

KENTUCKY BOARD OF DENTISTRY

BOARD MEETING

July 12, 2014

President called the meeting to order at 9:15 a.m. There was a determination of a quorum.

ROLL CALL

Board members present were:

Kim Dean RDH (RDH from Dental Hygiene Program); Deborah Ray DMD (ex-officio UKCD); James K. Hargan DMD MD; Katherine King DMD; Robert Zena DMD; Sid Brantley DMD; Jason E. Ford DMD MD; Adam Rich DMD; Byron Owens DMD; Mary Ann Burch RDH; Julie McKee DMD, (ex-officio Dept. Public Health); Mara Beth Womack RDH MS CDA; Tim Daugherty DMD, (ex-officio ULSD). Stephanie Gudger CADC was not in attendance. Staff present were Mr. David J. Beyer, Executive Director and Lisa A. Turner, Executive Staff Advisor. Brian Judy from the Office of the Attorney General served as Board Counsel.

David Beyer introduced Brian Judy from the Office of the Attorney General and Kim Dean RDH as the as the Board ex-officio representative for Dental Hygiene Programs.

ELECTION OF OFFICERS

Nominations for officers made at the May Board meeting were as follows:

Robert Zena DMD for president, who was present and accepted his nomination; Sid Brantley DMD for vice president, who was present and accepted his nomination; and Adam Rich DMD for secretary-treasurer, who accepted the nomination at this meeting.

Adam Rich DMD made the motion to nominate Kathy King DMD for president of the Kentucky Board of Dentistry 2014-15 term. Jason E. Ford DMD MD seconded the motion. Kathy King DMD accepted the nomination.

Byron Owens DMD made a motion to approve both Sid Brantley DMD as vice president and Adam Rich DMD for secretary-treasurer of the Kentucky Board of Dentistry for the 2014-15 term. James K. Hargan DMD MD seconded the motion. All were in favor.

Board members present voted by written ballot for one of the two presidential candidates. Final vote count was six votes for Robert Zena DMD and three votes for Kathy King DMD. Robert Zena DMD was appointed president of the Kentucky Board of Dentistry for the 2014-15 term by majority vote.

President-elect Robert Zena DMD will preside at the Board meeting following the conclusion of today's meeting. Jason E. Ford DMD MD presided until the conclusion of today's meeting.

OATH OF OFFICE

New Board Member Kim Dean RDH, as the Board ex-officio representative for Dental Hygiene Programs, was sworn-in by President Jason E. Ford DMD MD.

APPROVAL OF THE MINUTES

Adam Rich DMD made a motion to approve the May minutes. Mary Ann Burch RDH seconded the motion. All were in favor.

BUDGET COMMITTEE REPORT (see attached)

James K. Hargan gave the Budget Committee Report.

Jason E. Ford DMD MD made the motion to amend the Budget Committee's recommendations with the additional item that a Board Member may be reimbursed for related expenses to attend one meeting of the Southern Dental Deans and Examiners Conference during the member's four year term. James K. Hargan DMD MD seconded the motion. All were in favor.

Sid Brantley DMD made a motion to amend the Budget Committee report to change item number 2 to read that it will be standard for the Law Enforcement Committee to meet the Friday prior to the scheduled Board of Dentistry Meeting and additional meetings may be called under compelling circumstances as voted on by the Law Enforcement Committee. Adam Rich DMD seconded the motion. All were in favor.

James K. Hargan DMD MD made the motion accept the Budget Committee's report and suggestions, as amended, to address the budgetary shortfall for the agency. Jason E. Ford DMD MD seconded the motion. Adam Rich DMD was opposed. Kathy King abstained. All others voted in favor. Motion passed by a majority.

CLOSED SESSION

Adam Rich DMD made a motion to go into closed session under KRS 61.810 (1)(c) "discussions of proposed or pending litigation against or on behalf of the public agency;" and (f) "discussions or hearings which might lead to the appointment, discipline, or dismissal of an individual employee, member, or student without restricting that employee's, member's, or student's right to a public hearing if requested. This exception shall not be interpreted to permit discussion of general personnel matters in secret." Sid Brantley DMD seconded the motion. All were in favor.

Jason E. Ford DMD MD made a motion to come out of closed session. Sid Brantley DMD seconded the motion. All were in favor.

No action was taken.

DIRECTORS REPORT

David Beyer gave a report on the status of Dental Laboratory registrations.

Byron Owens DMD made a motion to give laboratories and dentists a six month grace period to comply with the requirements under 201 KAR 8:016 to register labs and to step up warnings toward the end of the grace period. James K. Hargan DMD MD seconded the motion. All were in favor.

David Beyer also provided information for a new process for the KBD to enable licensees to track their continuing education credits online with more information to follow at the September Board meeting.

BUDGET REPORT (see attached)

Lisa Turner gave the monthly budget report.

Sid Brantley DMD made a motion that Executive Director David Beyer be authorized and directed to retain the services of a local accounting firm and seek advice from the Executive Directors of similar Boards (at his discretion), for the express purpose of establishing a straightforward accounting model for Board receipts, expenditures, balance(s) or deficit(s) OR to determine that such a model is not possible, and if not, why not. Robert Zena DMD seconded the motion. All were in favor.

COMMITTEE REPORTS

Education Committee (see attached)

Mara Beth Womack RDH gave the Education Report.

NEW BUSINESS

Testing Agency Representatives and Voting Proxies

Sid Brantley DMD made a motion that regional testing agency issues are discussed only at the May regular Board meeting each year. Each Board member is responsible for their vote by proxy, as they so choose, and for apprising themselves of votes of relevance (by directly contacting the testing agency) prior to testing agency annual meetings, in the event they cannot attend. Failure to do so nullifies that vote. Additionally, Board members who choose to become actively involved with testing agencies do so independent of Board member responsibilities, which supercede testing agency allegiance, and are individually responsible for dealing with appointments to testing agency committees, etc. Testing agencies do not dictate Board affairs-we cannot risk the appearance of curried favor. Beginning July 12, 2014, the Kentucky Board of Dentistry will not appoint any current Kentucky Board of Dentistry Board members to serve on the Board of Directors of any Regional Testing Agency. Robert Zena DMD seconded the motion. All were in favor.

Denturity Update

David Beyer gave an update on the discussions between the Kentucky Dental Association and Representative Tom Burch.

Invitation from University of Louisville School of Dentistry to attend the CODA evaluation on March 12-19, 2015.

The Board directed David Beyer to respond with a letter graciously declining the invitation.

Registration of In-House Dental Laboratories

The Board discussed the difference between in-house dental laboratories and labs which accept outside work orders with regard to 201 KAR 8:016.

The November Board meeting is rescheduled from November 8, 2014 to November 22, 2014 at which time Board Member Training and the regular Board Meeting will be held.

The Board will perform the Executive Director's annual performance evaluation at the September Meeting.

Jason E. Ford DMD MD made a motion to adjourn. Robert Zena DMD seconded the motion. All were in favor.

APPROVED:

Jason E. Ford, D.M.D., M.D.
President

Sid Brantley, D.M.D.
Vice President

Medical Emergency:

Statute 313.040 (2) Renewal programs shall be organized to include continuing education **approved by the board.**

(7) (a) 2. The dental hygienist has successfully completed a course **approved by the board** in the identification and prevention of potential medical emergencies with reregistration in this course every two (2) years;

Effective: July 12, 2012

General Supervision:

201 KAR 8:562 Section 12 91) (d) Successfully complete a live three (3) hour course **approved by the board** in the identification and prevention of potential emergencies that shall include, at a minimum, the following topics:

Public Health Dental Hygienist Registration:

201 KAR 8:562 Section 15 (d) During each renewal cycle, successfully complete a live three (3) hour course that has been **approved by the board** on the identification and prevention of potential medical emergencies that shall include, at a minimum, the following:

Local Anesthesia:

Statute 313.060 (11) The **board shall approve** all continuing education courses and require them for individuals holding anesthesia registration for one (1) year without practical application. The courses shall be developed and implemented by dental education institutions accredited by the Commission on Dental Accreditation.
Effective: July 15, 2010

201 KAR 8:562 Section 11. (1) An individual who has completed a course of study in dental hygiene at a **board-approved** CODA accredited institution on or after July 15, 2010, which meets or exceeds the education requirements as established in KRS 313.060 (10) shall be granted the authority to practice local anesthesia upon the issuance by the board of a dental hygiene license.

201 KAR 8:562 Section 11 (8) A licensed dental hygienist holding a local anesthesia registration from the board who has not administered block anesthesia, infiltration anesthesia, or nitrous oxide analgesia for one (1) year shall complete a **board-approved** refresher course prior to resuming practice of that specific technique.

Laser:

201 KAR 9:562 Section 14 (c) Submit documentation proving successful completion of a **board-approved** course in performing laser debridement.

Radiation Safety:

Statute 313.045 (2) The **board shall approve** the instructor and the courses of study for approving duties, training, and standards of practice that may be performed by a registered dental assistant.
Effective: July 15, 2010

Statute 313.050 (2) A licensed dentist may delegate the taking of radiographs to dental auxiliary personnel who have completed a **board-approved course** in radiography technique and safety.
Effective: July 15, 2010

Coronal Polishing:

Statute 313.046 (6) (b) the assistant has received a certificate from the **board's approved** instructor that ensures the assistant has successfully completed a dental assisting course developed by the board and a committee of dental educators from the Kentucky institutions of dental education accredited by the Council on Dental Accreditation; and
Effective: July 15, 2010

Renewal of a dental hygiene license:

201 KAR 8:562 Section 6 (2) If the licensee has not actively practiced dental hygiene in the two (2) consecutive years preceding the filing of the renewal application, he or she shall complete and pass a **board-approved** refresher course prior to resuming the active practice of dental hygiene.

Reinstatement of a License:

201 KAR 8:562 Section 8. (3) If the applicant has not actively practiced dental hygiene in the two (2) consecutive years immediately preceding the filing of the Application to Reinstate a Dental Hygiene license, the applicant shall complete and pass a refresher course **approved by the board.**

IV Access Lines:

201 KAR 8:562 Section 13 (1) (c) Submit documentation provign successful completion of a **board-approved course** in starting IV access lines.

Licensure of dentists / Reinstatement of a license:

201 KAR 8:532 Section 12 (3) If the applicant has not actively practiede dentistry in the two (2) consecutive years immediately preceding the filing of the reinstatement application, the applicant shall complete and pass a regresher course **approved by the board**.

Specialities:

Statute 313.035 (2) Renewal programs shall be organized to include continuing education **approved by the board**

KENTUCKY BOARD OF DENTISTRY
BUDGET COMMITTEE MEETING
June 18, 2014

There was a determination of a quorum at 6:05 p.m. on June 18, 2014. Budget Committee Members present were: Robert Zena DMD; Byron Owens DMD; James K. Hargan DMD MD and Jason E. Ford DMD MD. Staff present were Mr. David J. Beyer, Executive Director and Lisa A. Turner, Executive Staff Advisor.

The committee members discussed the budgetary shortfall and made preliminary recommendations.

BUDGET COMMITTEE MEETING
July 9, 2014

There was a determination of a quorum at 6:50 p.m. on July 9, 2014. Budget Committee Members present were: Robert Zena DMD; Byron Owens DMD; and James K. Hargan DMD MD. Jason E. Ford DMD MD was not in attendance. Staff present were Mr. David J. Beyer, Executive Director and Lisa A. Turner, Executive Staff Advisor.

The committee members discussed options to address a current budgetary shortfall and made the final recommendations to amend the Board Policies and Procedures Manual and to be presented to the full Board for approval as follows:

1. Reduce Board expenditures by an estimated \$6,000 annually by eliminating standing Education Committee meetings and implementing a new system whereby course providers obtain Board required approval. The Board will establish criteria for each course for which Board approval is required. Each course provider will submit a signed certification that their course meets the required criteria established by the Board.
2. Reduce Law Enforcement Meetings to six meetings a year to reduce Board expenditures by an estimated \$7,200 annually.
3. Hire only one Board investigator, George Georgacopoulos, at the rate of \$55 per hour with travel paid at the hourly rate only, which would reduce Board expenditures by an estimated \$45,000 annually.
4. Reduce the Well Being Committee annual contract by \$16,000 annually.
5. Reduce Board Member travel expenses by an estimated \$15,000 annually by limiting individual Board Members to attend either the AADB Annual Meeting or the AADB Mid-Winter Meeting in Chicago.
6. Implement the changes to the Board travel and per diem policies approved and adopted by the full Board at the March 8, 2014 Meeting, to reduce Board expenditures by an estimated \$20,000 annually.