



MINNESOTA BOARD OF DENTISTRY

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Public Board Meeting Minutes April 10, 2015

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Call to Order

Board President David Gesko called the meeting to order at 8:01 a.m.

Board Members Present

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

Board Staff Present

Amy Johnson, Licensing Analyst
Kathy Johnson, Legal Analyst
Mary Liesch, Complaints/Compliance Director
Michelle Schroeder, Administrative Assistant
Marshall Shragg, Executive Director
Vicki Vang, Administrative Assistant

Board Member Absent

Paul Walker, DDS

Attorney General’s Office Counsel Present

Greg Schaefer – Assistant Attorney General

Others in Attendance (per sign-in sheet)

Candy Hazen, DH – MnDHA; Dave Linde, DDS – MDA; Todd Thierer, DDS – U of M; Carmelo Cinqueonce, MBA – MDA; Beth Rynders, LDA – MEDA; Jeanne Anderson, DH – MDHEA; Lori Pelke – Midwest Dental; Dick Diercks – Park Dental; Linda Boyum, LDA; Anna Malay, LDA – MnDAA; Kelli Olson, LDA – MnDAA; Jodi Hager, DT – MnDTA; Karl Self, DDS – U of M; Michael Downie, DDS – MSOMS; Mark Malterud, DDS – MDA

Review and Approval of Minutes

Minutes from the January 9, 2015 Public Board meeting were reviewed and approved with the following changes:

- Page 1, line 11 – Correct spelling of Nancy’s last name to “Kearn”
- Page 4, line 45 – Add “Sperling” to list of who voted for the motion

Motion made to accept the January 9, 2015 minutes as amended.

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

1 Minutes from the February 25, 2015 Special Public Board meeting were reviewed and approved with the
2 following changes:

- 3
- 4 • Page 2, line 47 – Change to Mr Manahan challenged the ruling of the President and asked for a vote to
5 overrule the President.
- 6

7 **Motion made to accept the February 25, 2015 minutes as amended.**

8
9 **MOTION: Nancy Kearn**
10 **SECOND: Teri Youngdahl**
11 **VOTE: For: 8**
12 **Opposed: 0**
13 **RESULT: Motion Passed. Minutes approved as amended.**
14

15 **Professional Associations and Dental Educator Reports**

16 **MDA** – Carmelo Cinqueonce indicated that a written report from MDA was included in the Board packet. He
17 reported that Star of the North will be held April 23-25, 2015.

18
19 **MnDHA** – Candy Hazen reported that the MnDHA House of Delegates will be meeting on Saturday, April 25th
20 and will also be attending Star of the North.

21
22 **MnDAA** – Anna Malay reported that MnDAA is preparing for Star of the North and will hold their House of
23 Delegates on April 25th at the Star of the North.

24
25 **MDHEA** – Jeanne Anderson reported that MDHEA met at Century College on March 28th for their semi-annual
26 meeting. She indicated that they had concerns regarding changes to CODA standards. Jeanne also reported that
27 Minneapolis Business College has contacted the dental hygiene (MnDHA) and dental assisting educators
28 (MDHEA) associations requesting dental hygiene and dental assisting curricula for the college to develop new
29 programs. MNDHA and MDHEA are opposed to any new education programs opening in the state at this time.
30 Jeanne reported that the St Cloud program recently had a successful CODA visit and has hired a new full-time
31 faculty position. A senior U of M dental hygiene student has been selected as district student delegate to the
32 ADHA annual session in Nashville.

33
34 **Motion made to place the topic of new dental assisting/dental hygiene education programs on the**
35 **agenda for the next Allied Dental Education Committee Meeting.**

36
37 **MOTION: Joan Sheppard**
38 **SECOND: Teri Youngdahl**
39 **VOTE: For: 8**
40 **Opposed: 0**
41 **RESULT: Motion Passed. Topic will be placed on Allied Dental Education**
42 **Committee agenda.**
43

44 **MEDA** – Beth Rynders reported that MEDA will be meeting during the Star of the North. MEDA has also
45 heard from Minneapolis Business College, and referred them to CODA. MEDA opposes any new programs in
46 the state. Beth indicated that the dental assisting licensure exam system through PSI is working almost perfectly.
47 The few issues they have had have been resolved quickly. MEDA members have been contacted to assist with
48 writing questions for the licensure exam and will be discussing this at their upcoming meeting.

49
50 **MDH Oral Health Program** – No Report

51
52 **U of M** – Todd Thierer indicated that a written report from the U of M was included in the packet for the Board
53 Meeting. Todd reported that up to 30 students in the incoming DDS class are from rural Minnesota, more than
54 double the number from the previous year. The U of M Dental Clinics have earned a recognition award.

55
56 **Metropolitan State University** – No report

1 **Midwest Dental Laboratory Association** – No report
2

3 **Minnesota Dental Therapists' Association (MnDTA)** – Jodi Hager reported that the Minnesota Dental
4 Therapists' Association is very new. They are holding elections for their second set of officers. They plan to
5 hold special meetings to develop a strategic plan.
6

7 **Minnesota Society of Oral and Maxillofacial Surgeons (MSOMS)** – Mike Downie reported that MSOMS
8 held a meeting March 28th. They have briefed their members on the latest sedation inspection processes. Many
9 members will need inspections this year. Following the Board of Dentistry sedation inspection calibration, they
10 will use the Board standards for inspections.
11

12 **Executive Director's Report**

13 Marshall Shragg reported on the following items:

- 14 • The Health Licensing Boards are now providing security for the building from 7:00 am – 8:00 pm,
15 Monday through Friday. The cost of the security guard is being split between all the Boards.
- 16 • Although the Attorney General's office is anticipating budget issues, Boards will be able to continue to
17 utilize Attorney General services according to our needs.
- 18 • There have been a few glitches with the new testing vendor, PSI, but they have been resolved quickly
19 and appropriately.
- 20 • Updated versions of the Jurisprudence and Dental Assisting State Licensure Exams are being worked on
21 to be available beginning October 1st.
- 22 • Marshall reported that he and Monica Feider (HPSP Program Manager) presented to Dr Swift's D3
23 class regarding the Prescription Monitoring Program (PMP), drug seeking patients, and reporting
24 obligations regarding impairment.
- 25 • Marshall recently presented to MnDHA Components 2 and 4 regarding *ethics* and *recordkeeping*.
- 26 • Criminal background checks for new applicants and applicants for reinstatement will begin May 1st. A
27 letter will be sent out to educators to inform their students about this requirement. Information will also
28 be posted on the Board website.
- 29 • The Board has a job opening for a Complaint Analyst. The job has been re-posted with a change in the
30 requirements.
- 31 • The Board did not have a bill for this legislative session. Marshall is following the budget bill, which is
32 still in hearings.
- 33 • Marshall indicated that the rulemaking process has gone through all necessary steps. Kathy Johnson
34 reported that the rules will be published in the State Register on April 13th and will become effective
35 April 20th. The rules adopted include:
 - 36 ○ Requirement that all licensees receive CPR training through only the American Heart
37 Association or the American Red Cross
 - 38 ○ Allows the Board to grant *or* deny the reinstatement of a license
 - 39 ○ Adds submission requirement for nitrous oxide forms from dental therapists to the Board
 - 40 ○ Allows the Board to impose one or both of the stated options if a licensee fails a portfolio audit
 - 41 ○ Allows dental hygienists and licensed dental assistants under general supervision to place
42 nonsurgical retraction material for gingival displacement after successfully completing an
43 accredited course in nonsurgical retraction material for gingival displacement
 - 44 ○ Adds dental hygienists and licensed dental assistants to the informed consent component within
45 the recordkeeping regulations
- 46 • Marshall presented a revised budget summary from March. At the request of the Executive Committee,
47 the budget summary **now includes estimated revenues** to the spent and encumbered column to give a
48 more realistic view of the budget. Dr Gesko indicated that this addition to the budget summary meets
49 what he was asking for.
50

51 The meeting was recessed at 8:53 am and was brought back to order at 9:03 am.
52

1 **Committee Reports**

2 **Executive Committee/President’s Report** – David Gesko reported that the evaluation of the performance of
3 the Executive Director by the full Board has been postponed because all Board members could not be present.
4 Board staff will need to send out an email to Board members to get a special meeting set up. David reported that
5 a collaborative group is being put together to respond to CODA regarding possible changes to DT standards. In
6 response to a question from Candy Hazen, David reported that Metro State, Normandale, the U of M and the
7 Board would be involved in the collaborative group. Nancy Kearn stated that the Department of Health and
8 Dental Therapy Associations as well as MDA and MDHA may need to be included. In response to Nancy’s
9 request for a report on the Southern Conference of Dental Deans, David reported that the meeting included
10 Board members, and testing agency members along with the dental deans. He indicated that it was helpful to
11 have those groups meet together and he has encouraged northern deans to have a similar meeting or to join the
12 southern deans.

13
14 **Policy Committee** – No report

15
16 **Sedation Committee** – A sedation report was included in the Board packet. In response to questions, Marshall
17 reported the following:

- 18 • Sedation inspectors were chosen to ensure that all areas of the state will have inspector coverage
- 19 • Marshall’s understanding is that a report was run of those with general anesthesia or sedation permits
20 and an email was sent to all of them regarding the request for sedation inspectors
- 21 • The next Sedation Committee Meeting will be held April 14, 2015 at 6:00 pm.

22
23 **Allied Dental Education Committee** – No report

24
25 **Dental Therapy Program Review Committee** – No report

26
27 **Jurisprudence/Professional Development Committee** – No report

28
29 **Licensure & Credentials Committee** – Steven Sperling indicated that the Licensure & Credentials Committee
30 has met, but that he has not been present. Three ADT candidates have received their certification. Nancy Kearn
31 reported that an ADT exam will be held in July.

32
33 **Licensing Update** – No update was available. An update through the end of the fiscal year will be provided at
34 the July meeting.

35
36 **CRDTS** – David Gesko reported that he will be attending his first Steering Committee meeting in June.

37
38 **CRDTS DT Exam Review Task Force** – Joan Sheppard reported that the Task Force met in December to
39 review the current DT exam components. Board staff sent an occupational analysis survey out to all practicing
40 dental therapists to gain information that could help ensure that the examination addresses the most frequently
41 performed (and testable) procedures. Survey results were reviewed at a February meeting. Task force
42 participants came up with a list of proposed changes to the exam based on those survey results.

43
44 **Motion made to forward the recommended testing changes to CRDTS.**

45
46 **MOTION:** CRDTS DT Exam Review Task Force
47 **SECOND:** Nancy Kearn
48 **VOTE:** For: 8
49 Opposed: 0
50 **RESULT:** Motion Passed. Recommendations will be forwarded to CRDTS.

51
52 **AADB** – Neal Benjamin provided a written report that was passed out at the Board meeting. The AADB Mid-
53 Year Meeting will be held April 26-27, 2015.

54
55 **Council of Health Boards** – No report

1 **Complaint Committee Reports** – Mary Liesch indicated that written reports were included in the Board
2 packet. The job posting for the Complaint Analyst position is up and will be open until April 16th. The number
3 of complaints for the calendar year is up to 78 as of March 31st. Minutes from the Joint Complaint Committee
4 meeting were included in the Board packet. Managing lapsed licenses was the primary topic. Possible changes
5 to the minutes were discussed.
6

7 **Motion made to accept the Joint Complaint Committee minutes as amended.**
8

9 **MOTION: Joan Sheppard**
10 **SECOND: Neal Benjamin**
11

12 Following further discussion of possible changes to the minutes, the meeting was recessed at 10:22 and resumed
13 at 10:45.
14

15 Further discussion occurred. Following heated discussion, the motion was voted on.
16

17 **VOTE: For: 7 (Benjamin, Gesko, Manahan, Rasmussen, Sheppard,**
18 **Sperling, Youngdahl**
19 **Opposed: 1 (Kearn)**
20 **RESULT: Motion Passed. Minutes approved as amended.**
21

22 Discussion occurred regarding the need for a resolution to the issue of how to handle lapsed licenses.
23

24 **Motion made to place the issue of developing statutory language for administrative handling of**
25 **dentists who have enabled practice by unlicensed allied personnel on a Policy Committee meeting**
26 **agenda.**
27

28 **MOTION: Nancy Kearn**
29 **SECOND: Jake Manahan**
30 **VOTE: For: 8**
31 **Opposed: 0**
32 **RESULT: Motion Passed. Issue will be placed on a future Policy Committee meeting**
33 **agenda.**
34

35 **HPSP** – Allen Rasmussen reported that the HPSP Program Committee met on February 17th. A statistical report
36 of Board HPSP referrals was included in the Board packet. The Strategic Planning Committee met on March
37 11th and wrapped up the strategic governance planning process. The report will be presented to the Executive
38 Director’s Forum and then to each Board. It will go to the legislature next year.
39

40 **Clinical Licensure Exam Committee** – Steven Sperling reported that the committee will be meeting on April
41 24th to prepare for the July ADT exam.
42

43 **Advertising Task Force** – No report
44

45 **Prescription Monitoring Program** – Neal Benjamin reported that he had just received an email from PMP
46 with their Annual Report. It will be distributed to the Board at a later date.
47

48 **Community Water Fluoridation Committee** – No report
49

50 Travel Authorizations

51 **April 17-19, 2015: National Dental Examining Board of Canada, Ottawa, Ontario, Canada.** Request:
52 approval for David Gesko to attend. Will also require MMB authorization for out of country travel.
53

54 **MOTION: Jake Manahan**
55 **SECOND: Teri Youngdahl**
56 **VOTE: For: 8**
57 **Opposed: 0**
58 **RESULT: Motion Passed. Travel authorized as indicated above.**

1 **May 28-30, 2015: Organization for Safety, Asepsis and Prevention (OSAP) Symposium, Baltimore, MD.**
2 Request: Full Board approval for Mary Liesch to attend.
3

4 **MOTION: Jake Manahan**
5 **SECOND: Joan Sheppard**
6 **VOTE: For: 8**
7 **Opposed: 0**
8 **RESULT: Motion Passed. Travel authorized as indicated above.**
9

10 **June 12-14, 2015: Central Regional Dental Testing Services (CRDTS) Steering Committee Meeting, Kansas**
11 **City, MO.** Request: approval for incidental travel costs for David Gesko to attend.
12

13 **MOTION: Jake Manahan**
14 **SECOND: Nancy Kearn**
15 **VOTE: For: 8**
16 **Opposed: 0**
17 **RESULT: Motion Passed. Travel authorized as indicated above.**
18

19 **July 10-11, 2015: Central Regional Dental Testing Services (CRDTS) Dental Hygiene ERC Meeting, Kansas**
20 **City, MO.** Request: approval for incidental travel costs for Nancy Kearn to attend.
21

22 **MOTION: Teri Youngdahl**
23 **SECOND: Allen Rasmussen**
24 **VOTE: For: 8**
25 **Opposed: 0**
26 **RESULT: Motion Passed. Travel authorized as indicated above.**
27

28 **August 21-22, 2015: Central Regional Dental Testing Services (CRDTS) Annual Meeting, Kansas City, MO.**
29 Request: approval for incidental travel costs for Board Members and Executive Director to attend.
30

31 **MOTION: Jake Manahan**
32 **SECOND: Nancy Kearn**
33 **VOTE: For: 8**
34 **Opposed: 0**
35 **RESULT: Motion Passed. Travel authorized as indicated above.**
36

37 **Licenses for Ratification and Reinstatement**

38 Ratifications: December 19, 2014 through March 25, 2015
39 Reinstatements: December 19, 2014 through March 25, 2015
40

41 **Motion: to approve all licenses submitted for ratification and license reinstatement.**
42

43 **MOTION: Jake Manahan**
44 **SECOND: Nancy Kearn**
45 **VOTE: For: 8**
46 **Opposed: 0**
47 **RESULT: Motion Passed. Licenses ratified and reinstated as submitted.**
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1 **Variance Request**

2 **Richard H Kim, DDS: Variance request regarding on-site inspection for general anesthesia certification**
3 **renewal**

4 Licensee holds a general anesthesia certificate which will expire January 31, 2016. Licensee is due to complete
5 an on-site inspection by March 30, 2015. Licensee is not currently providing anesthesia in the State of
6 Minnesota, but does plan to return to Minnesota in the near future. Licensee is requesting a variance to allow
7 him to maintain his general anesthesia certificate without having to undergo an on-site inspection until such time
8 that he returns to Minnesota and can participate in an inspection.

9 **Motion made to grant the variance request for Richard H Kim with the condition that at on-site**
10 **inspection be completed prior to administering general anesthesia once he returns to Minnesota.**

11
12 **MOTION: Teri Youngdahl**
13 **SECOND: Neal Benjamin**
14 **VOTE: For: 8**
15 **Opposed: 0**
16 **RESULT: Motion passed. Variance to on-site inspection requirement approved with**
17 **condition of having an on-site inspection prior to administering general**
18 **anesthesia in the state.**

19
20 The meeting was recessed at 11:19 am and reconvened at 11:34 am.

21
22 **Akil Alexander, DDS: Variance request regarding educational training for general anesthesia certificate**

23 Licensee participated in an oral and maxillofacial surgery residency program and withdrew after approximately
24 24 months. Licensee does not meet the requirements for general anesthesia under Minnesota Rule 3100.3600,
25 subpart 2, item A(2). Licensee is requesting that the Board accept his former educational training for general
26 anesthesia in order to apply for a general anesthesia certificate, or a conscious sedation certificate. Dr Alexander
27 was present and addressed the Board regarding his training.

28
29 **Motion made to deny the variance request for general anesthesia certification.**

30
31 **MOTION: Teri Youngdahl**
32 **SECOND: Neal Benjamin**
33 **VOTE: For: 8**
34 **Opposed: 0**
35 **RESULT: Motion passed. Variance denied for general anesthesia certification.**

36
37 **Motion made to approve the variance request for conscious sedation certification.**

38
39 **MOTION: Neal Benjamin**
40 **SECOND: Nancy Kearn**
41 **VOTE: For: 8**
42 **Opposed: 0**
43 **RESULT: Motion passed. Variance approved for conscious sedation certification.**

44
45 **Review of Action Items**

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

- 47 1. Send out email to set up Special Board Meeting date – Michelle
- 48 2. Post notice for Clinical Licensure Exam Committee – Michelle
- 49 3. Contact Department of Administration regarding out of country travel – Marshall

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ADJOURN

The Minnesota Board of Dentistry public meeting was adjourned at 12:24 pm to reconvene in closed Executive session at 1:00 pm.

Minutes Approved by the Minnesota Board of Dentistry
this 24th day of July, 2015



David Gesko, DDS, President