

OHIO STATE DENTAL BOARD

ANNUAL REPORT



FY 20/FY21 BIENNIUM

SEPTEMBER 30, 2021

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Mike DeWine, Governor Jon Husted, Lt. Governor Kumar Subramanian, President Harry Kamdar, Executive Director

September 30, 2021

The Honorable Mike DeWine
Governor, State of Ohio
77 South High Street, 30th Floor
Columbus, Ohio 43215

Dear Governor DeWine:

On behalf of the Ohio State Dental Board, we are pleased to submit a biennial-format Annual Report that encompasses two fiscal years covering the period July 1, 2019 through June 30, 2021.

The Dental Board has continued to serve the public and the licensees throughout the COVID-19 pandemic with improvised daily operations and has leveraged technology solutions to the extent possible. Thanks to the nimbleness and adaptability of the staff under such trying circumstances, there has been minimal interruption in service delivery to Ohioans.

Given the difficulty during these pandemic times for graduating students in obtaining patients for the clinical portion of the initial licensing examination, the Dental Board has examined alternatives to patient-based exams. Some of these alternatives consist of manikin-based exams and objectively structured computerized exams offered by national testing agencies. In this regard, the Dental Board has conducted due diligence and balanced the needs of graduating dental, dental hygiene and dental auxiliary students with maintaining integrity and an evidence-based method in awarding initial licenses to practice. The Dental Board's Licensing Examination Format Committee recommended temporary acceptance of the manikin-based exams. This committee is continuing its research and is anticipated to have additional recommendations in the near term. The protection of Ohioans oral health will remain the most critical priority as the examination methodologies evolve for future graduates.

While the pandemic has taken center stage, it is not lost upon us that the opioid epidemic continues to fester in the background. To this end, we have worked in partnership with the Ohio Dental Association in educating dentists on being proactive with respect to the potential for the abuse of prescription opioids and benzodiazepines.

The Dental Board has been conducting due diligence regarding a critical national issue whereby state dental boards including our organization are facing a legal challenge aimed at recognizing dental specialties over and beyond those sanctioned by the American Dental Association (ADA). Therefore, the Dental Board has consulted and worked closely with the Attorney General's office in proposing modifications to its rules on specialty designation and advertising.

As we continue on this journey to protect the oral health of Ohioans, we will embrace the successes of yesterday and meld them with the successes of today to create the successes of tomorrow.

Very respectfully,

Dr. Kumar Subramanian, President

Harry Kamdar, Executive Director

BOARD OVERVIEW

The Board is comprised of 13 members consisting of nine dentists, three dental hygienists and one public member. All of the Board members are appointed by the Governor and serve four-year terms. Two board members are selected by their peers to serve as the Secretary and Vice Secretary and oversee the Board's Supervisory Investigative Panel.

The Board meets at least eight times per year. Meeting agendas and minutes are available on the Board's website.

COMMITTEES

The Board addresses a variety of policy issues through its standing committees. Committees formulate reports and recommendations to take to the full Board for approval. Committee meetings typically are held on the same day as the Board meetings. Board actions on committee recommendations are included in the Board meeting minutes. Additionally, each committee is assigned to champion one or more key priorities from the Board's strategic plan.

EDUCATION COMMITTEE

The Education Committee is a committee comprised of four (4) Board members, one of whom is appointed by the Board President as the chairperson. The Education Committee generally meets immediately prior to regularly scheduled Board meetings. Primary directives of the Education Committee are to review and make recommendations to the Board regarding continuing education providers, specific educational courses that lead to Board-issued certificates or permitted duties of dental auxiliary, and continuing education audits of minimum requirements for licensure renewal. Recommendations from the Education Committee are forwarded to the full Board for further consideration, review and approval.

LAW AND RULES REVIEW COMMITTEE

The Law and Rules Review Committee is comprised of six (6) members: Four (4) are current Board members, one (1) representative from the Ohio Dental Association and one (1) representative from the Ohio Dental Hygienists' Association. Also, other regular attendees include the Board's Assistant Attorney General, Executive Director and Deputy Director. The primary purpose of the Law and Rules Review Committee is the five-year review of the administrative rules governing the licensing and regulation of the profession of dentistry and to make changes as deemed necessary by the Board, subject to legislative approval. The Law and Rules Review Committee submits recommendations regarding rule revisions to the full Board for review, consideration, and approval for filing with the Common Sense Initiative and the Joint Committee on Agency Rule Review.

POLICY COMMITTEE

The Policy Committee is comprised of four (4) Board members including a chairperson appointed by the Board President. The committee considers, drafts, and develops policies which clarify the law and rules governing the practice of dentistry, dental hygiene and dental assisting which allow the Board to operate more effectively and efficiently. The Policy Committee makes recommendations to the full Board on policies for review, consideration, and approval.

SCOPE OF PRACTICE COMMITTEE

The Scope of Practice Committee is comprised of four (4) Board members including a chairperson appointed by the Board President. It considers inquiries and develops position statements which clarify the scope of practice for the profession since the field of dentistry is constantly evolving and changing with emerging technologies that offer better solutions to oral health problems. The committee makes recommendations to the full Board with the health, safety and welfare of Ohio's dental consumers as its principal motivation.

AD HOC COMMITTEE

The Ad Hoc Committee is comprised of four (4) Board members including a chairperson appointed by the Board President. The focus of the committee is to review and approve expert witnesses, create disciplinary guidelines and other tasks as assigned by the Board. The Ad Hoc Committee reports to the full Board for review, consideration and approval.

RESEARCH COMMITTEE

The Research Committee is comprised of three (3) Board members including a chairperson appointed by the Board President. The focus of the committee is to research any major issues stemming from the other committees that require a deep dive and recommendation on a pathway forward. The Research Committee reports to the respective committee requesting a deep dive and also the full Board.

STATEMENT OF REVENUE AND EXPENSES

In odd years, less revenue is collected resulting in a deficit. However, this deficit is offset by a surplus in even years when more revenue is collected. This anomaly is due to the revenue pattern of lower cost license renewals (e.g. EFDAs & Radiographers) occurring in odd years and higher cost license renewals (e.g. Dentists & Dental Hygienists) occurring in even years.

	FY20 (even year)	FY21 (odd year)
REVENUE:		
LICENSURE FEES	\$3,289,515.00	\$707,464.00
EXPENSES:		
PAYROLL	\$1,172,396.99	\$1,236,358.17
PURCHASED PERSONNEL SERVICES	\$32,901.50	\$52,209.02
Administrative	0.00	197.07
Consultants & Experts	24,791.50	46,076.95
State & Vendor offered Training	1,900.00	0.00
Membership Dues	6,210.00	5,935.00
Witness Fees	0.00	0.00
SUPPLIES & MAINTENANCE	\$389,258.75	\$423,977.14
Office Supplies, Equipment & Repairs	2,925.81	20,226.01
Copy, Print, Scan Equip<\$1,000	344.41	0.00
Medical Licenses & Permits	125.50	5.20
General Travel & Expenses	23,429.45	411.92
ISTV/DAS	279,025.97	312,449.01
IT/Software/Equipment/Perpetual License	3,150.00	900.00
Network Communications	12,349.88	13,851.27
Bank Fees for electronic licensing transactions	66,353.42	74,889.73
Books/Subscriptions	1,244.00	1,244.00
Park/Storage/Messenger/Janitorial/Toll/Equip	310.31	0.00
REFUNDS	\$4,320.00	\$2,354.00
TOTAL REVENUE	\$3,289,515.00	\$707,464.00
TOTAL EXPENSES	\$1,598,877.24	\$1,714,898.33
SURPLUS or (DEFICIT)	\$1,690,637.76	(\$1,007,434.33)
FOOTNOTES: 1. <i>Data source</i> - Data derived from the State of Ohio's OAKS accounting system. 2. <i>Licensure Fees</i> - reflects reconciled revenue for the Dental Board net of eLicense fees that go to Ohio Dept. of Administrative Services (\$61,135) and dental/dental hygiene loan repayment program funds that go to Ohio Dept. of Health (\$15,130). 3. <i>Membership Dues</i> - reflects reconciled expenses for the Dental Board net of two voided warrants (\$11,120) made out to the American Association of Dental Administrators intended for the American Association of Dental Boards for annual dues payment of \$5,560.		

LICENSURE

The Board regulates approximately 41,488 licensees, registrants, certificate holders and permit holders compared to 38,309 in the previous year. The Board issued 3,189 new licenses, registrations, certificates or permits in FY 21 compared to 2,194 in FY 20. The number of dentists licensed to practice in FY 21 was 7,487, a 5% increase compared to FY 20. The number of dental hygienists licensed to practice in FY 21 was 8,742, a 6% increase compared to FY 20.

LICENSURE - NEW	FY 20	FY 21
Dental licenses issued - examination	293	290
Dental licenses issued - residency	19	17
Dental licenses issued - non-accredited international	22	32
Dental licenses issued - credentials	4	4
General Anesthesia permits issued	13	19
Conscious Sedation permits issued	10	35
Dental Hygiene licenses issued - examination	96	462
Dental Hygiene licenses issued - credentials	5	6
Dental Assistant Radiographer certificates issued (Den. X-ray Mach. Oper.)	1,323	1,745
Coronal Polishing certificates issued	128	102
Expanded Function Dental Auxiliary registrations issued	101	274
Limited Continuing Education licenses issued	43	43
Limited Resident licenses issued	118	140
Limited Teaching licenses issued	3	2
Oral Health Access Supervision permit - Hygienist	8	3
Oral Health Access Supervision permit - Dentist	8	5
Teledentistry permits issued	-	10
Total	2,194	3,189
LICENSURE - ACTIVE		
Dentists	7,156	7,487
Dental Hygienists	8,265	8,742
Dental Assistant Radiographer certificates issued (Den. X-ray Mach. Oper.)	16,505	18,521
Limited Residents	303	327
Limited Teaching	37	35
Limited Continuing Education	55	53
Coronal Polishing	2,245	2,346
Expanded Function Dental Auxiliaries	2,834	3,127
General Anesthesia permit	288	275
Conscious Sedation permit	485	420
Oral Health Access Supervision permit - Hygienist	101	104
Oral Health Access Supervision permit - Dentist	35	41
Teledentistry permit	-	10
Total	38,309	41,488

ORAL HEALTH ACCESS SUPERVISION PROGRAM (OHASP)

Compilation of OHASP Services Based on Self-Reported Data FY 20 and FY 21			
OHASP STATISTICS - DENTISTS			
		2020	2021
Number of Applications		8	5
Number of Permits Issued		8	5
Number of Permits Renewed		5	1
Number of Permits Active		35	41
Geographical Location	# of Facilities	39	N/A
	# of Counties	22	N/A
Number of Clinical Evaluations Conducted By A Dentist		1,194	N/A
OHASP STATISTICS – DENTAL HYGIENISTS			
		2020	2021
Number of Applications		8	4
Number of Permits Issued		8	3
Number of Permits Renewed		6	0
Number of Active Permits		101	104
Geographical Location	# of Facilities	78	N/A
	# of Counties	22	N/A
Number of Patients Seen By A Dental Hygienist		1,465	N/A
<p>Disclaimer - This table is presented for general information purposes only. Information was arrived at using historical data that was very limited due to system constraints and through self-reported data. N/A was used in cases where information was not available. Geographical location information, number of clinical evaluations conducted by dentists and number of patients seen by dental hygienists for 2021 was not available at time of preparing this table. That information will be available through the license renewal process for dentists and dental hygienists that begins 10/1/21 and concludes 12/31/21 excluding late submissions.</p>			

COMPLIANCE AND MONITORING

The Board received 472 complaints in FY 19 and 398 complaints in FY 20. These complaints are followed up on by 4 investigators who travel across the state of Ohio to conduct investigations. Investigative reports are then reviewed by the Supervisory Investigative Panel (“SIP”) consisting of the Board’s Secretary and Vice-Secretary. They make a determination as to whether a case should be presented to the Board for disciplinary action or to close it with no further action. Board members vote on the appropriate action to be taken.

CASE TYPE	FY 20 COUNT	FY 21 COUNT
Adverse Occurrence	8	16
Advertising	2	1
Anesthesia/Sedation Violations	0	0
Bootstrap (Adverse Action Taken by Other Agency)	9	3
Commission of Felony Act	0	0
Commission of Misdemeanor Act in Course of Practice	1	0
Failure to Renew	0	1
Felony	12	6
Fraud/Deception in Obtaining a License	0	9
Fraudulent Billing Practices	17	29
Illegitimately Selling/Prescribing/Administering Drugs	15	1
Impairment	17	13
Infection Control Violations	13	15
Jurisdictional Issues	32	12
Lewd/Immoral Conduct in the Course of Practice	3	7
Continuing Education	0	0

Misrepresentation/Deception to Obtain Property	3	0
OARRS Violations	0	2
Permitting	4	3
Practicing Outside Scope	0	0
Standard of Care	231	274
Standard of Care with Significant Patient Injury	0	0
Standard of Care: Excessive/Unnecessary Treatment	6	1
Standard of Care: Informed Consent	0	0
Standard of Care: Patient Records	13	1
Unlicensed Practice	11	5
Violation of Consent Agreement	1	1
Total	398	400

DISCIPLINARY ACTIONS

The Board is authorized to revoke and suspend licenses, certificates and permits, impose probationary requirements, issue suspensions and practice restrictions. The Board is also authorized to deny initial applications or renewal applications.

COMPLAINTS AND INVESTIGATIONS	FY 20	FY 21
Cases carried over from previous year	119	141
New cases assigned	367	390
Total cases investigated	486	531

CHARGES FILED AND CITATIONS ISSUED	FY 20	FY 21
Administrative Charges Filed	7	4
Evidentiary Reviews	1	2
Hearings Held	3	2
Suspensions	6	6
Revocations	2	1
Consent Agreements	8	10
Hearings Pending	6	7
Warning Letters	22	26
Infection Control Evaluations	1	6
Voluntary Surrender/Retirement	0	1

BOARD MEMBERS MATRIX

APPOINTMENTS AS OF SEPTEMBER 30, 2021

Board Member Name	Eligible for reappointment?				
		2022	2023	2024	2025
Vacant - Dentist					
Andrew Zucker, DDS - Dentist	No	4/6/2022			
Faisal Quereshy, MD, DDS - Dentist	Yes	4/6/2022			
Canise Bean, DMD, MPH - Dentist	Yes	4/6/2022			
Mary Kaye Scaramucci, RDH - Dental Hygienist	Yes	4/6/2022			
Kumar Subramanian, DDS - Dentist	No		4/6/2023		
Michele Carr, RDH, Ed.D - Dental Hygienist	Yes		4/6/2023		
Kathy Brisley-Sedon, DDS - Dentist	Yes		4/6/2023		
Murali Lakireddy, DDS - Dentist	Yes		4/6/2023		
Timothy V. Kyger, DDS - Dentist	No			4/6/2024	
Paul Kelley, DDS - Dentist	Yes			4/6/2024	
Trevor Vessels, Public Member	Yes				4/6/2025
Jamillee Krob, RDH, DHEd - Dental Hygienist	No				4/6/2025

LEGEND

BLUE - indicates Board seat is vacant
RED - indicates Board member term will expire in 2022
YELLOW - indicates Board member term will expire in 2023
GREEN - indicates Board member term will expire in 2024
ORANGE - indicates Board member term will expire in 2025

STRATEGIC MAP

OHIO STATE DENTAL BOARD STRATEGIC MAP

FOR FISCAL YEARS 2019/2020

OUR VISION

Healthy Ohioans through excellence in dentistry.

OUR MISSION

The State Dental Board is entrusted to promote service excellence in dentistry & to protect the public through licensure, education and enforcement of standards with fairness & integrity.

OUR CORE VALUES

S.E.R.V.I.C.E. = Stewardship + Excellence + Respect + Virtuousness + Integrity + Communication + Ethics

OUR MAJOR PRIORITIES AND KEY ACTION ITEMS

There are 15 major priorities & key action items spread across 3 service lines and 2 cross-cutting priorities impacting all 3 service lines (i.e. Licensure; Education; Enforcement)

LICENSURE

- 1 – DEFINE CRITERIA FOR DENTAL SPECIALTIES IN THE DENTAL PRACTICE ACT
- 2 – REVIEW & UPDATE SCOPE OF PRACTICE FOR ALL LICENSEES
- 3 – REQUIRE VALID EMAIL ADDRESSES AS IT IS A KEY COMPONENT OF THE NEW E-LICENSING SYSTEM
- 4 – CONSIDER LICENSURE FOR FELLOWSHIPS
- 5 – CONSIDER REQUIRING COMPLETION OF AN ETHICS COURSE FOR LICENSE RENEWALS

EDUCATION

- 6 – ESTABLISH ONLINE C.E. TOOL
- 7 – COLLABORATE WITH PARTNERS ON DEVELOPING OPIOID PRESCRIBING TRAINING
- 8 – CONSIDER C.E. REQUIREMENT FOR EFDAs
- 9 – REVIEW & UPDATE BASIC LIFE SUPPORT TRAINING REQUIREMENT FOR DENTAL AUXILIARIES
- 10 – REVIEW AND UPDATE JURISPRUDENCE EXAMINATIONS FOR DENTISTS & DENTAL HYGIENISTS

ENFORCEMENT

- 11 – REVIEW & UPDATE INFECTION CONTROL PROTOCOL
- 12 – CLOSELY MONITOR ADHERENCE TO ACUTE PAIN PRESCRIBING PROTOCOL
- 13 – ESTABLISH GUIDELINES FOR SHARPS DISPOSAL
- 14 – STANDARDIZATION OF INVESTIGATIONS PROTOCOL
- 15 – ESTABLISH FINES AS A DISCIPLINARY OPTION FOR LESS EGREGIOUS VIOLATIONS

Shown below are 2 cross-cutting priorities that impact all 3 service lines

16 – REVIEW AND UPDATE STATUTE, RULES AND POLICIES

EXECUTIVE PRIORITY

17 – ELEVATE AWARENESS OF OHIO'S OPIOID EPIDEMIC AND REDUCE OVERPRESCRIBING OF OPIOIDS & BENZODIAZEPINES