



Minnesota Board of Dentistry

February 2017

Winter Newsletter

President's Message

It has been a while since a public member was elected as president of the Minnesota Board of Dentistry, but it did occur when I was chosen to lead the board for 2017. It is a simple but important reminder that this board, like all state professional boards, does not primarily concern itself with the professions or the professionals; the PUBLIC is the focus of the board – as so clearly affirmed in our revised mission statement:

“...to promote and protect public health and safety; and ensure that every licensed dental professional practicing in the state meets the requirements for safe, competent and ethical practice.”

The board is composed of nine members; five dentists, a dental hygienist, a licensed dental assistant, and two public members; however, first, and foremost, they are Minnesota citizens who have been appointed to make sure people are protected as required by laws, voted for by the people's representatives in the Legislature.

Of course, each board member brings to the board his or her own knowledge and experience, but always in the service of what is in the best interests of our fellow citizens. It is succinctly captured in the board's new motto:

“Many perspectives, One Interest.”

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I believe that such public service is a high calling and that all board members, past and present, should be proud of their service and congratulated for it. I also believe and hope, as the terms of board members expire, that more of our fellow citizens will accept the challenge and willingly apply for board membership – it is honorable work that benefits all Minnesotans.

I wish to publicly thank Dr. Steve Sperling for his leadership as president of the board this past year. He quietly and effectively steered the board through a period of many changes, including the hiring of our Executive Director, Bridgett Anderson. The coming year will also involve a significant change in board membership – the terms of three members, Dr. Neal Benjamin, Ms. Nancy Kearn, and Mr. Allen Rasmussen, all expire, after two terms of service. We can surely expect new Board members to bring new ideas. Again, many thanks for the thousands of hours all three of them have spent on board work; words cannot express the quality and extent of their contributions.

In future messages I will address some of the initiatives the board is taking this year. For now, I will say that we are continuing our efforts to highlight the importance of

maintaining best practices in infection control and of developing safe opioid prescribing habits. The board's website is full of information concerning both matters; I strongly recommend that everyone access the website regularly.

Finally, we intend to continue to find ways to streamline our processes to make them more efficient and more user-friendly. We continue to invite suggestions from all stakeholders. We all look forward to an exciting year.

John M. (Jake) Manahan, Board President



A Message from the Executive Director

Happy New Year! Thank you for taking the time to read our Board newsletter. As we embark on another year that will be full of changes for our Board, I want to take the opportunity to reflect on the past year. I think that this sums up my thoughts about the past year pretty well.

“Strength and growth come only through continuous effort and struggle” – Napoleon Hill

I am happy to report that the effort comes in many shapes and forms and involves the continuous dedication and hard work of Board members, Board staff and the numerous stakeholder groups that come to the Board with proposals and policy considerations. The continuous effort is visible, present and ever changing. I get the opportunity to guide and encourage new and changing efforts every day. With this comes great reward.

I am humble to report that like all regulatory and government agencies, there are struggles at times. However, I also think that through the analysis of the struggles and by making necessary changes, it allows us to better improve our process and better serve our mission. I am looking forward to embark on a new year with one of our public members, Mr. John Manahan, as President of the Board. As he shared in his message, our motto is ***“Many Perspectives, One Interest”***. This shows as a constant reminder of the public that we serve and why we exist.

The Minnesota Board of Dentistry, along with other dental boards throughout the United States, is currently engaged in several significant policy items; dental specialties, examinations, allied dental scope of practice and workforce. The Board will have both new members and staff additions this coming year; my wonderful office manager is retiring...

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(Congrats to Sheryl!) and we are hiring one or two positions in the Board office. For all of you that had the opportunity to speak to or meet Vicki Vang, one of our Board administrative assistants, I am proud to report that she has been chosen for a great job opportunity and by the time you read this newsletter, she will have accepted her new position. She was a great asset to our team and we wish her the best! We would also like to welcome a new administrative assistant, Mr. David Tajima. He comes to us from the state of Hawaii, where he worked in the state judicial system, and joined our team just this week.

There are many things to look forward to over the next few months.; Springtime, examinations, graduations and more potential dental licensees to serve the citizens of the great state of Minnesota.

**To Continuous Growth,
Bridgett Anderson LDA, MBA Executive Director**



Minnesota Prescription Monitoring Program Updates

By July 1st 2017, all healthcare professionals with the ability to prescribe controlled substances will have to register and maintain an account with the Minnesota Prescription Monitoring Program. Prescribers also have the capability to designate appropriate staff members access to assist in system queries on the provider's behalf. This applies to many other MN health providers, as well as dentists, that hold an active DEA license.

Effective last week, dentists renewing their license online with the Board of Dentistry will have the capability to sign up for PMP access right from the renewal screen. We have been working on this project to streamline the registration process, raise awareness on the importance of the PMP program; as use of the PMP program can help to protect public health and safety, and achieve better compliance with the coming mandate.



MINNESOTA
PRESCRIPTION
MONITORING
PROGRAM

**[Click here to read an important letter from
MN State Representative Dave Baker](#)**

You can also sign up directly at the Minnesota Prescription Monitoring Program website!

<http://pmp.pharmacy.state.mn.us/>

National Children’s Dental Health Month

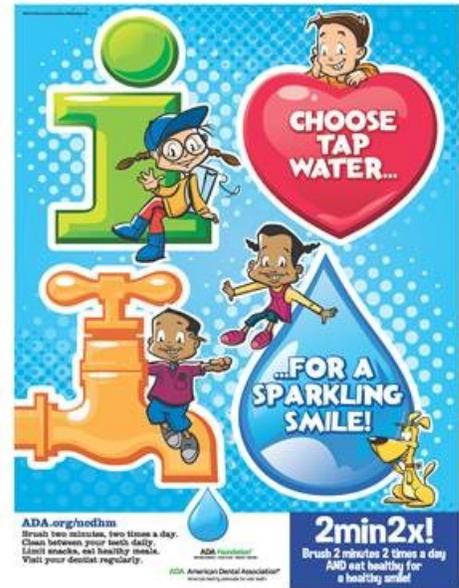
Each February, National Children’s Dental Health Month is promoted in dental practices, schools and educational programs throughout the U.S. This year’s campaign is

“Choose Tap Water for a Sparkling Smile”.

For more materials, free posters and to find ways that dental professionals can spread the word and raise awareness on pediatric dental disease and prevention efforts visit [National Children's Dental Health Month!](#)

Stay in the know on what is going on in the state of MN. The Minnesota Department of Health Oral Health Division has a great tool for finding out more information on pediatric dental disease prevalence and other related oral health topics of interest.

Visit [Minnesota Oral Health Statistics System \(MNOHSS\)](#) today for more info.



New Self-Assessment Available

The Minnesota Board of Dentistry has recently published a new Self-Assessment for dental professional licensees.

Important Reminders

- Board of Dentistry Professional Development rules require completion of one Self- Assessment per licensee and per biennial renewal cycle
- Make sure that you do the assessment within YOUR professional development/license renewal cycle, based on your birth month/birth year
- Licensees are allowed one fundamental CE credit for completion of the self- assessment
- Licensees do not need to send the assessment into the Board
- The completed assessment should be retained with other professional development portfolio items and available to the Board should a licensee be selected for audit

Check out the new version [here!](#)

Mark your Calendars! No-Cost Opioid Prescribing Educational Webinar

PCSS-O (Providers’ Clinical Support System for Opioid Therapies) is offering another no cost web training on March 29th on “Talking to your patients about safe use, storage, and disposal of opioids”. Here is more information on the upcoming [web event](#).



They also have several [archived](#) webinars that offer education for dental professionals on responsible prescribing, trends, doctor shopping and diversion. The Minnesota Board of Dentistry is committed to raising awareness on this important issue and connecting licensed dental professionals to learning resources.

Spotlight: Infection Control News

FDA Bans Powdered Surgeon's Gloves and Powdered Patient Examination Gloves

The FDA determined that the risks outweigh the benefits in the use of powdered surgical and exam gloves and has issued a ban effective January 2017.



OSAP and DANB Collaborate on Infection Control Education Initiative

The Organization for Safety, Asepsis and Prevention (OSAP) and the Dental Assisting National Board, Inc. (DANB) are collaborating on a multi-year infection control education and credentialing initiative. The initiative will establish a standardized infection control educational program, with future plans to develop a professional certification program. These collaborative initiatives advance the organizations' missions, both of which relate to enhancing patient and practitioner safety.

Infection Control in MN Dental Practices

Review state licensure and certification requirements for continuing education credits in infection prevention and control.

At this time, no specific requirement exists for licensed dental professionals to take an infection control course as part of professional development. The current professional development requirements do require licensees to complete a minimum of two of the categories of six core subjects for each biennial cycle, with one of the six categories being infection control.

It is important to note that a **proposed amendment to Board rule that would make taking an infection control course a mandatory requirement** was published in State Register on February 6, 2017. Please refer back to the Board's website for updates regarding this and other rule-making activities.

Download and review the [Summary of Infection Prevention Practices in Dental Health Care Settings: Basic Expectations for Safe Care](#)

This publication is comprised of a user-friendly summary and reference of the CDC infection control measures for dentistry from 2003 through 2016. This publication also includes the Infection Prevention Checklist for Dental Settings.

Assign at least one individual trained in infection prevention the responsibility of coordinating your practice's infection prevention program

Safety of all patients and of all dental health care personnel is the #1 goal for a practice's infection control program. Studies by the CDC that have shown that practices with an infection control coordinator are the most compliant with infection control measures. A practice should look to an individual/s who is knowledgeable or is willing to be trained for the role.

The infection control coordinator's role is not for "policing," but one for facilitating ongoing monitoring and evaluation of infection control measures. It is critical to have everyone in the practice be committed to continuous review of goals, activities, and practice policies. In turn, all staff can be involved in improvement activities that are realistic and effective for their specific practice setting. Sharing of the responsibilities for infection control is key to ensuring safe care for all.

Use the [Infection Prevention Checklist for Dental Settings](#) (available in an easy-to-use fillable PDF format or new mobile app) to perform an evaluation of your infection prevention program.

This publication is a companion to the summary. The checklist as an educational and evaluation tool. Checklists can be maintained as a record to demonstrate the monitoring and evaluation efforts by the practice over time.

CDC's DentalCheck app (currently available only for iOS) is developed directly from the Infection Prevention Checklist for Dental Settings. Dental health care personnel can use this app to periodically assess practices in their facility and ensure they are meeting the minimum expectations for safe care.

Proposed Amendments to Permanent Rules

Dual Notice of Intent to Adopt Rules – Published in the State Register on February 6, 2017

Proposed Amendments to Permanent Rules Relating to Nitrous Oxide and Infection Control, *Minnesota Rules* 3100.3600, 3100.5100, and 3100.6300; Revisor's ID #4424

The Minnesota Board of Dentistry is obligated to notify and seek comments or questions on the rules or written requests for a public hearing on the rules from all persons or classes of persons who might be affected by these proposed rules. Therefore, the Board is hereby notifying you about its proposed rules and its intent to adopt these proposed rules regarding the following: provide more institutional options for dentists who need to complete a nitrous oxide course, and make taking an infection control course a mandatory requirement for each two-year professional development cycle.

Please go to the Board's website (under Laws & Rules to Rulemaking) at www.mn.gov/boards/dentistry to review the following information: 1) the Dual Notice of Intent to Adopt Rules that will be published in the State Register on February 6, 2017; 2) the entire text of the Proposed Rules; and 3) the Statement of Need and Reasonableness (SONAR).

Interested persons have until **4:30 p.m. on March 8, 2017**, to submit public comment in support of or in opposition to the proposed rules or any part or subpart of the rules. Public comments should be submitted electronically at <https://minnesotaoah.granicusideas.com>. Your comments should identify the portion of the proposed rules addressed, the reason for the comment, and any change proposed.

This information is strictly for the purpose of notification and your participation is optional.

Subpoena of Patient Records



The Board of Dentistry will often subpoena patient records as part of the complaint process.

Licensees may submit records electronically to the Board or provide on a CD or flash drive and send by courier or mail.

This is our preferred method and helps eliminate paper handling of patient charts and increases image quality for review process.

We will continue to accept paper but greatly encourage electronic/multimedia submission.

2017 Session Current Proposed Legislation

[H.F. 1110](#)

[S.F. 481](#)

Affidavits for Licensure

Starting January 1st, 2017 the Minnesota Board of Dentistry will no longer be offering licensee affidavit letters. Instead, state dental boards wishing to access MN dental professional licensee information can access our online licensee [verification](#). If licensee has been subject to public discipline, details of more recent orders can be located on board [website](#). If inquiring individual cannot locate the disciplinary order on the board website or needs more information on a public corrective action, please email dental.board@state.mn.us with request, licensee name and license number.

Corrective Actions

Complaint matters are reviewed on a case-by-case basis. The Board is not always able to prove each allegation from complaints received. Agreements for Corrective Action (ACAs) are sometimes used to resolve complaints which allege violation(s) of the Dental Practice Act when the specific, individual circumstances of the case are determined not to warrant disciplinary action against a licensee.

Profession	Violation(s)	Remedies
Dentist 12/07/2016	<u>Failure to Maintain Continuous CPR/ Medical Emergency Protocol</u> <ul style="list-style-type: none"> Licensee failed to maintain current CPR certification for approximately a six-month period Licensee did not maintain appropriate medical emergency protocols and failed to provide medical emergency training for staff 	<u>Written Report</u> <ul style="list-style-type: none"> Focused on Medical Emergency Training Focused on maintaining current CPR certification <u>Community Service Hours</u> <ul style="list-style-type: none"> 60 hours of dental treatment to underserved or underinsured patients
Dental Assistant 12/14/2016	<u>Practice Outside of Scope</u> <ul style="list-style-type: none"> Exceeded legal scope of practice by drawing up medications for general anesthesia and sedation procedures and monitoring a sedated patient prior to completing a board-approved course Failed to promptly participate in providing CPR during a medical emergency 	<u>Coursework</u> <ul style="list-style-type: none"> Ethics and Law in Dental Hygiene course Medical Emergencies course Critical-Thinking course
Dentist 1/03/2017	<u>Failure to Maintain Continuous ACLS</u> <ul style="list-style-type: none"> Licensee failed to maintain a consecutive and current advanced cardiac life support (“ACLS”) certification as required for moderate sedation administration 	<u>Written Report</u> <ul style="list-style-type: none"> Focused on the importance of maintaining a consecutive and current ACLS certificate
Dentist 1/25/2017	<u>Allied Dental Staff Misuse</u> <ul style="list-style-type: none"> Licensee allowed a dental assistant employed in office perform expanded duties beyond those allowed by an unlicensed individual Dental Assistant was never licensed by the Board of Dentistry 	<u>Written Report</u> <ul style="list-style-type: none"> Specific information on posting credentials/renewal certificates <u>Jurisprudence Examination</u> <u>Community Service Hours</u> <ul style="list-style-type: none"> 40 hours of dental treatment to underserved or underinsured patients
Dentist 2/01/2017	<u>Failure to Maintain Continuous CPR</u> <ul style="list-style-type: none"> Licensee failed to maintain current CPR certification for approximately a three-month period. 	<u>Written Report</u> <ul style="list-style-type: none"> Focuses upon current CPR guidelines for healthcare providers, explains how licensee will ensure CPR certificate is renewed in timely manner in future, and describes contents of a complete professional development portfolio
Dentist 2/14/2017	<u>Failure to Maintain Continuous CPR and ACLS</u> <ul style="list-style-type: none"> Licensee failed to maintain current CPR and ACLS certification required for the administration of moderate sedation 	<u>Written Report</u> <ul style="list-style-type: none"> Focuses upon current CPR guidelines for healthcare providers, ACLS requirements for sedation providers, explains how licensee will ensure CPR and ACLS are renewed in timely manner in future

Disciplinary Actions

December 16, 2016 — February 03, 2017

Click on licensee name to see the full text of the disciplinary action

Licensee	License #	City	Date of Order	Type of Order
Ostrosky, Keith	D10143	South St. Paul	12/27/2016	Order of Suspension
Bodin, Robert	D7172	Edina	01/13/2017	Unconditional
Brettin, Bryan	D11644	Hudson, WI	01/13/2017	Unconditional
Burchard-Risch, Jodie	A9048	Coon Rapids	01/13/2017	Suspension
Burke, Colleen	A7328	Lake City	01/13/2017	Unconditional
Copeland, Ann	A7774	Moundsview	01/13/2017	Unconditional
Field, Jodi	A9470	Coon Rapids	01/13/2017	Unconditional
Istvanovich, Jessica	A11248	White Bear Lake	01/13/2017	Unconditional
Las, Sheldon	H6244	Cass Lake	01/13/2017	Conditional
Wagner, Meaghan	A13085	Hibbing	01/13/2017	Order for Removal of Stayed Suspension
Wallin, Carrie	A9158	Burnsville	01/13/2017	Voluntary Surrender
Ostrosky, Keith	D10143	South St. Paul	02/03/2017	Voluntary Surrender
Virgen, Alvaro	D12872	Cottage Grove	02/03/2017	Voluntary Surrender
Wagner, Meaghan	A13085	Hibbing	02/08/2017	Suspension

Board Members

John Manahan, JD, Public Member, President (2019).....Bloomington
 Douglas Wolff, DDS, Vice President (2019).....St. Paul
 Teri Youngdahl, LDA, Secretary (2018).....Elk River
 Neal Benjamin, DDS (2017).....Lino Lakes
 Nancy Kearn, DH (2017).....Wyoming
 Paul Walker, DDS (2019).....Shoreview
 Steven Sperling, DDS (2018).....Rochester
 Carl Ebert, DDS (2020).....Golden Valley
 Allen Rasmussen, MA, Public Member (2017).....International Falls

Board Staff

Bridgett Anderson.....Executive Director
 Mary Liesch.....Investigator Senior, Complaints & Discipline
 Deborah Endly.....Compliance Officer
 Diane Anderson.....Complaint Analyst
 Kathy Johnson.....Legal Analyst
 Joyce Nelson.....Director of Licensing & Professional Dvlpmnt
 Amy Johnson.....Licensing & Professional Dvlpmnt Analyst
 Sheryl Herrick.....Office Manager
 Carolyn Tanner.....Administrative Assistant
 David Tajima.....Administrative Assistant