

STATE OF IDAHO



BOARD OF DENTISTRY

MINUTES OF REGULAR MEETING – January 25-26, 2013

The Idaho State Board of Dentistry convened its regular meeting at 8:12 a.m. on January 25, 2013, at the Hampton Inn and Suites, Boise, Idaho. Board members in attendance were: Dr. John Blaisdell, Chairman; Dr. Dan Davidson; Dr. Val Garn; Dr. Jay Harris; Dr. Dennis Hatch; Janis McClelland, RDH; Jan Simpson, RDH, and Ms. Tina Wilson, Consumer Member. Susan Miller, Executive Director, was present and Stephanie Seal, Administrative Assistant, was present and recorded the minutes. The members of the Board of Dentistry may hereinafter be collectively referred to as the "Board."

Call to Order: At the appointed time, Dr. Blaisdell (who hereinafter may be referred to as the "Chairman") called this duly scheduled regular meeting of the Idaho State Board of Dentistry to order. The record of the meeting reflected the fact that notice of the Board's meeting and agenda was given in the form and manner prescribed by the Idaho Open Meeting Act. The meeting's notice and agenda were previously mailed to those persons and organizations that requested or were entitled to receive that information. The required quorum was present at all times during the meeting in order for the Board to make final decisions regarding matters on the agenda.

MOTION: The Board moved to approve the minutes of the October 26-27, 2012 regular meeting. *Garn/Hatch, Unanimous – Motion Carried*

Executive Session. Upon motion and unanimous vote of the members, the Board of Dentistry entered into executive session in accordance with Idaho Code §67-2345(1)(d) and (f). While in executive session, the members of the Board of Dentistry considered those matters falling within the scope of the aforementioned statutory authority. The Board concluded the executive session at 11:04 a.m.

MOTION: The Board moved for a finding that sufficient grounds existed in connection with complaint #12-24 to find probable cause that a violation of the standards found in either the Idaho Dental Practice Act or the administrative rules occurred and the Board will initiate enforcement action. *Davidson/Simpson, Unanimous – Motion Carried*

MOTION: The Board moved for a finding that sufficient grounds existed in connection with complaint #12-38 to find probable cause that a violation of the standards found in either the Idaho Dental Practice Act or the administrative rules occurred and the Board will initiate enforcement action. *Wilson/Garn, Unanimous – Motion Carried*

MOTION: The Board moved for a finding that no violation of the standards found in either the Idaho Dental Practice Act or the administrative rules occurred in connection with complaint #12-39. *Harris/Simpson, Unanimous – Motion Carried*

MOTION: The Board moved for a finding that no violation of the standards found in either the Idaho Dental Practice Act or the administrative rules occurred in connection with complaint #12-40. *Davidson/McClelland, Unanimous – Motion Carried*

MOTION: The Board moved for a finding that no violation of the standards found in either the Idaho Dental Practice Act or the administrative rules occurred in connection with complaint #12-41 but the Board will issue a letter of concern. *McClelland/Wilson, Unanimous – Motion Carried*

MOTION: The Board moved to issue a letter of concern to the follow-up dentist in connection with complaint #12-41 regarding supervision of a dental assistant. *McClelland/Harris, Unanimous – Motion Carried*

MOTION: The Board moved for a finding that sufficient grounds existed in connection with complaint #12-45 to find probable cause that a violation of the standards found in either the Idaho Dental Practice Act or the administrative rules occurred and the Board will initiate enforcement action. *Hatch, Simpson, Unanimous – Motion Carried*

MOTION: The Board moved for a finding that no violation of the standards found in either the Idaho Dental Practice Act or the administrative rules occurred in connection with complaint #12-46. *Simpson/Garn, Unanimous – Motion Carried*

MOTION: The Board moved for a finding that no violation of the standards found in either the Idaho Dental Practice Act or the administrative rules occurred in connection with complaint #12-48. *Garn/Harris, Unanimous – Motion Carried*

Statute Review

Ms. Miller reviewed statute revisions suggested by Deputy Attorney General Nicole McKay. Ms. Miller stated the next step will be to format the statutes and disseminate to interested parties for review and comment.

School and Association Reports

Dr. Jack Klure reported on the ISDA Annual Session to be held in Boise this summer. He stated the key note speaker will be Governor Butch Otter. Dr. Klure also stated the ISDA plans on repealing legislation regarding personal property tax.

Ms. Brandy Hooker reported on activity in the IDHA. She stated IDHA will be celebrating their 50TH Annual session in October of 2013.

ISU Advisory Committee Report

Ms. Jan Simpson reported on the ISU Advisory Committee which met in November, 2012. She stated applications are down and it is believed to be due to the low number of hygiene jobs in the state. Ms. Simpson also stated the department received a grant from HRSA and plan to upgrade equipment in the classroom.

Standards for Cone Beam CT Scanners

Dr. Braden Stauts presented the Board with information regarding liabilities of cone beam CT scanners. Dr. Stauts stated a dentist is liable when reading scans for another dentist. He also stated specific malpractice insurance is required to register as an imaging center.

Regional Exam Comparison

The Board discussed the time commitment for membership in other regional boards as well as examining for other regional boards. Ms. McClelland reported on the SRTA Hygiene exam she observed.

MOTION: The Board moved to table the discussion of dental hygiene exams until other regional exams could be observed. *Simpson/Garn, Unanimous – Motion Carried*

Miscellaneous

Michael Kane, the Board's attorney, discussed House Bill 31. He stated there was some opposition to the bill. The Board directed Mr. Kane and Ms. Miller to proceed with necessary amendments.

The Board reviewed an email regarding sealant clinics issues. Ms. Miller stated she would follow up with the author of the email.

MOTION: The Board moved to appoint Dr. Val Garn to the WREB Dental Exam Review Board. *Simpson/Wilson, Unanimous – Motion Carried*

The Board changed the July meeting date to July 26-27, 2013 in Boise.

The Board adjourned for the day at 4:15 p.m. and reconvened at 8:23 a.m. on Saturday.

Executive Session. Upon motion and unanimous vote of the members, the Board of Dentistry entered into executive session in accordance with Idaho Code §67-2345(1)(d) and (f). While in executive session, the members of the Board of Dentistry considered those matters falling within the scope of the aforementioned statutory authority. The Board concluded the executive session at 10:03 a.m.

MOTION: The Board moved for a finding that sufficient grounds existed in connection with complaint #12-42 to find probable cause that a violation of the standards found in either the Idaho Dental Practice Act or the administrative rules occurred and the Board will initiate enforcement action. *Simpson/Wilson, Unanimous – Motion Carried*

MOTION: The Board moved for a finding that sufficient grounds existed in connection with complaint #12-44 to find probable cause that a violation of the standards found in either the Idaho Dental Practice Act or the administrative rules occurred and the Board will initiate enforcement action. *McClelland/Garn, Unanimous – Motion Carried*

MOTION: The Board moved for a finding that sufficient grounds existed in connection with complaint #12-52 to find probable cause that a violation of the standards found in either the Idaho Dental Practice Act or the administrative rules occurred and the Board will initiate enforcement action. *Davidson/Simpson, Unanimous – Motion Carried*

Program for Recovering Dental Professionals

Mr. John Southworth, program coordinator for the Board's PRDP program, gave an overview of the program. A former participant of the program discussed with the Board the benefits of this program. Mr. Southworth requested the Board fund his attendance at the ADA's dental health conference.

MOTION: The Board moved to send Mr. John Southworth to the ADA conference. *Harris/McClelland, Unanimous – Motion Carried*

Administrative Rule Review

The Board reviewed changes suggested by the Administrative Rule Review subcommittee. The Board will continue to look at these changes at their April meeting.

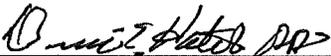
BOD Status Report

Ms. Susan Miller and Ms. Stephanie Seal discussed with the Board miscellaneous business items.

MOTION: The Board moved to accept the financial report. *Wilson/Hatch, Unanimous – Motion Carried*

MOTION: The Board moved to elect Dr. Dennis Hatch to serve as Chairman of the Board for the upcoming year. *Garn/Davidson, 4 in Favor, 3 Opposed – Motion Carried*

The Board adjourned the meeting at 1:22 p.m.



Dennis S. Hatch, DDS
Chairman