

**KANSAS DENTAL BOARD MEETING MINUTES
FRIDAY, AUGUST 8, 2014, 9:00 A.M.
LANDON STATE OFFICE BUILDING, 5TH FLOOR
900 SW JACKSON, ROOM 509
TOPEKA, KANSAS 66612**

A. Call to Order / Approval of the Agenda.

Call to Order: Glenn Hemberger, D.D.S., President, called the Board meeting to order at 9:00 a.m.

Members Present At Call To Order: Glenn Hemberger, D.D.S., President; Charles Squire, D.D.S., Vice-President; Susan Rodgers, R.D.H., Secretary; Jackie Leakey, R.D.H.; Scott Hamilton, D.D.S.; Jarrod Jones, D.D.S.; Jeff Stasch, D.D.S. (telephone); Donna Thomas, D.D.S.; and James Kilmartin, Public Member.

Members Arriving After Call To Order: None.

Members Absent: None.

Staff Present: Randy Forbes, Attorney for the Board; Steve Johnson, D.D.S., Board Investigator; Lane Hemsley, Executive Director; and Vanda Collins, Senior Administrative Assistant.

Attendees: Cathleen Taylor-Osborne, D.D.S.; Kevin Robertson; Wanda Droge; Tim Brewer, D.D.S.; and Reenie Olson, R.D.H.

Approval Of The Agenda: It was moved and seconded to approve the agenda with the addition of the following:

1. Paragraph F (Stipulation and Consent Orders).
 - a. Jennifer Hudson, D.D.S. (Case Nos. 10-130, 11-57, and 11-107).
 - b. Gregory Crooker, D.D.S. (Case No. 13-16).
 - c. Monte Clumsky, D.D.S. (Case No. 13-102).
2. Paragraph L (New Business).
 - a. Supragingival Scaling Assistants.
 - b. Regional Testing Agencies.

The motion passed.

B. Minutes of April 25, 2014.

It was moved and seconded to approve the minutes of April 25, 2014. The motion passed.

C. Welcome New Board Member: James Kilmartin, Public Member.

The Board welcomed its newest member, James Kilmartin, Public Member. Mr. Kilmartin is the Administrative Director for Safety, Risk Management, and Regulatory Affairs for Stormont Vail Healthcare and the Cotton O'Neil Clinics. Mr. Kilmartin is a retired deputy chief from the Shawnee Heights Fire District. Mr. Kilmartin was appointed on May 1, 2014, and succeeds James Showalter, Public Member.

D. Application for Professional Association: Melinda Miner, D.D.S.

The Board reviewed the Application for Certificate for Melinda Miner, D.D.S., who requested the Board's permission to name her new Professional Association, "The Dentist, P.A." It was moved and seconded to approve the Application for Certificate. The motion passed unanimously.

E. Welcome New Director, KDHE Bureau of Oral Health: Cathleen Taylor-Osborne, D.D.S., M.A.

The Board welcomed the new Director of KDHE Bureau of Oral Health, Cathleen Taylor-Osborne, D.D.S., M.A. Among other tasks, Dr. Taylor-Osborne will be performing data collection and assimilation for the KDHE Bureau of Oral Health, working with internal KDHE bureaus, and spearheading the school dental screening program across the state, which serves over 150,000 children. The Board applauded Dr. Taylor-Osborne's efforts, pledged to work together, and thanked her for accepting the position at KDHE Bureau of Oral Health.

F. Stipulation and Consent Orders.

1. **Jennifer Hudson, D.D.S. (Case Nos. 10-130, 11-57, and 11-107).** Attorney Randy Forbes presented the Stipulation and Consent Order. It was moved and seconded to propose an amendment to the Stipulation and Consent Order by requiring Dr. Hudson to personally appear at the Board meeting immediately following the completion of the remediation curriculum prescribed by D-PREP, if any, or following the completion of the D-PREP evaluation if no remediation curriculum is prescribed. It was further moved and seconded to approve a Stipulation and Consent Order, a copy of which will be posted to the Board's website, containing the proposed amendment. The motion passed unanimously.

2. **Gregory Crooker, D.D.S. (Case No. 13-16).** Attorney Randy Forbes presented the Stipulation and Consent Order. It was moved and seconded to approve the Stipulation and Consent Order, a copy of which will be posted to the Board's website. The motion passed unanimously.

3. **Monte Clumsky, D.D.S. (Case No. 13-102).** Attorney Randy Forbes presented the Stipulation and Consent Order. It was moved and seconded to approve the Stipulation and Consent Order, a copy of which will be posted on the Board's website. The motion passed unanimously.

G. ECP III Course Clarification: Jeff Stasch, D.D.S., and Susan Rodgers, R.D.H.

Jeff Stasch, D.D.S., submitted a report regarding emergency personnel response times relative to what could constitute "medical services" under K.S.A. 65-1456(h)(4)(I). The provision reads: "[T]he tasks and procedures are limited to . . . (I) use of local anesthetic, including topical, infiltration and block anesthesia, when appropriate to assist with procedures where *medical services* are available in a nursing home, health clinic or any other settings if the dental hygienist has completed a course on local anesthesia and nitrous oxide as required in this act" (Emphasis added.) After further discussion, it was moved and seconded to allow a licensed hygienist with a valid Extended Care Permit III (ECP III) to administer a local anesthetic, including topical, in a dental office while working under the general supervision of the ECP III's sponsoring dentist. The motion passed with one abstention from Mr. Kilmartin, Public Member.

H. Public Forum.

The Board welcomed members of the public to speak to the Board. There were no public comments.

The Board took a break at 10:25 a.m.

The Board reconvened at 10:40 a.m.

I. President's Report: Dr. Hemberger.

1. Discussion: Professional Continued Competency.

Charles Squire, D.D.S., engaged the Board in a focus exercise regarding professional continued competency. Based on extensive research, Dr. Squire advocated for the Board to take a proactive approach to professional continued competency in order to ensure that licensees are more adequately prepared to deliver the highest quality of care possible for Kansans. After further discussion, the Board affirmed that all licensed dental professionals in Kansas should work toward the objective of professional continued competency and strengthening of clinical skills through the acquisition and application of knowledge, experience, critical thinking, ethics, and integrity.

2. Discussion: Radiographs and the Dental Hygienist.

Glenn Hemberger, D.D.S., engaged the Board in a discussion regarding the role of a dental hygienist when taking radiographs. Because a licensed hygienist is not permitted to diagnose a dental disease or ailment, the dental hygienist should chart and note suspicious areas on the radiograph, but the dentist is responsible for the interpretation and diagnosis.

**J. Investigations Report: Dr. Hemberger / Lane Hemsley.
Inspections Report: Dr. Johnson.**

Glenn Hemberger, D.D.S., and Lane Hemsley presented the status of the Investigative Committee cases from April 1, 2014, to July 22, 2014.

K. Executive Report: Lane Hemsley.

1. **Budget.** An update was provided on the budget for FY 2015 (July 1, 2014 – June 30, 2015).

2. **Licensee and Specialty Licensee Report.** License and specialty license reports from April 1, 2014, to July 15, 2014, were presented to the Board.

3. **Information Technology Review.** Lane Hemsley indicated that Legislative Post Audit was conducting an information technology review of various agencies and the Board will be advised of its findings and recommendations after the completion of the review.

4. **Office Relocation: Landon State Office Building, Room 455.** The office of the Kansas Dental Board will be relocating to Room 455 in the Landon State Office Building. The relocation is the result of the need for additional office space and the decommissioning of the Docking Building. The move is tentatively scheduled for October 2014.

5. **New Senior Administrative Specialist.** The Board has hired Charity Carlat as its new Senior Administrative Specialist. Ms. Carlat replaces Melissa Graham and will begin working on Monday, August 11, 2014. Among other tasks, Ms. Carlat will be assigned to assist with the Board's investigative and financial files.

L. New Business / Adjournment.

1. **Supragingival Scaling Assistants.** Jackie Leakey, R.D.H., and Susan Rodgers, R.D.H., intend to bring a proposal to the Board in the future regarding the status of supragingival scaling assistants.

2. **Testing Agencies.** Representatives from the Western Regional Examining Board (WREB) have tentatively scheduled an appearance before the Board at its meeting on Friday, November 7, 2014.

3. **Future Board Meetings for 2015.** Friday, January 16, 2015 (To Be Determined, Topeka); Friday, April 10, 2015 (Landon State Office Building, Topeka); Friday, August 7, 2015 (Landon State Office Building, Topeka); and Friday, November 13, 2015 (Landon State Office Building, Topeka).

Adjournment: It was moved and seconded to adjourn at 12:25 p.m. The motion passed. The meeting was adjourned.

APPROVED BY:

Susan Rodgers RDH
Susan Rodgers, R.D.H.
Secretary, Kansas Dental Board

11-7-14
Date