Meeting Notice

Missouri Dental Board

January 19-20, 2017 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.
Open Agenda
Missouri Dental Board
January 19 - 20, 2017

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

Thursday, January 19, 2017
1. 8:00 a.m. Call to Order Dr. Aubert
2. Roll Call Ms. Maus
3. Approval of the Agenda Dr. Aubert
4. Motion to go into Closed Session Dr. Wallace
   Closed meeting pursuant to Sections 610.021 (1), (3), (5), (7), (11), (13) and (14), RSMo, 324.001.8, RSMo and 324.001.9, RSMo.

The Board will remain in closed session until Friday, January 20, 2017

Friday, January 20, 2017
5. 8:00 a.m. Call to Order Dr. Aubert
6. Roll Call Ms. Maus
7. Approval of the Open Minutes Dr. Aubert
   • October 26-28, 2016 Board Meeting
   • December 2, 2016 Mail Ballot
8. Executive Director Report Mr. Barnett
   • Financial Statement
9. Dialogue Dr. Aubert
   • Missouri Primary Care Association
   • Missouri Dental Assistants Educators
   • Missouri Dental Hygienists’ Association
   • Missouri Dental Assistants Association
   • Missouri Dental Association
• UMKC Dental School
• Missouri State Dental Director

10. Presentation from Missouri State Highway Patrol Criminal Justice Information Services on Fingerprinting  Dr. Aubert
11. Presentation from Sarah Thiel, RDH of CE Zoom  Dr. Aubert
12. Review of Sedation/Anesthesia Rules  Dr. Wallace
13. Consideration of Creating Specified Continuing Education Requirements for Renewals  Dr. Aubert
14. Request from Missouri Dental Association for the Board to Rescind Approval of EFDA Course Curriculum from Missouri College  Dr. Aubert
15. Teledentistry  Dr. Aubert
16. Exam Representative Reports  Dr. Aubert
17. Review and Approval of Examiners  Dr. Aubert
18. Review of Task List  Dr. Aubert
19. Future Meeting Schedule  Dr. Aubert
20. Motion to go into Closed Session  Dr. Wallace

Closed meeting pursuant to Sections 610.021 (1), (3), (5), (7), (13) and (14), RSMo, 324.001.8, RSMo and 324.001.9, RSMo.

Adjournment
OPEN MINUTES
Missouri Dental Board

January 19-20, 2017

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

The open meeting of the Missouri Dental Board was called to order by Dr. Eric Aubert, President, at approximately, 8:03 a.m. on Thursday, January 19, 2017, at the Missouri Council of School Administrators, 3550 Amazonas Drive, Jefferson City, Missouri.

BOARD MEMBERS PRESENT:
Dr. Eric J. Aubert, Vice President
Dr. Kevin D. Wallace, Vice President
Ms. Nancy Maus, RDH, Secretary
Dr. Bryan Chapman, Member
Dr. William Kane, Member
Mr. Randall Relford, Public Member

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

LEGAL COUNSEL PRESENT:
Thomas Townsend, Division Counsel

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

CLOSED SESSION
At approximately 8:04 a.m., a motion was made by Dr. Wallace and seconded by Dr. Chapman to move into closed session pursuant to Chapter 610.021, sections (1), (3), (5), (7), (11), (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. Maus, Mr. Relford, Dr. Aubert, Dr. Kane and Dr. Wallace. The motion carried 6 to 0.
RECESS
At approximately 4:14 p.m., January 19, 2017, the Board recessed for the day.

FRIDAY, JANUARY 20, 2017
The Board reconvened in open session at approximately 8:07 a.m. on Friday, January 20, 2017. The meeting was called to order by Dr. Eric Aubert at the Missouri Council of School Administrators, 3550 Amazonas Drive, Jefferson City, Missouri.

BOARD MEMBERS PRESENT:
Dr. Eric J. Aubert, President
Dr. Kevin D. Wallace, Vice President
Ms. Nancy Maus, RDH, Secretary
Dr. Bryan Chapman, Member
Dr. William Kane, Member
Mr. Randall Relford, Public Member

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

LEGAL COUNSEL PRESENT:
Thomas Townsend, Division Counsel

GUESTS PRESENT:
Erika O’Malley, RDH, Advisory Commission for Dental Hygienists
Ashton Frank, RDH, Advisory Commission for Dental Hygienists
Anne Keller, RDH, Missouri Dental Hygienists Association
John Dane, DDS, DHSS
Sarah Thiel, CE Ztom
Diann Bomkamp, RDH, Missouri Dental Hygienists Association
Vicki Wilbers, Missouri Dental Associations
Merle Nunemaker, DDS, Missouri Dental Association
Prabu, Raman, DDS, Missouri Dental Association
Cheryl Haley, DDS, Missouri Dental Association

APPROVAL OF THE MINUTES
A motion was made by Mr. Relford and seconded by Ms. Maus to approve the open minutes of the October 26-28, 2016 full board meeting as written. The motion carried unanimously.

A motion was made by Dr. Chapman and seconded by Mr. Relford to approve the open minutes of the December 2, 2016 mail ballot as written. The motion carried unanimously.
EXECUTIVE DIRECTOR REPORT
Financial Statement
Mr. Barnett provided the Board with the following Financial Statement as of October 31, 2016.

Missouri Dental Board
FY-2017 Financial Statement
As of October 31, 2016

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Beginning Fund Balance – 7/1/016</td>
<td>$ 2,314,729.89</td>
</tr>
<tr>
<td>YTD Revenue</td>
<td>$ 417,532.00</td>
</tr>
<tr>
<td>Fund Balance Sub Total</td>
<td>$2,732,261.89</td>
</tr>
<tr>
<td><strong>Appropriations to Board:</strong></td>
<td></td>
</tr>
<tr>
<td>Personal Service</td>
<td>$ 394,642.00</td>
</tr>
<tr>
<td>Expense &amp; Equipment</td>
<td>$ 237,475.00</td>
</tr>
<tr>
<td>Total Appropriations</td>
<td>$ 632,117.00</td>
</tr>
<tr>
<td><strong>Year to Date Appropriation Expenditures:</strong></td>
<td></td>
</tr>
<tr>
<td>Personal Service</td>
<td>$ 96,854.25</td>
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<tr>
<td>Expense &amp; Equipment</td>
<td>$ 30,790.38</td>
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<tr>
<td>Total Appropriation Expenditures</td>
<td>$ 127,644.63</td>
</tr>
<tr>
<td><strong>YTD Fund Transfers:</strong></td>
<td></td>
</tr>
<tr>
<td>Licensure System Cost</td>
<td>$ 0.00</td>
</tr>
<tr>
<td>Rent</td>
<td>$ 1,694.61</td>
</tr>
<tr>
<td>Refunds</td>
<td>$ 0.00</td>
</tr>
<tr>
<td>DIFP Cost Allocation</td>
<td>$ 837.14</td>
</tr>
<tr>
<td>OA Cost Allocation</td>
<td>$ 4,090.00</td>
</tr>
<tr>
<td>PR Transfer</td>
<td>$ 7,077.54</td>
</tr>
<tr>
<td>Fringe Benefits</td>
<td>$ 48,354.38</td>
</tr>
<tr>
<td>Administrative Hearing Comm.</td>
<td>$ 368.25</td>
</tr>
<tr>
<td>Attorney General Costs</td>
<td>$ 0.00</td>
</tr>
<tr>
<td>FY 16 Transfers Carried Over</td>
<td>$(3,624.52)</td>
</tr>
<tr>
<td>Total Transfers</td>
<td>$58,767.40</td>
</tr>
<tr>
<td><strong>Total Fund Expenditures</strong></td>
<td>$ 186,412.03</td>
</tr>
<tr>
<td><strong>Ending Fund Balance as of October 31, 2016</strong></td>
<td>$ 2,545,849.86</td>
</tr>
</tbody>
</table>

Missouri Dental Board
Open Minutes
January 19-20, 2017
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Mr. Barnett informed the Board that this was our big revenue year due to renewals. We haven’t, at this time, seen the November and December financial statements as of yet. The number of renewals is basically going to be very similar to what they were 2 years ago. The revenue will be a little less due to our renewal fee reduction. Long term projections are based on those calculations. The Board’s 5 year projection looks very healthy, but will need to be monitored closely to avoid excess funds being swept into general revenue.

Mr. Barnett indicated that he hasn’t seen any of the Board’s legislative proposals approved yet. Additionally, a moratorium has been placed on rule making. Any rule changes that have been submitted are temporally on hold and unsure of when the hold will be removed.

**DIALOGUE WITH ASSOCIATIONS**

**Missouri Primary Care Association (MPCA)**
There were no representatives for the MPCA at this meeting.

**Missouri Dental Assistants Educators (MDAE)**
There were no representatives for the MDAE at this meeting.

**Missouri Dental Hygienists’ Association (MDHA)**
Ann Keller, RDH representing the MDHA. Ms. Keller informed the Board that the MDHA will have a board meeting coming up on soon. Ms. Keller stated she had nothing new to report to the Board at this time.

**Missouri Dental Assistants Association (MDAA)**
There were no representatives for the MDAA at this meeting.

**Missouri Dental Association (MDA)**
Vickie Wilbers and Prabu Raman, DDS, representing the MDA.

Ms. Wilber’s informed the Board that the MDA just had their Board meeting. The MDA wanted to make the Dental Board aware that they will not be supporting the extended access dental hygiene bill. The MDA feels that the diagnosing of any kinds should be done by a dentist.

The CBCTR Bill is being put forth again this year. The bill would change the frequency of the required inspections of cone beam equipment from 1 year to every 6 years as it is for all other equipment.

The MDA have been in discussion with representatives from Comfort Dental interested in possible changes in the practice act regarding franchises. They are looking to define a dental franchise and to allow the dentist to receive payment from the franchise.

The MDA has an extensive legislative agenda this year; a lot will be going on.
UMKC School of Dentistry
Marsha Pyle, DDS, representing UMKC. Dean Pyle reported that UMKC dental school is preparing for its accreditation visit. They will have a site visit in October this year.

Legislative issues, yesterday a bill was submitted for a teaching permit for faculty, HB665.

Funding was pulled from a project they were working on creating a satellite dental school program in Joplin with Missouri Southern State University.

Missouri State Dental Director
John Dane, DDS reported that the fluoridation notification act that passed and became law in August has actually been utilized; they have had 3 notifications of fluoridation since that time. One of them was quite surprising as it was an EPA change in water source facility, west of Columbia. The EPA forced 3 communities to become regional water system, but the EPA didn’t include fluoridation equipment in their plans in the new facility, so in order to be able to fluoridate the water, the communities need to come up with about $70,000.00 to purchase new equipment. They are looking into trying to find grant money to assist in paying for it.

The next project that they have going on is the state wide sealant program. They are hoping to get the contracts completed by the end of the month. There will be sealant programs that will be school based that are supported by the Delta Dental Foundation.

Regarding the budget, the Elks program has seen a significant cut and the telehealth regulation through the Medicaid program was also put on hold, nobody within MoHealth net was aware that would happen, no one know why and what it will mean because of statue is still there but the regulations are on hold.

Dr. Dane reported he receives 3 to 4 complaints monthly regarding mobile dental services across Missouri, where they come into a school then refer a patient out. The dentists the patients are being referred to are complaining of having difficulty to getting records from the mobile providers.

PRESENTATION FROM SARAH THIEL, RDH OF CE ZOOM
Sarah Thiel, RDH of CE Zoom gave a power point presentation to the Board which will be maintained as permanent part of the record.

A motion was made by Ms. Maus and seconded by Dr. Wallace to move forward in using CE Zoom. Those voting yes: 0 those voting no: Dr. Wallace, Dr. Aubert, Chapman, Dr. Kane and Ms. Maus. The motion failed 0-5.
The Board directed staff to get additional information regarding CE Zoom and bring back to the April board meeting.

REVIEW OF SEDATION/ ANESTHESIA RULES
The Board has decided to schedule an open meeting for May 19, 2017 to work on the review of the sedation/ anesthesia rules.

FUTURE MEETING SCHEDULE
The Board set a meeting date for January 18-19, 2018.

PRESENTATION FROM THE MISSOURI STATE HIGHWAY PATROL CRIMINAL JUSTICE INFORMATION SERVICES ON FINGERPRINTING
Valerie Hampton, with the Missouri State Highway Patrol gave a power point presentation to the Board which contained general information regarding criminal background checks / fingerprinting.

A motion was made by Dr. Wallace and seconded by Mr. Relford to direct staff to draft proposed rule changes to add required fingerprinting/ background check for licensure. Those voting yes: Dr. Aubert, Dr. Wallace, Dr. Kane, Ms. Maus and Mr. Relford. Those voting no: Dr. Chapman. The motion carried 5-1.

CONSIDERATION OF CREATING SPECIFIED CONTINUING EDUCATION REQUIREMENTS FOR RENEWALS
The Board will put together some ideas and bring back to the April board meeting for review and discuss.

REQUEST FROM MISSOURI DENTAL ASSOCIATION FOR THE BOARD TO RECIND APPROVAL OF EFDA COURSE CURRICULUM FROM MISSOURI COLLEGE- Mr. Randall Relford was not present for vote.
A motion was made by Dr. Wallace and seconded by Dr. Chapman to deny the request from the Missouri Dental Association to rescind the approval of EFDA course curriculum from Missouri College. Those voting yes: Dr. Wallace, Dr. Chapman, Dr. Aubert, Dr. Kane and Ms. Maus. The motion carried 5-0.

The Board will discuss during the April board meeting the auditing of EFDA programs and curriculum.

TELEDENTISTRY
Merle Nunemaker, DDS, representing the Missouri Dental Association submitted comments to the Dental Board regarding teledentistry.

Dr. Nunemaker asked the Board if they had any questions regarding the comments submitted. The one point Dr. Nunemaker wanted to bring up is the discussion of collaborative agreements being a part of teledentistry.
Dr. Wallace stated that at this point the Board isn’t sure that creating a new level of teledentistry supervision is the best way to go. A hygienist has to have supervision by a dentist and that dentist is ultimately responsible for the care a patient receives. None of that changes with the 2016 telehealth legislation. Dr. Wallace explained that under existing rule and statute, a hygienist can practice under general supervision which doesn’t require any type of presence of the supervising dentist and is less restrictive than the teledentistry proposal. The only provision that Dr. Wallace believes that will need exploring is patient of record.

Discussion only, nc motions made.

**EXAM REPRESENTATIVE REPORTS- Mr. Randall Relford was not present for the vote.**

A motion was made by Dr Chapman and seconded by Dr. Wallace that the board considers only accepting the ADEX exam for licensure. Those voting yes: 0. Those voting no: Dr. Wallace, Dr. Chapman, Dr. Aubert, Dr. Kane and Ms. Maus. The motion failed 0-5.

Ms. Maus indicated that she does not have a report as the committee will be meeting next week.

Dr. Kane went to the WREB meeting and WREB realizes that certain states don’t except their exam. WREB in currently looking into revising the exam and be proactive to where other states will accept their exams.

Discussion only, nc motions made.

**REVIEW AND APPROVAL OF EXAMINERS- Mr. Randal Relford was not present for the vote.**

A motion was made by Dr. Wallace and seconded by Dr. Kane to add Anne Keller, RDH, Tom Stone, DDS, Karen Wolfe, RDH and Timothy Larson, DDS to the approved CRDTS Examiners list and to remove Eric Aubert, DMD from the CRDTS Examiner list. Those voting yes: Dr. Aubert, Dr. Wallace, Dr. Kane, Dr. Chapman and Ms. Maus. The motion passed 5-0.

A motion was made by Dr. Wallace and seconded by Dr. Kane to remove Eric Aubert, DMD and Dr. Bryen Chapman from the WREB Examiner List. Those voting yes: Dr. Aubert, Dr. Wallace, Dr. Kane, Dr. Chapman and Ms. Maus. The motion passed 5-0.

**REVIEW OF TASK LIST**

Mr. Barnett will work on drafting language regarding teledentistry and will bring to April board meeting.

Dr. Chapman will have information for the board during its July meeting regarding review of expanded function delegable duties.
Discussion leader for Faculty Teaching License will be Dr. Kane.

Discussion leader for Supervision of Dental Assistants will be Ms. Maus.

**ADJOURNMENT**
There being no further open business to be brought before the Board at this time, a motion was made by Dr. Chapman and seconded by Ms. Maus to adjourn. The motion carried unanimously. The meeting adjourned at approximately 1:56 p.m.

Respectfully submitted,
Sarah Becker, Processing Technician Supervisor

[Signature]
Brian Barnett, Executive Director

Approved by the Board on: April 20-21, 2017

Missouri Dental Board
Open Minutes
January 19-20, 2017
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