Meeting Notice

Missouri Dental Board

October 25-26, 2018 at 8:00 a.m.

Best Western Hotel
1937 Christy Drive
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.
Open Agenda
Missouri Dental Board
October 25 - 26, 2018
Best Western Hotel
1937 Christy Drive
Jefferson City, Missouri 65101

Thursday, October 25, 2018

1. 8:00 a.m. Call to Order  Dr. Kane
2. Roll Call  Mr. Relford
3. Approval of the Agenda  Dr. Wallace
4. Motion to go into Closed Session  Ms. Maus
   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, August 3, 2018

Friday, October 26, 2018

5. 7:30 a.m. Call to Order  Dr. Kane
6. Roll Call  Mr. Relford
7. Approval of the Open Minutes  Dr. Kane
   • August 2 -3, 2018 Board Meeting
   • September 27, 2018 Mail Ballot
8. Executive Director Report  Mr. Barnett
   • Financial Statement
   • Rule Making Update
9. Dialogue  Dr. Kane
   • 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
<table>
<thead>
<tr>
<th></th>
<th>Topic</th>
<th>Presenter</th>
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<tbody>
<tr>
<td>10.</td>
<td>MDHA Request for Review of 20 CSR 2110-2.130-Dental Hygienists – Local Anesthesia Under General Supervision</td>
<td>Ms. Maus</td>
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<td>12.</td>
<td>Discussion Regarding Rescinding 20 CSR 2110-2.260 Certification Requirements—Licensees Employed by or Contracting with Federally Qualified Health Centers</td>
<td>Mr. Barnett</td>
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<td>13.</td>
<td>Review of Clinical Licensing Exams</td>
<td>Dr. Wallace</td>
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<td>14.</td>
<td>Dental Careers Institute-Request for Board Approval of Expanded Functions Training Course</td>
<td>Dr. Kane</td>
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<td>15.</td>
<td>Exam Representative Reports</td>
<td>Dr. Kane</td>
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<tr>
<td>16.</td>
<td>Review of Task List</td>
<td>Dr. Kane</td>
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<tr>
<td>17.</td>
<td>Future Meeting Schedule</td>
<td>Dr. Kane</td>
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<tr>
<td>18.</td>
<td>Motion to go into Closed Session</td>
<td>Ms. Maus</td>
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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
The open meeting of the Missouri Dental Board was called to order by Dr. William Kane, President, at approximately, 8:00 a.m. on Thursday, October 25, 2018, at the Best Western Hotel, 1937 Christy Drive, Jefferson City, Missouri.

BOARD MEMBERS PRESENT:
Dr. William Kane, President
Ms. Nancy Maus, RDH, Vice President
Mr. Randal Relford, Public Member, Secretary
Dr. Kevin Wallace, Member
Dr. Eric J. Aubert, Member
Dr. Timothy Larson, Member

STAFF MEMBERS PRESENT:
Brian Barnett, Executive Director
Sarah Becker, Processing Technician Supervisor
Rhonda Bullock, Investigator I
Barbara Henry, Investigator I

LEGAL COUNSEL PRESENT:
Sarah Ledgerwood, Division Counsel

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

CLOSED SESSION
At approximately 8:01 a.m., a motion was made by Ms. Maus and seconded by Dr. Aubert 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, Mr. Relford, Dr. Wallace and Dr. Larson. The motion carried 6 to 0.
RECESS
At approximately 5:12 p.m., October 25, 2018, 2017, the Board recessed for the day.

FRIDAY, OCTOBER 26, 2018
The Board reconvened in open session at approximately 7:30 a.m. on Friday, October 26, 2018. The meeting was called to order by Dr. William Kane at the Best Western Hotel, 1937 Christy Drive, Jefferson City, Missouri.

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

BOARD MEMBERS ABSENT:
Dr. Timothy Larson, Member

STAFF MEMBERS PRESENT:
Brian Barnett, Executive Director
Sarah Becker, Processing Technician Supervisor
Rhonda Bullock, Investigator I
Barbara Henry, Investigator I

LEGAL COUNSEL PRESENT:
Sarah Ledgerwood, Division Counsel

GUESTS PRESENT:
Diann Bomkamp, RDH, Missouri Dental Hygienists Association
Lori Crawford, RDH, Missouri Dental Hygienist Association
Michael Berry, DDS, Missouri Dental Association
Janet Sell, Ed.D, Ozarks Technical Community College
Rebecca Caceres, Ozarks Technical Community College
Vicki Wilbers, Missouri Dental Association
Shantel Smith, Missouri Dental Association
Mike Berry, DDS, Missouri Dental Association
Victoria Simpson, RDH, Missouri Dental Hygienists Association
Jen Kopp, RDH, Missouri Dental Hygienist Association
Marsha Henderson, RDH, Advisory Commission for Dental Hygienists
Connie White, UMKC Dental School

APPROVAL OF THE MINUTES
A motion was made by Dr. Aubert and seconded by Ms. Maus to approve the open minutes of the August 2-3, 2018 full board meeting as written. The motion carried unanimously.
A motion was made by Dr. Aubert and seconded by Mr. Relford to approve the open minutes of the September 27, 2018 full board meeting as written. The motion carried unanimously.

**EXECUTIVE DIRECTOR REPORT**

**Financial Statement**

Mr. Barnett provided the Board with the following Financial Statement as of August 31, 2018.

<table>
<thead>
<tr>
<th>Missouri Dental Board</th>
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<tbody>
<tr>
<td>FY-2018 Financial Statement</td>
</tr>
<tr>
<td>As of August 31, 2018</td>
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</tbody>
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<table>
<thead>
<tr>
<th><strong>Beginning Fund Balance – 7/1/018</strong></th>
<th>$2,311,806.69</th>
</tr>
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<tbody>
<tr>
<td><strong>YTD Revenue</strong></td>
<td>$21,935.00</td>
</tr>
<tr>
<td><strong>Fund Balance Sub Total</strong></td>
<td>$2,333,741.69</td>
</tr>
<tr>
<td><strong>Appropriations to Board:</strong></td>
<td></td>
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<tr>
<td><strong>Personal Service</strong></td>
<td>$394,642.00</td>
</tr>
<tr>
<td><strong>Expense &amp; Equipment</strong></td>
<td>$237,475.00</td>
</tr>
<tr>
<td><strong>Total Appropriations</strong></td>
<td>$632,117.00</td>
</tr>
<tr>
<td><strong>Year to Date Appropriation</strong></td>
<td></td>
</tr>
<tr>
<td><strong>Expenditures:</strong></td>
<td></td>
</tr>
<tr>
<td><strong>Personal Service</strong></td>
<td>$41,791.96</td>
</tr>
<tr>
<td><strong>Expense &amp; Equipment</strong></td>
<td>$15,190.52</td>
</tr>
<tr>
<td><strong>Total Appropriation Expenditures</strong></td>
<td>$56,982.48</td>
</tr>
<tr>
<td><strong>YTD Fund Transfers:</strong></td>
<td></td>
</tr>
<tr>
<td><strong>Licensure System Cst</strong></td>
<td>$0.00</td>
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<tr>
<td><strong>Rent</strong></td>
<td>$0.00</td>
</tr>
<tr>
<td><strong>Refunds</strong></td>
<td>$0.00</td>
</tr>
<tr>
<td><strong>DIFP Cost Allocation</strong></td>
<td>$1,152.74</td>
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<tr>
<td><strong>OA Cost Allocation</strong></td>
<td>$2,084.00</td>
</tr>
<tr>
<td><strong>PR Transfer</strong></td>
<td>$1,138.66</td>
</tr>
<tr>
<td><strong>Fringe Benefits</strong></td>
<td>$21,745.30</td>
</tr>
<tr>
<td><strong>Administrative Hearing Comm.</strong></td>
<td>$0.00</td>
</tr>
<tr>
<td><strong>Attorney General Costs</strong></td>
<td>$0.00</td>
</tr>
<tr>
<td><strong>FY 18 Transfers Carried Over</strong></td>
<td>$3,362.12</td>
</tr>
<tr>
<td><strong>Total Transfers</strong></td>
<td>$29,482.82</td>
</tr>
<tr>
<td><strong>Total Fund Expenditures</strong></td>
<td>$86,465.30</td>
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</tbody>
</table>

| **Total Fund Expenditures**         | $86,465.30    |
Mr. Barnett spoke to the Board regarding the financial report. We are currently in renewals. The Board approved a onetime reduction in renewal fees, Dentist and Dental Specialist renewal fee were reduced to $100.00. Dental Hygienist stayed at $60.00 renewal fee.

Mr. Barnett spoke regarding the initial license fees that the Board voted on at the last meeting. The application fees went from $230.00 for Dental License and from $330.00 for Dental Specialist to $150.00 application fee. Dental Hygienist went from $155.00 to $100.00. The fees were published in the public registry on October 1, 2018 and should go into effect in March 2019; this also includes the permit fee of the faculty permit.

Mr. Barnett spoke regarding the red tape reduction in the rules that the Board worked on. The changes that the Board made were submitted in March of 2018. At this time, the proposed changes will not be reviewed or approved due to the amount received, it has slowed the review of other rules down. At this time Mr. Barnett is not sure when they will proceed on the review, but once they’re able to, Mr. Barnett will be informed.

Mr. Barnett spoke regarding other rule changes that have moved forward. Moderate sedation rule changes were approved. The change eliminated the 1 (one) year residency requirement and replaced with that a person will need to complete a course that includes 60 hours of didactic training, basically the rule change left the requirements all the same just took out the 1 year. It will be published in the Missouri Register on November 15, 2018.

The rule changed on the Non-resident Military Spouse licensure by credentials that the Board approved. It will be published in the Missouri Register on November 15, 2018.

Mr. Barnett spoke regarding the Opioid Rule. The MDA stated that they were opposed to it, we tried to work out a compromise and that didn’t work. The Governor’s office suggested that we pull section 3 and 5 out of the rule. Mr. Barnett worked those as a potential legislative initiative instead and started working with The Office of Administration and Department of Health. Mr. Barnett has a meeting scheduled in the next few weeks to work through the language. The Office of Administration is indicating that they are willing to pick up this rule and move as an Office of Administration initiative instead of a DIFF initiative. The remaining sections of the rule, the Governor’s office has indicated that they are going to go ahead and move those forward. Mr. Barnet indicated that he does not yet know when it may be published in the Missouri Register.

Mr. Barnett informed the Board that there is a big push from this administration on collaborative work between departments. The Governor has an interest in infrastructure and workforce development. They have asked each agency to look at ways to collaborative in working on these issues. It is in its early stage, so it could be an exciting
way to look at things different than what we have in the past. One of the things specifically mentioned was collaboration between the Board and the Department of Higher Education to provide Expanded Functions training to dental assistants in rural areas. Mr. Barnett hopes to have more information to provide at upcoming meetings.

Mr. Barnett added that he has been appointed to a National Taskforce to look at ways to facilitate licensure compacts for Dental. The first meeting will be in the next few weeks with the Director from Minnesota and Iowa. Dr. Wallace asked how many states will be participating. Mr. Barnett indicated as of right now, there are at least 16 other states that are interested.

**DIALOGUE WITH ASSOCIATIONS**

**Missouri Primary Care Association (MPCA)**

There were no representatives for the MPCA at this meeting.

**Missouri Dental Assistants Educators (MDAE)**

Janet Sell, Ed.D. With Ozarks Technical Community College, asked the Board when they thought they would start monitoring the approved EFDA courses. Mr. Barnett indicated that currently there is not a rule change being considered that would require Board monitoring of EFDA courses. The problem with monitoring and auditing the courses is a manpower issue. The Board has discussed how they are planning on trying to do the monitoring and the importance of it once the rule passes.

Dr. Sell asked how many schools curriculum has the Board approved. Mr. Barnett said the only curriculum approved are MDA and Missouri College.

**Missouri Dental Hygienists’ Association (MDHA)**

Lori Crawford, RDH, representing the MDHA. Ms. Crawford reported to the Board that they just had their annual session and it went great. Over 250 people were in attendance, there were many of students.

Diann Bomkamp, RDH, representing the MDHA. Ms. Bomkamp reported that she was able to teach some course during the annual meeting. There were a lot of public health orientation at this meeting, which she thought was good as they are looking at possible changes at what do. Ms. Bomkamp indicated they spoke regarding public policy and how it shapes professions. Ms. Bomkamp also added that Gary Harbison, Executive Director for Missouri Coalition for Oral Health, was in attendance as well. Ms. Bomkamp would like to extend an invitation to the Missouri Coalition meeting that they will have on Feb 28 and March 1, 2019.

**Missouri Dental Assistants Association (MDAA)**

There were no representatives for the MDAA at this meeting.
Missouri Dental Association (MDA)
Vince Rapini, D.D.S., representing the MDA.

Dr. Rapini informed the Board that this time of year is very busy for the MDA. Last week a majority of us were at the ADA meeting. Next week, our MDA House is in session. Dr. Rapini asked the Board on what the status is on the opioid bill. Mr. Barnett indicated, MDA stated that they were opposed to it, we tried to work out a compromise and that didn’t work. The Governor’s office suggested that we pull section 3 and 5 out of the rule. Mr. Barnett worked those as a potential legislative initiative instead and started working with The Office of Administration and Department of Health.

Dr. Rapini stated that he doesn’t believe the MDA has an opposition to rules as presented generally, however, the specific issue that deals with data collection, specifically the patient’s prescription history, Dr. Rapini said that could be hard to track because patients can be misleading with their prescription use.

Mr. Barnett pointed out that he had offered language to change the proposal to read that the dentist shall make every reasonable effort to obtain that information. Mr. Barnett added that essentially this change would have eliminated the Boards ability to discipline somebody in a situation where a patient did withhold that information. It would still encourage the dentist to ask the question. Mr. Barnett stated he was informed that the MDA was going to oppose the regulation.

Vicki Wilbers said the MDA was not opposing the proposed regulation but they had concerns with the area in data collection. It could leave any dentist being susceptible to any kind of legal ramifications because the dentist doesn’t collect a specific part of a health history.

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

Dr. White indicated that they have received full accreditation for 7 years.

Missouri State Dental Director
There were no representatives for the Missouri State Dental Director at this meeting.

MDHA REQUEST FOR REVIEW OF 20 CSR 2110-1.130-DENTAL HYGIENISTS-LOCAL ANESTHESIA UNDER GENERAL SUPERVISION
A motion was made by Ms. Maus and seconded by Dr. Wallace to approve the MDHA Rule Change proposal. The motion carried unanimously.

MDHA REQUEST FOR REVIEW OF 20 CSR 2110.2.001-DEFINITIONS-VERBAL AUTHORIZATION FOR GENERAL SUPERVISION
A motion was made by Ms. Maus and seconded by Dr. Aubert to approve the MDHA Rule Change proposal. The motion carried unanimously.
DISCUSSION REGARDING RESCINDING 20 CSR 2110-2.260 CERTIFICATION REQUIREMENTS-LICENSEES EMPLOYED BY OR CONTRACTING WITH FEDERALLY QUALIFIED HEALTH CENTERS
A motion was made by Dr. Aubert and seconded by Dr. Wallace to rescind 20 CSR 2110.2.260. The motion carried unanimously.

REVIEW OF CLINICAL LICENSING EXAMS
The Board tabled this until the January 24-25, 2019 meeting.

DENTAL CAREERS INSTITUTE-REQUEST FOR BOARD APPROVAL OF EXPANDED FUNCTIONS
The Board tabled this request until additional information is received.

EXAM REPRESENTATIVE REPORTS
Dr. Aubert indicated he had nothing new to report.

Ms. Maus indicated she had nothing new to report.

Dr. Wallace indicated he had nothing new to report.

Dr. Kane gave a verbal report, discussion only, no motions were made.

REVIEW OF TASK LIST
Dr. Wallace requested to move the Review of Clinical Competency Exams to the January 24-25, 2019 Board Meeting.

Remove verbal authorization for general supervision.

Remove local anesthesia under general supervision.

Dr. Aubert requested to move mandating AEDs in dental offices to January 24-25, 2019.

Ms. Maus requested to move fingerprint background checks for applicants to January 24-25, 2019.

FUTURE MEETING SCHEDULE
The Board set a meeting date for October 24-25, 2019.

RETURN TO CLOSED SESSION
At approximately 9:17 a.m., with 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. Aubert to return to closed session. Those voting yes: Dr. Aubert, Dr. Wallace, Dr. Kane, Mr. Relford and Ms. Maus. 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 Dr. Aubert and seconded by Ms. Maus to adjourn. The motion carried unanimously. The meeting adjourned at approximately 9:24 p.m. Friday, October 26, 2018.

Respectfully submitted,
Sarah Becker, Processing Technician Supervisor

[Signature]
Brian Barnett, Executive Director

Approved by the Board on: January 24-25, 2019