

# OHIO STATE DENTAL BOARD

## BOARD MEETING MINUTES

OCTOBER 21, 2015

<b>ATTENDANCE</b> .....	<b>1</b>
<b>CALL TO ORDER</b> .....	<b>1</b>
<b>INTRODUCTION OF BOARD MEMBERS</b> .....	<b>1</b>
<b>REVIEW OF SEPTEMBER 2015 BOARD MEETING MINUTES</b> .....	<b>2</b>
September 16, 2015.....	2
<b>PERSONAL APPEARANCE(S)</b> .....	<b>2</b>
<b>Michael J. Misencik, D.D.S.</b> .....	<b>2</b>
Michael J. Misencik, D.D.S. ....	2
<b>Lark Anspach, Dental Assistant</b> .....	<b>3</b>
Lark Anspach, Dental Assistant.....	3
<b>James Randy Franklin, D.D.S.</b> .....	<b>4</b>
James Randy Franklin, D.D.S.....	4
<b>EXECUTIVE SESSION</b> .....	<b>5</b>
<b>OPEN SESSION</b> .....	<b>6</b>
<b>DECISION IN THE MATTER OF MICHAEL J. MISENCIK, D.D.S.</b> .....	<b>6</b>
<b>DECISION IN THE MATTER OF JAMES RANDY FRANKLIN, D.D.S.</b> .....	<b>6</b>
<b>DECISION IN THE MATTER OF LARK ANSPACH, DENTAL ASSISTANT</b> .....	<b>6</b>
<b>ENFORCEMENT REPORT</b> .....	<b>7</b>
<b>Review of Proposed Consent Agreement(s)</b> .....	<b>7</b>
Disciplinary .....	7
Tara Vest, Dental Assistant Radiographer .....	7
<b>Notices of Opportunity for Hearing</b> .....	<b>7</b>
Morgan J. Parsons, Dental Assistant.....	7
Sarah J. Parsons, Dental Assistant .....	7
<b>Enforcement Update</b> .....	<b>7</b>
90-Day Report .....	8
Closed Cases .....	8
<b>LICENSURE REPORT</b> .....	<b>10</b>
<b>Licensure/Certification/Registration Report (Approved by the Executive Office)</b> .....	<b>10</b>
Dentists .....	10
Dental Hygienists.....	10
Dental Assistant Radiographers.....	10
Limited Resident's.....	12
Coronal Polishing Certificates .....	12
Expanded Function Dental Auxiliary Registrations .....	13
<b>Oral Health Access Supervision Permit(s)</b> .....	<b>14</b>
Dental Hygienists.....	14
<b>Conscious Sedation Permits</b> .....	<b>14</b>

Anesthesia Permits.....	14
Anesthesia Permits.....	14
Graduate(s) of Unaccredited Dental Colleges Located Outside the United States.....	14
Reinstatement Application(s).....	15
Dental Hygienist.....	15
<b>COMMITTEE REPORTS .....</b>	<b>15</b>
<b>Education Committee .....</b>	<b>15</b>
Review of Application(s).....	15
Biennial Continuing Education Sponsor Renewal(s).....	15
<b>Law and Rules Review Committee.....</b>	<b>16</b>
<b>Operations Committee.....</b>	<b>18</b>
<b>Policy Committee .....</b>	<b>18</b>
<b>Scope of Practice Committee .....</b>	<b>19</b>
<b>SUPERVISORY INVESTIGATIVE PANEL REPORT .....</b>	<b>19</b>
<b>OFFICE EXPENSE REPORT .....</b>	<b>19</b>
<b>PRESIDENT’S REPORT .....</b>	<b>20</b>
American Board of Dental Examiners, Inc. Meeting.....	20
Board Vision Statement.....	20
Election of Officers – December Meeting .....	21
Reports From the ADEX Meeting.....	21
<b>EXECUTIVE DIRECTOR’S REPORT .....</b>	<b>21</b>
Staff.....	21
Staff Meetings.....	21
Enforcement Staff Meetings.....	22
Rule Filings.....	22
Board Policies.....	23
Deputy Director Position .....	23
Public Relations.....	23
Public Records Requests .....	24
Licensure Renewals .....	24
Strategic Planning.....	25
Business Friendly Climate.....	25
Consistency in Enforcement.....	25
Question and Answer.....	26
Board Vision Statement.....	26
<b>ANYTHING FOR THE GOOD OF THE BOARD .....</b>	<b>26</b>
American Dental Association Commission on Dental Accreditation Site Visits .....	26
<b>ADJOURN .....</b>	<b>27</b>
<b>APPENDIX A.....</b>	<b>28</b>

**OHIO STATE DENTAL BOARD**  
**BOARD MEETING MINUTES**  
**OCTOBER 21, 2015**

**ATTENDANCE**

The Ohio State Dental Board (Board) met in Room 1960 of The Vern Riffe Center for Government and the Arts, 77 South High Street, 19th Floor, Columbus, Ohio on October 21, 2015, beginning at 1:00 p.m. Board members present were:

Marybeth Shaffer, D.M.D., President  
Constance Clark, R.D.H., Vice President  
Ashok Das, D.D.S., Secretary  
Martin Chambers, D.D.S., Vice Secretary  
Ann Aquillo

Patricia Guttman, D.D.S.  
Jeanne Huber, R.D.H.  
Susan Johnston, R.D.H.  
Charles Smith, D.D.S.

Chris Hanners, D.D.S. was not in attendance.

The following guests were also in attendance: Katherine Bockbrader, Esq. of the Attorney General's Office; David Owsiany, Esq., Executive Director, Nathan DeLong, Esq. and Henry Fields, D.D.S. of the Ohio Dental Association (ODA); Mark Wenzel, D.D.S. of the ODA's Dentists Concerned for Dentists Program; David D. Goldberg, D.O., Medical Director of the Ohio Physicians Health Program (OPHP); Michele Carr, R.D.H., M.A., Chair, The Ohio State University College of Dentistry Department of Dental Hygiene; Harry Kamdar, M.B.A., Executive Director, Kathy Carson and Barb Yehnert, Dental Board Enforcement Officers, Jayne Smith, Licensure Coordinator, and Malynda Franks, Administrative Professional, of the Ohio State Dental Board.

**CALL TO ORDER**

Dr. Marybeth Shaffer introduced herself as the Board President, a general dentist from Columbiana. After extending greetings to everyone, President Shaffer noted that there was a quorum present and called the meeting to order at approximately 1:15 p.m.

**INTRODUCTION OF BOARD MEMBERS**

President Shaffer then introduced the rest of the Board members. She introduced Ms. Connie Clark, the Board's Vice President and a dental hygienist from Columbus, Dr. Ashok Das, the Board's Secretary, a general dentist from Mason, Dr. Martin Chambers, the Board's Vice Secretary, a general dentist from Cleveland, Dr. Patricia Guttman, a general dentist from Columbus, Dr. Charles Smith, a general dentist from Tipp City, Ms. Susan Johnston, a dental hygienist from Columbus, Ms. Jeanne Huber, a dental hygienist from Dayton, and Ms. Ann Aquillo, the Board's Public member from Powell.

President Shaffer noted that Dr. Chris Hanners, a general dentist from Chillicothe was not in attendance as he was examining for Columbia University.

### **REVIEW OF SEPTEMBER 2015 BOARD MEETING MINUTES**

SEPTEMBER 16, 2015

*Motion by Ms. Clark, second by Ms. Johnston, to approve the September 16, 2015 Board meeting minutes as presented.*

Motion carried unanimously.

### **PERSONAL APPEARANCE(S)**

MICHAEL J. MISENCIK, D.D.S.

Ms. Yehnert explained to the Board that Michael Misencik, D.D.S. was making his third appearance before the Board. She informed the members that Dr. Misencik had entered into previous Impairment Consent Agreements in January and June of 1997, that he had been issued his first Notice of Opportunity for Hearing for impairment in November 2005, that the Board had held a hearing in 2006, and that the Hearing Examiners Report and Recommendation in the matter had been filed on July 10, 2006. She stated that a second Notice of Opportunity for impairment issues was issued in July of 2014 and that in April of 2015 he was ordered into a 72-hour assessment.

Ms. Yehnert reiterated that Dr. Misencik had first appeared before them for this Impairment Consent Agreement (Agreement) on July 22, 2015 after being released from treatment and at that time, the Board had requested him to return for a personal appearance at the September Board meeting. She stated that at the September Board meeting, Dr. Misencik was granted working privileges up to twenty (20) hours per week and was again requested to appear at this meeting with a letter from his employer that indicated how Dr. Misencik was getting along. Ms. Yehnert indicated that the Board office had received a letter on October 6, 2015 from Dr. Misencik's employer, Kenmore Family Dental in Akron, which is owned and operated by Dr. David Raiffe. She stated that as of this date, Dr. Misencik remains in compliance with the terms of his Agreement with the Board and that he is appearing before them today to request an increase in practice hours.

MICHAEL J. MISENCIK, D.D.S.

Upon questioning by the Board, Dr. Misencik stated that he enjoyed having working privileges. He stated that his program has been going well and he has been attending as many meetings as before. He stated that he is still in the aftercare and that is going very well also. He commented that he received a good letter from his aftercare. Dr. Misencik informed the Board that everything is going well with his daughter, they have begun visiting schools and colleges, and he hopes to stay on track with that and get her off to college next year.

Continuing on, Dr. Misencik stated that he had to reapply for malpractice insurance, and had not expected it to be \$13K which leads him to bring up that his employer had requested him to see if he could work two (2) more days. He informed the Board that he is currently working two (2) days per

week which is sixteen (16) of the twenty (20) hours previously granted. He explained that it was difficult to find someone who would allow him to work a half day, up to four (4) hours for the rest of the twenty (20). Dr. Misencik stated that his current employer has encouraged him to request up to thirty-two (32) hours/week which would allow him to work four (4) days. He stated that he feels very competent at this point to work the four (4) days without sacrificing any of his meetings or affecting his program.

President Shaffer stated that she was glad to hear that his relationship with his daughter is going so well. She then stated that the Board would take his request under advisement during the Executive Session considerations.

#### LARK ANSPACH, DENTAL ASSISTANT

Ms. Yehnert explained to the Board that Lark Anspach was appearing before them today for her second appearance before them to request reinstatement of her Radiographers Certificate. She stated that Ms. Anspach's first appearance was in October 2013 wherein she voluntarily surrendered her EFDA certificate. She stated that Ms. Anspach was not asking the Board to consider reinstating her radiology certificate. Ms. Yehnert informed the Board that Ms. Anspach was instructed to abstain from the use of drugs or alcohol for a duration of time before appearing before the Board again. Ms. Yehnert stated that it was unfortunate that Ms. Anspach was incarcerated at the time she was due to reappear before them due to a relapse and having been involved in an automobile accident.

Continuing on, Ms. Yehnert stated that Ms. Anspach has just celebrated sixteen (16) months of sobriety, is doing very strong in her recovery program. She stated that she attends meetings five (5) days per week and although she is suspended and not required to do so, Ms. Anspach sends monthly report logs to the Board. Ms. Yehnert informed the Board that Ms. Anspach is appearing before them today to request reinstatement of her Radiographers Certificate.

#### LARK ANSPACH, DENTAL ASSISTANT

President Shaffer greeted Ms. Anspach and congratulated her on her continued sobriety for 16 months. Upon questioning by the Board, Ms. Anspach thanked the Board and stated that she wanted to make amends with the Board as she has not fulfilled her obligations as promised in the past. She stated that she is participating in a dual recovery program that addresses mental health issues as well as recovery. She informed the members it was something that she had not done in the past because she was not able to accept it. She said that she witnessed many losses within her lifetime; most recently her ex-husband had died from an overdose in the past month. Ms. Anspach explained that he had been a huge "hiccup" in her recovery in the past. However, she explained that she had remained strong through that continues to want to be a good role model for her children who are ten (10) and sixteen (16). She expressed that she hopes that they will consider allowing her to go back to work.

President Shaffer informed Ms. Anspach that the members would like to discuss this matter in Executive Session following the next appearance before the Board. She invited her to wait until that time.

**JAMES RANDY FRANKLIN, D.D.S.**

Ms. Yehnert stated that Dr. Randy Franklin is making his first appearance before the Board since entering into a Standard Impairment Consent (Agreement). She stated that Dr. Franklin came to the Board's attention in December 2014 after being arrested and at the time a drug screen was performed which resulted in showing positive for marijuana, metabolic alcohol, and cocaine. She stated that she had forwarded those drug screens to the members for their review. Ms. Yehnert explained that Dr. Franklin was offered his standard Impairment Consent in July 2015 and that he also had some criminal court charges pending. She stated that Dr. Franklin could explain to them that he is currently in a drug diversion program and if he successfully completes the obligations of that program, there will be no resulting felony charges and therefore, he would not be required to continue to report on those charges to the Board.

Ms. Yehnert said that Dr. Franklin entered into residential care at the Cincinnati Center for Addiction Treatment (CCAT) and was discharged on August 30, 2015. She stated that subsequent to his discharge, Dr. Franklin went to Sparks Psychological Services for an assessment and that assessment was forwarded to the members in their informational packets. She stated that when Dr. Franklin originally came out of treatment there was some confusion about Board expectations and that he now has a clear understanding due to having discussed again what his Agreement requires. Ms. Yehnert stated that Dr. Franklin has told her that he has 100% understanding now as to what is expected of him. She then informed the members that Dr. Franklin has been submitting meeting logs and most recently has met the required number of meetings and attendance

Ms. Yehnert concluded by informing the members that Dr. Franklin was before them today to ask for your consideration in reinstating his license to practice dentistry.

*JAMES RANDY FRANKLIN, D.D.S.*

Upon questioning by the Board, Dr. Franklin thanked the Board for the opportunity to appear before them and that he appreciates the gravity of their position. He stated that he also appreciated their contribution to the dental community. He informed the members that in the beginning he was resistant to residential treatment and he was in denial. He stated that he wished to apologize for that and let them know that he had already proactively submitted himself for treatment. Dr. Franklin said that since his arrest he is in a Christian based program that he feels has been very successful in educating him and motivating him for his recovery. He stated that his sobriety date was December 18 2014; ten (10) months and three (3) days. Dr. Franklin said that his residential treatment was a shock at first but after he settled in he had actually enjoyed learning about the principles, steps, and he enjoyed helping others, as well as himself. He stated that he is very thankful for that program for furthering his education of the disease process and the tools to stay healthy. He said that since his completion of the residential treatment he has been scouting out meetings and relationships that will help him ensure his recovery process. He informed the members that after figuring out a routine of his favorite meetings and groups he is now attending three (3) meetings per week along with his caduceus and treatment plan. He commented that he sees his own psychiatrist.

Continuing on, Dr. Franklin informed the Board that he currently is in a healthy relationship with a strong Christian woman who supports him in his recovery. He stated that she enjoys going to the occasional meeting and workshop with him. Also, he informed the members that he is in a small group bible study that is the spiritual aspect of this recovery, has a sponsor, and is working the steps of the recovery program. Dr. Franklin informed the Board that he has made several friends in these groups and if he ever needed to make a call out to them he could. He explained that in his spare time he has been making knives that have deer antler handles.

Concluding, Dr. Franklin said that he feels that he has a strong support system and a plan for recovery. He said that he feels that he is ready to go back to work whenever they feel comfortable in allowing him.

When asked what he felt would be different about his recovery now, Dr. Franklin stated that he feels he has many tools; has spiritual aspects, Alcoholics Anonymous (AA), Narcotics Anonymous (NA), his Christian program. He commented that his relationships are the biggest change.

When questioned whether he had been working on his anger management issues, Dr. Franklin stated that his anger management had been addressed with his psychiatrist.

Upon questioning by the members as to his working environment, Dr. Franklin stated that he would like to go back to working full time and that he has his own dental practice. He stated that he currently has a dentist working there part-time but is unable to pay the bills. He commented that the dentist that works with him is also in recovery.

When questioned regarding his continuing education for the biennium Dr. Franklin indicated that he was uncertain as to where he stood in that regard.

President Shaffer stated that the Board would take the information he provided under advisement when they discussed this matter during executive session.

### **EXECUTIVE SESSION**

*Motion by Ms. Aquillo, second by Dr. Smith, to move the Board into executive session to consult with the board attorney on matters that are subject of, pending, or imminent court action as provided in Ohio Revised Code Section 121.22(G)(3) and to consider the appointment, employment, dismissal, or discipline of a public employee and any personal appearances that happened today as provided in Ohio Revised Code Section 121.22(G)(1).*

Roll call vote: Ms. Aquillo - Yes  
Dr. Chambers – Yes  
Ms. Clark – Yes  
Dr. Das – Yes  
Dr. Guttman – Yes  
Ms. Huber – Yes  
Ms. Johnston – Yes  
Dr. Shaffer – Yes

Dr. Smith – Yes

Motion carried unanimously.

President Shaffer requested Director Kamdar and Ms. Bockbrader return to attend the Executive Session during the matters that are the subject of, pending, or imminent court action.

### **OPEN SESSION**

The Board returned to open session.

President Shaffer then stated, “Let the record reflect that we are back from Executive Session. I would also like the record to reflect that in the matter of Lark Anspach, Dr. Das and Dr. Shaffer, myself, were the secretaries in the matter and so we have recused ourselves from any discussion of the matter and left the room and now we are returning.”

President Shaffer informed Dr. Misencik that the Board congratulated him on his continued sobriety. She stated that the Board had considered his request and that they would be approving him an increase in work privileges to thirty-two (32) hours.

President Shaffer informed Dr. Franklin that, with a lot of deliberation, the Board had considered his request and would be granting him twenty (20) hours of practice privileges with the caveat that he return at the next Board meeting. She stated that Ms. Yehnert would be explaining to him about remaining in compliance with the terms of his impairment agreement with the Board.

### **DECISION IN THE MATTER OF MICHAEL J. MISENCIK, D.D.S.**

*Motion by Ms. Johnston, second by Ms. Aquillo, to reinstate the license of Michael J. Misencik, D.D.S. to practice dentistry up to thirty-two (32) hours per week subject to the terms of his consent agreement with the Board.*

Motion carried unanimously.

### **DECISION IN THE MATTER OF JAMES RANDY FRANKLIN, D.D.S.**

*Motion by Ms. Johnston, second by Ms. Aquillo, to reinstate the license of James Randy Franklin, D.D.S. to practice dentistry up to twenty (20) hours per week subject to the terms of his consent agreement with the Board and for Dr. Franklin to appear before the Board for a subsequent interview at the next regularly scheduled meeting in December 2015.*

Motion carried unanimously.

### **DECISION IN THE MATTER OF LARK ANSPACH, DENTAL ASSISTANT**

*Motion by Ms. Johnston, second by Ms. Aquillo, to reinstate the radiographer’s certificate of Lark Anspach, dental assistant, subject to the probationary terms of her consent agreement with the Board.*

Motion carried unanimously.

## ENFORCEMENT REPORT

Dental Board Enforcement Officer Kathy Carson provided the background summary for the enforcement documents before the Board for consideration.

### REVIEW OF PROPOSED CONSENT AGREEMENT(S)

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

#### DISCIPLINARY

*TARA VEST, DENTAL ASSISTANT RADIOGRAPHER*

***Motion by Ms. Clark, second by Ms. Johnston, to approve the proposed consent agreement for Tara Vest, dental assistant radiographer, certificate number 51.020211, case number 15-00-0287.***

Motion carried unanimously.

### NOTICES OF OPPORTUNITY FOR HEARING

The Board reviewed two (2) proposed 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.

#### MORGAN J. PARSONS, DENTAL ASSISTANT

***Motion by Ms. Clark, second by Ms. Aquillo, to approve the proposed notice to deny certification and notice of opportunity for hearing and forward it to Morgan J. Parsons, dental assistant, case number 15-12-0285.***

Motion carried unanimously.

#### SARAH J. PARSONS, DENTAL ASSISTANT

***Motion by Ms. Clark, second by Dr. Das, to approve the proposed notice to deny certification and notice of opportunity for hearing and forward it to Sarah J. Parsons, dental assistant, case number 15-12-0284.***

Motion carried unanimously.

### ENFORCEMENT UPDATE

Director Kamdar requested Ms. Carson to provide the Enforcement Update. Ms. Carson began the report by informing the Board that there were three (3) cases pending hearings and that there were no cases pending a hearing examiners Report and Recommendation at this time. She indicated that there were currently forty-eight (48) licensees and certificate holders under suspension, forty-seven (47) licensees on probation, and informed the Board members that there were two hundred and seventeen

(217) active cases. Ms. Carson said that there was one (1) licensee actively participating in QUIP and two (2) new referrals to QUIP. She informed the members that there were thirty-one (31) cases which have been investigated and reviewed by the Board Secretaries and were recommended to be closed since the last Board meeting with two (2) warning letters being issued. Ms. Carson indicated that they had prepared a 90-day report for the Board members review and turned the meeting over to Director Kamdar.

#### 90-DAY REPORT

Director Kamdar thanked Ms. Carson for providing the review of proposed consent agreements, notices of opportunity for hearing, and the Enforcement Update. He then informed the members of the Board that the next slide in the PowerPoint presentation contained two (2) pie charts regarding the active cases over 90-days old.

Director Kamdar explained that the first pie chart broke down the active cases that were older than 90 days by timeframe. He stated that the chart indicated the number of cases that were 90-119 days old, 120-149 days, 150-179 days, and cases that were over 180 days old. He explained that the chart showed that 61% of the over 90-day cases were over 180 days old. Director Kamdar stated that gave rise to the question, "Why are these cases over 90 days old?"

Continuing on, Director Kamdar explained that the second pie chart speaks to the various reasons that the cases are over 90 days old. He stated that the largest segment of the pie chart, represented by 44% of the over 90 day cases, were awaiting review by the Supervisory Investigative Panel (SIP) which would occur the next day. He stated that by looking at the chart, the members could then see more detailed reasons as to why the rest of the cases were over 90 days old. He explained those reasons being; awaiting expert review, pending consent agreements, working with sister agencies such as Medicaid, criminal cases, waiting on records, etc. Director Kamdar stated that these pie charts are an attempt to give the members a better understanding of why cases are over 90 days old, as opposed to the way the reports were provided in the past. He stated that in the future he would like to give them better data that would provide them with more specific information as to why and where we are on these cases and to help improve our performance collectively as a staff. Director Kamdar said that we have the details of each of these cases that are over 90 days by case and by staff member.

Concluding, Director Kamdar informed the members that by the December meeting he will have more of this type of executive level reporting in place that they could make better decisions or advise him or the staff as to where we need to be in terms of investigations.

#### CLOSED CASES

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

The following cases are to be closed:

15-43-0355

15-70-0274

15-02-0351

15-45-0363	15-25-0358	15-18-0354
15-25-0293	15-25-0364	15-31-0263
15-25-0308	15-25-0332	15-76-0334
15-43-0326	15-25-0201	15-57-0258
15-83-0271	15-77-0273	15-20-0362
15-18-0377	15-18-0353	15-66-0230
15-50-0337	15-03-0307	15-31-0327-WARNING
15-18-0335	15-18-0297-WARNING	15-31-0276
15-18-0194	15-25-0247	
15-31-0339	15-25-0248	

Prior to the vote to close the above listed cases, President Shaffer inquired as to whether any of the Board members had any personal knowledge that the cases being voted on today involve either themselves or a personal friend.

Roll call: Ms. Aquillo - No  
Dr. Chambers – No  
Ms. Clark – No  
Dr. Das – No  
Dr. Guttman – No  
Ms. Huber – No  
Ms. Johnston – No  
Dr. Shaffer – No  
Dr. Smith - No

President Shaffer then called for a motion to close the cases.

***Motion by Ms. Clark, second by Ms. Johnston, to close the above thirty-one (31) cases.***

Roll call vote: Ms. Aquillo - Yes  
Dr. Chambers – Yes  
Ms. Clark – Yes  
Dr. Das – Yes  
Dr. Guttman – Yes  
Ms. Huber – Yes  
Ms. Johnston – Yes  
Dr. Shaffer – Yes  
Dr. Smith – Yes

Motion carried unanimously.

**LICENSURE REPORT****LICENSURE/CERTIFICATION/REGISTRATION REPORT (APPROVED BY THE EXECUTIVE OFFICE)**

Jayne Smith, Licensure Coordinator, had prepared a report of the licenses, certificates, and registrations issued since the previous Board meeting.

**DENTISTS**

***Motion by Ms. Johnston, second by Ms. Aquillo, to approve the licensure report for the following dental licenses issued by a regional board examination:***

Hesham H. Abdulkarim	Andrea V. Nunney
Hani H. Al Ashgar	Sabreen O. Owais
Christopher A. Connors	Edward G. Reeg
Emily L. Dennison	Robin Simonton
Sabrina J. Ellis	Heidi M. Steinkamp
Samer A. Faraj	Stacy L. Sullivan
Feras H. Ghazal	

Motion carried unanimously.

**DENTAL HYGIENISTS**

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

Melanie R. Behanna	Madhura S. Kulkarni
Sara E. Brown	Andrea E. Kuzma
Kimberly Y. Caise	Stacey R. Ponikvar
Lacy L. DeWitt	Elizabeth E.D. Ramsey
Nicole Hayes	Ives Schenk
Kayla M. Hertel	Janine A. Smith
Kaitlyn A. Jancik	Taylor C. Thornsley
Brigitta Kulberg	Carla J. Whitely

Motion carried unanimously.

**DENTAL ASSISTANT RADIOGRAPHERS**

***Motion by Ms. Clark, second by Ms. Huber, to approve the licensure report for the following dental assistant radiographer certificates issued by: acceptable certification or licensure in another state, certification by the Dental Assisting National Board (DANB) or the Ohio Commission on***

***Dental Assistant Certification (OCDAC), or successful completion of the Board-approved radiography course:***

Jennifer Abney	Amber Garrett
Deko Adow	Issam Ghaben
Kelsey Alexander	Shawniece Glover
Haylee Babcock	Rachael Gross
Christina Back	Morgan Haer
Savannah Bailey	Kristian Hallabrin
Sierra Barnette	Brittney Hardman
Kamile Blake	Amy Harvey
Nicole Booth	Erika Hatcher
Erica Bowels	Melanie Hess
Todd Brady	Kaitlyn Hochstetler
Mary Breon	Kristen Holbrook
Maryah Brewer	Jealynn Holtz
Christina Busler	Kristin Isaacs
Phoebe Carr	Katelyn Jackson
Marissa Chitwood	Brittany Jennings
Breanna Church	Tiffany King
Kayelee Clark	Michelle Kniffin
Karah Coleman	Katelyn Langbehn
Jessica Connerton	Tammi Langoehr
Shaina Cornelius	Heather Lapointe
Madisen Cornell	Hanna Laymon
Brittney Crane	Stephanie Lester
Kyle Dale	Justice Lewis
Antwanette Davis	Seyla Lim-Tung
Darlene Dazey	Rebecca Logue
Aysia Depew	Christie Long
Tanasia Douglas	Sarah Love
Weldina Douthitt	Anna Lunin
Heather Dove	Karla Luster
Amy Driver	Alyssa Lyburtus
Leah Dulaney	Karen Mahon
Mckenzie Dunaway	Amanda Martin
Tabitha Early	Alina Martinez
Kathleen Elkington	Craig McKnight
Kaylene Findley	Gabriel Medina
Brooke Frilling	Sasha Metcalf
Tracy Gadd	Tanna Murphy

Casey Neel	Brooklynn Stanton
Hamsa Nur	Santana Starr
Kennedy Ott	Tracey Stewart
Elouise Pagan	Shateema Terry
Brigitt Perry	Megan Thomas
Abigail Pettet	Ciara Tope
Crystal Phillips	Hannah Torian
Marisa Plaughter	Brooklyn Trout
Amy Quinter	Macayla Tuggle
Jashaun Reddick	Ashley Victor
Annalicia Reyes	Felicia Villarreal
Chelsea Roeder	Amber Wagers
Kayanna Russell	Hailee Wagner
Carissa Sanchez	Jordyn Webb
Tara Schartiger	Olivia Weisel
Judy Schleder	Brittany White
Emily Schuck	Lea Whitmer
Jennifer Scott	Cierra Whitworth
Amia Shelton	Heather Wildermuth
Addison Smith	Erin Williams
Brijette Smith	Ashley Wilson
Lacee Smith	Kaitlyn Wortman
Preslie Smith	Kayla Wright
Kristina Snyder	Sarah Wright
Haesun Souh	Kalie Yasho
Erin Sprinkle	

Motion carried unanimously.

LIMITED RESIDENT'S

***Motion by Ms. Clark, second by Ms. Aquillo, to approve the licensure report for the following limited resident's licenses:***

Zaid T. Hikmat	Khalid N. Sahly
Brandon J. Mizner	

Motion carried unanimously.

CORONAL POLISHING CERTIFICATES

***Motion by Ms. Clark, second by Ms. Huber, to approve the licensure report for the following coronal polishing certificates issued by: certification by the Dental Assisting National Board (DANB)***

*or the Ohio Commission on Dental Assistant Certification (OCDAC) and completion of the requirements necessary to obtain certification:*

Stephanie FM Bailey  
Elizabeth J. Carroll  
Devon R. Cook  
Sherri L. Coy  
Hillary R. Hopkins  
Nadia A. Ibrahim

Jessica R. Sauers  
Mackenzie J. Smith  
Shelbie M. Weller  
Angela A. Williams  
Kayla D. Wright  
Kalie M. Yasho

Motion carried unanimously.

EXPANDED FUNCTION DENTAL AUXILIARY REGISTRATIONS

*Motion by Ms. Johnston, second by Dr. Smith, to approve the licensure report for the following expanded function dental auxiliary registrations issued by: certification by the Dental Assisting National Board (DANB) or the Ohio Commission on Dental Assistant Certification (OCDAC) and completion of the requirements necessary to obtain registration:*

Brittany N Alwood  
Laurnetta L Baylis  
Ashley E Beard  
Tiffany Braskett  
Vilma J Cabrera  
Courtney D Donley  
Malissa S Fox  
Haley E Fulk  
Megan Gillespie  
Jody L Glass  
Melissa S Glenn  
Stephanie N Gohring  
Shelby Gonterman  
Michele R Gregory  
Dana M Hendrickson  
Heather L Isgett  
Cassi A Johnson  
M Gina Lancaster  
Janeecia C Lanier  
Nikkii M Lemonis  
Anne K Lindsey  
Katie Lowe

Erica G Maloney  
Regina D Messer  
Theresa Pratt  
James Raver  
Patricia A Rehl  
Katie Ribich  
Kriscinda L Riley  
Lauren C Robbins  
Whitney M Roberts  
Allison L Rydel  
Courtney L Schlagenhaft  
Tonya M Shinkle  
Jean A Staker-Stockham  
Jennifer L Stenger  
Katherine L Sullivan  
Rachel M Walls  
Kayla M Weber  
Alicia K White  
Katelyn E Whiteman  
Jessica D Wilson

Motion carried unanimously.

## ORAL HEALTH ACCESS SUPERVISION PERMIT(S)

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

### DENTAL HYGIENISTS

Rebecca J. Lorenz

Motion carried unanimously.

## CONSCIOUS SEDATION PERMITS

President Shaffer stated that Doug Wallace, D.D.S., the Board's Anesthesia Consultant, had vetted the following individual who applied for a Conscious Sedation permit, an evaluation had been conducted, and the applicant was recommended to receive a permit for the specified modality.

Stephen Wojdyla, D.D.S.- Intravenous Sedation

***Motion by Ms. Johnston, second by Dr. Smith, to accept the Anesthesia Consultants report and approve this applicant to receive a conscious sedation permit for the specified modality.***

Motion carried unanimously.

## ANESTHESIA PERMITS

President Shaffer stated that the Board's Anesthesia Consultant, had vetted the following individuals who have applied for Anesthesia permits, evaluations have been conducted, and the applicants are recommended to receive Anesthesia Permits.

### ANESTHESIA PERMITS

Gregory A Plona, D.D.S.

Erik Warren, D.D.S.

***Motion by Ms. Clark, second by Ms. Huber, to accept the Anesthesia Consultants report and approve these applicants to receive anesthesia permits.***

Motion carried unanimously.

## GRADUATE(S) OF UNACCREDITED DENTAL COLLEGES LOCATED OUTSIDE THE UNITED STATES

***Motion by Ms. Clark, second by Dr. Das, that the following applicant has met the requirements necessary to obtain a license to practice dentistry in Ohio as a graduate of an unaccredited dental college outside the United States:***

Anton Wensauer

Motion carried unanimously.

## REINSTATEMENT APPLICATION(S)

*Motion by Ms. Johnston, second by Ms. Aquillo, to approve the following reinstatement application for dental hygiene licensure in Ohio:*

### DENTAL HYGIENIST

Mary K. McVay, R.D.H.

Motion carried unanimously.

## COMMITTEE REPORTS

### EDUCATION COMMITTEE

Ms. Johnston informed the Board members that the Education Committee had met earlier that morning at 9:00 a.m. in room 1924. She stated that the members had reviewed three (3) Biennial Sponsor applications and was recommending approval of all three (3) sponsors as having met the requirements set forth in the Dental Practice Act. She stated that the Committee had been requested to review two (2) courses for acceptance; one by Maxxeus Dental and one by the Cincinnati Dental Hygienists' Association that had been submitted. She stated that the Committee determined that the first course was not acceptable since it was provided by an unapproved/unacceptable provider and the licensee would be forwarded the Committee's decision. Ms. Johnston stated that the Committee would be requesting more information on the "Cultural Competence" course from the Cincinnati Dental Hygienists' Association prior to the next meeting in December.

Continuing on, Ms. Johnston informed the Board that the Committee had held discussions on the continuing education audit process and on developing standards for remedial education sponsors. She stated that the Committee had decided to work on requirements for remedial education providers, specifically in regards to having them apply and be recognized as Board-approved remedial education providers similar to the process for Biennial Sponsors.

Concluding, Ms. Johnston stated that the Committee had furthered their discussion on The Dental Exchange and their on-line continuing education tracking tool. She stated that the Committee would like to recommend offering the use of the on-line service to licensees in 2016 after any contract negotiation has been completed.

### REVIEW OF APPLICATION(S)

#### BIENNIAL CONTINUING EDUCATION SPONSOR RENEWAL(S)

Gregg Orthodontics

David J. Harris, D.D.S., M.S.D.

Naples Dental Conference

***Motion by Dr. Smith, second by Ms. Clark, to accept the Education Committee report and to approve the applications as presented.***

Motion carried unanimously.

#### LAW AND RULES REVIEW COMMITTEE

Dr. Chambers informed the Board that the Law and Rules Review Committee had met at 11:00 a.m. that day. He stated that the Committee had been charged with finalizing the review of the balance of the rules for 2015. He stated that their main concentration was in completing the last eight (8) rules that were on the agenda for this review year. He stated that he wanted to thank Ms. Franks for all of the material she had provided for the meeting. Dr. Chambers pointed out that the Board's new Director, Mr. Kamdar had found that there were fifty-two (52) rules that had missed their five-year rule review dates and their subsequent filing with the Joint Committee on Agency Rule Review (JCARR). He stated that he wished to thank Director Kamdar for pointing that out to the members and that the Board was still required to submit those fifty-two (52) rules that were highlighted in another document which had been prepared by Ms. Franks and lists all of the missed rules and their review dates.

Dr. Chambers passed out two (2) documents to the members. He informed the Board that the first document was a copy of the rules which were being considered for filing with JCARR as "No Change" rules. He stated that the second document was a copy of the rules that were being recommended to be initial filed with JCARR as proposed "Amended", "Rescinded", or "New" rules. Dr. Chambers shared copies of the two (2) documents with attendees to the meeting.

***Motion by Dr. Chambers, second by Dr. Das, that the Ohio State Dental Board File the following rules as "No Change" with the Joint Committee on Agency Rule Review, Legislative Service Commission, and the Secretary of State:***

- 4715-9-01.1 Administration of local anesthesia; education and examination requirements.***
- 4715-9-01 Administration (initiate, adjust, monitor, and terminate) of nitrous oxide-oxygen (N<sub>2</sub>O-O<sub>2</sub>) minimal sedation; education, training, and examination requirements.***
- 4715-9-01.3 Monitoring of nitrous oxide-oxygen (N<sub>2</sub>O-O<sub>2</sub>) minimal sedation; education or training requirements.***
- 4715-9-02 Dental hygiene examination limited.***
- 4715-9-06.1 Course requirement for the practice of dental hygiene under oral health access supervision program (OHASP).***
- 4715-10-01 Application for oral health access supervision permit: dentist.***
- 4715-10-02 Expiration of oral health access supervision permit; renewal.***
- 4715-10-02.1 Suspension or revocation of permit: dentist.***
- 4715-10-04 Expiration of permit to practice under oral health access supervision program; renewal.***

- 4715-10-04.1 Suspension or revocation of permit; dental hygienist.*
- 4715-11-04.2 Education or training necessary to register as an expanded function dental auxiliary.*
- 4715-11-04.3 Examination of applicants.*

Motion carried unanimously.

*Motion by Dr. Chambers, second by Dr. Smith, that the Ohio State Dental Board file the following rules as proposed "Rescinded", "New", and "Amended" rules with the Joint Committee on Agency Rule Review, Legislative Service Commission, and the Secretary of State:*

- 4715-3-01 Definitions.*
- 4715-5-01.1 Requirements for initial licensure for dentists.*
- 4715-6-01 Standards and procedures for review of "Ohio Automated Rx Reporting System" (OARRS).*
- 4715-9-01 Permissible practices of a dental hygienist.*
- 4715-9-03 Requirements for licensure for dental hygienists.*
- 4715-9-04 Dental hygiene teaching certificate.*
- 4715-9-05 Practice when the dentist is not physically present.*
- 4715-9-06 Dental hygienist participating in the oral health access supervision program (OHASP).*
- 4715-10-03 Application for oral health access supervision program permit; dental hygienist.*
- 4715-11-01 Dentists may supervise dental auxiliaries, basic qualified personnel, certified dental assistants, expanded function dental auxiliary.*
- 4715-11-02 Basic qualified personnel; functions.*
- 4715-11-02.1 Monitoring nitrous oxide-oxygen (N2O-O2) minimal sedation; education, training and examination required.*
- 4715-11-03 Certified dental assistant; functions; education, training and supervision requirements.*
- 4715-11-03.1 Coronal polishing certification.*
- 4715-11-03.2 Certified dental assistant; practice when the dentist is not physically present.*
- 4715-11-04 Expanded function dental auxiliaries; functions.*
- 4715-11-04.1 Application for registration as expanded function dental auxiliary; requirements; renewal; exemptions.*
- 4715-11-04.4 Expanded function dental auxiliary; practice when the dentist is not physically present.*
- 4715-11-06 Non-delegable dental tasks and/or procedures.*
- 4715-12-01 Permissible practices of a dental x-ray machine operator; supervision required; certificate to be displayed.*

Motion carried unanimously.

Dr. Chambers said that he wanted read into the record a request from Committee member Matt Whitehead, who represents the Ohio Dental Hygienists' Association, as saying that they [ODHA] objected to continuing education for advanced qualified personnel.

Concluding his report Dr. Chambers stated that, at the request of the Director Kamdar to complete the review of the remaining eight (8) rules for this year, the Committee meeting had run over by a half hour. However, he stated that they had completed this task.

#### OPERATIONS COMMITTEE

Ms. Aquillo informed the members that the Operations Committee met at from 9:05 a.m. to 9:55 a.m. that morning in room 1960. She stated that they had two (2) presentations; one from Dr. Smith on setting a vision for the Board and one from Director Kamdar speaking about a strategic planning process. Ms. Aquillo said that the outcomes from those discussions will require a bit of homework for the members in that she will be soliciting an idea for a vision statement from each member of the Board. She stated that the members have been instructed to e-mail their ideas directly to Director Kamdar. Ms. Aquillo informed the members that at the recommendation of the Board's Assistant Attorney General, the members will be submitting that information independently to the Director and then to ensure they are following the appropriate routes, she will bring their submissions back to the Operations Committee to evaluate and eventually to the full Board for review and consideration for adoption.

Ms. Aquillo informed the members that she had one more motion to address from the Committee.

***Motion by Ms. Aquillo, second by Dr. Das, to permanently appoint Harry Kamdar as the Executive Director of the Ohio State Dental Board.***

Motion carried unanimously.

#### POLICY COMMITTEE

Ms. Johnston stated that the Policy Committee had met briefly that morning from 10:45 a.m. to 11:00 a.m. to discuss revisions to the Board policies. She stated that it has come to their attention that there is no standard format and that all the policies would need to be reviewed and rewritten once standard format had been established. She stated that policies need to be consistent, they need to address the staff and Board accountability, and they should include the signatures of both the President of the Board and the Executive Director at the time they have been approved.

Continuing on, Ms. Johnston informed the Board that Director Kamdar has offered to create a template and bring examples of policy manuals from other agencies for review and discussion. She said that during the American Association of Dental Boards (AADB) upcoming meeting, the Committee might consider looking into what other state dental boards are doing. She indicated that the plan is to adopt a template for the Board policies soon that will include the agency logo, President and Executive

Director's signatures, have specific law cited, and included the purpose and scope. Ms. Johnston stated that the goal is to have all the policies reviewed, rewritten and completed by June 30, 2016. She informed the Board that the Committee would be convening the morning of every Board meeting until that time.

*Motion by Dr. Smith, second by Ms. Huber, to approve the Policy Committee report.*

Motion carried with Ms. Aquillo absent.

## SCOPE OF PRACTICE COMMITTEE

Dr. Das informed the Board that the Scope of Practice Committee met earlier that morning to discuss two (2) concerns; Teethgap.com and licensure requirements for dental school faculty. He stated that in regards to Teethgap.com, the Committee determined that the Board has no jurisdiction and that an appropriate response would be sent to the person who brought it to the attention of the Board.

Dr. Das stated regarding the question of licensure of dental school faculty, a letter from the Board will be forwarded explaining that the options for licensure which include either a full license or a Limited Teaching license issued from the Board.

*Motion by Ms. Johnston, second by Ms. Clark, to approve the Scope of Practice Committee report.*

Motion carried unanimously.

## SUPERVISORY INVESTIGATIVE PANEL REPORT

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

*Motion by Ms. Johnston, second by Ms. Aquillo, to approve the Supervisory Investigative Panel report.*

Motion carried unanimously.

## OFFICE EXPENSE REPORT

Director Kamdar explained to the members of the Board that the slides represented two (2) months of expenditures; August and September. He stated that this is what has been presented traditionally. However, he explained that going forward he will be making some changes because the numbers in and of themselves really do not mean much. Director Kamdar explained that in order to be more effective, the report needed to have a column for what was budgeted for each of the line items, what the actual expenditure was for each item, and the variance.

Director Kamdar explained that the new reports would show that if the actual expenditure for a line item was off from the budgeted amount by a significant amount then the information would be

indicated in red with further explanation as to why it was in red. He stated that if the variance is meager then it will be depicted in green. Director Kamdar commented that this is the type of report he has provided previously to some other places and this way it will make this a little bit more user friendly.

Continuing on, Director Kamdar commented that some of the expenditures on the report, such as travel, will require a closer look as it appears higher than he would have thought for an organization of our size. He stated that he understands that the travel includes investigator travel and board members traveling, so he is recalibrating his thinking and therefore, not ready to draw any conclusions as yet.

Concluding, Director Kamdar stated that he was submitting the August and September expense reports for the Board's approval.

***Motion by Ms. Clark, second by Ms. Johnston, to approve the expense report and approved payment of the August and September Board bills.***

President Shaffer stated that they would all appreciate the new format as it will be so much easier to read.

Motion carried unanimously.

## **PRESIDENT'S REPORT**

### AMERICAN BOARD OF DENTAL EXAMINERS, INC. MEETING

President Shaffer informed the members that she had made contact with Jim Tarrant, Executive Director of the American Association of Dental Boards (AADB), who graciously extended an invitation to Director Kamdar to attend the next meeting. She stated that Director Kamdar will be joining Ms. Johnston and Ms. Clark at the meeting in Washington in November. She commented that the AADB is considered one of the Boards stakeholders and it will be good that our new Director can attend that meeting. President Shaffer stated that she had also made connections with the director of Commission on Dental Competency Assessments (CDCA) as they have their annual meeting in January and asked them to reach out to Director Kamdar, Ms. Huber, and Dr. Guttman. She stated that it was her understanding that those connections have been made, they are all aware of the next annual meeting, and that they are all welcome to join.

### BOARD VISION STATEMENT

President Shaffer stated that with regards to the Board's vision statement, she wanted to reiterate that this is an important process for every member of the Board to be involved. She stated that Director Kamdar will be calling for comments and that there is a "crunch time" timeline they are working under. Therefore, she encouraged everyone to participate and cooperate in getting this done for the Director in order that we can move forward as a Board.

## ELECTION OF OFFICERS – DECEMBER MEETING

President Shaffer briefly commented that there would be election of officers during the December meeting and wanted to make sure that all the members were aware of that ahead of time

## REPORTS FROM THE ADEX MEETING

Continuing on, President Shaffer informed the members that she had invited Dr. Mary Ellen Wynn to the December meeting to report on her experience at the American Board of Dental Examiners (ADEX) annual meeting. She explained that ADEX is the national examination which CDCA administers. She informed the Board that former Board member Dr. Eleanore Awadalla is on the test construction committee and will also be attending the meeting. She stated that she would be reaching out to Dr. Awadalla to see if she would like to report to the Board on any updates.

President Shaffer concluded by stating that there was a regional hygiene at large person and she would find out from Dr. Awadalla who that person was in order to ask them to provide a report on any changes in that dental hygiene examination.

## EXECUTIVE DIRECTOR'S REPORT

### STAFF

Director Kamdar thanked President Shaffer and the Board members for appointing him as Director of the Dental Board. He stated that he wanted to “tip his hat” to the staff of the Board as they have been very resourceful, industrious, hardworking, and knowledgeable. He stated that he is very appreciative of their knowledge have been forthcoming with helpful information.

Director Kamdar stated that he is also very appreciative of Ms. Carson, Ms. Yehnert, Ms. Smith, Ms. Franks and others who have really “answered the bell”. He commented that he will continue his evaluation of staff and operations in the coming weeks and months and will have more to report in the future.

### STAFF MEETINGS

Director Kamdar informed the Board that he had begun holding weekly staff meetings every Thursday morning. He commented that he collectively calls them Team DEN as that is the acronym the State uses for the Dental Board in the OAKS computer system. He informed the members that the meetings are about an hour in duration and that one of the things they have discussed is values. Director Kamdar said that he shared with them his values and would be happy to share a copy with Board members. He explained that he considers himself an acronym aficionado which helps him in remembering things. He stated that he has an acronym that he has carried with him for approximately 12-13 years called M.A.C.P.E.T.E.R. and each of those letters stands for something

Continuing on, Director Kamdar explained that the “M” stands for mission or measurement, “A” is accountability, “C” is for customer service, “P” is for professionalism, and “E” is for excellence. Etc.

He explained that he had created a new acronym specifically for the Board called M.O.G.S.B.I. He said that he created it after spending time with Dr. Smith as he really made it clear that "Vision" was of paramount importance. Director Kamdar explained that "M" is for mission/vision/strategic plan, "O" is for Ohioans, "G" is for Governor's Office, "S" is for Stakeholders, "B" is for Board members, and "I" is for Innovation. Therefore, he stated that he has a whole bunch of values packed in to the acronym and it may appear to be a whole lot of mumbo jumbo, however he clarified that this is the oxygen that the staff breathe every day. Director Kamdar informed the members that they have been discussing each of these values in greater detail at every meeting, that he lets a staff member pick whichever value they want to talk about. He explained that they have talked about "teamwork" and about "innovation" so far and he wished to share that they have some very smart, intelligent, and resourceful folks on the team and that he is very proud of them.

#### ENFORCEMENT STAFF MEETINGS

Continuing on, Director Kamdar informed the members that he has also started holding Enforcement meetings as there has been a bit of a void without the supervision of a second in command. He commented that as much as he is learning, they are learning about some of his expectations. He stated that he again wished to thank Ms. Carson for her involvement in helping him along with Ms. Yehnert. He said that they are fantastic in that they will text him or e-mail him at any hour of the day. Director Kamdar informed the members that Ms. Yehnert was most recently representing the Board at the Akron Dental Hygienists' Association meeting the previous Saturday. He commented that most of the enforcement staff are going over and beyond what is required during their personal times and he appreciates that.

Director Kamdar noted that while a question he has gets answered, it is spurring several more questions and that he is going to reserve his judgement for now in terms of our enforcement processes. He stated that he has fairly strong opinions about some of the ways that the internal process works, from the investigation being completed, to Supervisory Investigative Panel (SIP) review, to deliberation and beyond. He stated that he still feels the need to individually meet with each of the Board members and will be doing that over the next few weeks and months. He stated that he wants to hear from them and learn about some of the history of the Board. Director Kamdar joked that President Shaffer had enrolled him in "Saturday morning school" with her. He clarified that they have been having Saturday morning meetings that have been very beneficial for him. He stated that he cannot thank her enough for helping him understand and providing him with the history, guidance and support in this new role.

#### RULE FILINGS

Director Kamdar stated that he would not be reiterating the missed rule filings with the Joint Committee on Agency Rule Review (JCARR) as Dr. Chambers has covered that already in his Law and Rules Review Committee report to the Board. He stated that he just wanted to make sure that the Board

is clear on what is happening there. He explained that the Board is past due on fifty-two (52) rules and that they are not late by just a year or two (2) but in some cases they go back to 2008. He informed the members that he had met with the JCARR Executive Director, Larry Wolpert. He indicated that he is going to be called upon on November 9, 2015 to testify before the chair of JCARR as to why we were late and why these rules are past due. He stated that he realizes that their time is valuable, that these things can happen from time to time, but it is his intent to make sure that in going forward, we are absolutely on top of Board deadlines. Director Kamdar stated that he would be providing them with the proper guidance in order that they know what kind of timelines the Board is up against, because he recognizes that they all have full time jobs plus they have the added responsibility of the Board and that we need to do a better job of keeping them informed. He stated that for the record this all happened before he came to the Board and that he had made this discovery along with Ms. Franks.

### BOARD POLICIES

Director Kamdar stated that he appreciated all their support as the Policy Committee goes about revamping Board policies.

### DEPUTY DIRECTOR POSITION

Director Kamdar gave an update on the Deputy Director vacancy. He stated that they were going to be performing initial interviews the next day. He stated that there were a couple of outstanding candidates and the plan is that he, along with the Administrator of Central Service Agency (CSA) of the Department of Administrative Services (DAS), would be doing the first round interviews. He indicated that the finalist would meet with President Shaffer to get her input before he made a final decision soon. He informed the Board members that both candidates were attorneys, both are well seasoned in their profession, and he looks forward to hopefully being able to make the decision to fill the position. That being said, he commented that he feels that this is such a critical position that he is not willing to move forward unless it is absolutely the right person. Therefore, he stated that he will not be making any recommendations to the Board President until he is absolutely certain that the candidate is a good fit for the Board.

### PUBLIC RELATIONS

Director Kamdar stated that building bridges is a huge thing. He stated that building bridges to him means building bridges with stakeholders, adversaries, etc. He commented that it does not help to be in an adversarial relationship with many of the people that the Board is dealing with. He stated that we can agree to disagree but it can be civil and professional. Director Kamdar said that it should not come to what amounts to a waste of taxpayer dollars through public record request after public record request. He stated that at the end of the day we are all taxpayers, we are all shareholders, and that is not the way public dollars should be spent. Director Kamdar indicated that some of these requests are beyond reasonable and so this issue is what the Board needs to work on.

Director Kamdar informed the Board members that he has reached out to the Ohio Dental Association (ODA) and had a very good meeting with Executive Director David Owsiany. He informed them of his attendance to the ODA's Dentists Concerned for Dentists meeting this past Friday. He stated that he had met with people at the ODA in order to try to build some better relationships. He stated that he had a very nice discussion on the phone with Executive Director Jim Tarrent of the AADB. Director Kamdar informed the members that he had reached out to his counterpart at the Kentucky Board of Dentistry because he believes that we do not have to reinvent the wheel when somebody else has already figured out the solution. He commented that he has looked at the Kentucky Board's website and noticed that it is pretty impressive and professional. He stated that our website needs to be spruced up in order to get it to that level.

Director Kamdar said that he is also really looking forward to going to the AADB meeting in November where we can establish new contacts around the country.

Commenting along the lines of partners and sister organizations, Director Kamdar stated that he will be visiting the Ohio Department of Medicaid along with the Ohio Department of Health and some legislators who are in our realm of business. He stated that he will be making introductions and wanted them to understand we exist and that he is here to work with them on matters of mutual interest. He stated that the last thing the Board wants is to be blindsided by legislation that we are not even aware of and so along with our sister organizations such as the ODA, ODHA, and legislators that are in that realm, we want to make sure that we are doing everything we possibly can to establish good public relations and be proactive.

#### PUBLIC RECORDS REQUESTS

As to public records requests, Director Kamdar stated that he just wanted to let the members know that The Dispatch has made a public records request and, with the help of counsel, we are trying to cooperate, trying to gather information, some of which has to do with the previous Executive Director.

#### LICENSURE RENEWALS

Director Kamdar informed the Board members that the licensure renewal letters would be going out either this Friday or early next week. He stated that this is the biennial renewal that comes up for dentists and dental hygienists. He stated that he just wanted to let them know that he was looking at the renewal fees and the processing fee that is also tagged along with it. He stated that with Ms. Smith's assistance, they found that just like a cable bill, there are these other add on charges such as the processing fee the Board charges. He stated that along with Ms. Smith and the Board's Fiscal Officer, Pam Cartwright, they performed a quick analysis and realized the Board is charging a processing fee if they submit their renewals online. He commented that the Board does not charge a processing fee if they file paper renewals but in reality it takes us longer to process a paper renewal versus online. Director Kamdar stated that we need to be focused on a balance between enforcement and a business

friendly climate where we are not making it harder for dentists to practice but easier wherever we can. He commented that he did not have enough time to waive that processing fee for this renewal, nor was he suggesting that they waive it entirely but that he needs a little bit more time studying it. He said that it is something he would like to bring back to the Board for discussion at the appropriate time but he just wanted them to understand that there are those types of charges and he is not even sure when or how that was approved.

## STRATEGIC PLANNING

Regarding the strategic planning process, Director Kamdar said that he feels everyone has heard about it ad nauseum now. He again wanted to thank Dr. Smith for his vision piece as it will be an exercise that they all aim to do. He said that there will be a timeline on that so everyone is clear. He said that they had sent out the pathway to developing a strategic plan to everyone and then he distributed another hard copy. He requested the members to kindly spend a few minutes later on studying the steps because it fits very well with Dr. Smith's vision piece and how they as a Board ought to go about developing a strategic plan. He commented that they had talked about this in the Operations Committee meeting and that this is truly a roadmap of the future for calendar year 2016.

## BUSINESS FRIENDLY CLIMATE

Continuing on, Director Kamdar stated that he had talked briefly about a business-friendly climate and he just wanted to again bring a common sense approach to rules and regulations. He stated that if there are rules and regulations that don't make sense, then we ought to think about maybe rescinding them, amending them, etc. He commented also that if there are some rules or regulations that are missing and would be helpful to the profession, then those should be considered.

## CONSISTENCY IN ENFORCEMENT

Concluding, Director Kamdar said that we will be promoting consistency in the enforcement of our rules and regulations. He commented that the way our system is currently set up leaves a lot to subjectivity. He stated that it is the way the system is designed and does not have objectivity especially when you are a rotating board wherein you have new people coming in, members taking on new roles, and that it is almost impossible for the Board to defend itself from one time era to another over very similar infractions. He commented that our Board members today might make their decisions a certain way and maybe hypothetically it is aggressive compared to an action that was taken four or five (4 or 5) years ago versus what it might be compared to eight (8) years from now. He asked a rhetorical question "How do we develop greater objectivity and consistency that can withstand the test of time and a Board membership?" He stated that the members could take that for what it is worth and he is the new kid on the block, but these are some of the things he has observed and this is just touching the surface. He stated that when he has these one on one meetings with them, these are the types of conversations he

would like to have. He told them to feel free to bring him up to speed on anything they may feel he is missing on this matter.

## QUESTION AND ANSWER

### BOARD VISION STATEMENT

Director Kamdar, with assistance and clarification from Ms. Aquillo, answered questions from the rest of the Board members regarding the process for the development of the vision statement. They briefly explained that, under direction from the Board's Assistant Attorney General in complying with the Open Meetings Act, they would be submitting their information on a proposed vision statement to Director Kamdar. They explained that once a vision statement was established, the Board could move on to development of a strategic plan, etc.

### ANYTHING FOR THE GOOD OF THE BOARD

#### AMERICAN DENTAL ASSOCIATION COMMISSION ON DENTAL ACCREDITATION SITE VISITS

Director Kamdar stated that the Board had received a letter from the American Dental Association (ADA) Commission on Dental Accreditation (CODA) regarding site visits.

President Shaffer informed the members that the Board has been invited to participate in two (2) CODA site visits. She stated that as a Board participant, you will not be a voting. She then read relevant parts of the letter [Appendix A] to the members regarding the specific sites.

President Shaffer explained to the Board that should someone like to participate in the site visits they should notify Director Kamdar. She stated that the Board can submit the names of two (2) individuals to participate and then the site school selects one (1) participant.

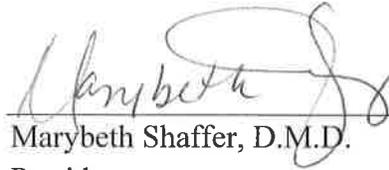
President Shaffer explained that the selected individual would be going around as an observer with the site visitation team and in that way they would get a better understanding of the process. She stated that as a National Licensure Board Consultant she would not be permitted to participate.

**ADJOURN**

*Motion by Dr. Smith, second by Dr. Das, to adjourn the meeting.*

Motion carried unanimously.

President Shaffer adjourned the meeting and reminded the Board members that their next meeting would be December 9, 2015.



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Marybeth Shaffer, D.M.D.

President



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Constance Clark, R.D.H.

Vice President

## APPENDIX A

**APPENDIX A****VIA ELECTRONIC MAIL**

October 16, 2015

Mr. Harry C. Kamdar  
Executive Director  
Ohio State Dental Board  
77 S. High St., 17th Fl.  
Columbus, OH 43215-6135

Dear Mr. Kamdar:

RE: *State Board Participation on Accreditation Site Visits*

This letter is to notify you that the institution(s) listed below have indicated a willingness to have a representative of the state board participate in the Commission on Dental Accreditation's 2016 on-site evaluations of the following advanced dental education program(s):

**Dental School Site Visits:**

Case Western Reserve University  
School of Dental Medicine  
Cleveland, OH  
November 1-3, 2016

**Advanced Education Site Visits:**

The University of Toledo  
Division of Dentistry  
Toledo, OH  
April 27-28, 2016

**Appointment Process and Reimbursement:** In accordance with the attached policy statement for state board participation on site visit teams, the state board of dentistry is requested to submit the names of two representatives who are current members of the board for each site visit listed. The Commission will then ask the institution to select one of the individual to participate on the visit. You will be notified when the institution has selected a representative. Prior to the visit, the representative will receive an informational packet from the Commission and the self-study document from the institution. The state board is responsible for reimbursing its representative for expenses incurred during a site visit.

**Confirmation of State Board Participation Form (to be returned):** Each program that has elected to invite the board of dentistry is identified on the attached Confirmation of

APPENDIX A

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Page 2

State Board Participation Form(s). The board of dentistry is requested to complete this form, as described above.

**Please note:** The Confirmation of State Board Participation Form(s) must be returned by the due date indicated on each form. If communication is not received from the state board by this date, it will be assumed that the state board is unable to participate on the site visit.

**Conflicts of Interest:** When selecting its representatives, the state board should consider possible conflicts of interest. These conflicts may arise when the representative has a family member employed by or affiliated with the institution; or has served as a current or former faculty member, consultant, or in some other official capacity at the institution. Please refer to the enclosed policy statements for additional information on conflicts of interest.

**Time Commitment:** It is important that the selected representative be fully informed regarding the time commitment required. In addition to time spent reviewing program documentation in advance of the visit, the representative should ideally be available the evening before the visit to meet with the team. Only one state board representative may cover each visit to ensure that continuity is maintained; it is desirable that the representative be present for the entire visit.

**Confidentiality and Distribution of Site Visit Reports:** Please note that, as described in the enclosed documents, state board representatives serving on a team must consider the site visit report confidential. Release of the report to the public, including the state board, is the prerogative of the institution sponsoring the program.

If I can provide further information regarding the Commission and its activities related to dental education site visits, please contact me at 1-800-621-8099 extension 2672 or [baumannc@ada.org](mailto:baumannc@ada.org). Thank you in advance for your efforts to facilitate the board's participation in the accreditation process.

Sincerely,



Catherine Baumann  
Manager, Advanced Specialty Education  
Commission on Dental Accreditation

CB/sp

cc: Dr. Catherine Horan, Manager, Pre-Doctoral Education, Commission on Dental Accreditation (CODA)  
Ms. Jennifer Snow, Manager, Advanced Specialty Education  
Ms. Peggy Soeldner, Manager, Postdoctoral General Dentistry Education, CODA  
Ms. Patrice Renfrow, Manager, Allied Education Programs, CODA  
Ms. Alyson Ackerman, Manager, Allied Program Reviews, CODA  
File

APPENDIX A

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Page 3

Enclosures: CODA Confirmation of State Board Participation Form(s)  
Policy on State Board Participation and Role During a Site Visit  
Policy on Conflict of Interest  
Policy on Public Disclosure and Confidentiality