Public Board Meeting
February 07, 2014
Minutes

Call to Order
Board President Nancy Kearn called the meeting to order at 8:07 a.m.

Board Members present
Nancy Kearn, DH – President
Teri Youngdahl, LDA – Vice President
David Gesko, DDS – Secretary
Neal Benjamin, DDS – Past President
Jake Manahan, JD
Allen Rasmussen, MA, BS
Joan Sheppard, DDS
Paul Walker, DDS

Board Staff present
Judy Bonnell, Complaint Analyst
Deb Endly, Compliance Officer
Cynthia Thompson, Administrative Assistant
Amy Johnson, Licensing Analyst
Kathy Johnson, Legal Analyst
Sheryl Herrick, Office Manager
Mary Liesch, Complaints/Compliance Director
Joyce Nelson, Licensing Director
Marshall Shragg, Executive Director

Board Member Absent
Candace Mensing, DDS

Attorney General’s Office Counsel present
Sara Boeshans, Assistant Attorney General

Others in Attendance (per sign in sheet)
Candy Hazen, DH – MnDHA; Jeanne Anderson, DH – MDHEA; Bridgett Anderson – MDA; Beth Rynders, LDA – MEDA; Todd Thierer, DDS – U of M; Nina Huntington, DH – CRDTS Deputy Examiner; Anna Malay, LDA – MnDAA; Merry Jo Thoele – MDH; Leslie Nordgren – MDH; Karl Self, DDS – U of M; Pete Cannon, DDS – MDA; Rick Marlow, DMD – MSOMS; Carmelo Cinqueonce, MBA – MDA; Suzanne Beatty, DDS – Metropolitan State University; David Linde, DDS – MDA; Linda Boyum, LDA; Michael Perpich, DDS – MDA; Susan Hammel – Delta Dental of Minnesota Foundation; Bette Jo Arnette – Minnesota Investigative Care Advocates; Sharon Oswald – Delta Dental of Minnesota Foundation; Lori Pelke – Midwest Dental

Seating of New Officers
President: Teri Youngdahl, LDA
Vice President: David Gesko, DDS
Secretary: Allen Rasmussen, MA, BS
Past President: Nancy Kearn, DH

Review and Approval of Minutes
Minutes from the November 22, 2013 Public Board meeting were reviewed and approved with the following changes:

- Page 5, line 28, insert “Legislative” between Joint and Committee
- Page 7, line 40, insert the motion language
- Page 8, line 5, bylaws changes were introduced/discussed
- Page 8, line 41, strike “DH exam” and insert “DDS exam”
- Page 8, line 44, the sentence should read as: the following motion
- Page 9, line 42, insert draft language
- Page 10, line 45, insert the attached language
Motion made to accept the November 22, 2013 as amended

MOTION: Allen Rasmussen
SECOND: Jake Manahan
VOTE: For: 8
Opposed: 0
RESULT: Motion Passed. Minutes approved as amended.

Professional Associations and Dental Educator Reports

MDA – Dr Perpich brought greetings from the Minnesota Dental Association (MDA). MDA is sponsoring the "Give Kids a Smile" event scheduled for February 7th and 8th, 2014, where dental volunteers are providing free services. MDA submitted a letter in support of the HPSP program. The annual Star of the North Meeting will be held April 24-26, 2014.

MnDHA – Candy Hazen provided no formal report, however, she extended congratulations to the new Board president.

MnDAA – Anna Malay had no formal report.

MEDA – Beth Rynders reported that the Minnesota Educators of Dental Assistants will be holding a meeting in conjunction with this year’s Star of the North Meeting.

MDHEA – Jeanne Anderson reported that they will hold their semi-annual meeting in Mankato on March 29, 2014.

U of M – Todd Thierer congratulated the new Board president and thanked the past president for her contributions to the Board. Dr Thierer reports on the 2014-15 DDS program application status. The U of M has collaborated with the MDA on the "Give Kids a Smile" event scheduled for February 8, 2014. A search for a new Associate Dean for Academic Affairs has been initiated. Dr Thierer reported that after a recent on-site inspection, the School of Dentistry’s Oral Pathology Laboratory received accreditation from the College of American Pathologists. The U of M will celebrate their 10th annual Dental Research Updates on Friday, February 28, 2014 at Coffman Union. Discussions and presentations will showcase exciting research at the U of M. The U of M will host the NDEB examination to be held on March 1-2, 2014. In addition, the U of M will also host the following CRDTS examinations:
- Patient-based Integrated Exam- part IV & V for dental students on March 28-30, 2014
- Traditional /retake exam Parts II-V on May 2-4, 2014
- Patient-based exam for dental hygiene students on July 18-20, 2014

MDH Oral Health Program – Merry Jo Thoele provided an oral and written report. Information was presented regarding workforce development activities that are funded by the Health Resources and Services Administration. The activities include:
- Expansion of four school based sealant programs targeted at second graders
- Data collection pilot in three public elementary schools targeted at third graders
- Funding for six U of M Dental students for Early Decision Rural Dentistry Track Program
- Equipment upgrades for two community water fluoridation systems and new fluoride analytical devices for fourteen communities in Minnesota
- Supported development of a certification preparation course for Metropolitan State University’s Master of Science in Advanced Dental Therapy Program (MSADT)
- Support for appointment and training of two dentists who will mentor U of M Dental School students participating in rural dental outreach rotation at Scenic Rivers FQHC in Cook, MN
- Funding for research scientist to further evaluate the impact of dental therapists and advanced dental therapists on underserved populations in Minnesota

She also reported on a Community Water Fluoridation meeting with Senator Champion, who introduced a bill relating to water fluoridation. One hundred and forty six communities in Minnesota were awarded the Community Water Fluoridation award. The award recognizes those public water systems that adjust the fluoride...
concentration in drinking water to achieve a monthly average fluoride level that is in the optimal range for
twelve consecutive months.

There is a new publication available on the MDH website called The Status of Oral Health in Minnesota MDH
will be hosting a brief online survey to determine current oral health data use. This database is expected to be

Metropolitan State University— Dr Beatty congratulated new Board President Youngdahl. It has been
announced President Hammersmith will be retiring. Metropolitan State University will be led by Dr Devinder
Malhotra who will begin his two-year tenure as interim president on July 1st, 2014. Metropolitan State
University will have a presence at Give Kids a Smile events. DT students are preparing for graduation. Dr
Beatty attended the winter CODA meeting in Chicago, and stated that the DT profession was well represented.

Midwest Dental Laboratory Association— No report

Minnesota Dental Therapist’s Association— No report

CRDTS Deputy Examiner— Nina Huntington greeted the Board. Nina serves on the CRDTS Bylaws
Committee.

Minnesota Society of Oral and Maxillofacial Surgeons (MSOMS)— Richard Marlow reported the
organization is working with the Board to streamline the sedation inspection and calibration process. The
organization feels very positive about the direction the Board is moving toward finalizing the inspection process.

MN.IT Presentation— Ian Danielson and Lisa Ulrich informed the Board members of the State’s concern
regarding information security from a technological and security safety perspective. The new computers
provided to Board members do not offer printing capabilities to unsecured printers. There are security policies in
place to protect the State’s data. The state has a secured and encrypted network for printing documents. A
recommendation was made to train Board members on the use of various program features as an alternative to
printing. Other suggestions and recommendations made were to eliminate the printing process and incorporate
new programs to accommodate the Board member’s document review process.

Executive Director’s Report— Marshall Shragg reported on the following items:

• The Minnesota Board of Dentistry will post an opening for the Administrative Assistant position in
  March 2014.
• Numerous Board members are planning on attending the Park Dental forum to be held on February 13,
  2014, thereby creating a quorum at this event. The Board will post this event as an open meeting on the
  Board website.
• The Board composed a letter to permit a candidate to sit for the CRDTS examination. CRDTS will
  accept a letter from the Board or an accredited program stating that the candidate is eligible for
  licensing. In this letter, the Board will not make statements related to the candidate’s competence, but
  will restrict the message to licensure eligibility.
• The Prometric testing contract is up for renewal in July. The Board is considering releasing an RFP
  (Request for Proposals).
• Review of budget: It is expected the renovation and construction process will require additional funding.
  The ED will meet with the building owners regarding the ongoing concerns.
• An update was given regarding the progress of the Board’s bill submitted to the Senate and House of
  Representatives for approval this legislative session. The bill appears to be well supported.

Presentation and Discussion from Delta Dental: Dental Practice Issues that Connect Delta Dental with the
Board of Dentistry— Scott Johnson— Legal Counsel and Susan Hammel— Director of Community Affairs, Delta
Dental of Minnesota. Occasionally dental professionals are audited through Delta Dental and when cases of
fraud are found, they are reported to the Minnesota Board of Dentistry. Discussion ensued regarding
inappropriate billing discovered through the Board’s Complaint Committee and how Delta Dental resolves these
issues. An invitation was made to Delta Dental to recommend and suggest opportunities for a more effective
collaboration with the Board in addressing various complaints related to the practice of dentistry. Delta Dental utilizes a Minnesota licensed dentist as a consultant for case reviews.

Presentation—Report to the Legislature: Early Impacts of Dental Therapists in Minnesota—Mark Schoenbaum—Director for the Office of Rural Health and Primary Care, Minnesota Department of Health (MDH) and Marshall Shragg—Executive Director, Minnesota Board of Dentistry. Mark and Marshall introduced the draft report to be submitted to the Minnesota Legislature.

The survey:
- Included clinic information from August 2012 through December 2013
- Was translated in 5 languages and interpreter services were available for the survey
- Went through an Institutional Review Board evaluation to ensure the protection of the survey participants

The draft report was reviewed in detail and the Board approved the submission of the report.

Presentation—Prescription Monitoring Program: Barb Carter, PMP Program Manager of the Minnesota Board of Pharmacy. In 2007 the legislature approved the PMP program and in 2010 the program was implemented. PMP is in place to help prevent the misuse of narcotic prescriptions. PMP receives data from subscribers and pharmacies. Veterinarians are not required to report data. Registered prescribers and pharmacists have access to the PMP data, and delegated individuals can access the PMP data on behalf of prescribers. Statistics were presented relating to the use of the PMP program. Access request forms are available online for individuals interested in becoming a part of the PMP program. Only a small percentage of licensed dentists currently participate in the program. The Board supports this program and encourages all dentists to enroll.

CODA Dental Therapy Standards Committee—Dr Sheppard provided an update on the proposed OT criteria that were presented at the January 31, 2014 meeting. Recommendations made from the CODA DT sub-committee state that the standards have not been met with relation to Standards 2 and 5, and the Committee will re-evaluate in another 12-months.

Committee Reports

Executive Committee/President’s Report—Nancy Kearn stated that the Dental Therapy report has been completed and will be submitted to the 2014 legislature. A summary statement was sent to the legislature by the Board prior to the report’s deadline. The Executive Committee will meet in closed session next week to perform the Executive Director’s annual review. Nancy reminded all Board members to use the state issued email system and check daily for updates. Board members and staff were reminded to submit conference requests directly to Marshall via email.

Policy Committee—The Policy Committee report is included in the packet. The next Policy Committee meeting is scheduled for March 26, 2014.

Sedation Committee—Teri Youngdahl reported that the Sedation Committee continues to work on updating the inspection forms. The forms will combine the Board and the MSOMS inspection form into one common document. Calibration of sedation inspectors is anticipated by mid-2014. The Committee continues to draft the new Sedation Inspector Reporting forms. The next Sedation Committee meeting is scheduled for April 15, 2014 at 6:00 p.m.

Allied Dental Education Committee—Teri reported that the Committee continues to discuss educational requirements for gingival displacement and soft tissue. The Committee has approved two course proposals for gingival displacement and soft tissue management. One course was presented by MEDA (Minnesota Educators of Dental Assistants) and a course outline that would be offered by U of M Continuing Dental Education. The new skills will be incorporated into Dental Assisting programs. Dental Hygiene programs will be discussing this topic at their annual MEDHA meeting.

The Committee will continue to discuss MS 150A.04, Subd 5 (which states: The board may promulgate rules as are necessary to carry out and make effective the provisions and purposes of sections 150A.01 to 150A.12, in
accordance with chapter 14) following clarification with the Attorney General’s Office as it relates to writing rules regarding the Dental Therapist’s scope of practice.

The Committee will review duties of an LDA and a Hygienist along with any sedation rules.

Dental Therapy Program Review Committee—The Committee reported results of the IPA (Initial Program Application) review of the U of M’s School of Dentistry’s master’s level ADT program. Final Board approval was awarded to the U of M, and as a result, the U of M plans to graduate their first Advanced Dental Therapy cohort in December 2015. The following recommendation was made to the Board from the Committee:

Motion: The University of Minnesota master’s level advanced dental therapy program for the graduating class of 2015 and beyond meets the educational and institutional requirements established by the Board, and is hereby approved by the Minnesota Board of Dentistry.

MOTION: Dental Therapy Program Review Committee
SECOND: None required
VOTE: For: 8
Opposed: 0
RESULT: Motion Approved. U of M ADT program authorized by the Board.

Jurisprudence Committee—Jake Manahan reported that the Jurisprudence Committee has not met since the last Board Meeting, however, this Committee will meet in the near future.

Professional Development—No report

Licensure & Credentials Committee—The Committee collaborated with the School of Dentistry to design a manikin exam for dental applicants and licensees whose skills are difficult to determine from the application and complaint processes.

Motion: the Board of Dentistry supports the use of a manikin examination in the credentialing process upon recommendation by the Licensure and Credentials Committee for screening appropriate candidates prior to authorizing participation in a clinical examination, and for possible use by the complaint process to determine safe practices by licensees.

MOTION: Licensure and Credentials Committee
SECOND: None required
VOTE: For: 8
Opposed: 0
RESULT: Motion Approved. Board will utilize U of M bench examination.

CRDTS—No report since our last Board meeting. The next Steering Committee meeting is scheduled for June 2014. Joan Sheppard reported that the Dental Therapy class from Metropolitan State University will be taking the clinical exam in March 2014. There is a process in place for Deputy CRDTS examiners or Board examiners to approve lesions prior to the exam. Deputy Examiners have been available to help with this process. A lesion approval session is scheduled to take place on February 19, 2014.

Motion made to recess the Public session until 1:30 p.m. Seconded and approved.

Call to Order and Public Session Re-Opened
Board President Teri Youngdahl called the meeting back to order at 1:30 p.m.

AADB—Dr Benjamin submitted a written report included in the Board packet.

Council of Health Boards—No report

Complaint Committees—Mary Liesch submitted a report, and informed the Board that a Joint Complaint Committee meeting was held on January 23, 2014. Topics discussed included:

* Ensuring receipt of complete patient records when requested from licensees
• U of MN Recordkeeping and Treatment Planning Course
• Posting of disciplinary actions on the Board website
• Review use of consultants in the complaint process
• Remedies for disciplinary actions requiring forfeiture of original license and renewal certificates
• Ethics and Boundaries Assessment Services
• Investigative steps for consideration in the complaint review process

HPSP—Allen Rasmussen reported that the Health Professionals Services Program (HPSP) Program Committee met Tuesday, November 19, 2013. The mid-year report is included in the Board reports. HPSP is scheduled to meet in the near future. Diversion of medications continues to be a hot topic.

Clinical Licensure Exam Committee—Dr Sheppard submitted a written report and indicated that Board staff administered the ADT certification examination on January 17, 2014 to three candidates. The Board will continue to attend U of M committee and calibration meetings in 2014. These meetings are related to the Board’s acceptance of the National Dental Examining Board (NDEB) clinical examination as an option in lieu of a clinical patient exam to qualify for initial licensure.

Advertising Task Force—No report

Prescription Monitoring Program (PMP)—No report

Community Water Fluoridation—Dr Walker submitted a written report. Fluoridation activity in Minnesota is being closely monitored.

Travel Authorizations
Note: any change in travel plans should be reported to Marshall Shragg.

Motion: to retroactively authorize Joan Sheppard’s attendance at the CODA meeting on January 29-30 in Chicago.

MOTION: Jake Manahan
SECOND: Paul Walker
VOTE: For: 8
Opposed: 0
RESULT: Motion Approved. Travel authorized.

In addition, the following conference travel was addressed:

A. March 15-18, 2014: American Dental Education Association (ADEA) Annual Session & Exhibition, San Antonio, TX. Request: approval for up to 6 Board and staff members to attend

B. April 2-4, 2014: National Dental Examining Board (NDEB) of Canada Test Item Selection, Ottawa, Ontario. Request: approval for Neal Benjamin or Joan Sheppard to attend

C. April 6-7, 2014: American Association for Dental Boards (AADB) Mid-Year Meeting, Chicago, IL. Request: approval for Neal Benjamin, Nancy Kearn, Marshall Shragg and up to 3 additional Board and staff members to attend

D. April 12, 2014: North Dakota Board of Dental Examiners Meeting, Bismark, ND. Request: approval for Marshall Shragg to attend

E. April 26-28 2014: National Dental Examining Board (NDEB) of Canada, Ottawa, Ontario. Request: approval for Joan Sheppard to attend
F. June 18-21, 2014: Dakota Conference on Rural and Public Health, Grand Forks, ND. Request: approval for Marshall Shragg to attend (Marshall was invited to present at this meeting)

G. June 27-28, 2014: Central Regional Dental Testing Services (CRDTS) Steering Committee Meeting. Request: approval for Nancy Kearn, Steering Committee Representative, to attend

Motion: to authorize conference participation including travel and other expenses incurred in attending these meetings.

MOTION: Teri Youngdahl
SECOND: Jake Manahan
VOTE: For: 8
Opposed: 0
RESULT: Motion Passed. Travel authorized as indicated above.

Future meetings to be considered at the May Board meeting:

A. August 22-23, 2014: Central Regional Dental Testing Services (CRDTS) Annual Meeting, Kansas City, MO


C. October 7-8, 2014: American Association for Dental Boards (AADB) Annual Meeting, San Antonio, TX

D. October 9-12, 2014: American Dental Association (ADA) Annual Meeting, San Antonio, TX

Licenses for Ratification and Reinstatement

Ratifications: November 2, 2013 through January 15, 2014
Reinstatements: November 16, 2013 through February 05, 2014

Motion: to approve all licenses submitted for ratification and license reinstatement.

MOTION: Jake Manahan
SECOND: Allen Rasmussen
VOTE: For: 8
Opposed: 0
RESULT: Motion Passed. Licenses ratified and reinstated as submitted.

Variances/Waivers/Petitions/Appeals

Variance Request
Christopher Ericksson, DDS: regarding Minn. R. 3100.3600, subp. 11, item A(1) (On-site Inspection requirement for Moderate Sedation Services)

Licensee holds a Minnesota dental license. Licensee also holds a moderate sedation certificate that was to expire on December 31, 2013. Moreover, Licensee has NOT completed an on-site inspection prior to the expiration of his certificate. Therefore, Licensee would like to renew his sedation certificate at this time and be granted an extension of time to complete the on-site inspection. Currently, Licensee is not providing moderate sedation services in the State of Minnesota where he is employed. Licensee plans to have his own practice in the near future where he could provide sedation services. On December 19, 2013 Licensee submitted a variance petition requesting that the Board allow him to maintain his moderate sedation certificate with the Board without having to undergo an on-site inspection as required by the Board’s Rules, until such time that he can provide moderate sedation to patients in his own dental practice.

Motion: to approve the variance request for Dr Christopher Erickson

MOTION: Neal Benjamin
SECOND: Jake Manahan  
VOTE: For: 8  
Opposed: 0  
RESULT: Motion Passed. Variance to on-site inspection requirement approved.

Variance Request  
Jonathan D Bultema, DDS (Applicant): regarding Minn. R. 3100.1100, subp. 2 (Board-Approved Clinical Examination)  
In March 2009, Applicant passed the WREB clinical examination and graduated from the University of Southern California. At that time the Board required that applicants who had taken the WREB exam also pass Parts I and III of the ADEX exam. Applicant practiced general dentistry as an active duty dental officer in the US Navy from 2009 to August 2013. Applicant is now seeking to practice dentistry in Minnesota for a community health clinic. On December 19, 2013, Applicant submitted a variance request asking that the Board accept the WREB clinical examination in full to qualify for his general dentistry licensure.  

Motion: to approve the variance request presented by Dr Jonathan Bultema  

MOTION: Joan Sheppard  
SECOND: Jake Manahan  
VOTE: For: 8  
Opposed: 0  
RESULT: Motion Passed. WREB exam accepted for licensure application.

Variance Request  
Daryl Boychuk, DDS (Applicant): regarding Minn. R. 3100.1100, subp. 2 (Board-Approved Clinical Examination)  
In August 2009, Applicant passed the WREB clinical examination and graduated from the University of Alberta. At that time the Board required that applicants who had taken the WREB exam also pass Part III of the CRDTS exam. Applicant initially practiced general dentistry in Alberta, Canada, and then obtained a dental license in California. Applicant is now seeking to practice dentistry in Minnesota. On January 6, 2014, Applicant submitted a variance request asking that the Board accept the WREB clinical examination in full to qualify for his general dentistry licensure.  

Motion: to approve the variance request for Dr Daryl Boychuk  

MOTION: Jake Manahan  
SECOND: Joan Sheppard  
VOTE: For: 8  
Opposed: 0  
RESULT: Motion Passed. WREB exam accepted for licensure application.

Variance Request  
Muath Asamarai, DDS: Regarding Minn. R. 3100.3600, subp. 11, item A(1) (On-site Inspection requirement for Contracting Sedation Services and Conscious Sedation)  
Licensee holds a Minnesota dental license. Licensee holds a Contracting Sedation Services certificate and completed an on-site inspection on November 15, 2012. On March 20, 2013, Licensee received a Conscious Sedation certificate and is required to complete an initial on-site inspection within one year or by March 20, 2014. Since Licensee has had a recent on-site inspection he would like that inspection to fulfill the required inspection for his conscious sedation certificate. On February 2, 2014, Licensee submitted a variance request asking that the Board accept the previous on-site inspection completed in November 2012, to fulfill the inspection requirement for his conscious sedation certificate.  

Motion: to approve the variance request for Dr Muath Asamarai  

MOTION: Jake Manahan  
SECOND: Nancy Kearn  
VOTE: For: 8
RESULT: Motion Passed. Variance to inspection requirement approved.

ADJOURN

Motion: to adjourn the Minnesota Board of Dentistry public meeting and reconvene in closed Executive session.

MOTION: BOARD
VOTE: For: 8
Opposed: 0
RESULT: Motion Passed. Meeting Adjourned.

Minutes Approved by the Minnesota Board of Dentistry this 2nd day of May, 2014

[Signature]
Teri Youngdahl, LDA, President