

November 11, 2008

The Missouri Dental Board held its regularly scheduled meeting on November 5-8, 2008, at the Oasis Hotel and Convention Center, 2550 North Glenstone, Springfield, Missouri.

President Eric J. Aubert, D.M.D., convened the regular open business session of the Board on Wednesday, November 5, where the Board discussed and took action on the following matters:

The Board held a special election for President and Rolfe C. McCoy, D.M.D. of Chillicothe, Missouri, was elected as President of the Board for a term ending July, 2009.

Erica Little, R.D.H., the new President of the Missouri Dental Hygienists Association (MDHA), addressed the Board to provide a report on recent activities of the MDHA. Ms. Little introduced Kim Rogers, President-Elect of the MDHA, and announced that the next meeting of the MDHA will be held on January 17, 2009, at Tan-Tar-A Resort at Lake Ozarks, Missouri.

Ms. Janet Sell addressed the Board and presented reports on behalf of the Missouri Dental Assistants Association (MDAA) and the Missouri Dental Assistants Educators (MDAE). Ms. Sell announced a small increase in dues by the MDAA. There are currently 789 Certified Dental Assistants in Missouri. The MDAA newsletter is available on-line through a link in the website of the Missouri Dental Association. Ms. Sell also announced that Ozark Community College has not yet increased its training for Expanded Function Dental Assistants (EFDA). There are currently twelve (12) people enrolled for the January class. When asked if the EFDA training could be given off-site of the campus, Ms. Sell explained that it would be difficult in light of the required clinical training. The MDAE is working on developing a blackboard course to enable candidates to take the Basic Skills examination anywhere in Missouri where there is a computer and monitor. Ms. Sell said she is working on developing a four week review course.

Vickie Wilburs, Executive Director of the Missouri Dental Association (MDA), addressed the Board and reported that the House of Delegates is meeting this week in Jefferson City. The MDA is very pleased with the two new appointments to the Board, Dr. Gregory Temple of West Plains, Missouri, and Dr. John Freeze of Cape Girardeau, Missouri. The MDA is working with the Missouri Foundation for Health with grant money to get some of the didactic training for the EFDA courses on-line. The MDA is also working with Ms. Sell on the Basic Skills examination for dental assistants. Ms. Wilburs also reported that the MDA is working on a Resolution concerning teeth whitening. It is important to educate the public about the importance of having teeth whitening procedures supervised by a licensed dentist. The MDA is also working to petition the Food and Drug Administration to get teeth whitening classified as the practice of dentistry. The MDA continues to support the Community Health Dental Coordinator position. The MDA also supports a clarification that dentists must be present and supervise the entire dental team. The MDA has decided to include a place on their renewal application for a Well-Being contribution.

Dr. Tia Strait, President of the Advisory Commission for Dental Hygienists (ACDH), addressed the Board to provide a report. Dr. Strait announced that Dr. Cindy Highsmith replaced Ms. Deb Gerecke on the Commission. The president of the Commission will now provide reports to the Board based on a change in the ACDH policy. Dr. Strait reported that

the Commission reviewed the competency examination comparison and Ms. Lepp will provide further information regarding the Commission's review of that report. Dr. Strait also announced that Judith Trout, R.D.H. will be honored at this year's 50-year licensee recognition. She asked that the Board present a joint proclamation to Ms. Trout containing the signatures of both the Advisory Commission members and the Board members. The Board approved the Advisory Commission's request for the joint proclamation. Ms. Mengwasser announced that so far there will be four dentists and one dental hygienist at the recognition ceremony in January. On behalf of the wife of one deceased dentist, Ms. Mengwasser asked if the wife could be present to accept her husband's resolution. The Board approved the request.

Missouri Dental Board Executive Director Brian Barnett provided the Board with a current financial statement and estimated that the renewal fees for dentists and dental hygienists is not expected to increase in the very near future but due to the increasing cost of doing business, an increase in fees may become necessary. The Board can review the five-year projections when that report becomes available, possibly at the January meeting. Mr. Barnett also reported that there has been some confusion about the Basic Life Support (BLS) training required for renewal. It has been discovered that the term BLS is not a registered trademark. Mr. Barnett will study the matter further and provide a report on his findings at a future meeting.

The Board briefly discussed the EFDA proposed rule with Ms. Vickie Wilburs. Mr. Barnett reported that the proposed rule has been submitted to the Division for legal review and based on their initial findings, the Board does not have the statutory authority to require a certificate, permit, or license for dental assistants. The proposed rule is still being reviewed by Division attorneys and Mr. Barnett has requested information regarding any further problems with the proposed rule. It may be possible to eliminate the requirement of a Board issued certificate from the rule and pursue the remaining changes.

The Board recessed its open meeting on Wednesday evening and reconvened on Saturday morning, November 8, 2008. Newly elected President Dr. Rolfe C. McCoy presiding. The Board discussed and took action on the following matters:

Dr. Kevin Wallace, Chairman of the Policy Review Committee (PRC), provided more information regarding the proposed EFDA rule. After the legal review is completed by the Division attorney, the proposed rule will go back to the PRC for further study. The PRC is also working on the Laboratory Work Authorization form. At this time, the PRC is continuing to study the problems regarding laboratory out-sourcing and will explore what can be done to help eliminate the current problems with laboratories out-sourcing services out of the country without the dentist's knowledge or consent. The PRC has also studied the retired licensure status and has taken no action and requested that the item be removed from their task list. Mr. Brian Barnett presented a proposed new policy for the evaluation of sedation permits for Board approval. The new policy is designed to allow more control in the Board office regarding the process to provide for the more timely issuance of new and renewed permits. The Board gave the PRC a new task of reviewing the Basic Skills examination for dental assistants and to return their recommendation to the Board for a vote. It was also noted that the MDA is considering a proposal for legislation to change the make-up of the Board. The PRC was asked to evaluate any forthcoming proposal and be prepared at the January meeting to make its recommendation on the proposal to the full Board. The PRC set its next meeting on Friday, December 12, 2008, beginning at 10:00 am in

Jefferson City.

A report was provided by Dr. Rolfe McCoy regarding the Central Regional Dental Testing Service (CRDTS) Steering Committee meeting. Dr. McCoy and Ms. Patricia Lepp are to work with the Dean at Creighton University School of Dentistry to try and get the CRDTS examination administered again at the University of Missouri-Kansas City School of Dentistry. The CRDTS Steering Committee is inviting all Board members and the executive director to its annual meeting in Kansas City on August 21, 2009. Ms. Patricia Lepp reported that there are some dental hygiene issues related to the dental hygiene portion of the CRDTS exam. The Board of the American Dental Examiners' (ADEX) voted to accept the North East Regional Board (NERB) template for the dental hygiene examination.

Karen Dent, Executive Director of the Missouri Primary Care Association (MPCA), addressed the Board to report that effective November 1, 2008, physicians can bill Medicaid for fluoride treatments and varnishes. The MPCA is working on training for this new program with the Medicaid officials. The Department of Mental Health, Division of Developmental Disabilities, wants more developmentally disabled patients seen by physicians and dentists. A February mailing is scheduled to survey all licensed dentists in Missouri to access the barriers to care for these patients. The MPCA is also working on free training sessions for dentists to deal with this population. It is estimated that physicians and dentists will spend up to four times longer providing comprehensive care to the developmentally disabled patient. Ms. Dent also questioned the Board on the legality of allowing a dental assistant to turn on nitrous oxide in a dental office. Dr. Wallace reported that the Board's Policy Review Committee addressed this question previously but the outcome was opposed by the MDA and the MDHA. The Board decided to send the question back to the Policy Review Committee for further study. Ms. Dent requested that while the Policy Review Committee is studying the EFDA proposed rules, the Committee also include just the one question of whether dental assistants can provide oral health screenings.

Ms. Patricia Lepp reported on her attendance at the annual meeting of the American Association of Dental Examiners. Effective January 1, 2010, the National Board will only report pass/fail results. Students that fail the examination will get a raw score on just the failed subjects. Additionally, the National Board has a new policy on re-examination to resolve the cheating issue. Evidently, students that pass the examination are re-taking the examination a number of times to memorize examination questions. The National Board is also working on a Resolution to send to the AADE and to the ADA to encourage states to add a question to their renewal form to inquire about academic probation.

Ms. Sue Clifford of the Well Being Committee reported that the Committee recently passed new bylaws for their not-for-profit corporation. Committee members continue to speak at the dental and dental hygiene schools to promote the Well Being Committee and the MDA has created a new table top exhibit that has been very responsive. The Committee has also developed a new brochure for both the dentist and dental hygienist. The President of the Board appointed a Committee to review the policies and the contract of the Well Being Committee to determine if the new not-for-profit corporation could have any impact on the current Well Being Committee laws or regulations.

The Board held disciplinary hearings in the following matters:

The Missouri Dental Board vs. Michele LePage, D.D.S.

The Missouri Dental Board vs. Michael Edlin, Jr., D.M.D.
The Missouri Dental Board vs. Steven Richter, D.D.S.
The Missouri Dental Board vs. C. Thomas Howard, D.D.S.

The Board deliberated on discipline in closed session as is required by law. The discipline will become a public record upon issuance of the disciplinary orders, which will take approximately two to three weeks.

The Missouri Dental board regulates approximately 3,250 dentists, 656 dental specialists, and 3,034 dental hygienists.

The members of the Missouri Dental board are:

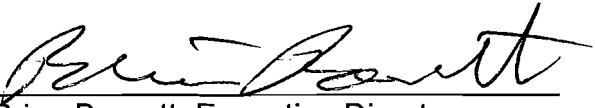
Rolfe C. McCoy, D.M.D., President, Chillicothe, MO
Kevin D. Wallace, D.M.D., Vice President, Springfield, MO
Sharlene Rimiller, Public Member and Secretary, Jefferson
City, MO Eric J. Aubert, D.M.D., Member, St. Louis, MO
Gregory Temple, D.D.S., Member, West Plains, MO
John Freeze, D.D.S., Member, Cape Girardeau, MO
Patricia A. Lepp, R.D.H., Dental Hygiene Member, St. Louis, MO

All members were present at this meeting.

The Missouri Dental Board will meet again on January 2009, in Columbia, Missouri. For more information regarding the Missouri Dental Board, individuals may write to : Missouri Dental Board, P.O. Box 1367, Jefferson City, Missouri, 65102, or call (573) 751-0040.

CERTIFICATE OF DELIVERY

A written copy of this statutorily mandated report was provided to the News Director at The Springfield News-Leader, and to the News Director at Meyer Communications for Sharlene Rimiller on November 14, 2008, by regular mail.



Brian Barnett, Executive Director