

OHIO STATE DENTAL BOARD

BOARD MEETING

JUNE 3, 2015

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OHIO STATE DENTAL BOARD

BOARD MEETING

JUNE 3, 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 June 3, 2015, beginning at 1:00 p.m. Board members present were:

Marybeth Shaffer, D.D.S., President

Jeanne Huber, R.D.H.

Constance Clark, R.D.H., Vice President

Susan Johnston, R.D.H.

Ashok Das, D.D.S., Secretary

Lawrence Kaye, D.D.S.

Martin Chambers, D.D.S., Secretary

William G. Leffler, D.D.S.

Ann Aquillo

Gregory A. McDonald, D.D.S.

Chris Hanners, D.D.S.

Charles Smith, D.D.S.

The following guests were also in attendance: Katherine Bockbrader, Esq. of the Ohio Attorney General's Office, Henry Fields, D.D.S. of the Ohio Dental Association (ODA); Mark Wenzel, D.D.S., of the ODA's Dentists Concerned for Dentists; Sarah Thompson, Compliance Coordinator of the Ohio Physicians Health Program; Michele Carr, R.D.H., M.A., Chair, The Ohio State University College of Dentistry Department of Dental Hygiene, Karen Daw, M.B.A., C.E.C.M., of The Ohio State University, Lili C. Reitz, Esq., 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 Leetonia. After extending greetings to everyone Dr. Shaffer noted that there was a quorum present and called the meeting to order at approximately 1:05 p.m.

Welcome new Board member – Jeanne Huber, R.D.H.

Dr. Shaffer took a moment to formally welcome the Board's newest member, Jeanne Huber, R.D.H. from Dayton who was appointed to the Board the previous day.

Introduction of Board Members

Dr. Shaffer then introduced the rest of the Board members. She introduced 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. Chris Hanners, a general dentist from Piketon, Dr. Lawrence Kaye, a periodontist from Akron, Dr. William Leffler, a general dentist from Massillon, Dr. Gregory McDonald, a general dentist from

Springboro, Dr. Charles Smith, a general dentist from Tipp City, Ms. Susan Johnston, a dental hygienist from Columbus, and Ms. Ann Aquillo, the Board's Public member from Powell.

Review of Minutes

May 2015

Motion by Dr. Kaye, second by Dr. McDonald, to approve the May 13, 2015 Board meeting minutes as presented.

Motion carried unanimously.

Personal Appearances

Christy A. Dove, D.D.S.

Ms. Yehnert explained to the members that Dr. Dove was making an appearance before them to request a change in her Consent Agreement with the Board. She reminded the Board members that Dr. Dove had entered into a standard impairment Consent Agreement in February 2014, completed residential care and her license was reinstated in September, 2014 with up to twenty (20) hours per week of work privileges. Ms. Yehnert informed the Board that Dr. Dove is not currently working in the dental field.

Ms. Yehnert stated that Dr. Dove is compliant with her required meeting attendance and submits the attendance logs to the Board executive office in a timely manner. She informed the members that when Dr. Dove requests to miss meetings due to family vacations or sickness, it has been within the mandated time requirements. She explained to the members that Dr. Dove is appearing before them requesting to exchange her caduceus meeting with an extra Alcoholics Anonymous/Narcotics Anonymous (AA/NA) meeting. Ms. Yehnert then read Dr. Dove's letter of request as follows:

"OSDB,

I have attended a year's worth of Aftercare and Caduceus. I am requesting that I be allowed to now substitute the Caduceus meeting with a regular AA/NA because of the distance. It is approximately a 90 minute drive. I am a single mom of four children. It's difficult to take care of my children when I'm going out of town every week. It's also difficult financially as I've been unable to return to work because of the pain and symptoms of Fibromyalgia and Carpal Tunnel.

I do want to mention that the therapist, who evaluated me after the treatment program I attended, does not consider what happened in my situation to be addiction. (I can provide a copy of that paperwork). My current physicians are trying to help me with Suboxone and Tramadol for now. Pain management has been an important part of my treatment. It would break my heart to learn of someone who had to go through the debilitating health issues I've had to endure, unable to get timely answers and unable to get help. At that time, I was suffering more health problems than "just" the Fibromyalgia and Carpel Tunnel. Often it was impossible to even get out of bed. It was

frightening, and the long, heated divorce seemed to exacerbate the situation as we should expect extreme stress would.

It's also important to know that I have never been high. I have never drank a beer or glass of wine. There have been extremely rare occasions where I had a mixed drink for dessert. It has always been important to me to have full clarity in my thinking. The idea of being altered has never held appeal. I have had fewer than 10 mixed drinks in my life. And I have never had triggers or cravings. Going through all of the required steps for addiction has been a bizarre experience. I do not have a history of abuse. However, I did have a "perfect storm" of health issues that I just wanted to survive. Every component of that has been unpleasant. Thankfully, I've received an amazing amount of support and faith.

It is my hope that the Dental Board will also show support, especially with allowing me to switch the out-of-town Caduceus meeting.

Thank you for your time."

Upon questioning by the Board, Dr. Dove reiterated her request to substitute an additional AA/NA meeting in lieu of the required caduceus meeting. She clarified that if the Board permitted; she would no longer attend any caduceus meetings but would be attending four (4) AA/NA meetings. Dr. Dove stated that it is her hope to move her children up to the Columbus area and if so, she would like to go back to caduceus meetings at that time, as she feels it is a great group and loves the people. She explained that she has been trying to balance the meetings with the needs of her children.

Dr. Dove explained that she currently lives in the Chillicothe area but that her whole family is willing to move to the Columbus area which would allow her to begin going back to caduceus meetings at that time.

Motion by Dr. McDonald, second by Ms. Aquillo, to permit Christy Dove, D.D.S. to attend an extra Alcoholics Anonymous/Narcotics Anonymous (AA/NA) meeting in lieu of the required caduceus meeting until such time as she relocates.

Motion carried unanimously.

Executive Session

Motion by Dr. McDonald, second by Dr. Das, to move the Board into executive session pursuant to Ohio Revised Code Section 121.22(G)(3) to confer with counsel on matters that are the subject of pending or imminent court action and pursuant to Ohio Revised Code Section 121.22(G)(1) to consider the employment of a public employee.

Roll call vote: Ms. Aquillo – Yes
Dr. Chambers – Yes
Ms. Clark – Yes
Dr. Das – Yes
Dr. Hanners – Yes
Ms. Huber – Yes

Ms. Johnston – Yes
Dr. Kaye – Yes
Dr. Leffler – Yes
Dr. McDonald - Yes
Dr. Shaffer – Yes
Dr. Smith – Yes

Motion carried unanimously.

Dr. Shaffer requested Ms. Reitz and Ms. Bockbrader to attend the Executive Session in order to provide the legal update.

Open Session

The Board resumed open session.

Enforcement Report

Review of Proposed Consent Agreement(s)

The Board reviewed three (3) proposed Consent Agreements. The names of the individuals/licensees were not included in the documents reviewed by the Board. The names of the individuals/licensees have been added to the minutes for public notice purposes.

Disciplinary

John C. Bland, D.D.S.

Motion by Ms. Johnston, second by Dr. Das, to approve the proposed consent agreement for John C. Bland, D.D.S., license number 30-01-4822, case number 14-50-0233.

Motion carried unanimously.

Dean R. Gladura, D.D.S.

Motion by Ms. Johnston, second by Dr. Smith, to approve the proposed consent agreement for Dean R. Gladura, D.D.S., license number 30-01-9510, case number 15-45-0038.

Motion carried unanimously.

Non-Disciplinary

Reza H. Heshmati, D.D.S.

Motion by Ms. Johnston, second by Dr. McDonald, to approve the proposed addendum to consent agreement for Reza H. Heshmati, D.D.S., license number 30-02-4522.

Motion carried unanimously.

Enforcement Update

Ms. Reitz began the report by informing the Board that there are five (5) cases pending hearings of which one (1) has been resolved via the recently approved consent agreement. She indicated that there were currently forty-seven (47) licensees and certificate holders under suspension, forty-nine (49) licensees on probation, and informed the Board members that there were three hundred and twenty-two (322) active cases. Ms. Reitz said that there were three (3) licensees actively participating in QUIP and no new referrals to QUIP. She informed the members that there were no cases recommended to be closed since the last Board meeting as there was no opportunity to have a case review with the Board Secretaries.

Licensure Report

License/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.

Dentist(s)

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

Sally M. Alkalaf	Matthew V. Evers
Jason Balingcongan	Drew M. Figley
Alan J. Booth	Michael A. Franke
James T. Brady	Troy A. Gessner
Rachel J. Bright	Chelsea N. Grabarz
Allison L. Brown	Byungdo B. Han
Andrea M. Browne	Abdalkareem Hatahet
Lan-Anh T. Bui	John P. Heffernan
Joshua A. Bullock	Brittany L. Heffernan
Melody N. Carney	David C. Hickey
Chad Carter	Adam S. Hinkley
Jahanzeb Chaudhry	Cory A. Hoch
Lo-Shen Chen	Kurtis J. Homan
Chloe Chung	Douglas A. Hudoba
Jeffrey R. Cronley	Stephen A. Huffman
Sarah W. Curry	Jason C. Hyde
Philip R. D'Amico	Lindsey A. Jaros
Sasha L. Davisson	Banafsheh Jolousjamshidi
Nathan B. Desai	Jacob M. Judy
John A. DuBois	Irfan Karimullah
Ryan M. Durner	Natalie F. Kelsch
Nour N. Eldadah	Jessica A. Kestranek
Hala Elshaar	Charles F. Kimball

Krista M. Kiraly
Nicholas S. Kochenour
Megan M. Kottman
Katherine M. Koutsourelis
Bradley C. Kripke
Aaron T. Lindstrom
Sarah E. Luers
Andrew W. Mattson
Brian D. Merker
Daniel R. Miller
Justin A. Modugno
Kyungsik Moon
Bradley C. Moore
Edward P. Nash
Anna C. Novais
Ashley M. Papesh
Peter M. Paraskos
Gina M. Patrice
Derrick H. Peck
Abigail M. Platt
Melisa G. Potocki
Nathan J. Powers
Lia K. Risk
Sara E. Schairbaum
Randi L. Schneider

Matthew W. Scurria
Amanda M. Severn
Hun Shim
Robert M. Skiffey
Stephen E. Sliter
Daniel W. Smith
Stephen G. Spiritoso
Alexander W. Stamos
Jonah Staten
Brian M. Stewart
Nicholas E. Strasser
Brittany E. Strawman
Marta I. Strembitsky
Shannon M. Sullivan
Robin E. Sutton
Randy N. Swade
Hayley J. Thorson
Erica A. Unverferth
Mitchell B. VanHoose
Haitham A. Wehbe
Tyler N. Wenger
Kyle L. Westhafer
Abbey J. Wise
Naveen Yadav

Motion carried unanimously.

Dental Hygienist(s)

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

Alina M. Abate
Rebecca S. Acosta
Maycee J. Adams
Alaina M. Altman
Angela M. Ames
Katherine J. Antepara
Alexa R. Baldwin
Kali N. Battin
Vibeka F. Beasley
Marissa C. Beaumier
Katelynn M. Bimer

Kara R. Bisesi
Nicole M. Boggs
Cara J. Bores
Mindy S. Bowling
Bethany D. Bramer-Baron
Alissa K. Brown
Tiffany M. Brown
Sarah B. Burkhart
Megan N. Carpenter
Moirra E. Carr
Molli J. Cartwright

Kaylin Casey
Megan E. Clark
Melissa L. Conley
Anna G. Cooley
Amanda M. Creager
Brittany N. Daley
Kathryn E. Davies
Jaimee R. Davis
Tessa R. Drumm
Angela G Ealy
Madison L. Etzler
Jessica D. Evans
Amber N. Fackusseh
Danielle E. Fahey
Morgan E. Flanagan
Sarah M. Flora
Diandra E. Frankart
Jasmine R. Freije
Maria I. Garcia
Kristen M. Garwood
Alexa R. Gasbarro
Samantha L. Gerardot
Brooke A. Graham
Breanna R. Grimes
Rebecca D. Guggenbiller
Lindsay M. Hafer
Taylor P. Haines
Candace M. Henry
Audrey K. Herman
Kelsie E. Hooverman
Jessica L. Hunter
Joni M. Ibarra
Cassandra J. Johnson
Kari A. Kalberer
Erin K. Keegan
Sarah A. Koran
Rebecca E. Kreais
Britni M. Lagunzad
Evelyn J. Lee
Candice M. Lee
Ashley L. Lemon
Alicia L. Lowry
Lindsay M. Machado
Kimberly D. Maldonado
Tayler R. Mannon
Alexandra A. Miller
Meagan D. Niezgodski
Kristina R. Nunley
Ronda E. Oliver
Robin C. Pace
Amber C. Parker
Sandra M. Pierce
Lauren R. Pollard
Jennifer S. Price
Grace E. Rader
Marcie L. Reedy
Jessica L. Remley
Olivia N. Riedy
Casey N. Rowe
Cassandra N. Ruckel
Laura M. Sackenheim
Anna M. Samina
Rosemary A. Schieder
KaiLee R. Schiefer
Kelly M. Schumacher
Jacqueline E. Shipley
Mackenzie A. Sidle
Cara M. Skaggs
Jewel K. Slane
Olivia R. Slates
Stephanie G. Sprague
Jennifer M. Stechschulte
Evette M. Suleski
Jack S. Tang
Margaret L. Taylor
Claire E. Tonnis
Caroline M. Tymcio
Rose M. Vogel
Shellie M. Webster
Lauria R. Whitaker
Brooke A. Wise
Cierra J. Wolfe
Haleigh J. Woodruff
Marlene A. Zabora

Diana A. Zhuk

Kristin L. Ziehm

Motion carried unanimously.

Dental Assistant Radiographer(s)

Motion by Ms. Aquillo, second by Ms. Johnston, 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:

Hannah Abner	Kasie Fogle	Lydia Horner
Katelyn Almond	Erin Ford	Nadia Ibrahim
Mona Aqel	Shaebrielle Freeman	Jazzmin Ingol
Jeremy Bailey	Kara Gebhart	Kara Jackson
Emauhne Baker	Taylor Genovese	Courteney Jones
Nichole Barone	Rebecca Gibbs	Rachel Jones
Bradalynn Barr	Kaitlin Ginkinger	Olga Kalikaeva
Sara Bizsantz	Victoria Glime	Laura Kelly
Elizabeth Blessing	Abigail Gray	Rachel King
Christine Bocchi-Carrizales	Renee Green	Raven King
Kayla Brahler	Breyanna Griffin	Kourtney Klein
Megan Brown	Jennifer Grisham	Jodie Koster
Abigail Bryner	Brianne Hageman	Brienne Lacey
Julie Butera	Kyndra Halcomb	Hannah Lauro
Teneshia Campbell	Kehley Hall	James Lee
Logan Canary	Carley Hampton	Mikayla Lenhart
Natalie Chupp	Shanee Hampton	Akeila Littlejohn
Amber Ciammaichella	Brittany Hanahan	Amanda Lloyd
Ashley Couch	Skye Hanek	Marissa Major
Adedrion Crawford	Lyndzie Hanley	Alison Malkuian
Katelyn Dalton	Olivia Hanna	Amber Marshall
Amanda Davis	Brittany Hargrove	Danielle Martinez
Cheyenne Davison	Kristan Harrision	Lataia Mason
Montana Decker	Shelley Hartzell	Ashley Mcconnell
Molly Dilley	Anettra Hastings	Robin Mccoy
Alexandrea Doran	Brittany Hawkins	Danielle Mezaros
Shannon Duncan	Tiffany Hedges	Alexis Miller
Jennifer Durbin	Brianna Hensler	Chelsie Miller
Michelle Estrel	Kelly Hershey	Felicia Miller
Nichole Fawley	Leah Hill	Nicole Miller
Heather Ferreira	Rachel Hines	Taylor Miller
Jordan Finnerty	Tishena Hochstetler	Stephanie Minor
Stephanie Fleming	Melissa Hoffman	Michael Mistovich

Minatullah Mousa	Brittani Rassavong	Jordyn Sunderman
Amber Mowery	Shannon Ritzenthaler	Erika Taylor
Angela Muscatello	Stephanie Robinson	Emonee Thompson
Miakayla Myers	Marisa Rock	Taylor Thompson
Morgan Myers	Sarah Rosenblum	Jatoria Traylor
Brandi Neeley	Aryah Ruoff	Chelsea Vega
Nicole Nighswander	Amber Sabolich	Kailee Vincent
Makayla Nininger	Lindsey Schuermann	Freya Vollmar
Lanessa Noffsinger	Kristen Seibert	Arianna Walker
Ashley Oswald	Jessenia Serrano	Marcell West
Tina Pack	Nicole Shade	Erica Wilkinson
Emily Petronella	Michele Shinn	Channie Williams
Samantha Philbrick	Alexander Smith	Taylor Wilson
Sandy Pistininzi	Kati Smith	Nala Woods
Ashley Pope	Kaitlyn Spaw	Sara Yassin
Allison Post	Madison Spiker	Latricia Yoder
Alexandra Przeszlo	Corliss Stargen	Brandi Yunkin

Motion carried unanimously.

Limited Resident's

Motion by Dr. McDonald, second by Ms. Johnston, to approve the licensure report for the following limited resident's licenses:

Jasem A. Alburaih	Joo Y. Jang
David M. Anderson	Trenton B. Johnson
Reem I. Andijani	Tony K. Kang
Layla K. Baidas	Ann D. Kennedy
Ian PW Barnard	Roberta E. Kerr
Gina Bitonte	Vrisiis Kofina
Amanda H. Buff-Lindner	Stephen D. Kosik
Andrew C. Cantwell	Nicholas B. Lias
Keldon M. Carroll	Bradley S. Lynn
Mary O. Cook	Wallace S. McLaurin
Jeffrey R. Cronley	Ryan Meers
Erika M. Das Santos	Samer Nuwwareh
Molly M. Doyle	Melissa A. Papio
Ahmed Elkhaweldi	Adam S. Priestwood
Stephanie L. Freudenthal	Rashmi Radhakrishnan
Sukirth M. Ganesan	Nanditha A. Ranganathan
Jessica J. Gillis	Natasha A. Roshan-Zamir
Logan D. Halderman	Richard M. Seltenrich
Alqahtani Hussam	Christina Zachariadou
Todd M. Jacobs	

Motion carried unanimously.

Limited Continuing Education

Motion by Ms. Johnston, second by Dr. McDonald, to approve the licensure report for the following limited continuing education license:

Brian N. Hadeed
James E Hamman

David P. Nguyen

Motion carried unanimously.

Coronal Polishing

Motion by Ms. Aquillo, second by Dr. Das, 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:

Teresa A. Best
Stephanie N. Gohring
Amber R. Lynch
Shelby N. Milliser
Alecia M. Mitchell
Katelin R. Morehead

Shemika R. Robinson
Jamie L. Stine
Charlotte D. Walk
Rachel B. Welhener
Tracy L. Wiebenga

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 applicants have met the requirements necessary to obtain licenses to practice dentistry in Ohio as graduates of unaccredited dental colleges outside the United States:

Dr. Laith Al-Mashni
Dr. Loly Alshami
Dr. Victor J. Erminy-Fernandez

DR. Reza H. Heshmati
Dr. Lavika Mor
Dr. Nisha Thapalia

Motion carried unanimously.

Anesthesia Permit(s)/Conscious Sedation Permits

Through Director Reitz, Doug Wallace, D.D.S., the Board's Anesthesia Consultant, provided a report indicating that the following individuals have applied for Anesthesia and/or conscious sedation permits, evaluations have been conducted, and the applicants are recommended to receive permits for the specified modality.

Anesthesia Permit

Edna Buckle, D.D.S. - Cincinnati

Conscious Sedation Permits

Dr. Brent Woodmansee –Intravenous

Motion by Dr. McDonald, second by Ms. Johnston, to accept the Anesthesia Consultants report and approve these applicants to receive permits for the specified modality.

Motion carried unanimously.

Reinstatement Application(s)

Motion by Ms. Johnston, second by Ms. Aquillo, to approve the following reinstatement applications for licensure in Ohio:

Dentist(s)

Hayley M. Clause, D.D.S.

Motion carried unanimously.

Committee Reports

Ad Hoc Board Operations

Dr. Kaye stated that the Ad Hoc Board Operations committee met earlier in the day and discusses two (2) issues; EFDA examinations and restructuring of Board meetings. He informed the members that there are now two (2) organizations that are administering the EFDA examinations; the Commission on Dental Testing and the Commission on Dental Competency Assessments (CDCA). Dr. Kaye stated that the Committee discussed development of a policy and possibly drafting rules regarding retakes and the limitations on retakes and felt that they should look into the guidelines for other professionals in the dental field who have licenses/certificates that required examination. He stated that the consensus of the Committee was to look at the conformity between those professions but also felt that the Board should check on the statutes so as not to exceed our regulating authority in this matter.

Discussion followed wherein Ms. Reitz was tasked with researching this issue regarding retesting and remediation as well as, the number of attempts at different examinations, etc. It was decided that the preliminary information should be prepared for Committee review by the next meeting on July 22. Dr. Kaye suggested that the new Chair of the Committee should be involved in assisting Ms. Reitz on her report to the Committee.

Dr. Kay stated that the second matter for discussion was consideration of restructuring dental board meetings. He stated this matter was referred to the Board President for further consideration.

Motion from the Committee to approve the Ad Hoc Board Operations Committee Report

Motion carried unanimously.

Education

Ms. Johnston stated that the Education Committee had met that morning at 9:00 a.m. in room 1932. She informed the members that Dr. Leffler had signed in for Committee member, Martin Chambers, D.D.S., in order for the Committee to have a quorum. Ms. Johnston stated that the Committee had a presentation by John Stamper of The Dental Exchange regarding a resource they created to allow dental licensees to upload and track their continuing education and the Board to utilize during continuing education audits. She stated that Mr. Stamper had used the Boards information to customize the tool specifically for Ohio licensees.

Continuing on, Ms. Johnston informed the members that Mr. Stamper explained that this tool is offered free to licensees and the Board. She distributed a copy of a sample contract The Dental Exchange currently holds with the Kentucky Dental Board and stated that a similar contract could be drafted for Ohio.

Discussion followed wherein Board members discussed how The Dental Exchange was funded, would this be mandatory of all licensees, were there other companies offering the same services, and terms of the contract with the Board. Ms. Johnston explained that this was the first step in research into companies who offer this service and that Mr. Stamper was offering the Ohio Board members the opportunity to test out the program to see how well it worked along with the other services they offer.

Dr. Shaffer requested Ms. Franks to forward the e-mails of the Board members who wished to participate to Mr. Stamper. She stated that Mr. Stamper would then forward each participant a link to allow them to personally utilize and review their services and then be prepared to come back to the Board meeting in July to discuss this further.

On a final note, Ms. Reitz mentioned that the new licensure software had been in development included an education module. However, she stated that the vendor has backed out of the original contract with the Boards and Commissions which was subsequently terminated. She indicated that she would inquire of the Medical Board of Ohio as to when they will expect the new licensing program to be ready.

Motion from the Committee to approve the Education Committee Report.

Motion carried unanimously.

Law and Rules Review

Dr. Leffler informed the Board that the Law and Rules Review Committee met earlier that morning and had a very exciting meeting that morning; it was very energetic with a lot of good input from everybody. He stated that the meeting began with a brief update from Ms. Reitz on the OARRS reporting requirements. He stated that she had provided the members with a draft new rule 4715-6-01 which includes some new guidelines and a laundry list of requirements that will replace the current rule due to legislative changes. He stated that the discussions on the new rule were tabled in order that the draft new rule could be brought to the full Board for review, discussion, and consideration sometime in the near future.

Dr. Leffler stated that the Committee made some headway regarding updating the definition of "final impression" in rule 4715-3-01. He stated that they added the definition as follows:

“Final impression” means the digital or analog image or compilation of images approved and submitted by the supervising dentist for the construction of casts which is captured by the digital scanning of any hard or soft tissue bearing area, whether intra-orally or extra-orally for the purpose of fabricating a prosthetic restoration.”

Dr. Leffler stated that after some discussion, it was also decided that a definition for “casts” would be needed but the Committee had not determined where it should be included in rule 4715-3-01. He stated that the definition of “casts” would be as follows:

“Cast” is any platform whether it would be analog or digital from which a restoration is constructed.”

Discussion followed wherein Dr. Chambers requested to change the language in the definition of “final impression” to “prosthesis” instead of a “prosthetic restoration” since there are systems out there where people are making a digital process for removable prosthesis. Dr. Kaye commented that he did not object to the term but recommended a review of the Dental Practice Act to ensure this was not in conflict with other sections of statute or rule. Further discussion clarified that this function would be performed only under direct supervision.

Continuing on, Dr. Leffler stated that they had continued their discussions from the previous meeting regarding whether Expanded Function Dental Auxiliary (EFDA) could use some type of management of soft tissue in the placement and restoration of composite and amalgam restorations. He informed the members that with the assistance from Matt Whitehead who represented the Ohio Dental Hygienists’ Association, they determined that in rules 4715-3-01 and 4715-11-04, the definition of “advanced remediable intra-oral tasks and/or procedures” should be changed as follows:

“Advanced remediable intra-oral dental tasks and/or procedures” all tasks and/or procedures, with consideration of soft tissue, involved in the art or placement of preventive or restorative materials limited to the following:...”

Dr. Leffler informed the members that there was a lot of heated discussion about this matter and so he was bringing it to the entire board to discuss for consensus.

Dr. Chambers stated that he wished to try and initiate a change in the law and rules so that would allow Basic Qualified Personnel (BQP) and up to place retraction cord in order to temporarily retract the gum tissue for the purposes of analog and digital impressions, specifically line (K) in rule 4715-11-06 regarding non-delegable duties or tasks. He stated that eliminating this line would allow BQP’s, CDA’s and EFDA’s to place cord for those purposes either analog or digital impressions under direct supervision. Dr. Chambers clarified that this all ties into an access to care issue in that there are over 13,000 BQP’s and that singular line can interfere with the care given to certain populations by a team of dentists, dental hygienists, BQP’s, CDA’s, and EFDA’s. He further stated that eliminating line (K) would allow the placement of retraction cord to become a delegable duty to qualified dental personnel under the direct supervision and training of a licensed dentist.

Dr. Chambers said that under the BQP allowable duties it specifically states that under direct supervision, the dentist is charged with educating and verifying that under their direct supervision that whomever is going to be placing the cord is adequately trained by them or they also have the option of having them educated elsewhere. He stated that this particular task seems perfectly reasonable to allow them to perform under direct supervision and that eliminating line (K) seems the simplest way to allow all dental auxiliary the ability to perform this function.

Motion by Dr. Chambers, second by Dr. Leffler, to strike line (K) in rule 4715-11-06.

Discussion followed wherein Dr. Shaffer indicated that she had done research into whether this function or duty was permitted in other states. She stated that there were several other states that allow the BQP to perform this function under the direct supervision of the dentist. She stated that in regards to the concerns about pharmacologic agents being added to the cord, the supervising dentist would be required to add that for the patient after review of their medical history.

Ms. Reitz suggested that in addition to striking line (K) in rule 4715-11-06, the words "excluding the placement of gingival retraction materials" be removed from rule 4715-11-02(B)(1) in order to allow BQP's the ability to perform the placement of retraction cord under supervision.

Motion by Dr. Chambers, second by Dr. Leffler, to amend the motion to strike line (K) in rule 4715-11-06 and to remove the words "excluding the placement of gingival retraction materials" from paragraph (B)(1) of rule 4715-11-02.

Dr. Shaffer clarified that for the Law and Rules Review Committee report it was the consensus of the Board to consider adding language regarding the placement of retraction cord to the list of permissible duties of the BQP. Dr. Kaye recommended that the statutes be reviewed to ensure that there was no conflict.

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 per week attending to Board business.

Motion by Ms. Johnston, second by Dr. Leffler, to approve the Supervisory Investigative Panel report.

Motion carried unanimously.

Office Expense Report

Motion by Dr. McDonald, second by Dr. Das, to approve the expense report and approve payment of the April 2015 Board bills.

Motion carried unanimously.

President's Report

Dr. Shaffer began her report by thanking Dr. McDonald for enabling the meeting to be moved up in order to have a quorum present due to term limits. She stated that there had been participation on several issues that needed closure and that it would have been difficult to complete without the current members. She stated that she expects new appointments to be made but that in the interim she was requesting all current Board members to cognizant of committee meetings in order that there are quorums to hold the meetings.

Ohio Dental Association House of Delegates

Dr. Shaffer read an e-mail correspondence as President of the Board, from the Ohio Dental Association regarding the House of Delegates meeting on September 17-18, 2015. She informed the members that they had been invited to attend the meeting and meet the House of Delegates at 9:00 a.m. on Thursday September 17. Dr. Shaffer stated that she had accepted the invitation on behalf of the Board and requested the members to attend.

EFDA Examination - Commission on Dental Competency Assessments Examination

Dr. Shaffer informed the members that the Commission on Dental Competency Assessments would be administering the first EFDA examination at Case Western Reserve University on June 23, 2015. She stated that any members who wished to attend the examination as an observer should notify the central office. She stated that a follow-up examination is scheduled for October 24, 2015.

"Boards That Lead" by Ram Charan

Dr. Shaffer stated that Dr. Smith had provided the members with the book "Boards That Lead" by Ram Charan on Board leadership. As they were reading through the book, she asked the Board members to take note of the section on how mission statements are developed and to consider what we see as the Board's mission statement or vision statement. She stated that any input could be provided to the Boards Operations Committee for consideration in developing the mission statement for the revised Operations Manual and to be included on the Boards Evaluation Forms.

Executive Director's Report

Joint Regulatory Statement

Ms. Reitz began her report by stating that she had provided the members with two (2) documents regarding the "Joint Regulatory Statement OARRS Integrated Services – Compliance with Mandatory Use Requirements" and the "E-Prescribing of Controlled Substances". She stated that she is aware that they had just received these documents and that any discussion or decisions could wait until the July meeting.

Ms. Reitz read the "Joint Regulatory Statement OARRS Integrated Services – Compliance with Mandatory Use Requirements" [Appendix A] to the members. She then stated that the document was simply for their information and that all the other Boards were being asked to place the information on their respective websites for education and consistency.

E-Prescribing

Similarly, Ms. Reitz stated that she had recently been asked to participate in conference calls of the E-Prescribing Subcommittee. She stated that she had shared the document received on June 1, 2015 in order that the members could review and consider for discussion at the next Board meeting. Ms. Reitz explained there is a push to make prescribers aware that E-Prescribing of controlled substances in Ohio is a recommended option. She stated that there are requirements that need to be met, however, it is intended to save money, time, and to be safer. Dr. Shaffer commented that it was her understanding that this was a state-wide initiative. Ms. Reitz confirmed that to be the case.

Opiate and Other Controlled Substances Committee

Ms. Reitz stated that the Opiate and Other Controlled Substances Committee met on Monday, June 1, 2015. She stated that their agenda for the meeting was to review several documents related to outpatient management of acute pain with focus on the draft document entitled "Compiled Guidelines for Management of Acute Pain Outside the Emergency Department". She stated that members of the Committee had issues ranging from the title and format of the document to the scope of the document. Ms. Reitz informed the members that it was difficult for all to come to consensus and take a general approach to treatment due to multiple providers and specialties being involved.

Additionally, Ms. Reitz stated that more group members expressed concerns with the definition of "acute pain" situations typically resulting in acute pain, and it appears at this point that they will be removing the definition from the document all together. She stated that members made reference to a goal of reducing the "Friends and Family Fund" which is referring to the left over medication the medicine cabinets and being accessed inappropriately by children, friends and family. She stated that many of the attendees to the meeting did not prefer that wording and so it will also be removed.

Ms. Reitz stated that most of the discussion involved the treatment of pain and utilizing a 1-step, 2-step, 3-step approach. She said that workgroup members were concerned that providers would view that as a mandatory requirement rather than a recommendation, which could then possibly affect their clinical judgement. She stated that at the conclusion of almost three (3) hours, it was decided to prepare a new updated document for consideration at their meeting in July.

Anything for the Good of the Board

Lawrence B. Kaye, D.D.S.

Dr. Kaye informed the members that "tikkum olum" is the Hebrew phrase meaning "preparing the world." He stated that as we go through life, we should leave each place that we are better than when we arrived. He expressed to the members his hopes that they may all achieve this objective in their lives.

Dr. Kaye said that it has been an honor to serve on this Board, an honor to serve with each of his fellow Board members, and an honor to serve the people of Ohio. He stated that he has gained more from this experience than he has given, and that he wanted to thank them all.

Gregory A. McDonald, D.D.S.

Dr. McDonald commented "ditto" on what Dr. Kaye had expressed. Additionally, he stated that it has been an honor serving this Governor in this mission. He stated that there are many challenges ahead for the new Board members and hoped that the remaining members take them under their wings to train them and teach them. He stated that it is a tough job due to tremendous responsibility and that they should take all the help they could get. He then thanked his fellow Board members.

William G. Leffler, D.D.S.

Dr. Leffler stated that on a more sober note, he noticed during lunch today that there was a stack of boxes outside the cubicle of one of the staff members. He stated that the boxes were full of returned mail that had been originally sent out "Certified", at a cost of \$3.78 each, to all the dental assistant radiographers who had not renewed their certificates at the end of last year. Dr. Leffler commented that several hundred of these letters had been returned for wrong addresses. He explained that there has to be a better way to get these certificates renewed rather than at this cost, plus the time and effort by the staff. He concluded that the remaining members may take this matter up in their free time at the July meeting.

Dr. Hanners commented that Dr. Leffler was a Board member to the very end.

Adjourn

Motion by Dr. Kaye, second by Dr. McDonald, to adjourn the meeting.

Motion carried unanimously.

Dr. Shaffer adjourned the meeting and reminded the Board members that their next meeting would be July 22, 2015.



Marybeth Shaffer, D.D.S.
President



Constance Clark, R.D.H.
Vice President

Appendix A

Joint Regulatory Statement



State Medical Board of Ohio
200 E. Broad St., 2nd Fl.
Columbus, OH 43215
614-466-3354



State of Ohio Board of Physicians
77 E. High Street, 17th Fl.
Columbus, OH 43215
614-466-1145



OHIO Board of Nursing
115 West Street, Suite 600
Columbus, OH 43215
614-466-3477



Ohio State Dental Board
115 West Street, 2nd Fl.
Columbus, OH 43215
614-466-2249

JOINT REGULATORY STATEMENT

OARRS Integrated Services – Compliance with Mandatory Use Requirements

June 2015

This statement should not be construed as a new policy, but rather, as an attempt to clarify existing law. Such clarification is intended for the benefit of practitioners and the public as a way to promote better understanding of the laws governing the practice of medicine, pharmacy, nursing and dentistry.

It has been brought to our collective attention that questions have been raised regarding the use of OARRS integrated services to satisfy the mandatory use requirements in the Ohio Revised Code and Ohio Administrative Code governing the prescribing of controlled substances, including opioid analgesics and benzodiazepines. Integrated services are those that automatically query OARRS on behalf of a prescriber (for example, MarxCheck). Please be advised that the State of Ohio Board of Pharmacy requires any integrated OARRS service to be able to provide the identification of the prescriber who accessed a patient's reports. Therefore, use of integrated services satisfies the mandatory use requirements in the Ohio Revised Code and Ohio Administrative Code.

While integrated services may not require a prescriber to be registered with OARRS, all prescribers must adhere to all laws and regulations regarding authorized access to the system. For more information, please review the OARRS acceptable use policies by visiting: <https://www.ohiopmp.gov/portal/docs.aspx>

Ohio law also requires that each prescriber who prescribes or personally furnishes opioid analgesics or benzodiazepines, as well as all pharmacists who dispense or plan to dispense controlled substances within the state of Ohio, certify to their respective licensing board that they have access to OARRS upon renewing their license. While a prescriber or pharmacist with access to an OARRS integrated service can meet this requirement even if they do not have an individual account, these licensees are strongly encouraged to obtain their own individual registration in the event that such a service is unavailable.

For more information regarding OARRS and compliance with mandatory use requirements in Ohio law, please visit: www.pharmacy.ohio.gov/3411A0. In addition to the requirements in law, the following health care regulatory boards have rules regarding required OARRS checks for controlled substance medications:

- Medical Board: OAC [4731-11-11](#) and [4731-11-12](#)
- Nursing Board: OAC [4723-9-12](#)
- Dental Board: OAC [4725-6-01](#)
- Optometry Board: OAC [4723-16-04](#)
- Pharmacy Board: OAC [4729-5-20](#)