

**Licensing and Credentials  
Committee Meeting Minutes**

Monday September 16, 2019

12:30 p.m.

Board Conference Room

Phone #: 1-888-742-5095

Conference Code: 8676021058

Call to Order

Dr. Ebert, Committee Chair, called the meeting to order at 12:30 p.m.

Board Members Present

Carl Ebert, DDS, Chair

Christy Jo Fogarty, ADT, DH

Rainer Adarve, DDS

Board Staff Present

Joyce Nelson, Director of Licensing

Kathy Johnson, Legal Analyst

Board Members/Staff on Phone

Bridgett Anderson, Executive Director

Others in Attendance (Per sign in sheet)

Dick Diercks, Park Dental

Andrea Jordan – ADT - Metropolitan State University

Majda Hodzic – MDA

Alyssa Daley – Dentist

Mariam Siddiqui- DDS- VA

Approval of Draft Agenda

The draft agenda was reviewed and unanimously approved.

Review and Approval of Past Meeting Minutes

The July 15, 2019 meeting minutes were reviewed.

MOTION: Ms. Fogarty made a motion to approve the past meeting minutes as submitted.

SECOND: Dr. Ebert

RESULT: Motion Passed. Minutes approved as submitted.

**Unfinished Business**

a. Statutes/Rules change for display of licenses/certificates:

The Committee reviewed Ms. Anderson's draft language regarding changes to Minnesota Statute 150A.06, subdivision 6. If adopted as written, the changes would only require licensees to display a renewal certificate. For those who hold a volunteer license, they would only be issued and display mini- license.

Ms. Anderson confirmed that, for now, the Board would continue to issue the wall licenses upon initial granting of a license, and that licensees could continue to order duplicates of the wall licenses if they choose. However, only the renewal certificates would require display. She also reminded the Committee that the Board's strategic goals included continued discussion and development of more electronic credentialing options in the future.

MOTION: Dr. Ebert made a motion to direct Ms. Anderson to bring this draft language before the full board at its October Public meeting.

SECOND: Ms. Fogarty seconded the motion.

RESULT: Motion carries.

b. Statute change for administrative penalty fee practicing without a license:

Ms. Anderson clarified the process that will be delegated to the Committee, when addressing licensees who have practiced on a terminated license, and their supervising dentists. She confirmed that she would be drafting Statutory language to create an administrative fine for this type of violation. The fine could be applied administratively to both the terminated licensee and the supervising dentist and would be applied to fees by administrative staff under the direction of Ms. Nelson. The amount of the fine would differ, dependent on the length of the time the licensee was practicing without the license. The supervising dentist will also have an administrative fine but would only have a complaint opened if the violation was longer than a period of one year (allowing delegated duties to be performed by an individual with a terminated license).

The Committee would also deal with the complaints opened on the licensees going through the reinstatement process. These complaints continue to be handled on a case by case basis by the Committee. The amount of their fines would also be dependent upon the length of time they were in violation. The Committee could consider proposing additional requirements. These additional remedies might include retaking the Jurisprudence examination.

MOTION: Ms. Fogarty made a motion to direct staff to work on creating draft language for this change and bring back to the Committee at their October open meeting.

SECOND: Dr. Ebert seconded the motion carries.

RESULT: Motion carries.

c. Statute draft language for Licensure by Credentials process for Dental Therapist:

The Committee reviewed Ms. Anderson's draft language regarding revisions to Minnesota Statute 150A.06, subdivision 10, to add Dental Therapy to the Licensure by Credentials process. Ms. Fogarty indicated that we need to address the ADT certification process for these candidates as well, as they will likely have already met the 2,000-hour practice requirement for consideration for ADT Certification. Ms. Anderson indicated that she will work on draft language for that piece.

Ms. Anderson also submitted revisions to Minnesota Rule 3100.1400, to include Dental Therapy to the supporting rules governing the Licensure by Credentials application process.

MOTION: Dr. Ebert made a motion to direct Ms. Anderson to bring further draft language back to the Committee at the October meeting.

SECOND: Ms. Fogarty seconded the motion.

RESULT: Motion carries.

**New Business**

a. Clinical Waiver request – Dr. Nisha Jain

Dr. Jain is requesting an exam waiver of her national boards, per Minnesota Statute 150A.06, subdivision 3(a). She had previously passed her written boards, but it has been over five years. Recently, she passed a Board approved clinical exam and the Minnesota Jurisprudence. She also completed a one-year GPR at the University of Minnesota in 2018.

MOTION: Dr. Ebert made a motion to grant the waiver request.

SECOND: Ms. Fogarty seconded the motion.

RESULT: Motion carries.

b. Clinical Waiver request –Dr. Alyssa Daley

Dr. Daley is requesting a waiver of her clinical exam, per MN. Statute 150A.06, subdivision 3(a). She attempted the NDEB exam of Canada twice, and has not passed the written portion. She is unable to determine from the testing agency what areas on the exam she failed, and therefore is having issues with remediation. She has also indicated hardships in retaking a different clinical exam.

MOTION: Ms. Fogarty made a motion to table the waiver request and direct Ms. Anderson to contact the NDEB of Canada to determine if their board could clarify the subject areas that were deficient on both of Dr. Daley’s exam attempts.

SECOND: Dr. Ebert seconded the motion.  
RESULT: Motion carries.

c. Variance request –Dr. Elizabeth Brack

Dr. Brack is a licensed dentist in Minnesota. She is requesting a variance to Minnesota Rule 3100.3600 subpart 4b. She obtained nitrous oxide training in her dental program. The school can attest to the 16 didactic hours but is unable to document the number of patient experiences.

MOTION: Dr. Ebert made a motion to grant the variance request.

SECOND: Ms. Fogarty seconded the motion.  
RESULT: Motion carries.

d. Variance request –Audrey Jarabeck, DH

Ms. Jarabeck is a licensed Dental Hygienist in Minnesota. She is requesting a variance to Minnesota Rule 3100.3600 Subpart 4E. She achieved her training out of state. She was unable to obtain documentation from her hygiene program that would qualify her for nitrous oxide certification. However, Ms. Jarabeck has provided evidence of her training in nitrous since graduating her program.

MOTION: Dr. Ebert made a motion to grant the variance request.

SECOND: Ms. Fogarty seconded the motion.  
RESULT: Motion carries.

Announcements

Next open Committee meeting will be on October 7, 2019 at 2:00 p.m.

Adjourn

MOTION: Motion made to adjourn at 2:30 p.m.

SECOND: Dr. Adarve seconded the motion  
RESULT: Meeting was adjourned at 2:30 p.m.

Reviewed by:



10/7/2019

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Dr. Carl Ebert, Committee Chair

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Date