

**Ohio State Dental Board
Board Meeting
April 26, 2006**

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**Ohio State Dental Board
Board Meeting
April 26, 2006**

MINUTES

ATTENDANCE

The Ohio State Dental Board (Board) met in room 1932, 19th Floor of the Vern Riffe Center for Government and the Arts, 77 South High Street, Columbus, Ohio on Wednesday, April 26, 2005, beginning at 1:00 p.m. Board members present were:

Paul Vesoulis, D.D.S., President
Gregory A. McDonald, 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.
Linda Leshner, R.D.H.
Sandra L. Wise, R.D.H.
Frank A. Wright, D.M.D.

Mark Landes, Esq., T. Michael Murphy, D.D.S., and Ann E. Naber, R.D.H. were not in attendance for the meeting.

The following guests were also in attendance: Jonathan Fulkerson, Esq. Deputy Attorney General, Michele Carr, R.D.H., M.A. of the Ohio State University Department of Dental Hygiene; Keith Kerns, Esq. 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 Smith, Licensure Coordinator, and Malynda Franks, Executive Secretary of the Ohio State Dental Board; and other guests.

CALL TO ORDER

Dr. Vesoulis extended greetings to everyone and noting that there was a quorum present called the meeting to order at 1:13 p.m. He requested all members and guests sign the attendance roster.

INTRODUCTION OF BOARD MEMBERS

Dr. Vesoulis took a moment to introduce the Board. He introduced himself as the Board President, a general dentist from Toledo. He then introduced the other Board members: Dr. Gregory McDonald, the Board Vice-President, a general dentist from Springboro, Dr. Edward Hills, the Board Secretary, a general dentist from Cleveland, Dr. Phillip Beckwith, an orthodontist from Columbus, Dr. Billie Sue Kyger, a general dentist from Gallipolis, Dr. Franklin D. Wright, a general dentist from Cincinnati, Ms. Sandra Wise, a dental hygienist from Fremont, Dr. Mark Armstrong, a general dentist from Troy, Ms. Linda Leshner, a dental hygienist from Lima, and Dr. Berta Howard, a general dentist from Hamilton.

PUBLIC ADMINISTRATIVE RULES HEARING

An administrative rules hearing was held on the following proposed new, rescinded, and amended rules:

- 4715-1-01 Method of public notice (rescission)
- 4715-3-01 Definitions (amend)
- 4715-5-04 Specialty designation (amend)
- 4715-13-01 Public announcements, publicity, advertising and solicitation (amend)
- 4715-13-02 Name under which practice may be conducted (amend)
- 4715-13-03 False, fraudulent, or misleading statements (amend)
- 4715-13-04 Statements tending to deceive or mislead the public (amend)
- 4715-13-05 Advertising specialty services (new)
- 4715-18-01 Application for licensure of foreign dental graduates (rescission)
- 4715-18-01 Application for licensure of graduates of unaccredited dental colleges located outside the United States (new)

A court reporter was present to take down and transcribe the details of the testimony and discussions of the Board.

The Board heard testimony and received evidence, State's Exhibits 1 through 5 (Appendix A), from Lili C. Reitz, Esq., Executive Director, Ohio State Dental Board.

The Board then received into evidence written testimony Exhibit A (Appendix B) from Keith R. Kerns, Esq., Director of Legal and Legislative Services of the Ohio Dental Association.

The Board then heard testimony from Frank R. Recker, D.D.S., Esq. of Frank R. Recker and Associates, C.O., L.L.C.

Upon conclusion of the oral testimony, the Board discussed any proposed changes to these rules and a motion regarding a change to Ohio Administrative Code sections 4715-13-05 and a motion to withdraw 4715-1-01 are documented in pages 22-24 of the official transcripts from the hearing maintained in the exhibits section of this journal.

Motion by Dr. McDonald, second by Ms. Wise, to final file Ohio Administrative Code rules 4715-3-01, 4715-5-04, 4715-13-01, 4715-13-02, 4715-13-03, 4715-13-04, 4715-13-05, 4715-18-01(rescind), and new rule 4715-18-01 with the Joint Committee on Agency Rule Review (JCARR).

Roll call vote.

Motion carried unanimously.

Dr. Vesoulis stated that the Board would resume its regular meeting agenda.

EXECUTIVE SESSION

Motion by Dr. Beckwith, second by Dr. McDonald, 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: Dr. Armstrong – Absent
Dr. Beckwith – Yes
Dr. Hills - Yes
Dr. Howard – Yes
Dr. Kyger – Yes
Ms. Leshner - Yes
Dr. McDonald - Yes
Dr. Vesoulis – Yes
Ms. Wise – Yes
Dr. Wright - Yes

Motion carried.

Dr. Vesoulis invited Ms. Reitz, Ms. Hockenberry, and Mr. Fulkerson to attend the executive session.

OPEN SESSION

At 1:52 p.m. the Board resumed open session. Dr. Vesoulis 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 MARCH BOARD MEETING MINUTES

The Board reviewed the minutes of the March 29, 2006 Board meeting.

Motion by Ms. Lesher, second by Dr. Wright, to approve the March 29, 2006 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 March 2006 meeting, for Board member review.

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

DENTAL

John Codjoe, D.D.S.
Swapna P. Kakarla, D.D.S.
Joseph I. Krajekian, D.D.S.

Tera L. Martin, D.D.S.
Su[reeth L. Veeranna, D.D.S.
Erica M. Wazney, D.D.S.

Roll call vote.

Motion carried unanimously.

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

DENTAL HYGIENE

Neami T. Ashine
Andrea W. Ballengee

Kristen M. Dusseau
Susan E. Ostovich

Roll call vote.

Motion carried.

Motion by Dr. Kyger, second by Dr. Howard, 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 or other Board-approved Radiography examination:

DENTAL ASSISTANT RADIOGRAPHER

Jennifer Arnold
Phyllis Barnhouse
Leslie A Berry
Angela Besecker
Stephanie N Bramkamp
Michelle D Bristle
Shelley J Burns
Denise Burtner
Jeri Carroll
Heather Charwenske
Kelly Christman
Melissa Clarke
Michelle Cline
Renee Conroy
Mary Cooper
Christina Cox
Jennifer Davis
Lacrisha Dawes
Silvia Dereg
Jamie Didonato
Jessie G Frank
Diana Gatts
Stacie Gleaves
Wendy Gomez
Brandy Hackett

Erica A. Hanck
Carrie L Hawthorn
April Horner
Melissa Hostetler
Joyce A Houston
Tracey M Huebner
Candice Incorvia
Janet Jackson
Joeleen Jackson
Leslie Johnson
Dawn G Jones
Jennifer R Keeton
Danielle S Kistner
Elena Koretsky
Susan Kreal
Colleen Kucinic
Emily Layne
Renee Little
Christine Lowe
Leeann Mallow
Jill Marley
Emiliya Michaels
Brandy Motz
Traci Munczenski
Amanda Nelson

Alison Parker
Stacey Rauck
Davon Rose
Maria Santana
Agnes G Schmelzer
Sara Shillito
Angelique Thompson-Cannon
Mary J Toland
Heidi Tolodzieski

Maria Ule
Melissa L Wayne
Carly A Weber
Jacquelyn Wenzel
Angela White
Denise Williams
Katie Williams
Andrea Willis
Heather Woofter

Roll call vote

Motion carried.

Motion by Dr. Kyger, second by Ms. Wise, 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

Donna Brown
Hallie I Chafin
Raymonda Y. Dais
Pamela S. Kinninger
Jennifer L. McWhinney

Farrah L. Moore
Hollyann Page
Brenda L. Pence
Pamela S. Smith

Roll call vote.

Motion carried unanimously.

REGIONAL BOARD/OTHER STATE FOR 5 YEARS 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:

Jeffrey S. Burns, D.D.S.
Amy Gerber Smith, D.D.S.

Mohit Patalia, D.D.S.
William J. Siemiaszko, D.D.S.

Motion by Dr. Kyger, second by Ms. Wise, to approve these four (4) regional board/other state for 5 years dental license applications.

Roll call vote.

Motion carried unanimously.

REINSTATEMENT LICENSE APPLICATION(S) - No INTERVIEW

DONALD E. GORDON, D.D.S.

The Board reviewed and considered the licensure information for Donald E. Gordon, D.D.S. that was prepared by Ms. Smith.

Motion by Ms. Lesher, second by Dr. Armstrong, to approve Dr. Gordon's reinstatement application for dental licensure in the state of Ohio, pending receipt of the original application and fee.

Roll call vote.

Motion carried unanimously.

EDWARD W. MAAG, D.D.S.

The Board reviewed and considered the licensure information for Edward W. Maag, D.D.S. that was prepared by Ms. Smith.

Motion by Dr. Kyger, second by Dr. Wright, to approve Dr. Maag's reinstatement application for dental licensure in the state of Ohio.

Roll call vote.

Motion carried unanimously.

MICHELLE M. MCKIBBEN, R.D.H.

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

Motion by Ms. Wise, second by Dr. Kyger, to approve Ms. McKibben's reinstatement application for dental hygiene licensure in the state of Ohio.

Roll call vote.

Motion carried unanimously.

PATRICIA L. STANBERY, R.D.H.

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

Motion by Ms. Lesher, second by Ms. Wise, to approve Ms. Stanbery's reinstatement application for dental hygiene licensure in the state of Ohio.

Roll call vote.

Motion carried unanimously.

REBECCA S. WARNOCK, R.D.H.

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

Motion by Dr. Murphy, second by Dr. Kyger, to approve Ms. Warnock's reinstatement application for dental hygiene licensure in the state of Ohio.

Roll call vote.

Motion carried unanimously.

ENFORCEMENT REPORT

PERSONAL APPEARANCE(S)

JOHN C. BLAND, D.D.S.

Ms. Hockenberry informed the Board members that this is Dr. Bland's third appearance before the Board subsequent to treatment and discharge. She stated that Dr. Bland continues to be cooperative and in compliance with the terms of his consent

agreement. Dr. Bland thanked the Board members for the opportunity to speak with them and when questioned by the Board stated that he felt he was doing very well and has not been practicing for the past nine (9) months.

Motion by Ms. Wise, second by Dr. Wright to reinstate Dr. Bland's license to practice dentistry in the State of Ohio pursuant to the terms of the consent agreement with the Board.

Roll call vote.

Motion carried unanimously.

LAWRENCE H. KAISER, III, D.D.S.

Leo Keating, Esq. addressed the Board members regarding Lawrence H. Kaiser, III, D.D.S. He stated that he was retained just this morning by Dr. Kaiser and indicated that his client had not yet arrived to the meeting. Mr. Keating requested that the Board members postpone Dr. Kaiser's interview until later in the meeting.

Dr. Hills informed Mr. Keating that they would allow until the conclusion of regular Board business for Dr. Kaiser to show. He stated that if Dr. Kaiser had not shown up by that time, the Board would conclude its business without interview.

REVIEW OF PROPOSED CONSENT AGREEMENT(S)

NON-RENEWAL OF LICENSURE - DENTISTS

The Board interviewed nine (9) dentists for non-renewal of licensure. Each individual was found to have been practicing dentistry since January 1, 2006, has applied for reinstatement, and agreed to the terms defined in their individual proposed consent agreements.

STUART L. DUCHON, D.D.S.

Motion by Dr. Kyger, second by Dr. Armstrong, to approve the proposed consent agreement for Stuart L. Duchon, D.D.S., license number 30-014597, case number 06-48-0150. (Dr. Duchon cannot return to practice until he files a reinstatement application along with all supporting documentation and complies with the conditions of reinstatement.)

Roll call vote: Dr. Armstrong – Yes

Dr. Beckwith – Yes
Dr. Hills - Abstain
Dr. Howard – Yes
Dr. Kyger – Yes
Ms. Leshner - Yes
Dr. McDonald - Yes
Dr. Vesoulis – Yes
Ms. Wise – Yes
Dr. Wright - Yes

Motion carried.

ROBERT R. FINK, D.D.S.

Motion by Dr. Armstrong, second by Dr. Kyger, to approve the proposed consent agreement for Robert R. Fink, D.D.S., license number 30-011183, case number 06-57-0494. (Dr. Fink cannot return to practice until he files a reinstatement application along with all supporting documentation and complies with the conditions of reinstatement.)

Roll call vote: Dr. Armstrong – Yes
Dr. Beckwith – Yes
Dr. Hills - Abstain
Dr. Howard – Yes
Dr. Kyger – Yes
Ms. Leshner - Yes
Dr. McDonald - Yes
Dr. Vesoulis – Yes
Ms. Wise – Yes
Dr. Wright - Yes

Motion carried.

JOHN L. HARDESTY, D.D.S.

Motion by Dr. Armstrong, second by Ms. Wise, to approve the proposed consent agreement for John L. Hardesty, D.D.S., license number 30-017792, case number 06-28-0133.

Roll call vote: Dr. Armstrong – Yes

Dr. Beckwith – Yes
Dr. Hills - Abstain
Dr. Howard – Yes
Dr. Kyger – Yes
Ms. Leshner - Yes
Dr. McDonald - Yes
Dr. Vesoulis – Yes
Ms. Wise – Yes
Dr. Wright - Yes

Motion carried.

MARGIE J. LAWSON, D.D.S.

Motion by Dr. Wright, second by Dr. Kyger, to approve the proposed consent agreement for Margie J. Lawson, D.D.S., license number 30-015774, case number 06-53-0474.

Roll call vote: Dr. Armstrong – Yes
Dr. Beckwith – Yes
Dr. Hills - Abstain
Dr. Howard – Yes
Dr. Kyger – Yes
Ms. Leshner - Yes
Dr. McDonald - Yes
Dr. Vesoulis – Yes
Ms. Wise – Yes
Dr. Wright - Yes

Motion carried.

JON B. MUSSER, D.D.S.

Motion by Dr. Kyger, second by Ms. Leshner, to approve the proposed consent agreement for Jon B. Musser, D.D.S., license number 30-015194, case number 06-45-0444.

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

Dr. Howard – Yes
Dr. Kyger – Yes
Ms. Leshner - Yes
Dr. McDonald - Yes
Dr. Vesoulis – Yes
Ms. Wise – Yes
Dr. Wright - Yes

Motion carried.

PAUL F. SMITH, JR., D.D.S.

Motion by Dr. Wright, second by Dr. Kyger, to approve the proposed consent agreement for Paul F. Smith, Jr., D.D.S., license number 30-015868, case number 06-18-0191.

Roll call vote: Dr. Armstrong – Yes
Dr. Beckwith – Yes
Dr. Hills - Abstain
Dr. Howard – Yes
Dr. Kyger – Yes
Ms. Leshner - Yes
Dr. McDonald - Yes
Dr. Vesoulis – Yes
Ms. Wise – Yes
Dr. Wright - Yes

Motion carried.

RONALD M. THOMPSON, D.D.S.

Motion by Dr. Kyger, second by Dr. Armstrong, to approve the proposed consent agreement for Ronald M. Thompson, D.D.S., license number 30-020748, case number 06-77-0806.

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

Ms. Leshner - Yes
Dr. McDonald - Yes
Dr. Vesoulis - Yes
Ms. Wise - Yes
Dr. Wright - Yes

Motion carried.

TERRY E. TURLEY, D.D.S.

Motion by Ms. Wise, second by Dr. Kyger, to approve the proposed consent agreement for Terry E. Turley, D.D.S., license number 30-020194, case number 06-57-0486.

Roll call vote: Dr. Armstrong - Yes
Dr. Beckwith - Yes
Dr. Hills - Abstain
Dr. Howard - Yes
Dr. Kyger - Yes
Ms. Leshner - Yes
Dr. McDonald - Yes
Dr. Vesoulis - Yes
Ms. Wise - Yes
Dr. Wright - Yes

Motion carried.

DOUGLAS W. VOIERS, D.D.S.

Motion by Dr. Kyger, second by Dr. Armstrong, to approve the proposed consent agreement for Douglas W. Voiers, D.D.S., license number 30-017998, case number 06-47-0449.

Roll call vote: Dr. Armstrong - Yes
Dr. Beckwith - Yes
Dr. Hills - Abstain
Dr. Howard - Yes
Dr. Kyger - Yes
Ms. Leshner - Yes
Dr. McDonald - Yes

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

Motion carried.

NON-RENEWAL OF LICENSURE - DENTISTS

RICHARD E. GIFT, D.D.S.

The Board one (1) consent agreement for non-renewal of licensure for Richard E. Gift, D.D.S.. Dr. Gift was found to have been practicing dentistry since January 1, 2006, has applied for reinstatement, and agreed to the terms defined in his individual proposed consent agreement. Dr. Gift will be interviewed at the next meeting of the Board in June, 2006.

Motion by Dr. Kyger, second by Dr. Armstrong, to approve the proposed consent agreement for Richard E. Gift, D.D.S., license number 30-015145, case number 06-18-0234.

Roll call vote: Dr. Armstrong – Yes
Dr. Beckwith – Yes
Dr. Hills - Abstain
Dr. Howard – Yes
Dr. Kyger – Yes
Ms. Leshner - Yes
Dr. McDonald - Yes
Dr. Vesoulis – Yes
Ms. Wise – Yes
Dr. Wright - Yes

Motion carried.

NON-RENEWAL OF LICENSURE – DENTAL HYGIENISTS

The Board interviewed six (6) dental hygienists for non-renewal of licensure. Each individual was found to have been practicing dental hygiene since January 1, 2006, has applied for reinstatement, and agreed to the terms defined in their individual proposed consent agreements.

PAULA BILKA, R.D.H.

Motion by Dr. Kyger, second by Ms. Leshner, to approve the proposed consent agreement for Paula Bilka, R.D.H., license number 31-010777, case number 06-50-0465.

Roll call vote: Dr. Armstrong – Yes
Dr. Beckwith – Yes
Dr. Hills - Abstain
Dr. Howard – Yes
Dr. Kyger – Yes
Ms. Leshner - Yes
Dr. McDonald - Yes
Dr. Vesoulis – Yes
Ms. Wise – Yes
Dr. Wright - Yes

Motion carried.

GRETCHEN E. HILTY, R.D.H.

Motion by Ms. Wise, second by Dr. Kyger, to approve the proposed consent agreement for Gretchen E. Hilty, R.D.H., license number 31-009369, case number 06-55-0476.

Roll call vote: Dr. Armstrong – Yes
Dr. Beckwith – Yes
Dr. Hills - Abstain
Dr. Howard – Yes
Dr. Kyger – Yes
Ms. Leshner - Yes
Dr. McDonald - Yes
Dr. Vesoulis – Yes
Ms. Wise – Yes
Dr. Wright - Yes

Motion carried.

ELHAM KHAKSARFARD, R.D.H.

Motion by Dr. Armstrong, second by Ms. Leshar, to approve the proposed consent agreement for Elham Khaksarfard, R.D.H., license number 31-003992, case number 06-25-0285.

Roll call vote: Dr. Armstrong – Yes
Dr. Beckwith – Yes
Dr. Hills - Abstain
Dr. Howard – Yes
Dr. Kyger – Yes
Ms. Leshar - Yes
Dr. McDonald - Yes
Dr. Vesoulis – Yes
Ms. Wise – Yes
Dr. Wright - Yes

Motion carried.

KRISTIN MAXIMOVICH, R.D.H.

Motion by Dr. Wright, second by Ms. Wise, to approve the proposed consent agreement for Kristin Maximovich, R.D.H., license number 31-011942, case number 06-76-0801.

Roll call vote: Dr. Armstrong – Abstain
Dr. Beckwith – Yes
Dr. Hills - Abstain
Dr. Howard – Yes
Dr. Kyger – Yes
Ms. Leshar - Yes
Dr. McDonald - Yes
Dr. Vesoulis – Yes
Ms. Wise – Yes
Dr. Wright - Yes

Motion carried.

TERRY L. MILLER, R.D.H.

Motion by Dr. Wright, second by Ms. Wise, to approve the proposed consent agreement for Terry L. Miller, R.D.H., license number 31-008972, case number 06-18-0181.

Roll call vote: Dr. Armstrong – Yes
Dr. Beckwith – Yes
Dr. Hills - Abstain
Dr. Howard – Yes
Dr. Kyger – Yes
Ms. Leshner - Yes
Dr. McDonald - Yes
Dr. Vesoulis – Yes
Ms. Wise – Yes
Dr. Wright - Yes

Motion carried.

VICTORIA M. NETLING, R.D.H.

Motion by Ms. Wise, second by Dr. Howard, to approve the proposed consent agreement for Victoria M. Netling, R.D.H., license number 31-004858, case number 06-76-0797.

Roll call vote: Dr. Armstrong – Yes
Dr. Beckwith – Yes
Dr. Hills - Abstain
Dr. Howard – Yes
Dr. Kyger – Yes
Ms. Leshner - Yes
Dr. McDonald - Yes
Dr. Vesoulis – Yes
Ms. Wise – Yes
Dr. Wright - Yes

Motion carried.

NON-RENEWAL OF LICENSURE – DENTAL ASSISTANT RADIOGRAPHER

The Board interviewed four (4) dental assistant radiographers for non-renewal of licensure. Each individual was found to have been practicing dental radiography since January 1, 2005, has applied for reinstatement, and agreed to the terms defined in their individual proposed consent agreements.

LAUREN T. PACK, DENTAL ASSISTANT RADIOGRAPHER

Motion by Dr. Wright, second by Ms. Leshner, to approve the proposed consent agreement for Lauren T. Pack, license number 51-011615, case number 05-18-0831.

Roll call vote: Dr. Armstrong – Yes
Dr. Beckwith – Yes
Dr. Hills - Abstain
Dr. Howard – Yes
Dr. Kyger – Yes
Ms. Leshner - Yes
Dr. McDonald - Yes
Dr. Vesoulis – Yes
Ms. Wise – Yes
Dr. Wright - Yes

Motion carried.

MARCI B. REDD, DENTAL ASSISTANT RADIOGRAPHER

Motion by Ms. Leshner, second by Dr. Kyger, to approve the proposed consent agreement for Marci B. Redd, license number 51-011429, case number 05-30-1072.

Roll call vote: Dr. Armstrong – Yes
Dr. Beckwith – Yes
Dr. Hills - Abstain
Dr. Howard – Yes
Dr. Kyger – Yes
Ms. Leshner - Yes
Dr. McDonald - Yes
Dr. Vesoulis – Yes

Ms. Wise – Yes
Dr. Wright - Yes

Motion carried.

DIANE L. SCHMIDT, DENTAL ASSISTANT RADIOGRAPHER

Motion by Dr. Kyger, second by Ms. Wise, to approve the proposed consent agreement for Diane L. Schmidt, license number 51-004045, case number 05-43-1173.

Roll call vote: Dr. Armstrong – Yes
Dr. Beckwith – Yes
Dr. Hills - Abstain
Dr. Howard – Yes
Dr. Kyger – Yes
Ms. Leshner - Yes
Dr. McDonald - Yes
Dr. Vesoulis – Yes
Ms. Wise – Yes
Dr. Wright - Absent

Motion carried.

KATHLEEN L. SZABO, DENTAL ASSISTANT RADIOGRAPHER

Motion by Dr. Kyger, second by Ms. Wise, to approve the proposed consent agreement for Kathleen L. Szabo, license number 51-000592, case number 05-18-0892.

Roll call vote: Dr. Armstrong – Yes
Dr. Beckwith – Yes
Dr. Hills - Abstain
Dr. Howard – Yes
Dr. Kyger – Yes
Ms. Leshner - Yes
Dr. McDonald - Yes
Dr. Vesoulis – Yes
Ms. Wise – Yes
Dr. Wright - Absent

Motion carried.

REVIEW OF PROPOSED NOTICE(S) OF OPPORTUNITY FOR HEARING

The Board reviewed one (1) Notice of Opportunity for Hearing. 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.

RODNEY R. PARSELL, D.D.S.

Motion by Dr. Kyger, second by Dr. Armstrong, to approve the proposed notice of opportunity for hearing and forward it to Rodney R. Parsells, D.D.S., license number 30-019970, and case number 05-35-1763.

Roll call vote: Dr. Armstrong – Yes
Dr. Beckwith – Yes
Dr. Hills - Abstain
Dr. Howard – Yes
Dr. Kyger – Yes
Ms. Leshner - Yes
Dr. McDonald - Yes
Dr. Vesoulis – Yes
Ms. Wise – Yes
Dr. Wright - Absent

Motion carried.

ENFORCEMENT UPDATE

Ms. Hockenberry informed the Board that there were six (6) cases pending hearings, of which all have been scheduled. She stated that we currently have four (4) cases under appeal and one (1) case is pending Hearing Officers Report and Recommendation, and one (1) case wherein no hearing was requested. Ms. Hockenberry stated that there are currently twenty (20) licensees under suspension. Ms. Hockenberry stated that no additional cases have been referred to the Quality Intervention Program (QUIP) since the last Board meeting and we still have seven (7) cases pending QUIP.

Ms. Hockenberry informed the Board that five hundred and ten (510) cases have been investigated and reviewed by the Board Secretary and are recommended to be

closed. She informed the Board members that she had included a Probation Report as part of the Enforcement Report, in order to keep them informed as to the status of disciplined licensees.

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 recommended to be closed:

04-25-0355	CE Audit	05-18-0889	Rad Renewal
04-76-0513	Standard Of Care	05-18-0893	Rad Renewal
04-43-0617	Impairment	05-18-0894	Rad Renewal
05-41-0138	Standard Of Care	05-19-0895	Rad Renewal
05-7-70178	Advertising	05-19-0897	Rad Renewal
05-76-0199	Standard Of Care	05-20-0899	Rad Renewal
05-25-0200	Standard Of Care	05-20-0901	Rad Renewal
05-47-0182	Standard Of Care	05-21-0905	Rad Renewal
05-77-0209	Standard Of Care	05-18-0873	Rad Renewal
05-18-0262	Advertising	05-21-0909	Rad Renewal
05-43-0362	Standard Of Care	05-21-0911	Rad Renewal
05-50-0373	Standard Of Care	05-21-0913	Rad Renewal
05-18-0473	Standard Of Care	05-21-0908	Rad Renewal
05-76-0511	Standard Of Care	05-18-0861	Rad Renewal
05-76-0540	Standard Of Care	05-18-0847	Rad Renewal
05-76-0611	Standard Of Care	05-18-0848	Rad Renewal
05-25-0613	Misrepresentation	05-18-0849	Rad Renewal
05-89-0638	CE Audit	05-18-0850	Rad Renewal
05-89-0635	CE Audit	05-18-0851	Rad Renewal
05-18-0878	Rad Renewal	05-18-0852	Rad Renewal
05-18-0887	Rad Renewal	05-18-0854	Rad Renewal
05-18-0886	Rad Renewal	05-18-0855	Rad Renewal
05-18-0885	Rad Renewal	05-18-0856	Rad Renewal
05-18-0884	Rad Renewal	05-18-0857	Rad Renewal
05-18-0881	Rad Renewal	05-18-0858	Rad Renewal
05-18-0879	Rad Renewal	05-18-0865	Rad Renewal
05-18-0877	Rad Renewal	05-18-0860	Rad Renewal
05-21-0910	Rad Renewal	05-18-0872	Rad Renewal
05-18-0876	Rad Renewal	05-18-0862	Rad Renewal
05-18-0875	Rad Renewal	05-18-0863	Rad Renewal
05-18-0888	Rad Renewal	05-25-0939	Rad Renewal
05-18-0880	Rad Renewal	05-18-0864	Rad Renewal

05-21-0915	Rad Renewal	05-18-0845	Rad Renewal
05-18-0866	Rad Renewal	05-24-0938	Rad Renewal
05-18-0867	Rad Renewal	05-18-0834	Rad Renewal
05-18-0868	Rad Renewal	05-25-0940	Rad Renewal
05-18-0869	Rad Renewal	05-25-0965	Rad Renewal
05-18-0870	Rad Renewal	05-25-0942	Rad Renewal
05-18-0871	Rad Renewal	05-21-0916	Rad Renewal
05-18-0859	Rad Renewal	05-25-0944	Rad Renewal
05-25-0982	Rad Renewal	05-25-0945	Rad Renewal
05-22-0925	Rad Renewal	05-25-0948	Rad Renewal
05-25-0966	Rad Renewal	05-25-0950	Rad Renewal
05-25-0967	Rad Renewal	05-25-0951	Rad Renewal
05-25-0968	Rad Renewal	05-25-0952	Rad Renewal
05-25-0970	Rad Renewal	05-25-0954	Rad Renewal
05-25-0971	Rad Renewal	05-25-0956	Rad Renewal
05-25-0972	Rad Renewal	05-25-0959	Rad Renewal
05-25-0974	Rad Renewal	05-25-0960	Rad Renewal
05-88-1702	Rad Renewal	05-25-0961	Rad Renewal
05-25-0978	Rad Renewal	05-25-0941	Rad Renewal
05-25-0979	Rad Renewal	05-13-0752	Rad Renewal
05-25-0964	Rad Renewal	05-18-0787	Rad Renewal
05-25-0981	Rad Renewal	05-09-0711	Rad Renewal
05-25-0963	Rad Renewal	05-09-0712	Rad Renewal
05-25-0985	Rad Renewal	05-09-0713	Rad Renewal
05-25-0986	Rad Renewal	05-09-0715	Rad Renewal
05-25-0989	Rad Renewal	05-09-0718	Rad Renewal
05-25-0991	Rad Renewal	05-09-0719	Rad Renewal
05-25-0992	Rad Renewal	05-11-0726	Rad Renewal
05-25-0993	Rad Renewal	05-13-0746	Rad Renewal
05-25-0995	Rad Renewal	05-13-0747	Rad Renewal
05-25-0996	Rad Renewal	05-13-0749	Rad Renewal
05-25-0997	Rad Renewal	05-09-0708	Rad Renewal
05-25-0999	Rad Renewal	05-13-0751	Rad Renewal
05-25-1000	Rad Renewal	05-09-0707	Rad Renewal
05-25-0980	Rad Renewal	05-13-0753	Rad Renewal
05-25-0943	Rad Renewal	05-13-0758	Rad Renewal
05-21-0917	Rad Renewal	05-13-0759	Rad Renewal
05-22-0919	Rad Renewal	05-13-0761	Rad Renewal
05-22-0920	Rad Renewal	05-13-0762	Rad Renewal
05-22-0921	Rad Renewal	05-13-0763	Rad Renewal
05-22-0922	Rad Renewal	05-14-0766	Rad Renewal
05-22-0923	Rad Renewal	05-14-0767	Rad Renewal
05-22-0924	Rad Renewal	05-18-0784	Rad Renewal

05-18-0785	Rad Renewal	05-18-0829	Rad Renewal
05-18-0836	Rad Renewal	05-18-0815	Rad Renewal
05-13-0750	Rad Renewal	05-18-0832	Rad Renewal
05-09-0685	Rad Renewal	05-18-0833	Rad Renewal
05-02-0656	Rad Renewal	05-25-0975	Rad Renewal
05-03-0659	Rad Renewal	05-18-0835	Rad Renewal
05-03-0660	Rad Renewal	05-25-1001	Rad Renewal
05-03-0661	Rad Renewal	05-18-0837	Rad Renewal
05-03-0662	Rad Renewal	05-18-0839	Rad Renewal
05-03-0663	Rad Renewal	05-18-0840	Rad Renewal
05-05-0670	Rad Renewal	05-18-0841	Rad Renewal
05-06-0671	Rad Renewal	05-18-0842	Rad Renewal
05-06-0672	Rad Renewal	05-18-0843	Rad Renewal
05-07-0674	Rad Renewal	05-18-0828	Rad Renewal
05-07-0676	Rad Renewal	05-18-0803	Rad Renewal
05-09-0709	Rad Renewal	05-18-0789	Rad Renewal
05-09-0684	Rad Renewal	05-18-0790	Rad Renewal
05-18-0788	Rad Renewal	05-18-0791	Rad Renewal
05-09-0686	Rad Renewal	05-18-0792	Rad Renewal
05-09-0687	Rad Renewal	05-18-0793	Rad Renewal
05-09-0690	Rad Renewal	05-18-0794	Rad Renewal
05-09-0691	Rad Renewal	05-18-0795	Rad Renewal
05-09-0692	Rad Renewal	05-18-0796	Rad Renewal
05-09-0693	Rad Renewal	05-18-0797	Rad Renewal
05-09-0695	Rad Renewal	05-18-0798	Rad Renewal
05-09-0696	Rad Renewal	05-18-0799	Rad Renewal
05-09-0698	Rad Renewal	05-18-0817	Rad Renewal
05-09-0699	Rad Renewal	05-18-0801	Rad Renewal
05-09-0703	Rad Renewal	05-18-0844	Rad Renewal
05-08-0680	Rad Renewal	05-18-0804	Rad Renewal
05-18-0830	Rad Renewal	05-18-0805	Rad Renewal
05-18-0786	Rad Renewal	05-18-0806	Rad Renewal
05-18-0818	Rad Renewal	05-18-0807	Rad Renewal
05-18-0819	Rad Renewal	05-18-0808	Rad Renewal
05-18-0820	Rad Renewal	05-18-0809	Rad Renewal
05-18-0821	Rad Renewal	05-18-0810	Rad Renewal
05-18-0822	Rad Renewal	05-18-0811	Rad Renewal
05-18-0823	Rad Renewal	05-18-0812	Rad Renewal
05-18-0824	Rad Renewal	05-18-0813	Rad Renewal
05-18-0825	Rad Renewal	05-18-0814	Rad Renewal
05-18-0826	Rad Renewal	05-18-0800	Rad Renewal
05-18-0827	Rad Renewal	05-18-0874	Rad Renewal
05-18-0816	Rad Renewal	05-52-1327	Rad Renewal

05-52-1319	Rad Renewal	05-47-1230	Rad Renewal
05-52-1334	Rad Renewal	05-47-1229	Rad Renewal
05-52-1333	Rad Renewal	05-47-1228	Rad Renewal
05-52-1332	Rad Renewal	05-47-1236	Rad Renewal
05-52-1331	Rad Renewal	05-48-1267	Rad Renewal
05-52-1337	Rad Renewal	05-52-1316	Rad Renewal
05-52-1329	Rad Renewal	05-52-1315	Rad Renewal
05-53-1338	Rad Renewal	05-51-1314	Rad Renewal
05-52-1326	Rad Renewal	05-48-1276	Rad Renewal
05-52-1324	Rad Renewal	05-48-1273	Rad Renewal
05-52-1323	Rad Renewal	05-47-1241	Rad Renewal
05-52-1322	Rad Renewal	05-48-1268	Rad Renewal
05-52-1321	Rad Renewal	05-65-1479	Rad Renewal
05-63-1476	Rad Renewal	05-48-1266	Rad Renewal
05-52-1330	Rad Renewal	05-48-1264	Rad Renewal
05-57-1376	Rad Renewal	05-48-1261	Rad Renewal
05-47-1227	Rad Renewal	05-48-1260	Rad Renewal
05-62-1411	Rad Renewal	05-48-1253	Rad Renewal
05-62-1409	Rad Renewal	05-48-1246	Rad Renewal
05-60-1406	Rad Renewal	05-48-1272	Rad Renewal
05-60-1403	Rad Renewal	05-83-1673	Rad Renewal
05-52-1335	Rad Renewal	05-83-1663	Rad Renewal
05-57-1378	Rad Renewal	05-85-1683	Rad Renewal
05-52-1317	Rad Renewal	05-85-1682	Rad Renewal
05-57-1372	Rad Renewal	05-85-1681	Rad Renewal
05-57-1364	Rad Renewal	05-85-1680	Rad Renewal
05-57-1362	Rad Renewal	05-86-1685	Rad Renewal
05-55-1350	Rad Renewal	05-83-1674	Rad Renewal
05-55-1343	Rad Renewal	05-87-1686	Rad Renewal
05-53-1340	Rad Renewal	05-83-1672	Rad Renewal
05-59-1401	Rad Renewal	05-83-1671	Rad Renewal
05-47-1234	Rad Renewal	05-83-1670	Rad Renewal
05-52-1320	Rad Renewal	05-83-1668	Rad Renewal
05-47-1240	Rad Renewal	05-83-1665	Rad Renewal
05-47-1239	Rad Renewal	05-63-1475	Rad Renewal
05-47-1238	Rad Renewal	05-85-1678	Rad Renewal
05-47-1237	Rad Renewal	05-87-1694	Rad Renewal
05-47-1242	Rad Renewal	05-88-1701	Rad Renewal
05-25-0973	Rad Renewal	05-88-1703	Rad Renewal
05-48-1245	Rad Renewal	05-87-1700	Rad Renewal
05-25-1002	Rad Renewal	05-87-1699	Rad Renewal
05-47-1232	Rad Renewal	05-87-1698	Rad Renewal
05-47-1231	Rad Renewal	05-87-1697	Rad Renewal

05-86-1684	Rad Renewal	05-25-1019	Rad Renewal
05-87-1695	Rad Renewal	05-31-1092	Rad Renewal
05-83-1660	Rad Renewal	05-31-1095	Rad Renewal
05-87-1693	Rad Renewal	05-31-1097	Rad Renewal
05-87-1692	Rad Renewal	05-31-1098	Rad Renewal
05-87-1691	Rad Renewal	05-31-1099	Rad Renewal
05-87-1690	Rad Renewal	05-31-1100	Rad Renewal
05-87-1689	Rad Renewal	05-31-1101	Rad Renewal
05-87-1688	Rad Renewal	05-31-1103	Rad Renewal
05-87-1696	Rad Renewal	05-31-1104	Rad Renewal
05-69-1501	Rad Renewal	05-31-1105	Rad Renewal
05-83-1664	Rad Renewal	05-31-1090	Rad Renewal
05-70-1509	Rad Renewal	05-47-1226	Rad Renewal
05-70-1508	Rad Renewal	05-31-1089	Rad Renewal
05-70-1507	Rad Renewal	05-31-1109	Rad Renewal
05-70-1506	Rad Renewal	05-31-1111	Rad Renewal
05-70-1512	Rad Renewal	05-31-1112	Rad Renewal
05-70-1504	Rad Renewal	05-31-1117	Rad Renewal
05-70-1513	Rad Renewal	05-31-1119	Rad Renewal
05-68-1500	Rad Renewal	05-25-1027	Rad Renewal
05-68-1499	Rad Renewal	05-31-1106	Rad Renewal
05-68-1496	Rad Renewal	05-25-1023	Rad Renewal
05-66-1482	Rad Renewal	05-25-1022	Rad Renewal
05-66-1481	Rad Renewal	05-25-1021	Rad Renewal
05-65-1480	Rad Renewal	05-25-1020	Rad Renewal
05-70-1505	Rad Renewal	05-47-1235	Rad Renewal
05-13-1528	Rad Renewal	05-30-1066	Rad Renewal
05-81-1658	Rad Renewal	05-25-1028	Rad Renewal
05-81-1657	Rad Renewal	05-25-1029	Rad Renewal
05-80-1654	Rad Renewal	05-25-1030	Rad Renewal
05-76-1568	Rad Renewal	05-25-1031	Rad Renewal
05-76-1550	Rad Renewal	05-25-1032	Rad Renewal
05-70-1510	Rad Renewal	05-25-1033	Rad Renewal
05-74-1529	Rad Renewal	05-25-1035	Rad Renewal
05-47-1233	Rad Renewal	05-26-1037	Rad Renewal
05-73-1527	Rad Renewal	05-26-1038	Rad Renewal
05-72-1523	Rad Renewal	05-26-1040	Rad Renewal
05-71-1521	Rad Renewal	05-27-1046	Rad Renewal
05-71-1520	Rad Renewal	05-31-1091	Rad Renewal
05-71-1518	Rad Renewal	05-29-1065	Rad Renewal
05-71-1514	Rad Renewal	05-25-1026	Rad Renewal
05-75-1534	Rad Renewal	05-30-1068	Rad Renewal
05-31-1107	Rad Renewal	05-30-1070	Rad Renewal

05-30-1071	Rad Renewal	05-25-1015	Rad Renewal
05-31-1073	Rad Renewal	05-45-1190	Rad Renewal
05-31-1075	Rad Renewal	05-31-1123	Rad Renewal
05-31-1077	Rad Renewal	05-31-1124	Rad Renewal
05-31-1078	Rad Renewal	05-31-1126	Rad Renewal
05-31-1081	Rad Renewal	05-31-1127	Rad Renewal
05-31-1082	Rad Renewal	05-25-1012	Rad Renewal
05-31-1085	Rad Renewal	05-33-1135	Rad Renewal
05-31-1087	Rad Renewal	05-31-1121	Rad Renewal
05-29-1053	Rad Renewal	05-35-1137	Rad Renewal
05-47-1214	Rad Renewal	05-35-1140	Rad Renewal
05-25-1009	Rad Renewal	05-37-1143	Rad Renewal
05-25-1008	Rad Renewal	05-37-1144	Rad Renewal
05-25-1018	Rad Renewal	05-43-1163	Rad Renewal
05-45-1196	Rad Renewal	05-44-1181	Rad Renewal
05-45-1200	Rad Renewal	05-45-1183	Rad Renewal
05-46-1203	Rad Renewal	05-45-1187	Rad Renewal
05-46-1204	Rad Renewal	05-45-1189	Rad Renewal
05-46-1205	Rad Renewal	05-32-1133	Rad Renewal
05-47-1207	Rad Renewal	05-52-1712	Rad Renewal
05-47-1208	Rad Renewal	05-87-1711	Rad Renewal
05-47-1209	Rad Renewal	06-43-0023	Standard Of Care
05-47-1210	Rad Renewal	06-18-0031	Consent Agreement
05-25-1010	Rad Renewal	06-57-0066	Standard Of Care
05-47-1213	Rad Renewal	06-18-0065	Records
05-45-1193	Rad Renewal	06-09-0080	Standard Of Care
05-25-1006	Rad Renewal	06-57-0079	Impairment
05-25-1003	Rad Renewal	06-57-0074	Infection Control
05-47-1215	Rad Renewal	06-29-0096	Abandonment/Fraud
05-47-1216	Rad Renewal	06-29-0090	Fraud
05-47-1217	Rad Renewal	06-31-0119	Standard Of Care
05-47-1218	Rad Renewal	06-31-0118	Standard Of Care
05-47-1219	Rad Renewal	06-25-0114	Records
05-47-1220	Rad Renewal	06-73-0794	Renewal
05-47-1221	Rad Renewal	06-25-0276	Renewal
05-47-1222	Rad Renewal	06-18-0212	Renewal
05-47-1224	Rad Renewal	06-09-0164	Renewal
05-47-1225	Rad Renewal	06-21-0245	Renewal
05-47-1211	Rad Renewal	06-21-0243	Renewal
05-25-1016	Rad Renewal	06-23-0247	Renewal
05-31-1120	Rad Renewal	06-25-0272	Renewal
05-25-1014	Rad Renewal	06-25-0273	Renewal
05-45-1197	Rad Renewal	06-25-0274	Renewal

06-25-0286	Renewal	06-25-0264	Renewal
06-89-0684	Renewal	06-25-0255	Renewal
06-25-0268	Renewal	06-29-0394	Renewal
06-89-0669	Renewal	06-30-0396	Renewal
06-25-0266	Renewal	06-31-0091	Standard of Care
06-25-0267	Renewal	06-32-0425	Renewal
06-25-0260	Renewal	06-45-0446	Renewal
06-25-0261	Renewal	06-25-0277	Renewal

Prior to the vote to close the above listed cases, Dr. Vesoulis 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. Beckwith – No
Dr. Hills - No
Dr. Howard – No
Dr. Kyger – No
Ms. Leshner - No
Dr. McDonald - No
Dr. Murphy – No
Dr. Vesoulis - No
Ms. Wise – No
Dr. Wright - No

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

Motion by Dr. Armstrong, second by Dr. Wright, to close the above five hundred and ten (510) cases.

Roll call vote: Dr. Armstrong – Yes
Dr. Beckwith – Yes
Dr. Hills - Abstain
Dr. Howard – Yes
Dr. Kyger – Yes
Ms. Leshner - Yes
Dr. McDonald - Yes
Dr. Vesoulis – Yes
Ms. Wise – Yes
Dr. Wright - Absent

Motion carried.

ANESTHESIA COMMITTEE REPORT

REVIEW OF PROVISIONAL ANESTHESIA PRIVILEGES

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

Dr. Carroll A. Palmore, Jr. – West Chester, Ohio

REVIEW OF PROVISIONAL CONSCIOUS SEDATION PRIVILEGES

Dr. McDonald stated that the following individual has applied for a Conscious Sedation permit. He explained that the Anesthesia Committee has reviewed the application and the applicant is recommended to receive provisional privileges:

Dr. Gerald A. Ferretti – Cleveland, Ohio
Intravenous

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:

Dr. Brian A. Stern – Lancaster, Ohio

REVIEW OF CONSCIOUS SEDATION PERMIT APPLICATION(S)

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

Dr. Charles H. Hawkins - Zanesville, Ohio
Intravenous

Motion by Ms. Wise, second by Ms. Leshner, to accept the Anesthesia Committee recommendations and approve the above applications to receive provisional privileges and permits.

Roll call vote: Dr. Armstrong – Yes
Dr. Beckwith – Yes
Dr. Hills – Absent
Dr. Howard – Yes
Dr. Kyger – Yes
Ms. Leshner - Yes
Dr. McDonald - Yes
Dr. Vesoulis – Absent
Ms. Wise – Yes
Dr. Wright - Yes

Motion carried.

EDUCATION COMMITTEE REPORT

REVIEW OF BIENNIAL CONTINUING EDUCATION SPONSOR RENEWAL APPLICATION(S)

Dr. Howard stated that the following individuals/organizations have applied for approval as biennial sponsors of continuing education for the years 2006-2007 and have been recommended for approval by the Education Committee:

Dale Ann Featheringham, D.D.S., M.S.
Heights Dental Study Club

REVIEW OF REQUIRED EDUCATION COURSE(S)

DENTAL HYGIENIST LOCAL ANESTHESIA TRAINING COURSE(S)

Dr. Howard stated that the following individual/organization has submitted a request for approval of a training course for instructors of the Dental Hygienist Local Anesthesia Course. Dr. Howard stated that the following course has been reviewed and is recommended for approval by the Education Committee:

Cuyahoga Community College -
“The Velvet Touch” by Margaret J. Fehrenbach, R.D.H., M.S.

REVIEW OF SPECIAL CONTINUING EDUCATION COURSE(S)

CONSCIOUS SEDATION PERMIT RENEWAL COURSE(S)

Dr. Howard stated that the following organization has submitted a request for approval of a Conscious Sedation Permit Renewal course for permit renewal. Dr.

Howard stated that the following course has been reviewed and is recommended for approval by the Education Committee:

Columbus Children's Hospital
"2nd International Multidisciplinary Conference on Pediatric Procedural Sedation"

Motion by Dr. Kyger, second by Dr. Armstrong, to accept the Education Committee recommendations as amended.

Roll call vote: Dr. Armstrong – Yes
Dr. Beckwith – Yes
Dr. Hills – Absent
Dr. Howard – Yes
Dr. Kyger – Yes
Ms. Leshner - Yes
Dr. McDonald - Yes
Dr. Vesoulis – Absent
Ms. Wise – Yes
Dr. Wright - Yes

Motion carried.

LAW AND RULES REVIEW COMMITTEE REPORT

Ms. Reitz stated that the Board had held its Public Rules Hearing earlier that day and voted to make one (1) additional change to Ohio Administrative Code 4715-13-05 and to withdraw rule 4715-1-01 at this time. She stated that the Law and Rules Review Committee had also met earlier in the day and had briefly discussed rule revisions for the dental hygiene and dental assistant rules with the enactment of Sub House Bill 143 that will go into effect on May 12, 2006.

Ms. Reitz stated that the Committee concluded that sufficient educational requirement information was detailed in statute and that a Board vote on an approved examination would be the only thing required at this time in order to expedite the permissible practice of local anesthesia by the dental hygienist. She stated that earlier discussions had resulted in the recommendation of the North East Regional Board, Inc. Local Anesthesia Examination for Dental Hygienists as the examination required to allow dental hygienists to perform local anesthesia under direct supervision of the licensed dentist per the statutory requirement.

Motion by Dr. Wright, second by Ms. Wise, to accept the North East Regional Board, Inc. Local Anesthesia Examination for Dental Hygienists as the Board-approved examination for dental hygienists wishing to administer intraoral block and infiltration local anesthesia to patients under direct supervision of an Ohio licensed dentist.

Roll call vote: Dr. Armstrong – Yes
Dr. Beckwith – Yes
Dr. Hills – Absent
Dr. Howard – Yes
Dr. Kyger – Yes
Ms. Leshner - Yes
Dr. McDonald - Yes
Dr. Vesoulis – Absent
Ms. Wise – Yes
Dr. Wright - Yes

Motion carried.

SCOPE OF PRACTICE COMMITTEE REPORT

OPTICAL IMAGING/IMPRESSIONS BY THE DENTAL ASSISTANT

Dr. Beckwith stated that the Scope of Practice Committee had met earlier in the day to discuss several issues. He stated that the Committee had received a question as to whether a dental assistant could use a CEREC[®] machine to perform optical impressions for fixed restorations. Dr. Beckwith indicated that based on Board rules, the dental assistant would not be permitted to perform this function since they are not permitted to take final impressions.

Discussion ensued wherein viewpoints were expressed that old terminology needed to be reviewed to coincide with the advent of new technologies. Dr. Beckwith explained that the optical imaging utilized by the CEREC[®] machine is not the same as the techniques utilized in the past. He said that he would much prefer to let a dental assistant who “grew up” with computer technology perform this function since this is computer generated optical image. By consensus, the Board decided that this duty is permitted by the dental assistant.

PERSONAL HYGIENE SERVICES BY THE DENTAL HYGIENIST

Continuing on, Dr. Beckwith stated that the Committee had reviewed a request from a dental hygienist who wished to provide personal hygiene services such as brushing and

flossing, to individuals outside the practice and independent from the licensed supervising dentist. He stated that the Committee noted independent practice is not permissible under the Dental Practice Act.

SURFACE STERILIZATION

Dr. Beckwith informed the Board that the Committee had received a letter from Dr. Peter Huling of the Department of Rehabilitation and Corrections regarding the proper procedures for the changing of plastic coverings and disinfection of surfaces during triage-type procedures wherein only a mirror is used. He stated that it was the opinion of the Committee that all plastic coverings should be changed and any surfaces that have been touched should be spray/wiped/sprayed between each patient.

COSMETIC TEETH GRILLS

Dr. Beckwith said that the Committee reviewed a letter from the Akron Health Department regarding the application of cosmetic teeth grills. He stated that they questioned whether the taking of dental molds, making of the grill, and/or the seating of the grill were considered dental procedures and therefore could only be performed by a licensed dentist. Dr. Beckwith stated that the Committee agreed that these were dental procedures and only licensed dentists could take the molds and place the appliances. However, Dr. Beckwith explained that there is nothing in the Dental Practice Act which prohibits a "client" from taking their own impressions and placing the appliances in their own mouths. He did, however, express concerns that this could be placing the individual's dental health at risk.

DOG IN THE DENTAL PRACTICE

Continuing on, Dr. Beckwith stated that the Committee had received a letter from a dentist questioning whether it was permissible to have a dog in the dental practice. Dr. Beckwith explained that while there was nothing in the Dental Practice Act which prohibits this, the Committee is of the opinion that there may be risks involved with having a dog present in the office. He stated that it was the opinion of the Committee that this should be left up to individual choice, but highly recommended that the dog be contained to the waiting room/reception area and away from the operatories.

BOTOX[®], LIP AUGMENTATION AND DENTAL ESTHETICS

The final issue for consideration, Dr. Beckwith said, was relating to Botox, FDA-approved muscle relaxants, lip augmentation/fillers and whether dentists may perform

procedures that enhance dental esthetics. He stated that the Committee has decided that further information is required in order to make an informed decision. Therefore, he stated that the Committee tabled this discussion.

WAIVER COMMITTEE REPORT

Dr. McDonald informed the Board that the Waiver Committee had reviewed two (2) Hepatitis B Waiver Request applications and recommend approval of a one (1) year waiver for Lisa C. Zawaski and Rebecca Hayden. Dr. McDonald stated that concluded the Waiver Committee report.

Motion by Dr. Kyger, second by Dr. Wright, to approve these hepatitis B waivers

Roll call vote: Dr. Armstrong – Yes
Dr. Beckwith – Yes
Dr. Hills – Absent
Dr. Howard – Yes
Dr. Kyger – Yes
Ms. Leshner - Yes
Dr. McDonald - Yes
Dr. Vesoulis – Absent
Ms. Wise – Yes
Dr. Wright - Yes

Motion carried.

SECRETARY'S EXPENSE REPORT

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

Motion by Dr. Wright, second by Ms. Leshner, to approve the Secretary's expense report.

Roll call vote: Dr. Armstrong – Yes
Dr. Beckwith – Yes
Dr. Hills – Absent
Dr. Howard – Yes
Dr. Kyger – Yes
Ms. Leshner - Yes

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

Motion carried.

OFFICE EXPENSE REPORT

The report of the Board expenditures was reviewed.

Motion by Dr. Wright, second by Ms. Leshner, to approve the expense report and approve payment of the March, 2006 Board bills.

Roll call vote: Dr. Armstrong – Yes
Dr. Beckwith – Yes
Dr. Hills – Absent
Dr. Howard – Yes
Dr. Kyger – Yes
Ms. Leshner - Yes
Dr. McDonald - Yes
Dr. Vesoulis – Absent
Ms. Wise – Yes
Dr. Wright - Yes

Motion carried.

EXECUTIVE DIRECTOR'S REPORT

GUIDELINES FOR MONITORS OF IMPAIRED PRACTITIONERS

Ms. Reitz stated that she had supplied a copy of the new “Guidelines for Monitors of Impaired Practitioners” for the Board members’ review. She stated that this was for informational purposes only, but she wanted the Board to be aware of what is required as conversations were taking place with the ODA’s Dentists’ Concerned for Dentists Committee regarding this. Further, this will also assist in determining whether monitors meet the Board’s expectations in this area.

NEW BOARD MEMBER APPOINTMENTS

Concluding her report, Ms. Reitz stated that we are still awaiting information regarding appointment/reappointment of Board members.

ENFORCEMENT REPORT (CONTINUED)

PERSONAL APPEARANCE(S)

LAWRENCE H. KAISER, III, D.D.S.

Ms. Hockenberry informed the Board members that this is Dr. Kaiser's first appearance before the Board subsequent to treatment and discharge. She stated that Dr. Kaiser had some difficulties and experienced several relapses. However, she stated that he is currently in aftercare with GlenBeigh, subject to random urine screens, and was in compliance with the terms of his consent agreement.

Upon questioning by the Board, Dr. Kaiser stated that he feels he is doing well. When asked when his last urine screen was performed, he stated that he thought it was about a week to ten (10) days past and suggested that the Board contact GlenBeigh to find out exactly when this occurred. The Board members asked how Dr. Kaiser felt about his in-treatment care, to which he responded that it went well. When asked about the last time he abused alcohol, Dr. Kaiser stated that he has been sober since February 6, 2006.

It was noted that GlenBeigh's weekly progress reports indicated that he was given a "poor" rating with regard to insight into his addiction. When asked to explain this, Dr. Kaiser stated that he is not as open about other matters in his life. When the members asked Dr. Kaiser to tell them about his addiction, he stated that he had never considered it an addiction until approximately eight (8) months ago.

Continuing on, Dr. Kaiser was asked what was the turning point in his addiction, he stated that his legal matters were not going as planned. He stated that he did not wake up one day and decide that he wanted to become addicted, but rather, he drank to numb himself. He stated that he never drank at work, that he does quite well, and that he is beyond reproach with regards to his dentistry and hand skills.

Mr. Fulkerson asked Dr. Kaiser if he had been drinking this day, to which Dr. Kaiser said "No." Mr. Fulkerson asked Dr. Kaiser if he could explain the odor of alcohol which surrounded him right now, to which Dr. Kaiser stated that he could not explain it. Mr. Fulkerson stated that he was seated close enough to Dr. Kaiser that he could smell it that very moment and asked Dr. Kaiser to be honest with the Board right now in his answers. Dr. Kaiser stated that he had not been drinking.

Dr. Hills informed Dr. Kaiser that the Board does not consider reinstating the license of impaired practitioners on their first interview and suggested that he continue to work his program, get the support of his family, continue with his meetings and calling his sponsor. He stated that the Board was concerned with his appearance today as well, and if all goes well, Dr. Kaiser will be invited back to appear before the Board at its June, 2006 meeting.

Dr. Kaiser stated that he was not aware that the Board would not consider reinstating his license to practice at this time. He stated that he had come before the Board today anticipating reinstatement and that to not reinstate his license to practice will financially kill him.

Dr. Hills explained to Dr. Kaiser that the Board does not want to allow him to practice while impaired and therefore, that is one (1) of several reasons the Board does not consider reinstatement to practice on the first appearance. He then asked Dr. Kaiser to explain why he was late arriving to the meeting when he was specifically instructed to be in attendance at 1:00 p.m. Dr. Kaiser stated that he had to take his daughter to school, had not allowed enough time because of construction areas on the freeway, and that he had been given bad directions from someone at the Board executive office.

Dr. Hills concluded Dr. Kaiser's appearance by reiterating that he would be invited back to speak with the Board in June if he remained in compliance with the terms of his consent agreement with the Board.

REVIEW OF PROPOSED CONSENT AGREEMENT(S) (CONTINUED)

NON-RENEWAL OF LICENSURE - DENTISTS

The Board interviewed David C. Hoenie, D.D.S. for non-renewal of licensure. Dr. Hoenie was found to have been practicing dentistry since January 1, 2006, has applied for reinstatement, and agreed to the terms defined in his individual proposed consent agreement.

DAVID C. HOENIE, D.D.S.

Motion by Dr. Kyger, second by Ms. Leshner, to approve the proposed consent agreement for David C. Hoenie, D.D.S., license number 30-018175, case number 06-31-0418.

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

Dr. Howard – Yes
Dr. Kyger – Yes
Ms. Leshner - Yes
Dr. McDonald - Yes
Dr. Vesoulis – Absent
Ms. Wise – Yes
Dr. Wright - Abstain

Motion carried.

ANYTHING FOR THE GOOD OF THE BOARD

CURRENT LEGISLATION

HOUSE BILL 518

Ms. Reitz explained that she had distributed draft copies of the Board's position on House Bill 518 regarding independent practice of the dental hygienist in certain settings. She stated that it was her understanding that this bill has not yet been heard in committee, however she is aware that it will be an upcoming issue. She stated that she had polled the Board members via e-mail with regards to their opinions, that she had not received responses from the Board members not in attendance to today's meeting; Dr. Murphy, Mr. Landes, and Ms. Naber, and that the resulting position statement was the draft copy she had provided. She stated the position paper is reflective of the discussions on this issue at the Law and Rules Review Committee meeting last month. Ms. Reitz stated that she did not expect everyone to agree with the draft position, however, a majority of the Board would be required to approve this position statement as being the position of the Board on HB 518.

Ms. Leshner stated that she understood that there would be a majority of the Board in favor of this position and recognized that this position statement reflects just that, the Board's position which is centered on the protection of the public. Ms. Leshner stated that while she personally could not support the position statement, she recognizes that it is accurate as stated and supports the Board's decision.

Dr. Beckwith expressed that HB 518 has been introduced as an attempt to alleviate the access to care issue. He stated that this does not truly address access to care, but rather that it is a smoke screen and not well intentioned. He stated that to truly affect access to care the Bill must include language to show an interest in the indigent populations, it must provide the ability and desire to pay for dental services by interested public and private entities, and it must encourage or enlist dentists to provide free or reduced rate services.

Continuing on, Dr. Beckwith stated that the bill is fundamentally so abstract that it leaves the language open to abuse or misunderstanding as it is currently written. He stated that as written, a retired or non-practicing licensed dentist could give authorization to the dental hygienist who then becomes an entrepreneur. Dr. Beckwith stated that there would need to be further clarification in this regard to move forward with this bill.

HOUSE BILL 311

Ms. Reitz explained that House Bill 311 regarding pit and fissure sealants by certified dental assistants had been introduced. She stated that the language adds a paragraph to the existing coronal polishing language. She stated that if enacted, the performance of this duty would still have the oversight of the licensed dentist.

HOUSE BILL 248

Ms. Reitz informed the Board members that HB 248 as submitted amends the Dental Practice Act to allow dental assistants to remove orthodontic bands and brackets under supervision of the licensed dentist.

Dr. Beckwith stated that as an orthodontist he is in full support of this bill since it has been a part of his life since 1978. He stated that he has pursued this particular change to the Dental Practice Act as a member and is not here to lobby its cause. He informed the Board members that the public's safety is not in jeopardy in this regard, he knows the procedures in question, it is a truly simple duty, and would gladly show anyone inquiring a twenty (20) slide PowerPoint presentation on the subject.

Dr. McDonald recognized Denise Bowers, R.D.H. representing the Ohio Dental Hygienists' Association (ODHA). Ms. Bowers stated that the ODHA is not opposed to dental assistants removing bands and brackets. However, she stated that they are opposed to the potential removal of adhesives and cement.

Dr. Beckwith commented that orthodontists no longer use cement but resins. He commented that this is splitting hairs in this overwhelming age of new technologies and materials and that to hold onto their position is ludicrous. He stated that cement is as obsolete as the discussions on impressions earlier in the meeting. He stated that orthodontists no longer utilize zinc oxi-phosphate cement to attach brackets to teeth.

Motion by Dr. Howard, second by Dr. Wright to accept the position statement for HB 518 as drafted.

Roll call vote: Dr. Armstrong – Yes

Dr. Beckwith – Yes
Dr. Hills - Yes
Dr. Howard – Yes
Dr. Kyger – Yes
Ms. Leshner - No
Dr. McDonald - Yes
Dr. Vesoulis – Absent
Ms. Wise – No
Dr. Wright - Yes

Motion carried.

Motion by Dr. Wright, second by Dr. Howard, that the Board's position is to support HB 311 regarding permitting the certified dental assistant to perform pit and fissure sealants.

Roll call vote: Dr. Armstrong – Yes
Dr. Beckwith – Yes
Dr. Hills - Yes
Dr. Howard – Yes
Dr. Kyger – Yes
Ms. Leshner - No
Dr. McDonald - Yes
Dr. Vesoulis – Absent
Ms. Wise – No
Dr. Wright - Yes

Motion carried.

Motion by Dr. Beckwith, second by Dr. Wright, that the Board's position is to support HB 248 regarding permitting dental assistants to remove orthodontic bands and brackets from teeth.

Roll call vote: Dr. Armstrong – Yes
Dr. Beckwith – Yes
Dr. Hills - Yes
Dr. Howard – Yes
Dr. Kyger – Yes
Ms. Leshner - No
Dr. McDonald - Yes
Dr. Vesoulis – Absent
Ms. Wise – No

Dr. Wright - Yes

Motion carried.

ADJOURN

Dr. McDonald adjourned the meeting.

The next meeting will be on June 14, 2006 beginning at 1:00 p.m.

Paul Vesoulis, D.D.S.
President

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

APPENDIX A

PUBLIC RULES HEARING
STATES EXHIBITS 1 THROUGH 5

APPENDIX B

PUBLIC RULES HEARING
TESTIMONY
EXHIBIT A