

Ohio State Dental Board

Board Meeting

November 3, 2004

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**Ohio State Dental Board
Board Meeting
November 3, 2004**

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, November 3, 2004, beginning at 1:00 p.m. Board members present were:

Lynda L. Sabat, R.D.H., President
Paul Vesoulis, D.D.S., Vice-President
Mark T. Armstrong, 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.D.S.

Edward R. Hills, D.D.S., Secretary, and Phillip J. Beckwith, D.D.S. were not in attendance.

The following guests were also in attendance: Jonathan Fulkerson, Esq., Assistant Attorney General; Michele Carr, R.D.H., M.A. of the Ohio State University Department of Dental Hygiene; Keith Kerns, Esq., Dennis Burns, D.D.S. and Stacy Wendt 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, 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 1:13 p.m. She requested all members and guests sign the attendance roster.

EXECUTIVE SESSION

Motion by Dr. Armstrong, second by Dr. Murphy, to move the Board into executive session pursuant to Ohio Revised Code Section 121.22(G)(1) to discuss matters involving personnel and 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.

Motion carried unanimously.

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

OPEN SESSION

At 1:45 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.

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. 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. 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. Ms. Sabat stated that Dr. Edward Hills, Secretary and Dr. Phillip Beckwith were not in attendance.

REVIEW OF THE SEPTEMBER BOARD MEETING MINUTES

The Board reviewed the minutes of the September 15th, 2004 Board meeting.

Motion by Dr. Murphy, second by Ms. Wise, to approve the September 15th, 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 June 2004 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 Ms. Wise, to approve the licensure report for the following dental licenses issued by North East Regional Board, Inc. (NERB) examination:

DENTAL

*Abrar H. Abdul-Latif, D.D.S.
Violet N. Barbosa, D.D.S.
William S. Barnes, II, D.D.S.
Madiha Basit, D.D.S.
Angelina J. Blass, D.D.S.
Judith M. Bordeaux, D.D.S.
Aimee T. Cassinelli, D.D.S.
Alap I. Choksey, D.D.S.
Maysoun S. Daoud, D.D.S.
Valentina M. Dobre, D.D.S.
Mary R. Hauler, D.D.S.
Christopher W. Herzog, D.D.S.
Brent D. Johnson, D.D.S.
Anthony A. Kamp, D.D.S.
Stacey R. Kutsch, D.D.S.*

*Heather A. Maupin, D.D.S.
Jane E. Mays, D.D.S.
Felicia A. McNeal, D.D.S.
Marissa L. Mikolich, D.D.S.
Santiago Moncayo, D.D.S.
Donald Nguy, D.D.S.
Matthew F. Pagnotto, D.D.S.
Ruby Pandey, D.D.S.
Vincent J. Perciaccante, D.D.S.
Thomas J. Reynolds, III, D.D.S.
Mohammed Salamah, D.D.S.
Brian S. Shumway, D.D.S.
Jennifer R. Sogan, D.D.S.
Jeffrey L. Weisbrot, D.D.S.
Cindy B. Wolt, D.D.S.*

Roll call vote.

Motion carried unanimously.

Motion by Dr. Murphy, 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

*Adrien M. Briggs, R.D.H.
Melissa A. Coe, R.D.H.
Kimberly L. Cox, R.D.H.
Stephanie L. Gillum, R.D.H.
Margaret M. Harris, R.D.H.
Lucia L. Ianiro, R.D.H.
Jessica K. Irwin, R.D.H.
Stacie L. Ison, R.D.H.
Rebecca A. Janis, R.D.H.
Kelly R. John, R.D.H.
Danielle M. Kenworthy, R.D.H.
Amy R. King, R.D.H.
Amanda M. Kish, R.D.H.
Deborah A. Knittel, R.D.H.
Amy C. Lentivech, R.D.H.*

*Tiffanie M. Liberatore, R.D.H.
Amy M. Mauzer, R.D.H.
Tabitha L. Norris, R.D.H.
Kim M. Oberlander, R.D.H.
Nicolette I. Perry, R.D.H.
Jenette M. Piekarsk, R.D.H.
Andrea L. Powers, R.D.H.
Anna M. Reiners, R.D.H.
Tara L. Ruhstaller, R.D.H.
Theresa A. Schaefer, R.D.H.
Natalie Smith, R.D.H.
Holly L. Smith, R.D.H.
Kyle M. Sowach, R.D.H.
Tracy A. Szymanski, R.D.H.
Michelle R. Tonni, R.D.H.*

Roll call vote.

Motion carried unanimously.

Motion by Dr. McDonald, second by Dr. Murphy, 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

*Michelle D. Angle
Katie E. Barnes
Jenna M. Barnthouse
Catherine J. Barrett
Brandi S. Bates
Teresita T. Bautista*

*Shelley M. Beisner
Marandia E. Blouir
Julie R. Bolden
Cheryl L. Buckland
Valerie A. Burns
Kymberly S. Carder-Zakany*

*Amy L. Clemons
Tammy L. Collins
Jackie A. Colombo
Barbara D. Corcoran
Sarrah L. Cottle
Monica M. Cullen
Erma M. Curry
Lisa J. Dawson
Diane M. Depenbrok
Karen M. DeVelvis
O'Mayra Diaz
Rachael R. Dixon
Karen M. Edwards
Ariah A. Fairbanks
Keshia R. Felix
Steven E. Gable
Patricia A. Gandee
Nicole C. Gandre
Shannon R. Garrett
Amanda L. Garrison
Mindy M. Gessner
Sarah H. Givens
Teri Jo Gorenflo
Rebecca L. Green
Tanya A. Greenway
Lezley A. Hardy
Cynthia M. Harris
Niveen A. Hassan
Tara L. Hazell
Adrienne L. Hehemann
Brenda K. Hilton
Cheryl L. Hittle
Michelle M. Hoag
Peisung Hsu
Tera A. Huffman
Angela M. Humphreys
Johanna L. Jacoby
Tina L. Jones
Joel S. Kiluvia
Betty J. Kinder
Patti A. Lacher
Tracy L. Lindley
Julia M. Littleton*

*Jennifer L. Lloyd
Sandra L. Lovette
Karri A. Macke
Ellen M. Marcinowski
Mary F. Matthews
Asia D. McKinney
Laura L. Mellen
Piper L. Mills
Summer E. Miner
Ann M. Mlinarcik
Kym H. Moon
Lacey M. Myers
Dorina E. Nedelcu
Sarah R. Newbold
Michelle L. Norton
Kathleen M. Osborne
Linda S. Parsley
Amanda K. Porter
Winona R. Rice
Christy K. Riggle
Audrey K. Risner
Susan M. Rochowiak
Nicole M. Roeder
Vanessa L. Rogers
Amy M. Runyon
Rebecca M. Saks
Pamela K. Salopek
Toni L. Schneider
Rose M. Schneiter
Elvira Sertovick
Cynthia E. Strong
Desiree G. Sullivan
Jessica M. Sullivan
Janet L. Tarbill
Jennifer C. Taylor
Renee L. Thomas
Monica L. Van Ess
Brenda J. Wagner
Brenda D. Warner-Benton
Jennifer B. Whitten
Terri L. Wilk
Liza M. Willey
Jacqueline M. Wiseman*

Deborah A. Wisniewski

Amy J. Young

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:

Mark W. Gardner, D.D.S.
Samer B. Khoury, D.D.S.

Carla M. Maxwell, D.D.S.
Elizabeth A. Plas, D.D.S.

Motion by Dr. Kyger, second by Ms. Naber, to approve these four (4) regional board dental license applications.

Roll call vote.

Motion carried unanimously.

REGIONAL BOARD DENTAL HYGIENE APPLICATION(S)

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

Lisa A. Skipper, R.D.H.

Motion by Ms. Naber, second by Dr. Kyger, to approve Ms. Skipper's regional board dental hygiene license application.

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. Khalid R. Chaudry
Dr. Ahmed M. El-Ghobashi

Motion by Dr. Murphy, second by Dr. Kyger, to approve Dr. Chaudry's and Dr. El-Ghobashi's license applications to practice dentistry in the state Ohio.

LIMITED RESIDENT'S LICENSE APPLICATION(S)

Ms. Sabat noted that there were no Limited Resident's license applications for review at this time.

LIMITED TEACHING LICENSE APPLICATION(S)

Ms. Sabat noted that there were no Limited Teaching license applications for review at this time.

LIMITED CONTINUING EDUCATION LICENSE APPLICATION(S)

Ms. Sabat noted that there were no Limited Continuing Education license applications for review at this time.

DENTAL APPLICATION(S) WITH SPECIALTY DESIGNATION

Ms. Sabat noted that there were no license applications for dentists with a specialty designation for review at this time.

DENTAL ASSISTANT RADIOGRAPHER LICENSE APPLICATION(S)

Ms. Sabat noted that there were no dental assistant radiographer license applications for review at this time.

CRITERIA APPROVAL LICENSE APPLICATION(S)

Ms. Sabat noted that there were no criteria approval license applications for review at this time.

REINSTATEMENT LICENSE APPLICATION(S) INTERVIEWS

GINA R. GRANT, R.D.H.

Ms. Sabat asked Ms. Hockenberry to provide information regarding the only licensure applicant for interview. Ms. Hockenberry explained that Ms. Grant was initially licensed in September of 2003 and failed to renew her license to practice dental hygiene for her first renewal in January of 2004. Ms. Hockenberry stated that Ms. Grant has been suspended since that time and has now filed a reinstatement application with the Board. Ms. Hockenberry informed the Board that a copy of a proposed consent agreement for Ms. Grant had been distributed for the Board members' review and that a summary paragraph had been included in the Board notebooks.

Ms. Grant explained to the Board that she had not read the letter of licensure originally mailed to her in September, 2003. However, she stated that since that time, she has read the letter and noted that it clearly states that she must renew her license by December 31, 2003. Ms. Grant continued by stating that she is sure that she must have received the renewal notice mailed by the Board but she is unsure at this time of the whereabouts of that notice. She stated that prior to reading the licensure letter she had assumed that her license did not expire until 2005.

Ms. Sabat inquired as to whether Ms. Grant had taken a jurisprudence examination. Ms. Grant indicated that she had taken her jurisprudence examination at Rhodes State Community College and that she had also completed her required continuing education courses within the last week. Ms. Sabat noted that she knows the Chair of the Dental Hygiene program at Rhodes State, Linda Leshner, R.D.H., and that Ms. Leshner instructs the dental hygiene students specifically on when and how they must renew their licenses. Ms. Sabat stated that Ms. Leshner would be highly offended to learn that Ms. Grant took her education and training so lightly that she had allowed her license to lapse.

Ms. Grant apologized and further explained that she had not initially passed her regional board examination. She stated that she had retaken the examination in August and was so excited at having passed and subsequently obtained a license to practice dental hygiene that she had forgotten to renew.

Ms. Sabat then tabled the consideration of Ms. Grant's reinstatement application for later consideration.

REINSTATEMENT LICENSE APPLICATION(S) NO INTERVIEW

SYLVIA E. ABRAMCZYK, R.D.H.

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

Motion by Ms. Wise, second by Ms. Naber, to approve Ms. Abramczyk's reinstatement application for licensure as a dental hygienist in the state of Ohio.

Roll call vote.

Motion carried unanimously.

MICHELE CLOHERTY, R.D.H.

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

Motion by Dr. Murphy, second by Ms. Naber, to approve Ms. Cloherty's reinstatement application for licensure as a dental hygienist in the state of Ohio.

Roll call vote.

Motion carried unanimously.

MARGARET M. HEFFERNAN, R.D.H.

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

Motion by Dr. Murphy, second by Dr. Wright, to approve Ms. Heffernan's reinstatement application for licensure as a dental hygienist in the state of Ohio.

Roll call vote.

Motion carried unanimously.

DENTAL ASSISTANT RADIOGRAPHER APPLICATION(S)

Ms. Sabat noted that there were no dental assistant radiographer license applications for review at this time.

VOLUNTEER CERTIFICATE APPLICATION(S)

Ms. Sabat noted that there were no volunteer certificate applications for review at this time.

CORONAL POLISHING CERTIFICATION APPLICATION(S)

The following persons applied for certificates to practice coronal polishing in the state of Ohio. They have completed the requirements necessary to obtain certificates.

Angela M. Barnes	Amy A. Kenney
Amy L. Barnhart	Kristie A. Kessel
Christina A. Castina	Michele R. McGowan
Terina M. Costilo	Linda K. McKinney
Maria C. Craig	Abigail L. Montgomery
Nina M. Dillon	Janet M. Onatz
Jennifer L. Doney	Megan I. Skelley
Amber N. Dyer	Linda K. Sumner
Guinevere B. Ellsworth	Angela S. Thaxton
Dianna M. Fritz	Janet M. Vasko
Sheila J. Humphreys	Laura L. Vickroy
Amy M. Kelbley	Theresa L. Williams

Motion by Dr. Kyger, second by Dr. McDonald, to approve these twenty-four (24) Coronal Polishing Certificate applications.

Roll call vote.

Motion carried unanimously.

Motion by Dr. Kyger, second by Dr. Armstrong, to authorized the Board executive office to grant coronal polishing certificates to those certified dental assistants who submit completed applications demonstrating that they have met all the requirements set forth in the Dental Practice Act and Board Policy.

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

Ms. Sabat noted that there were no cases wherein notices of opportunity were issued and no hearing was requested for consideration at this time.

REVIEW OF PROPOSED CONSENT AGREEMENT(S)

The Board reviewed seven (7) proposed consent agreements.

LAURA ADELMAN, D.D.S.

Motion by Dr. Murphy, second by Dr. Vesoulis, to approve the proposed consent agreement for Laura Adelman, D.D.S., license number 30-01-9855.

Roll call vote.

Motion carried unanimously.

RICHARD E. BRUNER, D.D.S.

Motion by Dr. Murphy, second by Dr. McDonald, to approve the proposed consent agreement for Richard E. Bruner, D.D.S., license number 30-01-8683.

Roll call vote.

Motion carried unanimously.

LYNN E. MACK, D.D.S.

Motion by Ms. Naber, second by Dr. McDonald, to approve the proposed consent agreement for Lynn E. Mack, D.D.S., license number 30-01-5865.

Roll call vote.

Motion carried unanimously.

CHRISTOPHER M. MARTIN, D.D.S.

Motion by Dr. Murphy, second by Dr. Vesoulis, to approve the proposed consent agreement for Christopher M. Martin, D.D.S., license number 30-02-1194.

Roll call vote.

Motion carried unanimously.

Susan L. Province, D.D.S.

Motion by Dr. McDonald, second by Dr. Murphy, to approve the proposed consent agreement for Susan L. Province, D.D.S., license number 30-02-0902.

Roll call vote.

Motion carried unanimously.

Chauncy T. Roush, D.D.S.

Motion by Dr. Murphy, second by Ms. Naber, to approve the proposed consent agreement for Chauncy T. Roush, D.D.S., license number 30-01-2100.

Roll call vote.

Motion carried unanimously.

GINA R. GRANT, R.D.H.

Motion by Dr. Murphy, second by Dr. McDonald, to approve the proposed consent agreement for Gina R. Grant, license number 31-01-1435.

Roll call vote.

Motion carried unanimously.

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 four (4) Notices of Opportunity for Hearing. The names of the individuals/licenses were not included in the documents reviewed by the Board. The names of the individuals/licenses have been added to the minutes for public notice purposes.

JOHN R. DAWE, D.D.S.

Motion by Dr. Murphy, second by Dr. Kyger, to approve the notice of opportunity for hearing and forward it to John R. Dawe, D.D.S., license number 30-01-0399, case number 04-85-0469.

Roll call vote.

Motion carried unanimously.

I. SCOTT GROSSER, D.D.S.

Motion by Dr. Murphy, second by Dr. McDonald, to approve the notice of opportunity for hearing and forward it to I. Scott Grosser, D.D.S., license number 30-01-5651, case numbers 04-15-0024 and 02-15-0273.

Roll call vote.

Motion carried unanimously.

NICHOLAS J. TOMASI, D.D.S.

Motion by Dr. Murphy, second by Ms. Wise, to approve the notice of opportunity for hearing and forward it to Nicholas J. Tomasi, D.D.S., license number 30-01-4168, case number 04-31-0359.

Roll call vote.

Motion carried unanimously.

NANCY L. ZAGUNIS, D.D.S.

Motion by Dr. Murphy, second by Dr. McDonald, to approve the notice of opportunity for hearing and forward it to Nancy L. Zagunis, D.D.S., license number 30-01-8802, case number 04-18-0365.

Roll call vote.

Motion carried unanimously.

ENFORCEMENT UPDATE

Ms. Hockenberry informed the Board that there were currently sixteen (16) cases pending hearings, of which ten (10) have been scheduled. There are currently two (2) cases under appeal, nineteen (19) licensees currently under suspension and six (6) cases assigned to the Quality Intervention Program (QUIP). Ms. Hockenberry stated that forty-three (43) 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:

99-18-099	04-18-0322	04-42-0357	04-19-0444
03-49-189	04-18-0296	04-25-0450	04-57-0441
04-78-0029	04-25-0358	04-09-0466	04-48-0439
04-77-0115	04-08-0325	04-70-0465	04-57-0366
04-77-0178	04-09-0329	04-17-0455	04-21-0452
04-25-0181	04-02-0332	04-02-0454	04-45-0487
04-33-0207	04-31-0338	04-25-0451	04-25-0489
04-32-0217	04-17-0348	04-31-0449	04-12-0478
04-77-0243	04-25-0349	04-31-0448	04-48-0495
04-77-0236	04-48-0350	04-57-0447	04-71-0501
04-79-0262	04-48-0351	04-31-0445	

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 vote: Dr. Armstrong – No
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 Dr. Vesoulis, to approve the enforcement report and close the above forty-three (43) cases.

Roll call vote.

Motion carried unanimously.

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

ANESTHESIA COMMITTEE REPORT

REVIEW OF PROVISIONAL ANESTHESIA PRIVILEGES

Dr. Murphy stated that there were no provisional Anesthesia Permit applications for review at this time.

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:

Gavin M. Aaron, D.D.S.

Provisional conscious sedation privileges for all modems of conscious sedation

James D. Rogers, D.D.S.

Provisional conscious sedation privileges for all modems of conscious sedation

Steven B. Walters, D.D.S.

Provisional conscious sedation privileges for non-intravenous parenteral

Ben E. Warnock, D.D.S.

Provisional conscious sedation privileges for all modems of conscious sedation

Motion by Dr. Kyger, second by Ms. Naber, to approve these four(4) 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:

Pierpaolo Preceruti, D.D.S. – Heath, Ohio

Motion by Dr. Kyger, second by Dr. McDonald, to approve Dr. Preceruti's anesthesia permit application.

Roll call vote.

Motion carried unanimously.

REVIEW OF CONSCIOUS SEDATION PERMIT APPLICATION(S)

Dr. Murphy stated that the following individuals have applied for Conscious Sedation permits. He explained that the Anesthesia Committee has reviewed the applications, evaluations were completed and the applicants are recommended to receive permits:

Michael S. Fioritto, D.D.S.

Conscious Sedation permit for all modalities

Bradd C. Testerman, D.D.S.

Conscious Sedation permit for all modalities

Motion by Dr. Armstrong, second by Ms. Naber, to approve these two (2) applicants to receive conscious sedation permits for the appropriate modalities.

Roll call vote.

Motion carried unanimously.

STARTING AN IV IN THE DENTAL OFFICE

Dr. Murphy informed the Board that he had sought clarification from the Office of the Attorney General regarding the types of personnel who are permitted by law to start an IV in the dental office. He stated that he had received a response from Mr. Fulkerson that there is no "list" which defines those who can/cannot start IV's but rather the Board must determine on a case by case basis or stipulate those auxiliary personnel who are assigned under the direct supervision of a licensed dentist who may perform such procedure. Mr. Fulkerson's memorandum stated that the Board's June, 2004 memorandum on this issue was accurate.

Based on this information and discussion with the Anesthesia Committee members, Dr. Murphy stated that he was recommending that a policy be developed to include only doctors, dentists, certified registered nurse anesthetists (CRNA), registered nurses (RN),

and licensed practical nurses (LPN) with Dental Board approved IV training be permitted to start an IV in the dental office. He requested Dr. Vesoulis, as Chair of the Policy Committee, to further research this issue and draft an acceptable policy regarding this issue.

Ms. Sabat thanked Dr. Murphy for his report.

COMMUNICATIONS COMMITTEE REPORT

Ms. Reitz reported that the Communications Committee had nothing new to report at this time.

EDUCATION COMMITTEE REPORT

REVIEW OF PERMANENT CONTINUING EDUCATION SPONSOR APPLICATION(S)

Ms. Sabat explained that the Committee had received a request for Permanent Sponsorship from the Columbus Health Department and that based on the information included in the application the Committee was recommending approval.

Motion by Ms. Sabat, second by Dr. McDonald, to approve the Columbus Health Department as a Permanent Sponsor of continuing education in the state of Ohio.

Roll call vote.

Motion carried unanimously.

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:

Vicki M. Houck, D.D.S., M.S.
Vincent A. Linz, D.D.S., M.S., Inc.

Motion by Ms. Sabat, second by Dr. Murphy, 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 noted that there were no biennial continuing education sponsor applications for review at this time.

REVIEW OF SPECIFIC TRAINING REQUIRED COURSE(S) DENTAL ASSISTANT RADIOGRAPHER INITIAL TRAINING COURSE(S)

Ms. Sabat noted that there were no dental assistant radiographer initial training courses for review at this time.

CORONAL POLISHING COURSE(S) FOR CERTIFIED DENTAL ASSISTANTS

Ms. Sabat stated that the following individuals/organizations have submitted requests for approval of coronal polishing training courses for certified dental assistants. Ms. Sabat stated that they have been reviewed and are recommended for approval by the Education Committee:

Cuyahoga Community College

“Coronal Polishing Certification Course for Certified Dental Assistant” by Barbara Ringle, R.D.H., M.Ed. and Michelle Florencki, R.D.H., M.Ed.

Jefferson Community College

“Coronal Polishing for the Dental Assistant” by Burnadette Green, Donna Robinson, and Mark Knutsen

Sinclair Community College

“Coronal Polishing for the Certified Dental Assistant” by Theresa Bonn, R.D.H., B.S., Theresa Deaton, R.D.H., B.S., Elizabeth Atchley, R.D.H., B.S., Terry Larson, R.D.H., B.S., M.A., Patricia Jackson, R.D.H., B.S., Christina Thompson, R.D.H., A.A.S., Sue Raffee, R.D.H., M.S.A., Kathryn Strehle, R.N., R.D.H., A.A.S.

Motion by Ms. Sabat, second by Dr. Murphy, to approve these three (3) courses as acceptable training for coronal polishing certification by the certified dental assistant.

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

Motion carried.

Ms. Sabat explained to the Board that it was the decision of the Committee that approved course providers must re-submit an application or a revised application if any substantive changes are made to the following:

- Accreditation status
- Change in faculty/instructors
- Classroom/clinical facility
- Program curriculum
- Standardized examination; or
- Student training program application

DENTAL HYGIENE MEDICAL EMERGENCY COURSE(S)

Ms. Sabat noted that there were no dental hygiene medical emergency courses for review at this time.

CONSCIOUS SEDATION PERMIT COURSE(S)

Ms. Sabat noted that there were no conscious sedation permit courses for review at this time.

REVIEW OF SPECIAL CONTINUING EDUCATION REQUIREMENT COURSE(S)

ANESTHESIA CONTINUING EDUCATION COURSE(S)

Ms. Sabat noted that there were no anesthesia continuing education courses for review at this time.

CONSCIOUS SEDATION CONTINUING EDUCATION COURSE(S)

Ms. Sabat noted that there were no conscious sedation continuing education courses for review at this time.

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:

Academy of Contemporary Dentistry
"Substance Abuse" by Garrett Kenney, D.D.S.

Columbus Health Department
"Substance Abuse Prevention: Not Just for Children" by William O. Livisay, Jr., L.S.W., O.C.P.S.II

Motion by Ms. Sabat, second by Dr. Murphy, to approve these two (2) courses as acceptable substance abuse continuing education for dental licensure renewal.

Roll call vote.

Motion carried unanimously.

REVIEW OF SPECIAL REQUEST(S)

SPECIAL NEEDS PROGRAM(S)

Ms. Sabat noted that there were no special needs program requests for review at this time.

CONTINUING EDUCATION REQUIREMENT WAIVER(S)

Ms. Sabat informed the Board that there had been no requests for waiver of the continuing education requirement for review at this time.

CONTINUING EDUCATION AUDIT/WAIVER EXTENSION REQUESTS

Ms. Sabat informed the Board that the Education Committee had reviewed the following requests for extension/waiver of the Continuing Education Audit Requirement and recommended approval of the following based on unusual circumstance, emergency or special hardship:

Mark E. Beicke, D.D.S. – Extension until March 2005
David E. Donnelly, D.D.S. – 1 month extension
Vincent C. Hu, D.D.S. – 1 year extension
Wayne P. Jackman, D.D.S. – 2 week extension from date of letter
Martha J. Mueller, R.D.H. – Extension until November 25, 2004
Oscar Schwartz, D.D.S. – Accept retirement - Waiver
Paul F. Varland, D.D.S. – Deceased - Waiver

Motion by Ms. Sabat, second by Dr. Murphy, to approve the above seven (7) for requests for extensions/waivers of the Continuing Education Audit Requirement.

Roll call vote.

Motion carried unanimously.

DENTAL JURISPRUDENCE EXAMINATION

Ms. Sabat informed the Board that Drs. Kyger and Howard had worked on developing a new dental jurisprudence examination. She stated that they have developed a “boiler-plate” of thirty-four questions to be used interchangeably to develop three (3) tests. Ms. Sabat stated that Ms. Naber is currently working on a new dental hygiene jurisprudence examination and hopes to have it completed by December.

Ms. Sabat took the opportunity to thank the Board staff for their efforts in tracking the most common questions asked by licensees. Dr. Kyger stated that she wished to thank Ms. Franks for her assistance on this project.

CORONAL POLISHING COURSE FACULTY/INSTRUCTOR QUALIFICATIONS

Ms. Sabat stated that the Committee had discussed specific questions regarding whether the faculty/instructors for the coronal polishing course were required to be licensed in the state of Ohio. She stated that the rules did not specify that licensure was required and that the Committee would base their standards on the American Dental Association's Commission on Dental Accreditation standards for dental assisting programs which states in pertinent part:

1. Dental assisting faculty must have background in and current knowledge of dental assisting, the specific subjects they are teaching and educational theory and methodology; and
2. Faculty providing didactic instruction must have earned at least a baccalaureate degree or be currently enrolled in a baccalaureate degree program

Ms. Sabat stated that this concluded her report.

The Board took a five (5) minute break

LAW AND RULES REVIEW COMMITTEE REPORT

Dr. Murphy informed the Board that the Law and Rules Review Committee had met earlier that day and reviewed the items on the agenda, as well as received a status update on the rules filings for this year. He stated that the Committee had not yet finalized its proposed rules for this year. Therefore, he stated that the Committee will meet again in December prior to the Board meeting.

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

LICENSURE COMMITTEE REPORT

Ms. Reitz stated that there was nothing new to report for the Licensure Committee at this time.

POLICY COMMITTEE REPORT

Dr. Vesoulis informed the Board members that the committee had met earlier that day and discussed three (3) issues. He also stated that the committee would have draft policies for the Board to review at its December meeting. The issues discussed were: a Board e-mail disclaimer; a request from the Education Committee to revise its current

policy "Policy For Approval Of Dental Hygiene Medical Emergency Recognition Course(s) By The Board Executive Office" to include similar requirements for substance abuse course provider approval; and further discussions on dental team involvement, specifically dentists to be called to act as "first responders" when a Mass Casualty Incident is declared by the Governor during mass disasters.

Dr. Vesoulis distributed copies of two (2) documents that included draft language for the issues regarding the e-mail disclaimer and the Mass Casualty Incident. He stated that he was providing the copies for their review and plans to have the language in policy form for the next meeting. Dr. Vesoulis requested that any comments or suggestions from the Board members should be directed to him prior to the next meeting in December.

Ms. Sabat thanked Dr. Vesoulis 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 Board that the Waiver Committee had reviewed one (1) Hepatitis B Waiver Request application and were seeking additional information prior to any decision to recommend approval of a one (1) year waiver for Jennifer Bouillon.

Ms. Sabat stated that concluded the Waiver Committee report.

SECRETARY'S EXPENSE REPORT

Ms. Reitz reported for Dr. Hills stating that he had spent in excess of twenty (20) hours per week attending to Board business.

Motion by Dr. Vesoulis, second by Dr. McDonald, 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 September, 2004 Board bills.

Roll call vote.

Motion carried unanimously.

EXECUTIVE DIRECTOR'S REPORT

Ms. Sabat took a moment to thank Ms. Reitz for completing and forwarding the Board's Annual Report to the members.

AUDITOR OF STATE, BETTY MONTGOMERY – MANAGEMENT LETTER

Ms. Reitz provided the members with a copy of the management letter from the Auditor of State's office in response to their recent audit of the Board executive office. She stated that the letter set forth recommendations with regard to certain problem areas and that she and representatives of the Auditor's office met to discuss the issues. She has submitted a verbal response to the Auditor's office regarding their recommendations. Ms. Reitz explained to the members that many of the auditing standards assume a larger employee base. She stated that the Auditor's office appeared to be satisfied with her responses to the recommendations, noting that we are a small agency and therefore it is difficult to meet the requirements of having two (2) or more employees designated to sign off on financial documentation and procedural matters.

Mr. Landes inquired as to whether Ms. Reitz's response to the Auditor's office would be made available to the Board members. Ms. Reitz stated that she had been informed that no written response to the Audit would be required but that she could prepare a document explaining her response for the Board members' review, if necessary. She said the next audit will verify that the matters in the audit were addressed appropriately.

OFFICE OF THE INSPECTOR GENERAL

Ms. Reitz then informed the members that she had received a letter informing her that based on her recent response to their inquiry involving licensure background checks, the Office of the Inspector General would not be opening an investigation at this time.

PUBLIC ADVOCACY EDUCATION FORUM

Ms. Reitz stated that she had attended the Public Advocacy Education Forum along with several of the Board members and past Board members; Ms. Naber, Dr. Beckwith, Dr. Vesoulis, Dr. Hills, Ms. Sabat, Dr. Awadalla, and Dr. Weiss. She stated that all of the state dental regulatory boards and regional examining bodies except the Western Regional Examining Board had representatives in attendance. She stated that the forum was to help provide boards and their administrators information on how to address questions and issues regarding licensure, PGY-1, legislative news, etc. Ms. Reitz informed the members that there was a panel consisting of representatives from the media, news, investigation, and consumer advocates providing advice on handling matters in their respective forums.

Ms. Reitz stated that Dr. Awadalla and Dr. Beckwith had presented on Ohio's concern for the loss of credentialing via the independent third party clinical examination.

Continuing on, Ms. Reitz stated that representatives from New York were concerned that the quality and number of competent dentists would decrease in their state since licensure will soon be by PGY-1 only. She explained that the perception was why wait and spend another year in dental training when you can take another regional board examination and be licensed in another state immediately. She strongly urged Board member involvement on this issue and stated that Ohio needs to address this potential problem right away.

DENTAL ASSISTANT RADIOGRAPHER RENEWAL

Ms. Reitz informed the Board members that the dental assistant radiographer renewal notices would be going out late this year due to the Board's changeover to the new licensing software. She stated that the Board office is on the cusp of converting their information over to the new software and have been informed by the Department of Administrative Services that we will avoid costly penalties if we hold off for the two (2) weeks it will take to convert the data over to the new program.

CORRESPONDENCE

HEALTH POLICY INSTITUTE OF OHIO

Ms. Reitz directed the members to a copy of a letter from Dr. William D. Hayes, PhD of the Health Policy Institute of Ohio requesting Board attendance in a series of meetings to assist in the implementation and development of recommendations to improve access to dental care. She stated that the first meeting is scheduled for November 17, 2004.

WESTERN RESERVE PERIODONTICS, INC.

Ms. Reitz then directed the Board's attention to the next correspondence from Dr. Fred A. Rosenberg of Western Reserve Periodontics, Inc. wherein he questioned the ability of insurance companies to dictate additional x-rays for dental patients for predetermination purposes. A brief discussion ensued wherein Ms. Reitz was directed to respond to Dr. Rosenberg that insurance companies do not have a right to impede the dentist patient relationship but since the Dental Practice Act does not address this issue that he should seek a response from the Department of Insurance.

DENTAL HYGIENE ONSITE

Continuing on, Ms. Reitz informed the Board that Ms. Holland of Dental Hygiene Onsite, a dental hygiene temporary placement service, was requesting clarification on dental hygienists practice when the dentist is not present on behalf of Dr. Ronald Stanich. She stated that the Dental Practice Act does not currently address this issue and that the Board should consider referring issues such as this to the Laws and Rules Review Committee or the Scope of Practice Committee in the future.

DENTAL ORGANIZATION FOR CONSCIOUS SEDATION

Dr. Murphy then requested the member's attention to a correspondence received from Kevin McNew, Regulatory Counsel for Dental Organization for Conscious Sedation wherein he requested confirmation of the Board's guidelines regarding conscious sedation permits. Specifically, Dr. Murphy noted that a "...dentist does not need to obtain a conscious sedation permit for nitrous oxide/oxygen inhalation for patients of any age and/or oral conscious sedation or anxiolysis of patients age thirteen or older." Dr. Murphy then read the quoted sections from rules regarding the use of conscious sedation and definitions.

Ms. Franks pointed out that the paragraph referenced in the letter from OAC 4715-3-01 regarding enteral/oral conscious sedation was an earlier version of the rule. She stated that the current version, effective in May 2004, stated that the dentist **MUST** reappoint the patient if the prescribed dosage is determined to be inadequate.

BOB TAFT, GOVERNOR STATE OF OHIO – NEW MEMBER TRAINING

Ms. Reitz directed the Board's attention to the correspondence from Anne Dean, Acting Director for Boards and Commissions, requesting Board member attendance to a one-day training seminar designed specifically for board/commission members. She informed new Board members that they only needed to complete the application and submit it to the Board executive office where all the forms would be collected and submitted along with the appropriate fee.

AMERICAN ASSOCIATION OF DENTAL EXAMINERS

Ms. Sabat explained that the last correspondence was a letter from the American Association of Dental Examiners requesting financial assistance to further the efforts of a uniform national dental and dental hygiene licensure examination. She explained that while the Board cannot assist directly with the financial effort, they can urge our licensing examining body, the North East Regional Board, Inc. (NERB) to assist and participate.

ANYTHING FOR THE GOOD OF THE BOARD

BOARD MEETING SCHEDULE - REVISED

Ms. Sabat requested the Board members to reconsider the proposed Board meeting dates for 2005. Discussion ensued where it was determined that the January Board meeting date would be changed from the 12th to the 19th.

With the exception of the September meeting, all meetings will begin at 1:00 p.m. Ms. Sabat instructed that the appropriate executive office staff member would make hotel and meeting room reservations for the above dates with the understanding that the dates will be confirmed in December.

MOBILE DENTAL UNITS

Ms. Hockenberry stated that there have been issues regarding mobile dental units providing limited dental care to school districts throughout the state. She stated that regulation and enforcement of these mobile units is difficult at best and would like to refer this issue to the Law and Rules Review Committee to develop rules to regulate these types of practices.

Dr. Kyger commented that one (1) such type mobile unit had provided services to school districts in her area. She stated that they provide five (5) basic services; examination, prophylaxis, fluoride application, x-rays, and sealants. She informed the members that no preventative or restorative procedures are performed. She stated that she had pursued this issue through her local Board of Education who subsequently suspended such practices based on lack of information from the particular group regarding licensure in Ohio, etc.

Motion by Dr. Kyger, second by Dr. Howard, to refer this issue for discussion by the Law and Rules Review Committee at its December meeting.

Roll call vote.

Motion carried unanimously.

ADJOURN

Motion by Dr. Murphy, second by Dr. McDonald, to adjourn the meeting until Wednesday, December 1st, 2004.

Roll call vote.

Motion carried unanimously.

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

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