

**FULL BOARD MEETING AGENDA OF THE
BOARD OF DENTISTRY CONFERENCE CALL
301 S. PARK AVE.-HELENA, MT-BASEMENT CONFERENCE ROOM
SEPTEMBER 19, 2014 - 10:00 A.M.**

- 1. CALL TO ORDER- ESTABLISH QUORUM-INTRODUCTION OF BOARD AND STAFF MEMBERS PRESENT: (00:00:07)** Dr. Klise called the meeting to order at 10:10 a.m.

Members Present:

Dr. Terry Klise, Board President
Dr. Aimee R. Ameline, Board Chair/Vice President- via conference call
Ms. Luella Vogel, Public Member- via conference call
Ms. Diane Klemann, R.D.H. - via conference call
Dr. Dale Chamberlain- in person
Dr. George Johnston- via conference call
Mr. James Madison, Public Member- in person
Dr. David Johnson- via conference call

Members Absent:

Mr. Cliff Christenot, L.D.
Ms. Jennifer Porter, R.D.H

Staff Present:

Mark Jette - Board Counsel
Dennis Clark – Executive Officer
Barb McAlmond – Administrative Specialist

Others Present:

Dr. Frank Cartwright- in person
Dr. Barrett- via conference call
Dr. Shampaine- via conference call
Ms. Lori Becker- via conference call
Ms. Tamara Schultz- via conference call
Mr. Dave Hemion- in person

- 2. APPROVAL AND TENTATIVE MODIFICATION OF AGENDA ORDER: (00:07:38)**

Agenda of September 19, 2014

Motion: (00:08:41) Dr. Chamberlain moved to approve the agenda as presented. Mr. Madison seconded the motion. The motion carried.

- 3. APPROVAL OF MINUTES: (00:09:23)**

Review open minutes of June 13, 2014

Motion: (00:12:26) Mr. Madison moved to approve the minutes as revised with the correction of removing Mr. Christenot as an attendee. Dr. Chamberlain seconded the motion. The motion carried.

Review closed minutes of June 13, 2014 **(00:13:27)**

Motion: (00:14:37) Dr. Chamberlain moved to approve the minutes as revised with the correction of removing Mr. Christenot as an attendee. Mr. Madison seconded the motion. The motion carried.

4. PUBLIC OPPORTUNITY TO COMMENT: (00:15:43)

"Under this item, the Board will offer an opportunity to members of the public in attendance to comment on any public matter under the jurisdiction of the Board that is not on the agenda of this meeting. While the Board cannot take action on any issues presented, the board will listen to comments and may ask staff to place the issue on a subsequent agenda for possible Board action. The presiding officer may limit the comment period in order to proceed with the board meeting."

-No public comment noted.

5. BOARD ACTION:

a. AMERICAN BOARD OF DENTAL EXAMINERS (ADEX) EXAM UPDATE: (00:16:50) Informational

Presentation (by phone) from Dr. Barrette and Dr. Shampaine of ADEX Discuss Southeast Regional Testing Agency (SRTA), Northeastern Regional Board (NERB) and Council of Interstate Testing Agencies (CITA) use of the ADEX exam.

Motion: (00:44:24) Dr. Johnston moved to accept the ADEX exam with the provision it must include the periodontal portion along with the entire exam. Dr. Chamberlain seconded the motion. Discussion ensued.

Motion: (00:54:14) Dr. Johnston moved to amend his motion to state: Effective January 1, 2013 to accept the ADEX exam with all sections including the clinical periodontal evaluation and treatment. Dr. Chamberlain seconded the motion. The motion carried.

b. MONTANA PROFESSIONAL ASSISTANCE PROGRAM (MPAP) REPORT: (01:01:05) Informational-

Quarterly report

(01:10:51) Dr. Klise asked for any comments regarding the MPAP report be sent to Mr. Clark to be placed on a future agenda for review and further discussion.

c. NON-ROUTINE APPLICATIONS: (01:11:32)

CREDENTIALING:

Frank Cartwright DDS (01:11:47)

Motion: (01:13:02) Dr. Johnston moved to accept Dr. Cartwright's application for licensure by credentialing. Dr. Chamberlain seconded the motion.

d. DENTURIST INTERN EXAM: (01:23:53)

Kelly Jensen-**Informational**- No board action required.

e. DENTURIST EXAM: (01:24:45) Informational- No board action required
Correspondence from Professor Vakalis of the Denturist Examiners Group

f. AMERICAN DENTURIST COLLEGE CREDENTIALING: (01:26:29)
Informational- No board action required.

Web page advertisement-two year Dentistry program in Eugene Oregon.
Montana Board of Regents credentialing guidelines
Council for Higher Education Accreditation (CHEA) guidelines

g. SCREENING PANEL ACTION REPORT: (01:28:23) Informational
No board action required.

h. MONTANA PRESCRIPTIVE DRUG REGISTRY PROGRAM (MPDR)
(01:30:01)

Update letters from the program manager Donna Peterson **(01:30:10)**
Informational-No board action required.

Children, Families, Health and Human Services Committee action on the MPDR fee – other information. **(01:31:30) Informational**-No board action required.

Board Counsel, Mark Jette, letter to the Children, Families, Health and Human Services Committee regarding rules that would require the board to address pain management and opioid prescriptions by Dentists.
(01:34:54) Informational- No board action required.

i. RULE REVIEW: (01:37:27)

[24.138.2402](#) SCREENING PANEL- Informational- No board action required.

[24.138.512](#) DENTURIST INTERN- Informational-No board action required.

The above proposed rule amendments were motioned to go forward at the March 2014 meeting.

(01:38:02) 24.138.2301 UNPROFESSIONAL CONDUCT FOR DENTISTS AND DENTAL HYGIENISTS (I) Violating any state, federal, provincial, or tribal statute or administrative rule governing or affecting the professional conduct of any licensee.

Discussion, the above proposed amendment was tabled at the March 2014 meeting.

Motion: (01:44:37) Consensus of the board to continue to table pending Dr. Johnson being present for additional discussion.

(02:24:30) Reopened discussion-

Motion: (02:28:50) Dr. Johnson moved to not proceed with amendments to 24.138.2301. Dr. Ameline seconded the motion. The motion carried.

24.138.406 FUNCTIONS FOR DENTAL AUXILIARIES (01:44:51)

Discussion, proposed language

Motion: (02:05:45) Dr. Ameline moved to accept the language for 24.138.406 as proposed. Ms. Klemann seconded the motion. Discussion ensued.

Motion: (02:10:31) Dr. Ameline moved to amend her motion to replace **DANB Exam** with **“board approved exam”**.

(02:24:00) Dr. Ameline moved to table momentarily while Mr. Clark typed the new language for the board’s review.

Motion: (02:56:19) Dr. Ameline moved amend her motion to reflect changes as presented by Dr. Klise on the board’s transcript of today’s meeting. Ms. Klemann seconded the motion. Dr. Johnson opposed the motion. The motion carried.

Continuing Education (02:59:01)

24.138.2101 DEFINITION OF CONTINUING EDUCATION (03:00:20)

24.138.2102 SUBJECT MATTER ACCEPTABLE FOR DENTIST AND DENTAL HYGIENIST CONTINUING EDUCATION (03:09:09)

24.138.2103 SUBJECT MATTER ACCEPTABLE FOR DENTURIST CONTINUING EDUCATION (03:09:07)

24.138.2104 CONTINUING EDUCATION REQUIREMENTS AND RESTRICTIONS (03:09:39)

Mr. Clark reminded board amendments need to be discussed/made now.

Motion: (03:10:12) Dr. Klise moved to add dental anesthesiology to the list in 24.138.2102 (a) xviii. Dr. Chamberlain seconded the motion. The motion carried.

24.138.2105 CONTINUING EDUCATION REPORTING PROCEDURES (03:14:07)

24.138.2106 EXEMPTIONS AND EXCEPTIONS (03:18:38)

24.138.3229 REQUIREMENTS FOR CONTINUING EDUCATION IN ANESTHESIA (03:19:03)

Related CE rules:

24.138.505 DENTIST LICENSURE BY CREDENTIALS (03:19:48)

24.138.507 DENTIST LICENSURE BY CREDENTIALS FOR SPECIALISTS (03:20:26)

24.138.509 DENTAL HYGIENE LIMITED ACCESS PERMIT (03:20:48)

24.138.514 APPLICATION TO CONVERT AN INACTIVE STATUS LICENSE TO AN ACTIVE STATUS LICENSE (03:21:19)

24.138.525 REACTIVATION OF AN EXPIRED LICENSE (03:22:24)

Motion: (03:23:55) Dr. Chamberlain moved to accept rules as discussed and amended that are listed in today's agenda as discussed in the transcript of today's meeting.

RULES FOR POSSIBLE REPEAL: (03:40:01)

24.138.401 INTRODUCTION

(1) No provisions in these rules shall be interpreted so as to conflict or be in contradiction with Montana statutes.

History: [37-1-131](#), [37-4-205](#), [37-29-201](#), MCA; IMP, [37-4-101](#), [37-4-401](#), [37-29-102](#), MCA; Eff. 12/31/72; TRANS, from Dept. of Prof. & Occup. Lic. , Ch. 274, L. 1981, Eff. 7/1/81; AMD, 1993 MAR p. 393, Eff. 3/26/93; TRANS, from Commerce, & AMD, 2003 MAR p. 2435, Eff. 10/31/03.

24.138.408 SERVICE TO THE PUBLIC AND QUALITY OF CARE

(1) The licensees' primary obligation of service to the public shall include the delivery of quality care, competently and timely, within the bounds of the clinical circumstances presented by the patient. Quality of care shall be a primary consideration of the professional practitioner.

History: [37-1-131](#), [37-4-205](#), [37-29-201](#), MCA; IMP, [37-1-131](#), MCA; NEW, 1980 MAR p. 2662, Eff. 9/26/80; TRANS, from Dept. of Prof. & Occup. Lic. , Ch. 274, L. 1981, Eff. 7/1/81; TRANS, from Commerce, & AMD, 2003 MAR p. 2435, Eff. 10/31/03.

Motion: (03:51:00) Dr. Chamberlain moved to repeal 24.138.401. Ms. Klemann seconded the motion. The motion carried.

Motion: (03:51:33) It was the consensus of the board to keep 21.138.408.

Motion: (03:52:04) Dr. Klise moved that there will be no small business impact by repealing 24.138.401. Dr. Chamberlain seconded the motion. The motion carried.

Small Business Impact Determination Statement for all approved amendments **(02:29:54)**

Motion: (03:36:57) Dr. Chamberlain moved that all approved continuing education amendments made today will not have a direct and significant impact on small businesses in Montana. Dr. Klise seconded the motion. The motion carried.

Rule package, MAR 24-138-69 adopted July 28, 2014. **(03:52:44)**

Informational- No board action required

j. LETTERS, REQUESTS AND CORRESPONDENCE: (03:53:03)

Informational- No board action required.

Letter from the Montana Dental Association regarding proposed fee increase.

k. GUIDELINES FOR INFECTION CONTROL IN THE DENTAL OFFICE: (03:54:52) Informational- No board action required.

l. ANESTHESIA INSPECTION REPORT: (03:57:14) Informational-No board action required.

Daniel Whitney DDS, Initial inspection

Bernadette Wilson DDS, MD, 5 year inspection

Meagan Lilly-Frank DDS, 5 year inspection

m. ANESTHESIA COMMITTEE REPORT: (03:58:03) Informational-No board action required.

6. EXECUTIVE OFFICER REPORT: (04:05:54) Informational

Board budget, fiscal year end 2014

Motion: (04:37:01) Dr. Chamberlain moved to continue with the continuing education audit for 2015. Mr. Madison seconded the motion.

It was determined the phone connection was lost at 2:57 p.m.

The phone lines were reconnected at 3:07 p.m.

Motion: (04:51:16) Dr. Chamberlain withdrew his original motion to continue with the continuing education audit for 2015. Mr. Madison seconded the motion.

7. BOARD/NATIONAL ASSOCIATIONS: (04:51:57)

a. AMERICAN ASSOCIATION OF DENTAL BOARDS (AADB): (04:52:00)

Appoint board liaison to AADB-

Motion: (04:53:46) Ms. Klemann moved to appoint Dr. Chamberlain as

the board liaison to AADB. Dr. Klise moved to appoint Ms. Klemann as the board liaison to AADB.

Motion: (04:54:41) - Dr. Chamberlain moved to appoint Ms. Klemann as board liaison to AADB. Mr. Madison seconded the motion. The motion carried.

b. WESTERN REGIONAL EXAMINATION BOARD: DENTAL EXAMINERS REVIEW BOARD (DERB) AND HYGIENISTS EXAMINERS REVIEW BOARD (HERB): (04:56:57)

Select representatives for DERB AND HERB

Motion: (04:59:35) Dr. Chamberlain moved to appoint Dr. Ameline as representative to DERB. Ms. Vogel seconded the motion. The motion carried.

HERB (05:00:52) - Dr. Klise moved to appoint Ms. Klemann to continue as representative for HERB. Dr. Ameline seconded the motion. The motion carried.

8. SET AND CONFIRM FUTURE BOARD MEETINGS: (05:03:46)

Confirm Friday December 5, 2014, March 13, 2015, Set summer and fall 2015 dates.

-Keep December 5, 2014 and March 13, 2015 meetings as set.

-New meeting dates-June 12, 2015 and September 25, 2015.

9. Adjournment of full board meeting- (05:14:48) Dr. Chamberlain moved to adjourn the full board meeting at 3:35 p.m. and reconvene in Executive Session. Ms. Klemann seconded the motion. The motion carried.

New agenda items may be added up to "three business days" before the meeting. For the most accurate agenda, please consult the web site at www.dentistry.mt.gov
The board may reorder the agenda at the beginning of the meeting.

AMERICANS WITH DISABILITIES ACT:

The Department of Labor & Industry is committed to providing meeting access through reasonable accommodation under the Americans with Disabilities Act. Please contact the Board office prior to the proposed meeting date for further information.