Meeting Notice

Missouri Dental Board

January 19-21, 2006
Courtyard Marriott
3301 LeMone Industrial Blvd.
Columbia, Missouri

Notification of special needs as addressed by the Americans with Disabilities Act should be forwarded to the Missouri Dental Board, 3605 Missouri Boulevard, Jefferson City, Missouri 65109 or by calling 573-751-0040 to ensure available accommodations. The text telephone for the hearing impaired is (800) 735-2966.

Except to the extent disclosure is otherwise required by law, the Missouri Dental Board is authorized to close meetings, records and votes, to the extent they relate to the following: Sections 610.021 (1), (3), (5), (7), (13) and (14), RSMo, and Section 620.010.14 (7) and (8), RSMo.

The Missouri Dental Board may go into closed session at any time during the meeting. If the meeting is closed, the appropriate section will be announced to the public with the motion and vote recorded in open session minutes.

Please see attached tentative agenda for this meeting.

cc: Members, Missouri Dental Board
Nanci Wisdom, Attorney-at-Law
Loretta Schouten, Assistant Attorney General
Laurie Morris, Office of Administration
Dr. Jacob Lippert, Executive Director, Missouri Dental Association
President, Missouri Dental Association
President, Missouri Dental Hygienists’ Association
President, Missouri Dental Assistants’ Association
President, Missouri Dental Assistants Educators
Alison Craighead, Director, Division of Professional Registration
Gregory A. Steinhoff, Director, Department of Economic Development
Open Agenda
Missouri Dental Board

January 19-21, 2006
Courtyard Marriott
3301 LeMone Industrial Blvd.
Columbia, Missouri

Thursday Morning
January 19, 2006

1. 9:30 a.m. – Recognition of 50 Year Licensees – State Capitol Building
   • Lunch to Follow at Missouri Dental Association Headquarters

Thursday Afternoon
January 19, 2006

2. 2:00 p.m. - Call to Order – Courtyard Marriott – 3301 LeMone Industrial Blvd. – Columbia

3. Roll Call

4. Closed meeting pursuant to Section 610.021, subsections (1), (5), (14) and 620.010.14, subsection (7). It is expected that the Board will remain in closed session all afternoon.

Friday
January 20, 2006

5. 8:00 a.m. – Reconvene

6. Closed meeting pursuant to Section 610.021, subsections (1), (5), (14) and 620.010.14, subsection (7). It is expected that the Board will remain in closed session all day.

Saturday
January 21, 2006

7. 8:00 a.m. – Call to Order

8. Roll Call

9. Approval of the Agenda

10. Approval of the Minutes
    • September 21, 2005 – Mail Ballot
    • September 30, 2005 – Mail Ballot
    • October 14, 2005 – Policy Review Committee
    • October 13-15, 2005 – Full Board Meeting
    • December 2, 2006 – Policy Review Committee
11. Dialogue with Associations
   • Missouri Dental Assistants Educators
   • Missouri Dental Hygienists’ Association
   • Missouri Dental Assistants Association
   • Missouri Dental Association
   • Missouri Orthodontic Society
   Dr. Sheets

12. Executive Director Report
   a. Financial Report
   b. Rulemaking Status Report
   c. Legislation
   Mrs. Rimiller

13. Policy Review Committee Report
   Dr. McCoy

14. Well Being Committee Report
   Dr. Aubert

15. Advisory Commission Report
   Ms. Gerecke

16. Board Travel
   • AADE Mid Year Meeting – March 19-21, 2006
   • Memo from Dr. Bruce Kinney Regarding Liaisons to AADE
   Dr. Sheets

17. Timothy T. Coyle, D.D.S., M.D.
   • Deep Sedation/General Anesthesia Committee Appointment
   Dr. Sheets

18. 9:15 a.m. – Susan McCann, BNDD
   • Controlled Substance Monitoring Program
   Dr. Sheets

19. 9:30 a.m. – Dr. Ron Winder
   • WREB Presentation
   Dr. Sheets

20. 10:00 a.m. – Ted C. Lewis, D.D.S.
    • Probation Violation Hearing
    Dr. Sheets

21. 11:00 a.m. – Joseph L. Charleville, D.D.S.
    • Probation Violation Hearing
    Dr. Sheets

22. 11:30 a.m. – William J. Friend, D.D.S.
    • Probation Violation Hearing
    Dr. Sheets

23. 1:30 p.m. - Charles M. Waller, D.D.S.
    • Probation Violation Hearing
    Dr. Sheets

24. Strategic Planning
    Mrs. Rimiller

25. Manpower Data
    Dr. McCoy

26. Member Representatives to ADEX
    Dr. Aubert

27. Optometry Investigations
    Mrs. Rimiller

28. Criteria for Approval of CRDTS Examiners
    Ms. Lepp

29. Other Agenda Items
    Dr. Sheets

30. Closed meeting pursuant to Section 610.021, subsections (1), (5), (14) and 620.010.14, subsection (7).
31. Adjournment
Open Minutes
Missouri Dental Board

January 19-21, 2006
Courtyard Marriott
3301 LeMone Industrial Blvd.
Columbia, Missouri

The open meeting of the Missouri Dental Board was called to order by Dr. John Sheets, President, at approximately 2:00 p.m. on Thursday, January 19, 2006, at the Courtyard Marriott, 3301 LeMone Industrial Boulevard, Columbia, Missouri.

BOARD MEMBERS PRESENT:
Dr. John L. Sheets, President
Rolfe C. McCoy, D.M.D., Vice President
Ms. Patricia A. Lepp, R.D.H., Secretary
Dr. Eric J. Aubert, Member
Dr. H. Fred Christman, III, Member
Dr. Kevin D. Wallace, Member
E. Maxine Thompson, Public Member

STAFF MEMBERS PRESENT:
Sharlene Rimiller, Executive Director
Bonnie Mengwasser, Executive I
Brian Barnett, Investigator III
Mark Dudenhoeffer, Investigator II
Vickie Holtmeyer, Investigator I

LEGAL COUNSEL PRESENT:
Nanci Wisdom, Attorney At Law

To better track the order in which items were taken up on the agenda, each item in the minutes will be listed in the order it was discussed in the meeting.

CLOSED SESSION
A motion was made by Dr. McCoy and seconded by Dr. Christman to move into closed session pursuant to section 610.021 (1), (3), (5), (7), (13) and (14) and section 620.010.14 (7) RSMo, for the purpose of discussing general legal actions, causes of action or litigation and any confidential or privileged communications between the Board and its attorney, and approval of closed minutes. Those voting yes: Dr. Aubert, Ms. Thompson, Ms. Lepp, Dr. Christman, Dr. McCoy, Dr. Wallace, and Dr. Sheets. Motion carried unanimously.

SATURDAY, JANUARY 21, 2006
The Missouri Dental Board returned to open session on Saturday, January 21, 2006. The open meeting was called to order by Dr. John Sheets, President, at approximately 8:07 a.m., at the Courtyard Marriott, 3301 LeMone Industrial Boulevard, Columbia, Missouri.
BOARD MEMBERS PRESENT:
Dr. John L. Sheets, President
Rolfe C. McCoy, D.M.D., Vice President
Ms. Patricia A. Lepp, R.D.H., Secretary
Dr. Eric J. Aubert, Member
Dr. H. Fred Christman, III, Member
Dr. Kevin D. Wallace, Member
E. Maxine Thompson, Public Member

STAFF MEMBERS PRESENT:
Sharlene Rimiller, Executive Director
Bonnie Mengwasser, Executive I
Brian Barnett, Investigator III
Mark Dudenhoeffer, Investigator II
Vickie Holtmeyer, Investigator I

LEGAL COUNSEL PRESENT:
Nanci Wisdom, Attorney At Law

GUESTS PRESENT:
Dr. David M. Lebsack
Dr. Chuck Poeschel, Missouri Dental Association
Deborah Polc, Advisory Commission for Dental Hygienists
Sue Clifford, Well Being Committee Member
Stacie Scrivner, Missouri Dental Hygienists’ Association
Barbara J. Bragg Meyer, Missouri Dental Hygienists’ Association
Lee Ann Turnbaugh, Missouri Dental Assistants’ Association
Lynn Prine, Missouri Dental Assistants’ Association
Mary L. Young, Missouri Dental Assistants’ Association
Cathy Jeffries, Missouri Dental Assistants’ Educators
Dr. William T. Kane, Well Being Committee Member
Dr. Guy Deyton, Greater Kansas City Dental Society
Dr. Doug Wycoff, Northwest Dental Society
Dr. Matt Niewald, Missouri Dental Association
Dr. Jake Lippert, Executive Director, Missouri Dental Association
Kelly Tillery, Ozarks Technical College
Janet Sell, Ozarks Technical College
Dr. Ron Winder, Western Regional Examining Boards
Dr. Barry Brace, Academy of General Dentistry

APPROVAL OF THE AGENDA
Dr. McCoy asked for an addition to Item # 16, Board Travel, to include a discussion on reimbursement of travel expenses. A motion was made by Ms. Lepp and seconded by Dr. Christman that the agenda be approved as amended. Motion carried unanimously.
APPROVAL OF THE OPEN MINUTES
A motion was made by Dr. McCoy and seconded by Dr. Christman that the following open minutes be approved as printed:

September 21, 2005 – Mail Ballot
September 30, 2005 – Mail Ballot
October 14, 2005 – Policy Review Committee
October 13-15, 2005 – Full Board Meeting
December 2, 2005 – Policy Review Committee

Motion carried unanimously.

DIALOGUE WITH ASSOCIATIONS

Missouri Dental Assistants Educators
Ms. Cathy Jeffries and Ms. Kelly Tillery presented to the Board on behalf of the Missouri Dental Assistants Educators (MDAE). The MDAE has come together again as a group and are meeting at least twice a year and coordinating their programs across the state of Missouri. Copies of their minutes will be forwarded to Mrs. Rimiller to be distributed to the Board. The next meeting will be held in April in Kansas City. The exact date is not yet known. Dr. Sheets questioned the MDAE about their Expanded Functions Dental Assistant (EFDA) program. Ms. Jeffries explained that expanded functions are a part of the dental assisting programs and those dental assistants coming out of the programs since June of 1995 must pass the Dental Assisting National Board (DANB) competency examination. Other dental assistants can take specific EFDA courses and pass the Basic Skills examination to perform expanded functions in a dental office. When asked if there was anything available for oral surgery dental assistants, Ms. Jeffries explained that the only course work available is the program to become a Certified Dental Assistant, but the program is not specialized for oral surgery assistants.

Missouri Dental Hygienists’ Association
Ms. Stacie Scrivner presented to the Board on behalf of the Missouri Dental Hygienists’ Association (MDHA) and reported that the last session of the MDHA was in October of 2005 at Tan-Tar-A, and the last Board meeting was in January of 2006, also at Tan-Tar-A. The MDHA is preparing for their lobby day at the State Capitol on February 8th. The MDHA is working on Senate Bill #828 and House Bill #1392. Both bills are identical and simply remove the sunset provision on the public health setting statute. The MDHA is meeting this afternoon with the Legislative Committee of the Missouri Dental Association to discuss some access to care issues, specifically direct reimbursement for services provided by dental hygienists in public health settings. If anything comes out of the meeting with the Missouri Dental Association, any proposed statute changes would be brought to the Board for consideration.

Missouri Dental Assistants’ Association
Ms. Lynn Prine presented to the Board on behalf of the Missouri Dental Assistants’ Association (MDAA). She reported that the MDAA presented the Basic Skills Course yesterday to thirty-four (34) people. The test is being administered today. Ms. Prine
said she is excited that there is still a need for the program. Ms. Mary Young reported that she thought there are only four (4) certified oral and maxillofacial surgery dental assistants in Missouri. She also directed the Board’s attention to House Bill #1188 relating to registering surgical technicians and questioned if it would have any impact on dental assistants.

**Missouri Dental Association**

Dr. Jacob Lippert presented to the Board on behalf of the Missouri Dental Association (MDA) and reported on dental legislation. The dental carve out bill is being sponsored in both chambers this year. It looks a little different from last year's version of the bill. A report was also provided on House Bill #1080, requiring registration of dental radiographers under the Board of Healing Arts. The MDA has spoken to the bill sponsor asking that all references to dental be eliminated from the bill. The bill sponsor has tentatively agreed to the substitute language. The medical records retention proposal is in the works and the bill sponsor will try to get is passed by consent.

Dr. Lippert provided information to the Board from Dr. Vincent Rapini of the Greater St. Louis Dental Society regarding Dental Laboratory Outsourcing. Because in many cases dentists are not being told that their laboratory work orders are being outsourced to overseas laboratories, the MDA developed a revised laboratory prescription and point of origin form. Dr. Lippert asked the Board to review the new form and approve it for use by Missouri licensed dentists. Under Board Rule 4 CSR 110-2.190, the Board must prescribe or approve of the form to be used. Dr. Lippert asked for a ruling on the new form by the end of the year. A motion was made by Dr. McCoy and seconded by Ms. Lepp that the Board refer this information to the Policy Review Committee for study at the February meeting. Motion carried unanimously.

Dr. Lippert reported on the Donated Dental Services program. It is up and running and a full time coordinator has been hired. The program is being run from the MDA office and they have $67,000 of the $80,000 needed to cover the costs to run the program. The MDA is meeting with the Governor to try and get a cover letter from the Governor to go out to all dentists to encourage them to volunteer their time to this program.

Dr. Deyton presented to the Board and expressed concern about the quality assurance with the prostheses fabricated by overseas laboratories. Some of the metals may not be the metals prescribed on the prescription form. Dr. Deyton said that the Board should have jurisdiction to ensure that the dentist is getting back from the laboratory what s/he has prescribed. He encouraged the Board as they review the form to take this into consideration and include something on the prescription form that shows the dentist that the laboratories have provided the metals prescribed.

Dr. David Lebsack presented to the Board at the request of Dr. McCoy to address a couple of issues. He first talked about the Orthodontic Education Company (OEC) and spoke of the OEC situation with the UMKC School of Dentistry. OEC submitted a proposal to buy the orthodontic program at the dental school. The school turned down the offer but they have been going around buying orthodontic programs from other schools. By owning the program, they increase the supply of orthodontists and OEC secures commitments from these new doctors to work in their practices. Dr. Lebsack went on to explain that OEC is a hybrid business model of the Orthodontic Centers of
America (OCA). OCA is an orthodontic practice management service company that offers financing to develop orthodontic centers and manages the business and marketing aspects of the affiliated practices. Dr. Lebsack provided a copy of the January 2005 McGill Advisory that provides information on what OEC is all about. They have a high volume practice model designed to dramatically increase the per doctor patient load, compared to traditional orthodontic practices. They also want to use newly licensed general dentists to function as orthodontic assistants. The general dentists would be supervised by orthodontists.

Dr. Lebsack also addressed an issue with expanded function dental assistants (EFDA). Since 1999, the Missouri Dental Association has issued 367 EFDA certificates; Ozark Technical College has issued 57 EFDA certificates; St. Louis Community College and Penn Valley do not have a separate EFDA course; and Nichols Career Center has issued 230 EFDA certificates. Including the Certified Dental Assistants, there are over 1,000 expanded function dental assistants. Dr. Lebsack indicated that a concern he has is that there is no central area for the registration of EFDA’s. Each institution issues their own EFDA certificate, and they are all different. He thought there should be some standardization of the EFDA certificates to reduce the chance of someone illegally duplicating the certificates. Dr. Lebsack asked if the Dental Board could produce the certificate with a seal for authenticity. He said that the Dental Board should have a way of tracking EFDA’s and suggested that perhaps some form of registration is needed. Dr. Lebsack mentioned that there are approximately 165 orthodontists practicing in Missouri and if each orthodontist had four EFDA’s, the number of orthodontic EFDA’s would be approximately 660. He is not sure if all orthodontists practicing in Missouri are in compliance with the law on EFDA’s and is aware of some abuses in the system. The Board discussed Invisalign with Dr. Lebsack and he provided his opinions of their effectiveness compared to traditional braces.

**EXECUTIVE DIRECTOR REPORT**

**Financial Statement**

Mrs. Rimiller provided the Board with the following FY-06 Financial Statement as of November 30, 2005.

<table>
<thead>
<tr>
<th>Beginning Fund Balance</th>
<th>Board</th>
<th>Adv. Comm.</th>
<th>$1,329,290.58</th>
</tr>
</thead>
<tbody>
<tr>
<td>Revenue (7/1/05 to 11/30/05)</td>
<td></td>
<td></td>
<td>$32,843.70</td>
</tr>
<tr>
<td>Estimated Revenue (12-1-05 - 6-30-06)</td>
<td></td>
<td></td>
<td>$70,516.30</td>
</tr>
<tr>
<td>Fund Balance Sub Total</td>
<td></td>
<td></td>
<td>$1,432,650.58</td>
</tr>
</tbody>
</table>

**Appropriations to Board:**

<table>
<thead>
<tr>
<th></th>
<th>Board</th>
<th>Adv. Comm.</th>
<th>$13,766.00</th>
</tr>
</thead>
<tbody>
<tr>
<td>Personal Service</td>
<td>$336,474.00</td>
<td></td>
<td>$13,766.00</td>
</tr>
<tr>
<td>Expense &amp; Equipment</td>
<td>$261,940.00</td>
<td></td>
<td>7,516.00</td>
</tr>
</tbody>
</table>

**Total Appropriations**

|                          | $598,414.00| $21,282.00| $598,414.00|

**Appropriation Expenditures:**

<table>
<thead>
<tr>
<th></th>
<th>Board</th>
<th>Adv. Comm.</th>
<th>$1,646.25</th>
</tr>
</thead>
<tbody>
<tr>
<td>Personal Service</td>
<td>$105,534.74</td>
<td></td>
<td>$575.00</td>
</tr>
<tr>
<td>Expense &amp; Equipment</td>
<td>$74,070.54</td>
<td></td>
<td>$1,646.25</td>
</tr>
</tbody>
</table>
Total Appropriation Expenditures | $179,605.28 | **$2,221.25** | $179,605.28

**Fund Transfers: (Projected for Year)**

<table>
<thead>
<tr>
<th>Fund Transfers</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Fringe Benefits</td>
<td>$118,891.09</td>
</tr>
<tr>
<td>Rent &amp; Utilities</td>
<td>$7,805.01</td>
</tr>
<tr>
<td>General Revenue</td>
<td>$13,500.00</td>
</tr>
<tr>
<td>DED/MIS</td>
<td>$10,885.68</td>
</tr>
<tr>
<td>Refunds</td>
<td>$2,200.00</td>
</tr>
<tr>
<td>Professional Registration</td>
<td>$70,553.45</td>
</tr>
<tr>
<td>PR Credit for Accounting Position</td>
<td>($32,106.64)</td>
</tr>
<tr>
<td>Workers Comp Fund</td>
<td>$118.93</td>
</tr>
<tr>
<td>FY-04 Transfers paid in FY-05</td>
<td>$4,866.29</td>
</tr>
<tr>
<td>O.A. Transfer from Board Fund</td>
<td>$5,413.46</td>
</tr>
</tbody>
</table>

**Total Transfers** | $202,127.27 |

**Total Fund Expenditures** | **$381,732.55** |

**Unexpended Appropriations:**

<table>
<thead>
<tr>
<th>Unexpended Appropriations</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Personal Service</td>
<td>$230,939.26</td>
</tr>
<tr>
<td>Expense &amp; Equipment</td>
<td>$187,869.46</td>
</tr>
<tr>
<td>Total Unexpended Appropriations</td>
<td>$418,808.72</td>
</tr>
</tbody>
</table>

**Fund Balance Sub Total (If Entire Appropriation is Spent)** | $632,109.31 |

**Projected Unspent Appropriations** | $142,838.89 |

**Projected Fund Balance at 6/30/06** | **$774,948.20** |

Mrs. Rimiller also provided a breakdown of expense and equipment appropriation expenditures by category along with the five-year fund balance projection report. Mrs. Rimiller explained that FY-06 is not a renewal year and as a result, the financial statement reflects a significant reduction in the ending fund balance but that the fund balance is more than adequate to support expenses until the renewal fees start coming in again in FY-07. The Board discussed the need for a replacement vehicle and Mrs. Rimiller explained that the vehicles must comply with the Office of Administration’s replacement guidelines before the budget request can be made. She will automatically submit the budget item when either vehicle meets the replacement guidelines.

**Rulemaking Status Report**
Mrs. Rimiller reported that there are no rules in the rulemaking process at this time.

**Legislation**
Mrs. Rimiller reported that the MDHA and the MDA reported on legislation during the dialogue and she had nothing further to add.
BNDD REPORT
The Board met with Ms. Susan McCann, Administrator, Bureau of Narcotics and Dangerous Drugs at 9:30 a.m. The purpose of this meeting was to give Ms. McCann an opportunity to talk to the Board about a proposed implementation of a controlled substance prescription monitoring program in the State of Missouri. The Department of Health and Senior Services received a grant award of $50,000 to be used in planning a prescription monitoring program. The Department proposes to use this money to conduct meetings with the professionals that will both benefit and be impacted by the program. Information was distributed to the Board by Ms. McCann with regard to the states that have prescription monitoring programs currently operating and those that have taken advantage of the grant money available from FY-03 – FY-05. Senate Bill #797 has been introduced to create such a program but since it is not a bill on the Governor’s list of recommended bills, Ms. McCann will not be able to testify in support of the bill. Ms. McCann will be at the hearings to provide technical assistance. The Board members were encouraged to contact Ms. McCann directly if they want to participate in the planning stages of this program. The meeting concluded at approximately 9:45 a.m.

WREB PRESENTATION
The Board met with Dr. Ron Winder at approximately 10:00 a.m. Dr. Winder provided information regarding the exams administered by the Western Regional Examining Board (WREB). The presentation is not summarized in the minutes. Dr. Winder provided a CD that contains all the information in his presentation and the CD will be maintained on file at the Board office. The meeting concluded at approximately 10:35 a.m.

POLICY REVIEW COMMITTEE REPORT
4 CSR 110-2.110- Addressing the Public
Dr. McCoy presented a report to the Board on actions taken by the Policy Review Committee (PRC) at its meeting on December 2, 2005. Dr. McCoy first presented the draft proposed changes to the rule on advertising, 4 CSR 110-2.110. The Board suggested further modifications to the proposed rule. A motion was made by Dr. McCoy and seconded by Dr. Christman that the Board approve the draft proposed amendment with the corrections noted and begin it through the formal rulemaking process. Motion carried unanimously. Dr. Kevin Groth and Dr. Barry Brace presented to the Board on behalf of the Missouri Academy of General Dentists (AGD). Basically, the AGD is asking the Board to delete subsection (6) (B), requiring general dentists to include a disclaimer in all advertising of services associated with specialty practices and to eliminate all the other required disclaimers in the rule. Dr. Brace claims that the required disclaimers place an undue burden on dentists and their ability to communicate their services to the public. Dr. Brace also mentioned that the American Academy of General Dentistry has taken a more activist role in this area most recently and is interested in seeing a more level playing field between general dentists and specialists. The Board agreed to take the concerns expressed by Dr. Groth and Dr. Brace and refer them to the PRC for further consideration. It was noted, however, that most of the disclaimers required in the advertising rule are the same disclaimers required by statute and therefore cannot be eliminated without a statute change.

Educating Dental Assistants
Dr. McCoy reported that the PRC voted to remove this item from the PRC task list but it is really being rolled into the task on expanded functions dental assistants.

**Expanded Functions Dental Assistants**
The PRC is currently looking into the EFDA program one module at a time. Dr. Wallace is studying the prosthodontic module and the orthodontic module will probably be next. Dr. McCoy stated that the PRC will also be considering the concerns expressed earlier by Dr. Lebsack with regard to tracking EFDA’s.

**Nitrous Oxide Course Presented by Dr. Steven Skoch**
Dr. McCoy reported that the PRC had some questions/concerns regarding the course, specifically with regard to CPR certification, whether there is a competency examination, who is actually sponsoring the course, and who is allowed to attend the course. It was noted that Dr. Skoch addressed these questions/concerns and a motion was made by Dr. McCoy and seconded by Ms. Thompson that the Board approve the course if Dr. Skoch has CPR certification required as a prerequisite to take the course. Motion carried unanimously.

**4 CSR 110-2.114 – Patient Abandonment**
Dr. McCoy presented a draft proposed amendment to the Patient Abandonment rule for the Board’s consideration. Dr. Lippert questioned if the patient abandonment rule is intended to include patients where a dentist may have prepared a treatment plan 2 or 3 years ago and the patient never returned for the treatment. Would the dentist be required under this proposed rule change to notify those patients of unfinished treatment? Ms. Wisdom pointed out that the only change being suggested in this proposal is that the required notification be in writing. If the rule is intended to cover those patients questioned by Dr. Lippert, it has always been there. It was suggested that the rule be further modified to include language to clarify that existing patients would be those that have been treated in the last twelve (12) or twenty-four (24) months. A motion was made by Dr. McCoy and seconded by Dr. Christman that the Board approve these changes and refer the rule back to the PRC for final review at its February meeting. Motion carried unanimously.

**4 CSR 110-2.210 – Notice of Injury or Death**
Dr. McCoy presented a draft proposed amendment to the Notice of Injury or Death rule. Dr. Lippert asked the Board to consider further change to the rule by moving the words “as a result” after the words “within 24 hours” so that it reads, “. . .which occurs to a patient during or within 24 hours as a result of administration of local anesthesia, . . .” There was some discussion about deleting the words “as a result of” and Dr. McCoy said he would take the rule back to the PRC at its meeting in February for further work on the wording.

**Renewal Application Questions**
Dr. McCoy reported that the PRC is considering what needs to happen to make the questions on the renewal application mandatory, including the new certification question. He directed the Board’s attention to the manpower data in Item #25. With the anticipation of more licensees renewing on-line, Dr. McCoy is concerned that unless the manpower questions are made to be mandatory for renewal, the Board will lose the ability to collect good data. Mrs. Rimiller was asked to get the statistics on the number
of licensees who renewed on-line and by paper application and include how many completed the survey questions for each category. This information will be included on the next PRC agenda for further study.

**WELL BEING COMMITTEE REPORT**
Dr. Aubert provided the Board with a report on the activities of the Well Being Committee. There are currently thirty-two participants in the program. A sub-committee consisting of Ms. Lepp, Dr. Aubert, and Dr. Christman has been appointed to act as a liaison between the Board and the Well Being Committee in an attempt to improve communications. The sub-committee will meet in Ira Davis’ office in March. The date will be provided to Mrs. Rimiller at a later date for posting the meeting to the public. This will be a closed meeting to review confidential files of Well-Being Committee participants. A copy of the latest financial report was distributed to the Board and discussed with Dr. Lippert.

**ADVISORY COMMISSION REPORT**
Ms. Deborah Polc presented to the Board on behalf of the Advisory Commission for Dental Hygienists. She reported that the last Advisory Commission meeting was on October 27th, and Debbie Gerecke was elected Chairperson and Tia Strait was elected as Secretary. There is now a full member Commission. Ms. Polc informed the Board that Ms. Lepp also made an informative presentation on the ADEX examination to all the dental hygiene program directors. Additionally, the Commission reviewed the list of CRDTS examiners and Fran Tourdot was removed from the list due to her relocation to another state. The next meeting is Friday, February 24th, in Jefferson City.

**BOARD TRAVEL**
A motion was made by Dr. Aubert and seconded by Dr. Christman that Ms. Lepp, Dr. Wallace, and Dr. McCoy attend this year’s AADE Mid-Year meeting in Chicago, Illinois, on March 19-21, 2006. Motion carried unanimously.

The Board discussed the December 7, 2005, memo from Dr. Bruce Kinney regarding the liaisons to the AADE. Because of the importance of that position, Dr. Kinney is urging the Board to appoint a liaison who will attend both the Mid-Year meeting in March and the Annual meeting in October. A motion was made by Ms. Thompson and seconded by Dr. Christman that Pat Lepp be appointed as the Board’s official liaison to AADE. Motion carried unanimously.

Dr. McCoy brought up the situation regarding the Division’s travel policy which prohibits reimbursement of expenses to any Board and/or staff member whose expenses and/or per diem are paid in part or in full by an outside agency. Prior to the time this new policy was implemented; Board members were reimbursed by the Board when attending CRDTS meetings and/or administering exams for meals and one-day of per diem for the date of travel as these expenses were not paid by CRDTS. Mrs. Rimiller mentioned that there may be an unofficial Attorney General’s Opinion on this subject recommending that Board members not seek reimbursement from both organizations for the same trip, even though CRDTS was not reimbursing for all expenses. A motion was made by Dr. McCoy and seconded by Dr. Christman that the Board go back to the prior reimbursement policy and authorize examiners to be paid from Board funds for
one day of per diem for the travel day to the annual workshop and exams and for supper meals. Motion carried unanimously.

A motion was made by Dr. McCoy and seconded by Dr. Aubert that the Board authorize Dr. Wallace and Dr. Christman to attend the annual CLEAR conference on September 14-16, 2006, in Alexandria, Virginia. Motion carried unanimously. A motion was made by Ms. Lepp and seconded by Dr. Christman that the Board authorize Mr. Barnett, Mr. Dudenhoeffer, and Ms. Holtmeyer to attend the annual NCIT training offered by CLEAR that precedes the annual CLEAR Conference in Alexandria, Virginia. Motion carried unanimously.

TIMOTHY T. COYLE, D.D.S., M.D.
A motion was made by Dr. McCoy and seconded by Dr. Aubert that the Board approve the appointment of Dr. Timothy Coyle to the Deep Sedation/General Anesthesia Committee. Motion carried unanimously.

STRATEGIC PLANNING
Mrs. Rimiller reminded the Board that the only item Gloria Andrews is working on at the present time is the Policy Review Committee overview. If there are other areas of interest for strategic planning, Board members should communicate that to Mrs. Rimiller.

MEMBER REPRESENTATIVES TO ADEX
The Board reviewed the December 16, 2005, memorandum from Dr. Scott Houfek, ADEX President, asking the Board to appoint a dentist member representative to the ADEX House of Representatives. A motion was made by Dr. McCoy and seconded by Ms. Thompson that the ADEX representative and the Steering Committee representative be the same person. Motion carried unanimously.

OPTOMETRY INVESTIGATIONS
Mrs. Rimiller asked the Board for authority to use the Dental Board Investigators for Optometry investigations. She reminded the Board that dental and optometry have shared other staff very successfully and based on the hours used by the Central Investigative Unit (CIU) for optometry investigations; this would require very little time on the part of the investigators. Optometry would pay a portion of their salaries and benefits to compensate the Board for their time. A motion was made by Dr. McCoy and seconded by Dr. Aubert that the Board authorize a portion of the Dental Board Investigator’s time for optometry investigations. Motion carried unanimously.

CRITERIA FOR APPROVAL OF CRDTS EXAMINERS
The Board discussed whether there should be any changes implemented to the criteria for approval of CRDTS examiners, which was developed at the last meeting. It was noted that the Board wanted to re-address the issue because of Fran Tourdot’s situation. It was the consensus of the Board not to bring this item back to the Board until there is another problem.

CLOSED SESSION
A motion was made by Dr. McCoy and seconded by Dr. Christman to move into closed session pursuant to section 610.021 (1), (3), (5), (7), (13) and (14) and section
620.010.14 (7) RSMo, for the purpose of discussing general legal actions, causes of action or litigation and any confidential or privileged communications between the Board and its attorney, and to deliberate on discipline. Those voting yes: Dr. Aubert, Ms. Thompson, Dr. McCoy, Dr. Christman, Ms. Lepp, Dr. Wallace, and Dr. Sheets. Motion carried unanimously.

ADJOURNMENT
There being no further open business to be brought before the Board at this time, a motion was made by Dr. McCoy and seconded by Ms. Thompson that this meeting adjourn. Motion carried unanimously. The meeting adjourned at approximately 2:30 p.m.

Respectfully submitted,

______________________________
Sharlene Rimiller, Executive Director

Approved by the Board on: ________