has been recommended for approval by the *Education Committee*:

The American Dental Hygienists' Association – Mad River Valley Component  
“Medical Emergencies for the Dental Professional” – Wendy J. Moore, R.D.H.,  
E.F.D.A., M.S., Instructor

*Motion by Dr. McDonald, second by Dr. Murphy, to approve this dental hygiene medical emergency recognition course.*

Roll call vote.

Motion carried unanimously.

**SPECIAL CONTINUING EDUCATION COURSE(S)**  
**ANESTHESIA PERMIT RENEWAL COURSE(S)**

Ms. Sabat informed the Board that the following sponsor has submitted an application for the anesthesia permit renewal continuing education course. She stated that the Education Committee has reviewed the course, determined that it fulfills all the necessary requirements, and has recommended the following course for approval:

University of Cincinnati Department of Surgery, Division of Oral and Maxillofacial Surgery – “Anesthesia and Sedation in Dentistry: Clinical Practice Pearls and Pitfalls” Presented by Ray Dionne, D.D.S., Ph.D., Bill MacDonnell, D.D.S., Jim Phero, D.M.D., Mort Rosenberg, D.M.D., and Joel Weaver, D.D.S., Ph.D.

*Motion by Dr. Murphy, second by Dr. McDonald, to approve this application for anesthesia permit renewal continuing education course.*

Roll call vote.

Motion carried unanimously.

**CONSCIOUS SEDATION PERMIT RENEWAL COURSE(S)**

Ms. Sabat informed the Board that the following sponsor has submitted an application for the conscious sedation permit renewal continuing education course. She stated that the Education Committee has reviewed the course, determined that it fulfills all the necessary requirements, and has recommended the following course for approval:

University of Cincinnati Department of Surgery, Division of Oral and Maxillofacial Surgery – “Anesthesia and Sedation in Dentistry: Clinical Practice Pearls and Pitfalls” Presented by Ray Dionne, D.D.S., Ph.D., Bill MacDonnell, D.D.S., Jim Phero, D.M.D., Mort Rosenberg, D.M.D., and Joel Weaver, D.D.S., Ph.D.

*Motion by Dr. Murphy, second by Dr. McDonald, to approve this application for anesthesia permit renewal continuing education course.*

Roll call vote.

Motion carried unanimously.

### **SUBSTANCE ABUSE CONTINUING EDUCATION COURSE(S)**

Ms. Sabat stated that the following individuals/organizations have submitted requests for approval of substance abuse continuing education courses for dental licensure renewal. Ms. Sabat stated that the courses have been reviewed and are recommended for approval by the Education Committee:

Central Ohio Dental Society

“Dentist Health: Recognition and Treatment of Substance Abuse Disorders” by Stan Sateren, M.D. of The Ohio Physicians Effectiveness Program

Children’s Hospital Department of Dentistry, Children’s Hospital of Columbus

“Substance Abuse Education for Dentists – Pediatric Implications” by Steven Ganzberg, D.M.D., M.S.

Allen K. Herpy, D.D.S., M.S.

“Substance Abuse Causes, Prevention, Detection, and Treatment” by John Sorboro, M.D.

*Motion by Dr. Murphy, second by Ms. Naber, to approve these three (3) courses as acceptable substance abuse continuing education for dental licensure renewal.*

Roll call vote.

Motion carried unanimously.

### **LAW AND RULES REVIEW COMMITTEE REPORT**

Dr. Murphy informed the Board that the Law and Rules Review Committee did not meet this month, however, the next meeting will be held on March 9<sup>th</sup>, 2005, at 10:30 a.m. prior to the Board meeting. He stated that at that time, the Committee would begin its review of the remaining Advertising rules, one (1) rule regarding method of public notice, and the continuing education rules. Dr. Murphy stated that the Committee will also continue its discussions on new and amended rules concerning licensure of graduates of unaccredited dental colleges located outside the United States.

Continuing on, Dr. Murphy informed the members that copies of two (2) cover letters forwarded to the Joint Committee on Agency Rule Review, Secretary of State’s Office, Legislative Service Commission, and Office of Small Business regarding the rules reviewed and approved for filing had been provided in the Board notebooks for their

review. He stated that the first letter indicates the twenty-three (23) “no change” rules that had been reviewed by the Committee and subsequently the Board. He stated that the second cover letter lists the thirteen (13) rules that the Board, based on the Committee’s recommendations, has filed for amendments.

Concluding, Dr. Murphy stated that the Board will hold its Public Rules Hearing regarding the proposed amended rules from last year at its next Board meeting on February 16<sup>th</sup>, 2005.

Ms. Sabat thanked Dr. Murphy for the Law and Rules Review Committee report.

## **POLICY COMMITTEE REPORT**

Dr. Vesoulis informed the Board members that the committee had met earlier that day and had provided copies of a policy in the Board notebooks for the Board’s review. He stated that language for the Policy for Initiation of an Intravenous Line (Appendix A) had been discussed during the Board meeting in December and the Policy Committee was now seeking approval for this policy in its final form.

***Motion by Dr. Murphy, second by Dr. Kyger, to approve the Policy for Initiation of an Intravenous Line as presented.***

Roll call vote.

Motion carried unanimously.

Dr. Murphy explained that this policy stemmed from a conversation held in February, 2004 wherein a representative from the Oral Surgery Department of the University of Cincinnati had questioned whether a dental assistant could be utilized for this procedure. Dr. Murphy explained that this policy clarifies that only appropriately trained medical personnel should be permitted to start an intravenous line.

President Sabat recognized Dr. Dennis Burns who questioned how this policy will affect dental schools and hospitals. Dr. Vesoulis explained that this policy was only relevant to individual dental offices.

## **SCOPE OF PRACTICE COMMITTEE REPORT**

Dr. Hills stated that the committee had met earlier that morning and discussed four (4) topics requiring clarification. He stated that those topics were: Botox cosmetic and Restalyne in the cosmetic dental practice; use of air abrasion by the dental hygienist;

scope of prescribing by the dentist; and dental assistant students taking impressions. Dr. Hills indicated that the Committee had determined that the issues pertaining to cosmetic dentistry are not permissible for a general dentist to perform, however additional information would be looked into. He stated that air abrasion by the dental hygienist and impressions taken by dental assisting students are not permissible practices under our Dental Practice Act. Concluding, Dr. Hills stated that the Dental Practice Act and Board policy state that dentists may prescribe and/or administer drugs to patients only for legal and legitimate therapeutic purposes within the scope of practice for dentistry.

Ms. Sabat thanked Dr. Hills for his report.

### **TREATMENT CENTER APPROVAL COMMITTEE REPORT**

Ms. Hockenberry informed the members that there were no Treatment Center Approval applications for consideration at this time.

Ms. Sabat thanked Ms. Hockenberry for her report.

### **WAIVER COMMITTEE REPORT**

Ms. Sabat informed the members that there were no applications for Hepatitis B Waivers for consideration at this time.

Ms. Sabat stated that concluded the Waiver Committee report.

### **SECRETARY'S EXPENSE REPORT**

Dr. Hills stated that he had spent in excess of twenty (20) hours per week attending to Board business.

*Motion by Dr. Murphy, second by Dr. Wright, to approve the Secretary's expense report.*

Roll call vote.

Motion carried unanimously.

## **OFFICE EXPENSE REPORT**

The report of the Board expenditures was reviewed.

*Motion by Dr. McDonald, second by Dr. Murphy, to approve the expense report and approve payment of the November and December, 2004 Board bills.*

Roll call vote.

Motion carried unanimously.

## **EXECUTIVE DIRECTOR'S REPORT**

### **DENTAL BOARD ENFORCEMENT OFFICER – TOM SMITH**

Ms. Reitz stated that Dental Board Enforcement Officer, Tom Smith, had retired and that the Board had sent a letter and plaque in recognition of his service to the Board.

## **FINANCIAL DISCLOSURE STATEMENTS**

Ms. Reitz reminded the members that their Financial Disclosure Statements were due by April 15, 2005. She stated that, as in the past, the members should forward them to the Board executive office for processing, fees, and submission.

## **CONTINUING EDUCATION AUDITS**

Ms. Reitz pointed out to the Board members that they would be seeing more of Notices of Opportunity for Hearing (notice) regarding continuing education violations. She stated that most of the notices are as a direct result of the ongoing continuing education audit for the 2002-2003 biennium currently in process. Ms. Reitz noted that the Board members should understand that several attempts by letters and phone calls were made to bring the individual licensee into compliance prior to the Board Secretary's review for further administrative action. She stated that licensees are given many opportunities to respond and only those individuals who are non-compliant after given every opportunity are recommended by the Board Secretary.

## **AMERICAN ASSOCIATION OF DENTAL ADMINISTRATORS AND AMERICAN ASSOCIATION OF DENTAL EXAMINERS MEETING**

Ms. Reitz stated that the American Association of Dental Examiners and American Association of Dental Administrators mid-year meeting would be held in March of this year. She reminded the Board members to submit their own registration forms and that the Board executive office would reimburse them for their registration fees.

Ms. Reitz stated that she would be participating in a panel presentation on Board functions during the meeting.

### **2006-2007 BUDGET**

Concluding her report, Ms. Reitz stated that she has been working on the 2006-2007 Fiscal Year Budget for the Board and is currently awaiting information from the Office of Budget and Management to complete her report.

### **CORRESPONDENCE**

Ms. Reitz stated that there was no correspondence for the Board's review and consideration at this time.

### **ANYTHING FOR THE GOOD OF THE BOARD**

#### **DENTAL HYGIENE JURISPRUDENCE EXAM**

Ms. Sabat informed the members that during the meeting earlier in the day, the Education Committee had reviewed a first draft of the revised Dental Hygiene Jurisprudence Examination prepared by Ms. Naber. She stated that there are a few additional revisions to be made and that the Committee will have the final draft ready for presentation at the next meeting in February.

### **OHIO COALITION ON ORAL HEALTH**

Ms. Naber stated that the Ohio Coalition of Oral Health Task Force, of which she is a participating member, will be holding their next meeting on February 11, 2005. She asked Ms. Reitz to confirm her contact information since the e-mail notification of the meeting had been sent to the Board executive office.

## AMERICAN DENTAL ASSOCIATION – TASK FORCE

Dr. Kyger informed the members that she would be participating on an American Dental Association task force to address access to care needs for the elderly. She stated that the task force would produce its findings regarding ideas to address access issues in assisted living environments, etc., in a paper scheduled for 2006. Dr. Kyger welcomed any information, ideas or suggestions that she could take with her to the meetings in Chicago, Illinois.

## DENTAL ASSISTANT RADIOGRAPHER JURISPRUDENCE EXAMINATION

Ms. Hockenberry stated that during the previous Board meeting the members had been given a draft copy of a Dental Assistant Radiographer Jurisprudence Examination for review. She stated that the examination would be given as necessary in disciplinary settings.

*Motion by Dr. Murphy, second by Dr. Kyger, to approve the Dental Assistant Radiographer Jurisprudence Examination as presented.*

Roll call vote.

Motion carried unanimously.

## BOARD MEETING SCHEDULE CHANGE

Ms. Reitz requested that the June Board meeting originally scheduled for June 15<sup>th</sup> be moved to June 8<sup>th</sup>, 2005. There being no opposition, the meeting date was changed.

## ADJOURN

*Motion by Dr. Murphy, second by Ms. Naber, to adjourn the meeting until Wednesday, February 16<sup>th</sup>, 2005.*

Roll call vote.

Motion carried unanimously.

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Lynda L. Sabat, R.D.H.  
*President*

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Edward R. Hills, D.D.S.  
*Secretary*

## APPENDIX A

## POLICY FOR INTIATION OF AN INTRAVENOUS LINE

Preamble: The purpose of this policy is to set forth the Board's position on the issue of initiating an intravenous line in a dental office.

Certified registered nurse anesthetists, registered nurses, or licensed practical nurses (with dental board approved IV training) can assist the dentist who holds a general anesthesia or intravenous conscious sedation permit and initiate an intravenous line for general anesthesia, intravenous conscious sedation or other therapeutic purposes, as long as the supervising dentist is present. Physician anesthesiologists can also perform this function for a licensed dentist.

No one but a physician anesthesiologist, or a dentist who holds a general anesthesia or intravenous conscious sedation permit, or a certified registered nurse anesthetist under the dentist's direct supervision, can administer drugs intravenously in the dental office. The Administrative Code rules allow a dentist with either a general anesthesia or an intravenous conscious sedation permit to supervise a certified registered nurse anesthetist while administering general anesthesia or intravenous conscious sedation for which the dentist holds a permit issued by the Ohio State Dental Board (see Ohio Administrative Rules 4715-5-05(F) and 4715-5-07(I)).

Initiating an intravenous line is distinct and separate from administration of drugs used for general anesthesia or sedation purposes. Therefore, the qualified person assisting the dentist can initiate an intravenous line under the dentist's direct supervision, but not administer drugs. Only a dentist, certified registered nurse anesthetist, or physician anesthesiologist can administer intravenous drugs in the dental office.

(Approved January 19, 2005)