Meeting Notice

Missouri Dental Board

April 23-24, 2015 at 8:00 a.m.

Missouri Council of School Administrators
3550 Amazonas Drive
Jefferson City, Missouri, 65109

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: Chapter 610.021, Subsections (1), (3), (5), (7), (13), (14), and Chapter 324.001.8 and 324.001.9 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 be aware that according to Missouri law, the Board can have open discussion and votes only on items included on the open agenda. If there is a topic you would like included on the open agenda, please notify the Board office not less than forty-eight (48) hours prior to the start of the meeting.

Please see the attached tentative agenda for this meeting.
Thursday, April 23, 2015

1. 8:00 a.m. Call to Order
   Dr. Wallace

2. Roll Call
   Dr. Chapman

3. Approval of the Agenda
   Dr. Wallace

4. Motion to go into Closed Session
   Ms. Polc
   Closed meeting pursuant to Sections 610.021 (1), (3), (5), (7), (13) and (14), RSMo, 324.001.8, RSMo and 324.001.9, RSMo.

The Board will remain in closed session until Friday, April 24, 2015

Friday, April 24, 2015

5. 8:00 a.m. Call to Order
   Dr. Wallace

6. Roll Call
   Dr. Chapman

7. Approval of the Open Minutes
   Dr. Wallace
   • January 15-16, 2015 Board Meeting
   • February 11, 2015 Mail Ballot
   • March 12, 2015 Mail Ballot

8. Executive Director Report
   Mr. Barnett
   • Financial Statement

9. Dialogue with Associations
   Dr. Wallace
   • Missouri Primary Care Association
   • Missouri Dental Assistants Educators
   • Missouri Dental Hygienists’ Association
   • Missouri Dental Assistants Association
   • Missouri Dental Association
10. Mandating Defibrillators in Dental Offices
    Dr. Aubert

11. Review of comment received regarding proposed change to 20 CSR 2110-2.210 Notice of Injury or Death Rule
    Dr. Wallace

12. Review of Sedation Rules
    Dr. Wallace

13. Review of Clinical Competency Exam Components
    Dr. Wallace

14. Sleep Apnea
    Dr. Chapman

15. Review of Task List
    Dr. Wallace

16. CRDTS and WREB Reports
    Dr. Wallace

17. Future Meeting Schedule
    Dr. Wallace

18. Motion to go into Closed Session
    Closed meeting pursuant to Sections 610.021 (1), (3), (5), (7), (13) and (14), RSMo, 324.001.8, RSMo and 324.001.9, RSMo.
    Ms. Polc

Adjournment
OPEN MINUTES
Missouri Dental Board
April 23-24, 2015

Missouri Council of School Administrators
3550 Amazonas Drive
Jefferson City, Mo 65109

The Missouri Dental Board was called to order by Dr. Kevin Wallace, President, at approximately, 8:02 a.m. on Thursday, April 23, 2015, at the Missouri Council of School Administrators, 3550 Amazonas Drive, Jefferson City, Missouri.

BOARD MEMBERS PRESENT:
Dr. Kevin D. Wallace, President
Ms. Deborah K. Polc, R.D.H., Vice President
Dr. Bryan Chapmar, Secretary
Mr. Randall Relford Public Member

BOARD MEMBERS ABSENT:
Dr. Eric J. Aubert, Member

STAFF MEMBERS PRESENT:
Brian Barnett, Executive Director
Sarah Becker, Processing Technician Supervisor
Josh Fisher, Investigator II
Tracey Pfaff, Investigator II
Rhonda Robinett, Investigator I

LEGAL COUNSEL PRESENT:
Sarah Ledgerwood, Division Counsel

APPROVAL OF THE AGENDA
A motion was made by Ms. Polc and seconded by Dr. Chapman to approve the open agenda as written. The motion carried unanimously.

CLOSED SESSION
At approximately 8:19 a.m., a motion was made by Ms. Polc and seconded by Mr. Relford to move into closed session pursuant to Chapter 610.021, sections (1), (3), (5), (7), (13) and (14), RSMo, and Chapter 324.001.8 and 324.001.9, 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. Chapman, Ms. Polc, Mr. Relford and Dr. Wallace. The motion carried 4 to 0.
FRIDAY, APRIL 24, 2015
The Board reconvened in open session at approximately 8:00 a.m. on Friday, April 24, 2015. The meeting was called to order by Dr. Kevin Wallace, at the Missouri Council of School Administrators, 3550 Amazonas Drive, Jefferson City, Missouri.

BOARD MEMBERS PRESENT:
Dr. Kevin D. Wallace, President
Ms. Deborah K. Polc, R.D.H., Vice President
Dr. Bryan Chapman, Secretary
Dr. Eric J. Aubert, Member
Mr. Randall Relford, Public Member

STAFF MEMBERS PRESENT:
Brian Barnett, Executive Director
Sarah Becker, Licensing Supervisor
Josh Fisher, Investigator II
Rhonda Robinett, Investigator I
Tracey Pfaff, Investigator II

LEGAL COUNSEL PRESENT:
Sarah Ledgerwood, Division Counsel

GUESTS PRESENT:
Karen Dent, Missouri Primary Care Association
Deb Adams, RDH, Advisory Commission for Dental Hygienists
Mike Berry, DDS, Missouri Dental Association
Anne Keller, RDH, Missouri Dental Hygienists' Association
Linda Twehous, Missouri Dental Assistants Educators
Connie L. White, DDS, UMKC Dental School
Jennifer Steinmetz, State Technical College of Missouri
Lori Bruce, RDH, Advisory Commission for Dental Hygienists
LeeAnn Turnbaugh, Missouri Dental Assistant's Association

APPROVAL OF THE MINUTES
A motion was made by Ms. Polc and seconded by Dr. Chapman to approve the open minutes of the January 15-16, 2015 full board meeting as written. The motion carried unanimously.

A motion was made by Ms. Polc and seconded by Dr. Chapman to approve the open minutes of the February 11, 2015 mail ballot as written. The motion carried unanimously.

A motion was made by Ms. Polc and seconded by Dr. Chapman to approve the open minutes of the March 12, 2015 full board meeting as written. The motion carried unanimously.
A motion was made by Ms. Polc and seconded by Dr. Chapman to approve the open minutes of the January 16-17, 2014 full board meeting as amended. The motion carried unanimously.

A motion was made by Ms. Polc and seconded by Dr. Chapman to approve the mail ballot open minutes of the February 28, 2014 mail ballot as amended. The motion carried unanimously.

A motion was made by Ms. Polc and seconded by Dr. Chapman to approve the open minutes of the March 8, 2013 full board meeting as amended. The motion carried unanimously.

A motion was made by Ms. Polc and seconded by Mr. Relford to approve the open minutes of the April 24-25, 2014 full board meeting as amended. The motion carried unanimously.

A motion was made by Ms. Polc and seconded by Dr. Chapman to approve the open minutes of the April 18, 2014 DANB meeting as written. The motion carried unanimously.

A motion was made by Ms. Polc and seconded by Mr. Relford to approve the open minutes of the July 31-August 1, 2014 full board meeting as amended. The motion carried unanimously.

A motion was made by Ms. Polc and seconded by Mr. Relford to approve the open minutes of the August 1, 2014 joint ACDH and MDB meeting as amended. The motion carried unanimously.

EXECUTIVE DIRECTOR REPORT
Financial Statement
Mr. Barnett provided the Board with the following Financial Statement as of February 28, 2015.

Missouri Dental Board
FY-2015 Financial Statement
As of February 28, 2015

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Beginning Fund Balance - 7/1/14</td>
<td>$2,225,754.33</td>
</tr>
<tr>
<td>YTD Revenue</td>
<td>$988,944.98</td>
</tr>
<tr>
<td>Fund Balance Sub Total</td>
<td>$3,214,699.31</td>
</tr>
<tr>
<td>Appropriations to Board:</td>
<td></td>
</tr>
<tr>
<td>Personal Service</td>
<td>$383,078.00</td>
</tr>
<tr>
<td>Expense &amp; Equipment</td>
<td>$237,475.00</td>
</tr>
<tr>
<td>Fund Balance Sub Total</td>
<td>$3,214,699.31</td>
</tr>
<tr>
<td>Total Appropriations</td>
<td>$618,428.00</td>
</tr>
<tr>
<td>------------------------------------------</td>
<td>-------------</td>
</tr>
<tr>
<td><strong>Year to Date Appropriation Expenditures:</strong></td>
<td></td>
</tr>
<tr>
<td>Personal Service</td>
<td>$187,755.46</td>
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<tr>
<td>Expense &amp; Equipment</td>
<td>$62,637.85</td>
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<tr>
<td><strong>Total Appropriation Expenditures</strong></td>
<td>$250,393.11</td>
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<tr>
<td><strong>YTD Fund Transfers:</strong></td>
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</tr>
<tr>
<td>Licensure System Cost</td>
<td>$1,647.00</td>
</tr>
<tr>
<td>Rent</td>
<td>$4,361.58</td>
</tr>
<tr>
<td>Refunds</td>
<td>$1,120.00</td>
</tr>
<tr>
<td>DIFP Cost Allocation</td>
<td>$2,909.22</td>
</tr>
<tr>
<td>OA Cost Allocation</td>
<td>$8,009.00</td>
</tr>
<tr>
<td>PR Transfer</td>
<td>$7,939.27</td>
</tr>
<tr>
<td>Fringe Benefits</td>
<td>$91,898.99</td>
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<tr>
<td>Administrative Hearing Comm.</td>
<td>$95.00</td>
</tr>
<tr>
<td>Attorney General Costs</td>
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</tr>
<tr>
<td>FY 14 Transfers Carried Over</td>
<td>$1,092.73</td>
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<tr>
<td><strong>Total Transfers</strong></td>
<td>$119,122.79</td>
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<tr>
<td><strong>Total Fund Expenditures</strong></td>
<td>$369,515.90</td>
</tr>
<tr>
<td><strong>Ending Fund Balance as of</strong></td>
<td></td>
</tr>
<tr>
<td><strong>February 28, 2016</strong></td>
<td></td>
</tr>
</tbody>
</table>

Mr. Barnett reported that the Board’s revenue for FY 2015 is right on track with what was projected for the year. The Board’s expenditures are nearly the same as in previous years for the same time period. Mr. Barnett asked if there were any questions regarding the financial statement. The Board indicated there were none.

**DIALOGUE WITH ASSOCIATIONS**

**Missouri Primary Care Association (MPCA)**

Karen Dent, Missouri Primary Care Association, reported that they are anticipating that adult dental Medicaid benefits will be funded this year which will likely dramatically increase the number of patients receiving treatment in Federally Qualified Health Centers. The MPCA is working with the Missouri School for Dentistry and Oral Health to set up clinical rotations for the school's dental students in FQHCs. Dentaquest Foundation has created a network of Primary Care Associations to coordinate dental care delivery to the underserved. Missouri will be participating in this project. Dr. Wallace asked about the calibration of faculty in the FQHC’s where the Missouri School for Dentistry and Oral Health will be doing their clinical rotations. Ms. Dent reported that
the school has a formal calibration process modeled after the process used by the Arizona School for Dentistry and Oral Health.

Missouri Dental Assistants Educators (MDAE)
Linda Tweekous, Missouri Dental Assistants Educators, reported that the end of the school year is approaching and things seem to be going well for the programs.

Missouri Dental Hygienists’ Association (MDHA)
Anne Keller, RDH, Missouri Dental Hygienists’ Association, reported the MDHA is meeting for strategic planning this summer and the annual ADHA meeting is in June.

Missouri Dental Assistants Association (MDAA)
Leann Tumback, representing the MDAA, reported that the association sponsored a nitrous oxide training course in Independence and trained 24 dental assistants. She reported that the MDAA provides an annual scholarship for prospective students wanting to attend an accredited dental assisting program.

Missouri Dental Association (MDA)
Mike Berry, DDS representing the MDA, reported that the MDA had a busy legislative session this year working with the legislature on increases to the Medicaid budget for limited adult benefits. Dr. Berry reported the MDA is opposing HB 459 which he reported is a workforce related bill. The association is supporting a bill regarding reporting changes to a municipality’s water fluoridation. The MDA has a committee researching telehealth issues.

UMKC Dental School
Connie White, DDS reported that things are going very well at the school. The school is switching to a new computer system after graduation this year. The WREB exam was administered at UMKC a few weeks ago and overall the students did very well. Dr. White reported that approximately 80% of the students from the new class that will start in the fall of 2015 are from Missouri. Dr. White reported that there is a great deal of concern regarding the level of debt that students are facing upon graduation. Dr. White also reported that there is a concern regarding the difficulty of recruiting new faculty to dental schools. Dr. Wallace asked Dr. White if the school will provide some input to the Board as the Board researches and discusses clinical competency examinations for licensure.

MANDATING DEFBRIILLATORS IN DENTAL OFFICES
Dr. Aubert stated that he would like to see the Board mandate defibrillators in dental offices. Dr. Wallace asked Dr. Aubert to come up with some draft language for the proposal. Dr. Wallace asked what type of change would have to be made to create the mandate. Mr. Barnett reported that of the states that had mandated defibrillators in dental offices, those states had included language in their cause for discipline statutes. Mr. Barnett pointed out that since the Missouri Dental Board licenses the individual dentists and does not license dental offices, the only way the Board could enforce such a mandate would be by disciplining a dentist’s license if a defibrillator was not present in
a dental office where the dentist was working. Mr. Barnett also pointed out that the enforcement of such a mandate could be problematic in situations where the individual dentist is an employee in a dental practice and does not have any control over how the office is equipped. He questioned if it would be reasonable for the Board to discipline a dentist's license in that situation. Dr. Aubert stated he would draft a proposed legislative change to mandate that dental offices be equipped with defibrillators and bring it back to the Board’s July meeting.

REVIEW OF COMMENT RECEIVED REGARDING PROPOSED CHANGE TO 20 CSR 2110-2.210
Mr. Barnett reported that the MDA had filed a public comment in response to the Board's proposed change 20 CSR 2110-2.210 Notice of Injury or Death Rule. The comment expressed concern that the language as filed was too vague and could be interpreted to require dentists to report injuries not related to the delivery of dental care by the reporting dentist. The Board reviewed a proposed change to the language to specify that the reportable injury must be related to dental care provided by the reporting dentist by changing the language to read “treatment from the dentist that resulted in mortality or injury”. A motion was made by Ms. Polc and seconded by Mr. Relford to approve the additional language to the proposed rule change in response to the MDA comment and file the proposal with JCAR. The motion carried unanimously.

REVIEW OF SEDATION RULES
Mr. Barnett reported that the Board had suggested a change be made to the Deep Sedation/General Anesthesia rule to delete the monitoring course requirement for a site certificate for operating dentists if the operating dentist has a current DSGA permit. The Board reviewed the draft of the proposed change.

Mr. Barnett asked the Board for input regarding the language in 20 CSR 2110-4.040(7)(A)1 regarding training courses qualifying for a deep sedation/general anesthesia permit. Mr. Barnett explained that the current rule language references an accredited advanced educational program with training “commensurate with Part IV.C of these guidelines” The Board’s rule doesn’t have a “Part IV.C” so it is unclear what the reference is being made to. Dr. Wallace asked that the Board members review the rule and submit their thoughts on the requirement prior to the next meeting.

REVIEW OF CLINICAL COMPETENCY EXAM COMPONENTS
Dr. Wallace discussed the differences between the various clinical competency examinations. He pointed out that there doesn’t appear to currently be one single examination that contains all of the elements that he feels would ideally be included. A concern was voiced that specifying what has to be included in a competency exam could eliminate some and potentially all of the exams from qualifying an applicant for licensure. Dr. Wallace suggested that the Board discuss what they feel should be included in a clinical competency exam and convey those thoughts to the testing entities through the Board’s elected representatives. Dr. Aubert suggested that the Board draft a letter to send to the testing entities outlining what the Board feels should be included.
in a clinical competency exam. Dr. Chapman volunteered to draft the letter and provided it to the rest of the Board for their review.

Ms. Polc outlined what the Advisory Commission for Dental Hygienists discussed as being components that should be included in a clinical competency examination for dental hygiene licensure. The ACDH feel that exams should be patient based and include supra and sub gingival calculus detection and removal, periodontal measurements, hard and soft tissue management and some measurement of intraoral exam competency. The Board tabled this issue until further information could be obtained.

SLEEP APNEA
Dr. Chapman stated that dentists treating sleep apnea is a growing trend. Dr. Chapman asked if the Board needed regulations regarding how sleep apnea is diagnosed and treatment plans are created to treat sleep apnea. Dr. Chapman stated that he is planning to attend a sleep apnea training course for dentists this summer and will report his observations back to the Board.

REVIEW OF TASK LIST
The Board reviewed the items on its task list. The Board is going to put the issues of mandating defibrillators, sedation rules, clinical competency exams, specifying continuing education requirements, and an update on the telehealth legislation from this legislative session on the agenda for its July meeting.

CRDTS AND WREB REPORTS
Ms. Polc will be attending the CRDTS Steering Committee meeting on 6/13/15, the CRDTS DHERC meeting on 7/11/15, and the WREB HERB meeting on 7/23/15.

Dr. Chapman stated that the WREB DERB meeting is 7/24/15.

FUTURE MEETING SCHEDULE
The Board scheduled a closed conference call meeting on June 17, 2015 at 6:00 pm to review complaints and investigations.

The Board set a meeting date for April 28-29, 2016.

CLOSED SESSION
At approximately 10:48 a.m., a motion was made by Ms. Polc and seconded by Mr. Relford to move into closed session pursuant to Chapter 610.021, sections (1), (3), (5), (7), (13) and (14), RSMo, and Chapter 324.001.8 and 324.001.9, 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. Chapman, Dr. Aubert, Ms. Polc, Mr. Relford and Dr. Wallace. The motion carried 5 to 0.

ADJOURNMENT
There being no further open business to be brought before the Board at this time, a motion was made by Mr. Relford and seconded by Dr. Chapman to adjourn. The motion carried unanimously. The meeting adjourned at approximately 12:02 p.m.

Respectfully submitted,

[Signature]
Brian Barnett, Executive Director

Approved by the Board on: July 30-31, 2015