



# MINNESOTA BOARD OF DENTISTRY

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## Public Board Meeting Minutes

October 30, 2015

### Call to Order

Board President David Gesko called the meeting to order at 8:00 a.m.

### Board Members Present

David Gesko, DDS – President  
Allen Rasmussen, MA, BS – Vice President  
Neal Benjamin, DDS – Secretary  
Teri Youngdahl, LDA – Past President  
Douglas Wolff, DDS  
Jake Manahan, JD  
Nancy Kearn, DH  
Paul Walker, DDS  
Steven Sperling, DDS

### Board Staff Present

Amy Johnson, Licensing Analyst  
Deb Endly, Compliance Officer  
Diane Anderson, Complaint Analyst  
Joyce Nelson, Interim Executive Director  
Kathy Johnson, Legal Analyst  
Mary Liesch, Complaints/Compliance Director  
Michelle Schroeder, Administrative Assistant  
Sheryl Herrick, Office Manager  
Vicki Vang, Administrative Assistant

### Attorney General's Office Counsel Present

Jennifer Middleton – Assistant Attorney General  
Jason Pleggenkuhle – Assistant Attorney General

### Others in Attendance (per sign-in sheet)

Candy Hazen, DH – MnDHA; Beth Rynders, LDA – MEDA; Dick Diercks – Park Dental; Kelli Olson, LDA – MnDAA; Jodi Hager, DT – MDTA; Karl Self, DDS – U of M; Sue Block, DDS – MDA; Liz Rydell, DDS – Midwest Dental; Leah Myhre; Anna Malay, LDA – MnDAA; Carmelo Cinqueonce, MBA – MDA; Jeanne Anderson, DH – MDHEA; Paul Becker, DDS – Midwest Dental; Todd Gerlach, DDS – MSOMS; Dave Resch, DDS – MDA; Nina Huntington, DH – CRDTS Examiner; Linda Boyum, LDA; Roy Hakala, DDS – MN Cranio; Randy Gullikson; Gary Pickard – Pacific Dental Services; Clare Larkin – MN Department of Health; Jayne Cernohous, DDS – Metropolitan State University; Genelle Lamont – MDH Oral Health Program

### Introductions

Board members, staff, and members of the public introduced themselves.

### Review and Approval of Minutes

Minutes from the July 24, 2015 Public Board meeting were reviewed and approved as submitted.

**Motion made to accept the July 24, 2015 minutes as submitted.**

**MOTION:** Paul Walker  
**SECOND:** Nancy Kearn  
**VOTE:** For: 9  
Opposed: 0  
**RESULT:** Motion Passed. Minutes approved as submitted.

1 **Professional Associations and Dental Educator Reports**

2 **MDA** – Carmelo Cinqueonce indicated that the MDA report was included in the Board packet and they had no  
3 additional information to report.

4  
5 **MnDHA** – Candy Hazen reported that the MnDHA participated in the Oral Cancer Walk.

6  
7 **MnDAA** – Kelli Olson indicated that a written report from MnDAA was included in the Board packet.

8  
9 **MEDA** – Beth Rynders reported that MEDA did not submit a written report because their meeting occurred  
10 after the deadline for reports. Beth reported that MEDA has some concerns for students who failed only the  
11 radiology portion of the Dental Assistant State Licensure Exam being required to take the entire exam once it  
12 changes on November 1. Beth indicated that MEDA has been made aware of some issues at PSI testing sites  
13 regarding security and having people registering in the same room that others are already testing in. MEDA  
14 discussed remedial education for students and, based on union requirements, schools will be providing remedial  
15 education through continuing education courses. MEDA has concerns regarding the proposed expanded duties  
16 relating to orthodontics and what the requirements will be for teaching those. Following discussion, it was  
17 determined that MEDA will discuss the orthodontic duties and concerns will be brought to the next Allied  
18 Dental Education meeting.

19  
20 **MDHEA** – Jeanne Anderson reported that MDHEA met October 24<sup>th</sup>. They discussed the revised CODA  
21 standards, and have had discussions with CODA regarding what the revised standards will mean for Minnesota  
22 schools. The new standard doesn't require teaching all duties to clinical competency because Minnesota law  
23 doesn't require all duties being taught to clinical competency. Jeanne indicated that based on the discussions  
24 MDHEA has had with CODA, the new standards should not be a problem for the Board or educational  
25 institutions.

26  
27 **MDH Oral Health Program** – Clare Larkin reported that MDH is planning for the first ever statewide survey  
28 of older adults in Minnesota. Clare reported that the school based sealant program just wrapped up. Sealants  
29 were placed on teeth of 4,178 children at 173 high risk schools. Following receipt of state general fund dollars,  
30 MDH will be working on an early dental prevention initiative targeting new immigrants and new mothers.

31  
32 **U of M** – Karl Self indicated that a written report was included in the Board packet. Karl reported that the U of  
33 M has received federal funds to try to increase the number of rural oral health care providers. The U of M Board  
34 of Regents recently approved a dual degree program for dental hygiene and dental therapy. Karl indicated that  
35 CODA has agreed to begin the process of accrediting dental therapy programs.

36  
37 **Metropolitan State University** – No report

38  
39 **Midwest Dental Laboratory Association** – No report

40  
41 **Minnesota Society of Oral and Maxillofacial Surgeons (MSOMS)** – Todd Gerlach reported that MSOMS  
42 held their fall meeting in September. MSOMS has 5 board approved sedation inspectors. MSOMS has  
43 encouraged all of their members to join the Prescription Monitoring Program.

44  
45 **CRDTS Examiners** – Nina Huntington reported that she has been an examiner for six exams this year and has  
46 one more scheduled for December. She also reported that CRDTS has revamped all of their bylaws this year and  
47 has written charters for all of the CRDTS committees.

48  
49 **Minnesota Dental Therapists' Association (MnDTA)** – Jodi Hager indicated that MnDTA is still working on  
50 their website and has nothing new to report.

51  
52 **Other Organizations/Associations** – No other reports

53  
54  
55  
56 **Elections**

1 **PRESIDENT** – Steven Sperling was nominated for the office of President by Neal Benjamin.

2  
3 No other nominations were offered.

4  
5 **Motion made to close nominations and cast a unanimous ballot electing Steven Sperling to the**  
6 **office of Board President.**

7  
8 **MOTION: Paul Walker**

9 **SECOND: Nancy Kearn**

10 **VOTE: For: 9**

11 **Opposed: 0**

12 **RESULT: Motion Passed. Steven Sperling is elected as the next Board President.**  
13  
14

15 **VICE PRESIDENT** – Jake Manahan was nominated for the office of Vice President by Teri Youngdahl. Neal  
16 Benjamin nominated himself for the office of Vice President.

17  
18 Following the rules as listed in the IOPP, voting was conducted via paper ballot. Board President – David  
19 Gesko, Interim Executive Director – Joyce Nelson, and Staff Member – Deb Endly, counted votes.  
20

21 **Jake Manahan received the most votes and was elected as the next Board Vice President.**  
22

23 **Secretary** – Teri Youngdahl was nominated for the office of Secretary by Nancy Kearn. Douglas Wolff was  
24 nominated for the office of Secretary by Neal Benjamin. Douglas Wolff declined the nomination.  
25

26 No other nominations were offered.  
27

28 **Motion made to close nominations and cast a unanimous ballot electing Teri Youngdahl to the**  
29 **office of Board Secretary.**

30  
31 **MOTION: Paul Walker**

32 **SECOND: Jake Manahan**

33 **VOTE: For: 9**

34 **Opposed: 0**

35 **RESULT: Motion Passed. Teri Youngdahl is elected as the next Board Secretary.**  
36  
37

### 38 **Interim Executive Director's Report**

39 Joyce Nelson indicated that a written report was included in the Board packet. Joyce reported on the following  
40 budget issues:

- 41 • The Board contract for the database system has been changed due to cost, with the contract now  
42 including no new enhancements. Discussions have occurred regarding what it would take to convert to  
43 the ALIMS database system that 11 other Health Licensing Boards currently use.
  - 44 • Joyce encouraged Board members to look at how many representatives are really necessary at  
45 conferences, as the Board of Dentistry spends more on travel than most boards.
  - 46 • AGO costs are always a big expense. Joyce has spoken with complaint staff and committee members  
47 about possibly only having legal counsel present when the licensee will have legal counsel present.
  - 48 • Costs that cannot be controlled have increased- MN-IT fees, salary increases, rent, and insurance. The  
49 Board will need to consider going to the legislature for a supplemental budget bill to cover the costs. It  
50 is possible that fee increases will need to be discussed again.
- 51

1 **Presentation**

2 **Supreme Court ruling regarding North Carolina Board of Dentistry** – Jason Pleggenkuhle, Assistant  
3 Attorney General, provided a summary of the case of North Carolina State Board of Dental Examiners versus  
4 the Federal Trade Commission that was heard by the Supreme Court.  
5

6 **Committee Reports**

7 **Policy Committee** – Neal Benjamin reported that he had begun working with the Minnesota Dental Association  
8 on a potential self-assessment tool for dentists to use regarding infection control in October 2014. Neal indicated  
9 that the Minnesota Dental Association will be working with five dental offices to go through the checklist to  
10 determine how long it will take them and if there are any issues with the checklist. At the January 2015 Board  
11 meeting, the infection control issue was sent back to the Policy Committee for further discussion. An infection  
12 control task force was convened to review and recommend changes to the infection control recommendations  
13 that had been discussed at the January Public Board Meeting. The task force has met, and is continuing to meet.  
14 Infection Control recommendations will be brought to Policy Committee for final review before being brought  
15 to the full Board.  
16

17 Policy Committee has discussed resolutions regarding obstructive sleep apnea. The language of the proposed  
18 resolutions was included in the Board Meeting packet. Following discussion, Neal asked that the words “FDA  
19 cleared” be removed from Resolution #3.  
20

21 **Motion made that the Board approve the proposed resolutions and place them on the Board website.**  
22

23 **MOTION: Neal Benjamin**  
24 **SECOND: Teri Youngdahl**  
25 **VOTE: For: 9**  
26 **Opposed: 0**  
27 **RESULT: Motion Passed. Resolutions approved.**  
28

29 Neal reported that the October Policy Committee meeting included a discussion on Dental Support  
30 Organizations. The discussion will continue in future Policy Committee meetings.  
31

32 Neal reported that although a proposed motion regarding Rule changes for Dental Assistants and orthodontic  
33 duties was included in the Board Meeting packet, following discussion at the October Policy Committee  
34 Meeting, the motion would not be presented to the Board for consideration at this time. Neal indicated that the  
35 orthodontic duties rule change topic would be sent to the Allied Dental Education Committee for further review  
36 and recommendations.  
37

38 **Presentation**

39 **Minnesota Department of Health (MDH) Oral Health Survey Report** – Mark Schoenbaum, Nitika Moibi  
40 and Laura McLain from the MDH presented information on the Oral Health Survey Report.  
41

42 Discussion occurred regarding the placement of the MDH survey for online license renewals. MDH would like  
43 to see the survey placed before the licensure renewal to get more responses to the survey. More responses would  
44 provide more accurate and useful data. Following discussion, it was determined that Board staff will work on  
45 making this change.  
46

47 **Committee Reports**

48 **Executive Committee/President’s Report** – David Gesko indicated that a written report was included in the  
49 Board Meeting packet. He provided an update on the Executive Director selection process. The Search  
50 Committee has decided to re-post the position and is working with HR staff to do so. David indicated that due to  
51 time, the review of the proposed IOPP changes listed on the meeting agenda will be postponed to the January  
52 Board Meeting.  
53  
54

1 **Sedation Committee** – Paul Walker indicated that the Sedation Committee met on October 20, with Teri  
2 Youngdahl serving as interim chair of the committee as he was unable to attend the meeting.  
3 Teri reported that the committee is going to start looking at developing a form for recordkeeping for sedation  
4 providers to use. Paul reported that the next Sedation Committee meeting will be held on December 8.  
5

6 **Allied Dental Education Committee** – Nancy Kearn reported that the Dental Assistant State Licensure Exam  
7 update has been completed after many hours of working with PSI staff. Nancy indicated that it was an excellent  
8 process. Many of the test questions came from educators at the Dental Assisting Schools. Nancy thanked the  
9 educators for their efforts. The new DASLE exam will begin on November 1<sup>st</sup>. Anyone testing beginning that  
10 date will take the new exam. Nancy reported that the Allied Dental Education Committee will continue to  
11 monitor CODA changes. Allied will be reviewing the orthodontic delegated duties one more time and make  
12 recommendations to the Policy Committee. The next Allied Dental Education Committee meeting will be held  
13 on December 3<sup>rd</sup>.  
14

15 **Dental Therapy Program Review Committee** – Nancy Kearn reported that the committee has not met, but  
16 will be meeting to look at the DT program changes at the University of Minnesota as well as to look at possible  
17 statute and scope of practice changes.  
18

19 **Jurisprudence/Professional Development Committee** – Jake Manahan reported that the committee has not  
20 met, but is collecting information from experts regarding suggestions for new Jurisprudence Exam questions and  
21 Self-Assessment questions.  
22

23 **Licensure & Credentials Committee** – Steven Sperling reported that the Licensure & Credentials Committee  
24 has continued to have monthly closed meetings. An open session will be held regarding the possibility of an  
25 emeritus status for licensure and allied faculty licensure.  
26

27 **CRDTS** – Neal Benjamin indicated that a written report was included in the Board Meeting packet.  
28

29 **AADB** – Neal Benjamin reported that AADB is meeting the following week. Neal, Nancy Kearn and David  
30 Gesko will be attending.  
31

32 **Council of Health Boards** – No report  
33

34 **Complaint Committee Reports** – Mary Liesch indicated that Complaint Unit reports were included in the  
35 Board packet. As of the end of September, there were 190 complaints. Renewal disclosures are increasing the  
36 number of complaints. Mary reported that Deb Endly and Diane Anderson attended the MDA Risk  
37 Management seminar that was held on September 28, and all Complaint Unit staff attended the most recent  
38 Infection Control Task Force meeting.  
39

40 **HPSP** – Allen Rasmussen indicated that a report was included in the Board Meeting packet.  
41

42 **Clinical Licensure Exam Committee** – Steven Sperling reported that the Clinical Licensure Exam Committee  
43 will be meeting on November 13 to continue developing the Advanced Dental Therapy exam for the January  
44 testing date. Nancy indicated that developing the exam is a huge project and asked if the Board might consider  
45 contracting with PSI or another testing agency to develop and implement the ADT exam.  
46

47 **Motion made that the Board look into having PSI develop and implement the ADT exam.**  
48

49 **MOTION:** Nancy Kearn

50 **SECOND:** Steven Sperling

51 **VOTE:** For: 9

52 Opposed: 0

53 **RESULT:** Motion Passed. Board will look into having PSI develop and implement the  
54 ADT exam.  
55  
56

57 **Advertising Task Force** – No report

1 **Prescription Monitoring Program** – Neal Benjamin indicated that a PMP report was included in the Board  
2 Meeting packet. Neal reported that the Board needs to continue to encourage all dental providers to become a  
3 part of the PMP. He reported that there also needs to be continued education regarding the proper use of opiates  
4 versus other pain medications in the industry.  
5

6 **Community Water Fluoridation Committee** – No report  
7  
8

9 **Travel Authorizations**

10 **November 13, 2015:** *Minnesota Oral Health Coalition 2015 Conference, Brooklyn Center, MN.* Request  
11 approval Board to cover the registration fee for 2 to attend.  
12

13 **January 28-31, 2016:** *Federation of Associations of Regulatory Boards (FARB) Forum, Clearwater Beach,*  
14 **FL.** Request approval for 1 to attend.  
15

16 **January 29-31, 2016:** *Southern Conference of Dental Deans & Examiners, Jackson, MS.* Request approval for  
17 2-3 to attend.  
18

19 *CRDTS Meetings:* Approval for 1 Steering Committee member, 2 ERC members and 1 Proctor member to  
20 attend.  
21

22 **MOTION:** Nancy Kearn  
23 **SECOND:** Allen Rasmussen  
24 **VOTE:** For: 9  
25 **Opposed:** 0  
26 **RESULT:** Motion Passed. Travel authorized as indicated.  
27  
28

29 **Licenses for Ratification and Reinstatement**

30 Ratifications: July 8, 2015 through October 8, 2015  
31

32 **Motion: to approve all licenses submitted for ratification and reinstatement.**  
33

34 **MOTION:** Steven Sperling  
35 **SECOND:** Jake Manahan  
36 **VOTE:** For: 9  
37 **Opposed:** 0  
38 **RESULT:** Motion Passed. Licenses ratified and reinstated as submitted.  
39  
40

41 **Waiver Requests**

42 **Leah Myhre, Dental Assistant: Waiver request to allow her to apply for licensure by exam without**  
43 **retaking the DANB exam.**

44 Leah was present and explained that she took the DANB exam just over 5 years ago (July 13, 2010) and would  
45 like a waiver of exam based on her hours of experience in a dental office, the need in the rural area she would be  
46 working in, and due to the exam being just over 5 years old.  
47

48 **Motion made to grant the waiver request for Leah Myhre to allow her to apply for licensure by**  
49 **exam without retaking the DANB exam.**  
50

51 **MOTION:** Licensure & Credentials Committee  
52

53 Following discussion by Board Members, it was determined that the waiver request could not be granted  
54 because it would be in violation of Statute.  
55

56 **The motion to grant the waiver was withdrawn.**

1 **Review of Action Items**

2 The following list of action items was reviewed by the Board members:

- 3 1. Discussion of DT Statutes/scope of Practice – Nancy  
4 2. Look into the cost of the complaint process - Joyce  
5 3. Schedule a Joint Complaint Committee meeting – Mary/Board staff  
6 4. Write a newsletter article on the PMP - Neal  
7 5. Add discussion of patients on other possibly sedating medications to a Sedation Committee agenda  
8 (from Neal’s PMP meeting) – Sedation Committee  
9 6. Look at language for dental assistant licensure in Statute – L&C Committee  
10 7. Look at where the MDH survey is placed with renewals – Joyce/Sheryl  
11 8. Link renewals for dentists to PMP website – Joyce/Sheryl  
12 9. Move IOPP discussion to January meeting – Michelle  
13  
14

15 **ADJOURN**

16 **The Minnesota Board of Dentistry public meeting adjourned at 11:39 am to reconvene in closed**  
17 **Executive session at 1:00 pm.**  
18

19 **Minutes Approved by the Minnesota Board of Dentistry**  
20 **this 15<sup>th</sup> day of January, 2016**  
21

22   
23  
24  
25 **David Gesko, DDS, President**