Meeting Notice

Missouri Dental Board

August 3-4, 2017 at 8:00 a.m.

Capitol Plaza Hotel
415 W McCarty Street
Jefferson City, Missouri 65101

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, August 3, 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), (13) and (14), RSMo, 324.001.8, RSMo and 324.001.9, RSMo.
5. Elliott Munalula, D.D.S.  Dr. Aubert
   • 2:30 p.m. – Probation Violation Hearing
6. 3:30 p.m. - Presentation from AADB Regarding Assessment Services Program  Dr. Aubert
7. 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.

Friday, August 4, 2017

8. 8:00 a.m. Call to Order  Dr. Aubert
9. Roll Call  Ms. Maus
10. Approval of the Open Minutes  Dr. Aubert
    • April 20-21, 2016 Board Meeting
11. 8:15 a.m. - Executive Order 17-03 Public Comment Hearing  Dr. Aubert
    • Comment period pursuant to Executive Order 17-03 to allow the public to identify regulations to the Board that are ineffective, unnecessary, or unduly burdensome.
12. Executive Director Report
   • Financial Statement

13. Dialogue
   • 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

14. Review and Approval of Specialty Committees for FY2018

15. Request from Rocky Mountain Sedation for Approval of Enteral Sedation Training Course

16. Exam Representative Reports

17. Elections
   • CRDTS Representatives
   • WREB Representatives
   • ADEX Representatives
   • CDCA Representatives
   • Well-Being Committee Representative

18. Election of Officers
   • President
   • Vice President
   • Secretary

19. Review of Task List

20. Future Meeting Schedule

21. 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.

Adjournment
OPEN MINUTES
Missouri Dental Board

August 3-4, 2017

Capitol Plaza Hotel
415 W McCarty Street
Jefferson City, Missouri 65101

The open meeting of the Missouri Dental Board was called to order by Dr. Eric Aubert, President, at approximately, 8:00 a.m. on Thursday, August 3, 2017, at the Capitol Plaza Hotel, 415 W McCarty Street, Jefferson City, Missouri.

BOARD MEMBERS PRESENT:
Dr. Eric J. Aubert, President
Dr. Kevin D. Wallace, Vice President
Ms. Nancy Maus, RDH, Secretary
Dr. William Kane, Member
Mr. Randall Relford, Public Member joined by conference call at 10:25 a.m.

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:
Thomas Townsend, Division Counsel

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

CLOSED SESSION
At approximately 8:01 a.m., a motion was made by Dr. Wallace and seconded by Ms. Maus 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: Ms. Maus, Dr. Aubert, Dr. Kane and Dr. Wallace. The motion carried 4 to 0.
PRESENTATION FROM AADB REGARDING ASSESSMENT SERVICES PROGRAM
Richard Hetke, Executive Director for AADB presented the Board with a power point presentation regarding an Assessment Services Program.
Discussion only, no motions made.

CLOSED SESSION
At approximately 4:11 p.m., a motion was made by Dr. Wallace and seconded by Ms. Maus 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: Ms. Maus, Dr. Aubert, Dr. Kane and Dr. Wallace. The motion carried 4 to 0.

RECESS
At approximately 4:47 p.m., August 3, 2017, the Board recessed for the day.

FRIDAY, AUGUST 4, 2017
The Board reconvened in open session at approximately 8:05 a.m. on Friday, August 4, 2017. The meeting was called to order by Dr. Eric Aubert at the Capitol Plaza Hotel, 415 W McCarty Street, Jefferson City, Missouri.

BOARD MEMBERS PRESENT:
Dr. Eric J. Aubert, President
Dr. Kevin D. Wallace, Vice President
Ms. Nancy Maus, RDH, Secretary
Dr. William Kane, Member

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

LEGAL COUNSEL PRESENT:
Thomas Townsend, Division Counsel

GUESTS PRESENT:
Diann Bomkamp, RDH, Missouri Dental Hygienists Association
Scott George, Small Business Regulatory Fairness Board
David Dear, D.D.S., Missouri Dental Association
Melissa Albertson, Missouri Dental Association
Lee Ann Turnbaugh, Missouri Dental Assistants Association
John Dane, D.D.S., Missouri Department of Health and Senior Services
Colin Robertson, Missouri Department of Health and Senior Services
APPROVAL OF THE MINUTES
A motion was made by Ms. Maus and seconded by Dr. Kane to approve the open
minutes of the April 20-21, 2016 full board meeting as written. The motion carried
unanimously.

EXECUTIVE ORDER 17-03 PUBLIC COMMENT HEARING
The Missouri Dental Board received public comments regarding rule review.
Diann Bomkamp, RDH read her comment to the Board for consideration. Attached is a
copy of Ms. Bomkamp’s public comment.

EXECUTIVE DIRECTOR REPORT
Financial Statement
Mr. Barnett provided the Board with the following Financial Statement as of May 31,
2017.

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

<table>
<thead>
<tr>
<th></th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Beginning Fund Balance – 7/1/16</td>
<td>$ 2,314,729.89</td>
</tr>
<tr>
<td>YTD Revenue</td>
<td>$ 962,654.76</td>
</tr>
<tr>
<td>Fund Balance Sub Total</td>
<td>$3,277,384.65</td>
</tr>
<tr>
<td>Appropriations to Board:</td>
<td></td>
</tr>
<tr>
<td>Personal Service</td>
<td>$ 394,642.00</td>
</tr>
<tr>
<td>Expense &amp; Equipment</td>
<td>$ 237,475.00</td>
</tr>
<tr>
<td>Total Appropriations</td>
<td>$632,117.00</td>
</tr>
<tr>
<td>Year to Date Appropriation</td>
<td></td>
</tr>
<tr>
<td>Expenditures</td>
<td></td>
</tr>
<tr>
<td>Personal Service</td>
<td>$ 265,769.78</td>
</tr>
<tr>
<td>Expense &amp; Equipment</td>
<td>$ 99,825.57</td>
</tr>
<tr>
<td>Total Appropriation Expenditures</td>
<td>$365,595.35</td>
</tr>
<tr>
<td>YTD Fund Transfers:</td>
<td></td>
</tr>
<tr>
<td>Licensure System Cost:</td>
<td>$ 0.00</td>
</tr>
<tr>
<td>Rent</td>
<td>$ 5,715.46</td>
</tr>
<tr>
<td>Refunds</td>
<td>$ 410.00</td>
</tr>
<tr>
<td>DIFP Cost Allocation</td>
<td>$ 3,832.14</td>
</tr>
<tr>
<td>OA Cost Allocation</td>
<td>$ 8,179.00</td>
</tr>
<tr>
<td>PR Transfer</td>
<td>$28,892.58</td>
</tr>
<tr>
<td>Fringe Benefits</td>
<td>$135,964.99</td>
</tr>
<tr>
<td>Administrative Hearing Comm.</td>
<td>$ 410.75</td>
</tr>
<tr>
<td>Attorney General Costs</td>
<td>$ 0.00</td>
</tr>
<tr>
<td>FY 16 Transfers Carried Over</td>
<td>$(3,612.88)</td>
</tr>
<tr>
<td>Total Transfers</td>
<td>$179,792.04</td>
</tr>
<tr>
<td>------------------------------</td>
<td>------------</td>
</tr>
<tr>
<td>Total Fund Expenditures</td>
<td>$545,387.39</td>
</tr>
<tr>
<td>Ending Fund Balance as of May 31, 2017</td>
<td>$2,731,997.26</td>
</tr>
</tbody>
</table>

Mr. Barnett spoke to the Board regarding the financial report. The Board reduced licensed fees for the last 3 (three) renewals and that worked well in reducing our overall fund balance. The Board still ended up with $25,000.00 more revenue than expected; we are still under our sweep threshold. Mr. Barnett looked into why we received this revenue and found that it is due to an increase in the number of new dental and dental specialist application for licensure by credentials the dental office has received. From fiscal year 2011 to fiscal year 2015 both by exam and by credentials an average 180 applications were received per year. In 2016 the number of new applications increased from 200 to 225. That is a significant uptake. We had predicted even with the new school, that we would have 180 licenses by exam (new graduates) we actually had 173. We had predicted roughly 40 by credentials but we were closer to the amount of 80 applications.

Mr. Barnett would like to recommend looking at lowering the application for licensure fee. Right now it is $230.00 for dental application and $330.00 for a specialist application. Mr. Barnett suggested that we lower the initial licensure fee and make both the dental application and specialist application $200.00.

The Board directed Mr. Barnett to work up the revenue projection and bring that information back to the October meeting.

Mr. Barnett spoke about the Executive Order Number 3 which pertains to the rules review process. The Governor’s office had originally state the deadline for the public hearing comments and reports were to be submitted to the Governor’s office by May 31, 2018. The deadline has now been moved up to December 31, 2017. The Dental Board will have two (2) additional hearings that are scheduled for August 18, 2017 from 10:00 a.m. until 12:00 p.m. and September 19, 2017 from 2:00 p.m. until 4:00 p.m. at the Divisions Office. In addition, the Dental website has a link where public comments can be submitted online.

Mr. Barnett stated that all of the public comments received will be reviewed during the October 26-27, 2017 meeting. The Board will go through each rule and identify if charges are necessary or needed.
In addition to the Executive Order Number 3, the Governor’s office has created a The Red Tape Reduction Task Force. There have been concerns that some words that are overly harsh appear in the regulations. Those words are shall, must, may not, required and prohibited. Every state agency will be going through their rules and have been asked to reduce the number of those words by 1/3. For Dental, those words appear in 446 times, so our goal is to try to reduce 147 of them. Mr. Barnett has put a lot of time working on this and he has identified 163 that can be eliminated. The Board will review the word elimination during the October 26-27, 2017 meeting.

Mr. Barnett stated that during the April 20-21, 2017 meeting the dental board promulgated two (2) rule changes. The first one was to make it easier for expanded function permits to renew. It appeared on the Missouri Register on July 3, 2017, no comments were received so it should take effect at the end of November 2017.

The second rule change proposal was the patient of record definition, this is to make it easier to establish the patient of record; it appeared in the register August 1, so we are currently in the public comment period. Mr. Barnett is expecting that it will go through, which means it should take effect at the end of December 2017.

**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)**
There were not representatives for the MDHA at this meeting.

**Missouri Dental Assistants Association (MDAA)**
LeAnn Turnbaugh, representing the MDAA.

Ms. Turnbaugh asked when the Board expected the EFDA renewals to be mailed. Mr. Barnett stated that we are planning for them to be mailed out in December 2017. Mr. Barnett added that there will not be a renewal fee required.

**Missouri Dental Association (MDA)**
David Dear, DDS, representing the MDA.

Dr. Dear informed the Board that the MDA Board meeting is scheduled for August 25, 2017.

**UMKC School of Dentistry**
Connie White, DDS, representing UMKC.

Dr. White indicated that there was nothing new to report to the Board.
Missouri State Dental Director
John Dane, D.D.S. Missouri State Dental Director.

Dr. Dane indicated that was nothing new to report to the Board.

REVIEW AND APPROVAL OF SPECIALTY COMMITTEES FOR FY2018
A motion was made by Ms. Maus and seconded by Dr. Kane to approve the FY2018 Specialty Examining Committee. The motion carried unanimously.

REQUEST FROM ROCKY MOUNTAIN SEDATION FOR APPROVAL OF ENTERAL SEDATION TRAINING COURSE
A motion was made by Dr. Wallace and seconded by Dr. Kane to approve and accept the course from Rocky Mountain, Enteral Sedation Training Course. The motion carried unanimously.

EXAM REPRESENTATIVE REPORTS
Verbal report from Dr. Aubert and discussion, no motions were made.

Verbal report from Ms. Maus and discussion, no motions were made.

Dr. Wallace will be attending ADEX meeting next week.

Verbal report from Dr. Kane and discussion, no motions were made.

ELECTIONS
Paul P. Titterington, DDS will be appointed as Dental CRDTS exam representative.

Nancy Maus, RDH will be representative of steering committee and the DHY exam representative for CRDTS.

William Kane, DDS will be dental exam representative for DERB.

Deb Polc, RDH will now be the DHY exam representative of HERB.

Eric Aubert, DMD will assume the position of CDCA steering committee.

Kevin Wallace, DMD will assume the position on ADEX exam review and Board of Directors.

Ashton Frank, RDH will be appointed as the ADEX Dental Hygiene Representative.

Mr. Randall Relford will be appointed as the public member for ADEX.

A motion was made by Ms. Maus and seconded by Dr. Kane to approve and accept the representatives listed above. The motion carried unanimously.
ELECTION OF OFFICERS
A motion was made by Dr. Kane and seconded by Ms. Maus to nominate Dr. Wallace as Board President. The motion carried unanimously.

A motion was made by Dr. Wallace and Ms. Maus to nominate Dr. Kane as Board Vice President. The motion carried unanimously.

A motion was made by Dr. Wallace and seconded by Dr. Kane to nominate Ms. Maus as Board Secretary. The motion carried unanimously.

REVIEW OF TASK LIST
The Board reviewed the items on its task list. The Board will have the discussion leader remove from the Review of Expanded Function Delegable Duties. Mr. Barnett stated that many of these topics will be incorporated with the rule review process, so some items may be removed from the task list. Those items will be placed on the October agenda for Board discussion.

FUTURE MEETING SCHEDULE
The Board set a meeting date for August 2-3, 2018.

ADJOURNMENT
There being no further open business to be brought before the Board at this time, a motion was made by Ms. Maus and seconded by Dr. Kane to adjourn. The motion carried unanimously. The meeting adjourned at approximately 10:16 a.m. Friday, August 4, 2017.

Respectfully submitted,
Sarah Becker, Processing Technician Supervisor

Brian Barnett, Executive Director

Approved by the Board on: October 26, 2017