

**Kansas Dental Board
Proposed Minutes of April 21, 2006**

The Kansas Dental Board met on April 21, 2006, in Memorial Hall Auditorium, Topeka, Kansas.

1. Call to order and welcome.

President Karen Callanan, DDS, called the meeting to order at 10:00 a.m. Other Board members present were Dr. Richelle Roy, DDS, Ms. Jane Criser, RDH, Ms. Korey Hensley, public member, Dr. Brad Higginson, DMD, Ms. Denise Maus, RDH, and Dr. Roger Stevens, DDS. Others participating were Mr. Clint Patty, attorney for Board on behalf of Randy Forbes, Dr. Steve Johnson, investigator/inspector for the Board, and Betty Wright, Executive Director. Absent was Dr. Stephen Haught, DDS.

2. Approval of minutes of January 13, 2006 meeting.

After some corrections noted by Denise Maus, RDH in the proposed minutes, Ms. Hensley moved to approve the minutes with corrections, Ms. Criser seconded, the motion passed by a consensus.

3. Inspections report.

Dr. Johnson reported that he has two dentists who help him do inspections; he inspected 142 locations with few violations. He reported that the most common area of problems is in packaging; staff will unpack instruments before the patient arrives in the room, new dentists are using improper business names, and dentists and hygienists fail to report change of locations to the board. Ms. Maus suggested placing these common problems in the newsletter, and Dr. Roy suggested that dental inspection sheets be placed in the newsletter.

4. Investigations report.

Dr. Henson reported a recent increase in investigation cases.

5. Approval of a specialty certificates.

The Board received and considered the recommendation of the specialty committee that Dr. Jeffrey E. Gust be granted a specialty certificate in orthodontics. Ms. Maus moved that the specialty certificate be approved. Dr. Henson seconded the motion and the board approved the certificate by consensus.

New Licensees:

Certificates were signed for 10 new dental licensees: Deana Bender, DDS; Dawn Berkvam, DDS; Nadeem Dallal, Jason Ehtessabian DDS (by vote) ; Kristy Fisher, DDS; Christopher Hickerson, DDS; Leonard Hoffman, DMD; Julie Humphries, DDS; James Lucero, DDS; Peter Mohn, Jr., DDS; and Ellen Remsing, DDS.

Certificates were signed for eight new hygiene licensees: Rhonda Dietrich, RDH; Jenifer Ellis, RDH; Michel Fobbs-Pippins, RDH; Melissa Metzinger, RDH; Melinie Neuer, RDH; Barbara Packard, RDH; Cindy Parker, RDH; and Adriana Young, RDH.

6. The Board considered the proposed Stipulation and Final Agency Order of Dr. William Strutz. Ms. Maus moved to accept the agreement, Dr. Henson seconded and the board voted to accept the Order by consensus.

7. Dr. Callanan reported that the sedation regulations KAR 71-5-1 through 14 have been approved by the Department of Administration and by the Office of the Kansas Attorney General. Concern has been expressed about whether the regulations, as they are now worded, differ in content or intent from the regulations proposed to the Board for approval by the

Legislative Committee. The Board office and the Legislative Committee members have also received correspondence from the Kansas Dental Association about the content of the proposed regulations. Prior to moving forward to a public hearing with the regulations as they now stand, Dr. Callanan invited the Board to consider tasking the Legislative committee with reviewing this regulation and responding to these concerns with a report to the Board at the next Board meeting. Prior to this meeting she asked Randy Forbes, attorney about the procedure and he responded that it would be best to identify any needed corrections before proceeding with a public hearing on the regulations. Dr. Stevens moved that the board identify any needed revisions prior to having a public meeting on the regulations, Ms. Maus seconded. The board voted and agreed to the motion by consensus.

8. New business

Betty Wright reported on various board situations she learned about from other state board directors at the AADE meeting in Chicago in March 2006. She provided a handout describing the budget and the request for a governor's budget amendment in case spending limits are exceeded before June 30, 2006. Renewals of hygienist resulted in 1926 renewals and 58 cancellations.

The new mobile dentistry application is completed and the board will begin mailing them out to current known operators. It will be posted on the website.

Dr. Callanan reported on her attendance at the AADE and ADEX meetings in Chicago in March 2006. She described the difficulties being faced in the country by foreign dental school graduates. Some states such as Minnesota and Utah have had great influxes of applicants. It seems that licensing foreign dentists has not resulted in more access to care in underserved areas as hoped in some states. One problem with some foreign trained dentists is that they sometimes need a cultural education in order to have an acceptable practice in the United States. California has credentialed schools in Mexico and India.

The ADEX has begun testing, their first Inaugural Meeting was held March 21, 2006. There are 26 member states. Kansas is a part of District 3 of ADEX, along with Nebraska, Texas and Oklahoma, Jane Criser is a representative.

The legislature is supporting an Advanced Education in Dentistry Program for WSU in conjunction with UMKC.

Dr. Callanan reported she attended the CRDTS examiners meeting in March, Dr. Nick Rogers provided a summary of the meeting.

On behalf of the board, Dr. Callanan wished to thank Dr. Stephen Haught for his years of service to the people of Kansas through his work on the Kansas Dental Board. In particular, the Board commends Dr. Haught for his outstanding accomplishments in the development and management of the Investigative Process. Dr. Henson moved that the board officially thank Dr. Haught for his years of service as his term is expiring this month. Ms. Criser seconded and the board agreed unanimously.

9. Topics for consideration:

Betty Wright proposed that the jurisprudence exam needs updating regarding the practice act. The licensing committee will review the exam.

Betty Wright raised the issue of the board creating a grid of allowable procedures for dental hygienists and other auxiliaries. It was discussed that it may be easier to create a list of don'ts than a list of do's. Dr. Roy moved that a task force be created to evaluate the need to create a grid of nonallowable procedures. Ms. Hensley seconded the motion, and the motion carried unanimously.

(a) Request of Randall McVey, DDS for corporate name "First Choice Dental Care"

The Board discussed that the practice act does not allow a statement of "professional superiority" and the name implies to pick him as a dentist. Ms. Maus moved to deny the name, and Dr. Roy seconded the motion. The board voted to deny the name, with one dissenting vote.

(b) Inquiry of Lee Mayer, MS DMD, Director of Community Mental Health, at the University of Louisville School of Dentistry, Course Director for the Externship Programs to allow a dental student to be allowed to practice dentistry in a Kansas dentist's office.

The board discussed the inquiry and whether it would violate KSA 65-1423. Discussion was whether a licensed dentist would be considered a "facility operated or overseen by the approved program" if the school provided that the dentist was an adjunct professor of their school. Dr. Roy moved that the placement of a dental student in a private office be denied, it was seconded by Dr. Stevens. The board voted by consensus to deny the request.

(c) Application for dental license by Jason Ehtessabian. He revealed a misdemeanor conviction for 2002 for "interference with official acts." The board discussed that he had paid his fine, and that he was a student at the time, and that it is not reflective of the practice of dentistry. Ms. Hensley moved to approve his application, Ms. Maus seconded the motion. The board approved his application by consensus.

(d) Request for corporate name by Dustin Burluson, DDS for "Burluson Orthodontics, LLC." Betty Wright notified the board that a check of the database shows that Dr. Burluson does not have, nor has he applied for, a specialty in Orthodontics. Dr. Stevens moved to deny the name as misleading, and the motion was seconded by Dr. Henson. The board voted by consensus to deny the name.

Ms. Hensley provided literature to the board on dental terms in English to Spanish translation with phonetic pronunciation. She advised that inquiries to the board should be indexed by categories or word search. Dr. Callanan advised that a "Board Resource Book" is being developed by staff to include such items. Betty Wright also described that a Q & A is being developed of questions asked and answered for the website. Ms. Hensley encouraged the board staff to create a newsletter before the next board meeting. Perhaps it can at least be posted on the website, and an email list serve could be created for sending it postage free.

Dr. Roy moved that Dr. Johnson speak to a class at the UMKC dental school about common problems they may encounter in their dental practice. Ms. Hensley seconded this motion and it was passed by consensus.

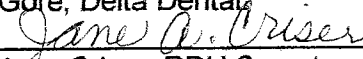
Ms. Maus reported that the Continuing Education committee is in favor of denying continuing education credits for attendance or participation in charitable or voluntary dental care functions. The board agreed by consensus to accept the recommendation of the Committee.

10. Adjournment.

Ms. Hensley moved to adjourn, Dr. Henson seconded, the meeting was adjourned by consensus at 11:40 a.m. The meeting was called to order again at 11:45 am by Dr. Callanan in order to establish the next meeting date. The next board meetings were scheduled for **June 16, 2006 and for November 10, 2006.** The meeting was re-adjourned at 11:50 a.m.

The following signed as guests at the open portion of the Dental Board meeting:

Jerry Holley, CRDTS, Kathy Weno, KDHE, Reenie Olson, KDHA, Greg Hill, KDA, Christina Gore, Delta Dental,



Jane Criser, RDH Secretary