

**OREGON BOARD OF DENTISTRY
MINUTES
February 11, 2011**

MEMBERS PRESENT: Rodney Nichols, D.M.D., Acting President
Jill Mason, M.P.H., R.D.H.
David Smyth, B.S., M.S.
Patricia Parker, D.M.D.
Jonna E. Hongo, D.M.D.
Brandon Schwindt, D.M.D.
Alton Harvey, Sr.

STAFF PRESENT: Patrick D. Braatz, Executive Director
Paul Kleinstub, D.D.S., M.S., Dental Director/Chief Investigator
Daryll Ross, Investigator (portion of meeting)
Harvey Wayson, Investigator (portion of meeting)
Michelle Lawrence, D.M.D., Consultant (portion of meeting)
Lisa Warwick, Office Specialist (portion of meeting)

ALSO PRESENT: Lori Lindley, Sr. Assistant Attorney General

VISITORS PRESENT: Beryl Fletcher, ODA; Lisa Rowley, R.D.H., Pacific University;
Pamela Lynch, R.D.H., ODHA; Peter Lubisich, IV, D.M.D., Oregon
Academy of Pediatric Dentistry; Kathleen Guerin, R.D.H., Carrington
College; Jazmin Rivers, D.M.D.; Jill Price, D.M.D., ODA

Call to Order: The meeting was called to order by the Acting President at 7:30 a.m. at the Board office; 1600 SW 4th Ave., Suite 770, Portland, Oregon.

NEW BUSINESS

MINUTES

Mr. Smyth moved and Mr. Harvey seconded that the minutes of the December 17, 2010 Board meeting be approved as amended. The motion passed with Ms. Mason, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

ASSOCIATION REPORTS

Oregon Dental Association

ODA had nothing to report.

Oregon Dental Hygienists' Association

ODHA had nothing to report.

Oregon Dental Assistants Association

ODAA had nothing to report.

COMMITTEE AND LIAISON REPORTS

WREB Liaison Report

Mr. Braatz stated that Dr. Magnuson was not present but he had been briefed regarding the current situation regarding WREB and their reorganization. Dr. Magnuson is being encouraged to run for the Board of Directors, which would then preclude him from his current position on the WREB Examination Committee. Mr. Braatz stated that Dr. Magnuson would let him know at a later date what he decided. Mr. Braatz stated that if Dr. Magnuson did run and was appointed for the Board of Directors' position, then the OBD would have to find a new representative for the Exam Committee. Mr. Braatz had suggested Dr. Huddleston, as he's currently serving on another WREB committee and it would not be a conflict.

AADB Liaison Report

Dr. Parker and Ms. Mason stated that there was nothing new to report.

ADEX Liaison Report

Mr. Braatz stated that there was nothing new to report.

NERB Liaison Report

Dr. Hongo stated that she had a very pleasant experience at her first NERB Steering Committee meeting and that people were very friendly and welcoming and that they seemed very dedicated. Mr. Braatz added that since we are now a member of NERB, all Board members will be invited to attend NERB's annual exam next January at NERB's expense.

Mr. Braatz stated the NERB Steering Committee will be meeting June 23-24, 2011. Dr. Hongo and Ms. Davidson have already been appointed as members of that Committee but Mr. Braatz stated that the Board could appoint a third member and an alternate. It is a one year term. Dr. Parker volunteered to be the third appointee.

Rules Oversight Committee Report

Ms. Mason stated that the Rules Oversight Committee met on January 26, 2011 to discuss several different topics. The first order of business was a new law that recently went into effect that required the Board to review all rules that were adopted after January 1, 2006. Five years after the adoption, the Board is required to review said rules.

The second thing was some housekeeping of OAR 818-035-0025(4) with dental hygiene prohibitions, adjusting some of the rule numbers, and proposed amending the rules to correct the rule numbering problem. Ms. Mason stated that they also looked at OAR 818-021-0012(2) Specialties Recognized and proposed changing "public health dentistry" to "dental public health." She added that the Rules Committee also reviewed Division 5 Criminal Records Check and Fitness Determination which will be a new division of the Dental Practice Act.

The final rule review was OAR Division 15, where the Committee unanimously voted to repeal all of Division 15.

After much discussion Dr. Hongo moved and Dr. Schwindt seconded that the Board accept all recommendations, except for Division 15- Advertising, made by the Rules Committee and move them to hearing. The motion passed with Ms. Mason, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr.

Schwindt, and Mr. Harvey voting aye.

Mr. Smyth moved and Dr. Parker seconded that the Board send Division 15 – Advertising back to the Rules Committee for further review and urged that additional members of the Board be present to discuss concerns at the Committee meeting. The motion passed with Ms. Mason, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

Licensing, Standards and Competency Committee Report

Ms. Davidson was not in attendance so Dr. Parker gave the Licensing, Standards and Competency Committee report in her place. The requests being reviewed by the Committee were as follows:

A letter was sent to the Committee asking to make sealants a part of the EFDA certificate. The Committee's recommendation was to respond to that request stating that they were not interested in making changes to the EFDA certificate at this time.

Another letter was received asking about the legality of a dental assistant removing implant healing caps and placing implant impression coping. It was recommended the Board send Division 42 to the Rules Committee regarding implants. It was pointed out that Division 42 was created before implants were a standard of care and that might need to be taken into consideration.

Another request asked for clarification regarding a course taken and which Anesthesia Assistant did the course qualify them for. It was determined that they did not meet the qualification to be considered an Anesthesia Assistant according to the current rules.

The remainder of the time was spent discussing Botox and other dermal fillers. Dr. Parker stated that the Licensing, Standards and Competency Committee's recommendation to the Board was to have Board staff obtain information on what training medical students, oral and maxillofacial surgeons, residents, nurses and estheticians receive for Botulism Type A administration.

Dr. Parker moved and Mr. Harvey seconded that the Board accept the recommendation of the Licensing, Standards and Competency Committee. The motion passed with Ms. Mason, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

Mr. Braatz went on to clarify that the Committee was asking for clarification on training as they were leaning toward allowing general dentists to use Botox, with dental justification, as long as they were appropriately trained.

Anesthesia Committee Meeting Report

Dr. Nichols stated that the Anesthesia Committee met to discuss some letters that had been sent regarding anesthesia guidelines and rules and that draft minutes of that meeting had been provided for the Board to review.

The first topic was from Dr. Fred Quarnstrom whose principle concern was with the use of ACLS

and the requirement for live patient training. It was his opinion that the students could learn more from watching a video than by working with live patients. Dr. Nichols stated that although he did agree that a lot could be learned by watching a video that showed patient complications, live patient experience was still appropriate and the Anesthesia Committee supported that idea. As to the ACLS requirement, he spoke to the fact that having a dentist trained in ACLS was dangerous and that they were not really qualified to utilize the drugs that were discussed in the course, and that BLS for the Healthcare Professional would be adequate. Dr. Thomas Osterlind pointed out to the Committee that our rules did not require an EKG, therefore it may be difficult for the operating dentist to determine if there was a form of arrhythmia or disrhythmia but an AED was required. Dr. Raleigh, who is an ACLS instructor, was of a different opinion. The anesthesiologist present at the meeting stated it was an anesthesiologist's standard of care to have an EKG. A side topic of discussion was should we add EKG for the requirements of Moderate Sedation. The Committee was unable to resolve the EKG issue but did decide that ACLS was an appropriate level of CPR for a Moderate Sedation Permit holder.

A letter was received from Dr. Douglas Boyd, asking that he be allowed to substitute the ADA Airways Management Simulations course, which has recently been introduced, for his ACLS requirement. The problem is that the ADA course, to date, has only been given once in October 2010; although it is scheduled to occur again in October of 2011. The Anesthesia Committee felt that keeping ACLS in place was appropriate, as well as allowing the ADA course as an adequate substitute for ACLS one time; or possibly multiple times as long as it's taken on a two year schedule just as ACLS is, and recommended that to the Board.

Dr. Nichols stated that they found out during the course of the meeting that somehow the EKG requirement for the General Anesthesia and Deep Sedation Permits had been removed from our rules. The Committee recommended the Board correct that issue immediately.

Dr. Nichols added that the Anesthesia Committee would be meeting again to discuss new issues as well as return to the matter of an EKG requirement for Moderate Sedation Permit holders.

Dr. Hongo moved and Dr. Nichols seconded that the Board accept the recommendations of the Anesthesia Committee as presented. The motion passed with Ms. Mason, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

Committee Meeting Dates

There are no committee meetings scheduled but it was noted that the Rules Oversight Committee would more than likely be meeting again before the April 15, 2011 Board meeting.

EXECUTIVE DIRECTOR'S REPORT

OBD Budget Status Report

Mr. Braatz stated that he had attached the latest budget reports for the 2009-2011 Biennium. This report, which is from July 1, 2009 through January 31, 2011, shows revenue of \$1,445,183.11 and expenditures of \$1,473,074.47. January 18, 2011 began the last renewal of Dental licenses for the 2009-2011 Biennium, which will generate the revenue to carry the Board to the end of the Biennium. If Board members have questions on this budget report format, Mr. Braatz will be happy to answer them.

Customer Service Survey

Mr. Braatz attached a chart which shows the OBD State Legislatively Mandated Customer Service Survey Results from July 1, 2010 through December 31, 2010. The results of the survey show that the OBD continues to receive positive comments from the majority of those that return the surveys. The booklet containing the written comments that are on the survey forms, which staff has reviewed, are available on the table for Board members to review.

Board and Staff Speaking Engagements

Wednesday, January 19, 2011- Dental Director/Chief Investigator Dr. Paul Kleinstub and Mr. Braatz made a presentation to the senior Dental students at OHSU.

Tuesday, January 25, 2011 - Licensing Manager Teresa Haynes and Mr. Braatz made a presentation to Dental Hygiene students at Carrington College.

Wednesday, January 26, 2011- Dental Director/Chief Investigator Dr. Paul Kleinstub made a presentation to the senior Dental students at OHSU.

Monday, February 7, 2011 - Licensing Manager Teresa Haynes and Mr. Braatz made a presentation to Dental Hygiene students at OIT in Klamath Falls.

2011 – 2013 OBD Budget

Mr. Braatz stated that he enclosed a copy of the Governor's Recommended Budget for 2011-2013 for the OBD that he will present to the Legislature. Mr. Braatz stated that he could answer questions about the OBD 2011-2013 Governor's Recommended Budget that the Board may have.

2011 Dental Renewal

On January 17, 2011, 1,806 licensees were sent renewal postcards and as of February 1, 2011, 460 have renewed their licenses online.

Legislative Update

Mr. Braatz included for the Board's review a compilation of the current bills that have been introduced that could have an impact on the OBD. He asked the Board to review the report so that he could receive direction as to the Board's consensus on the proposed legislation.

Semi-Independent Boards and Agencies Report

Mr. Braatz stated he had enclosed a copy of a report that was just released by the Semi-Independent Boards and Agencies that he thought the Board would find interesting. There has been some talk in the past to have the OBD see this status and there may be some talk again this session. Mr. Braatz stated that at the last legislative session they wanted to get rid of semi-independent boards because the legislature felt it might not have enough control over these boards; this session they're talking about making more boards semi-independent because of cost savings. Mr. Braatz stated that he believed his life would be a lot easier if we were semi-independent.

2011 – 2013 OBD Affirmative Action Plan

Mr. Braatz stated that the 2011-2013 Affirmative Action Plan was finally accepted by the Governor's Affirmative Action Office.

OBD Strategic Planning Session

Mr. Braatz commented that he was still waiting on some Board members to provide him with dates for a possible spring Strategic Planning Session. He added that he also believes that he may not be able to put this together until next fall as there are simply too many projects on his agenda at this time.

CAFR Gold Star Award 2010

Mr. Braatz stated that the State Controller's Office has once again issued the OBD a FY 2010 Gold Star Certificate signifying that the OBD has provided accurate and complete fiscal year end information in a timely manner.

Newsletter

Mr. Braatz acknowledged that we are currently overdue to send out the next Newsletter. Articles are always welcome. Mr. Braatz stated that he would have to accept responsibility for the lateness with the reasoning being that there have simply been too many issues to focus on and the Newsletter has been pushed aside. He hopes to get it completed by March 1, 2011.

Meeting Date Conflicts

Mr. Braatz stated that with the OBD now being a member of NERB and the Board being allowed to have three representatives serve on the NERB Steering Committee, a conflict in the June 24 Board meeting date has occurred as this is the meeting date of the NERB Steering Committee. He is recommending that the OBD meeting be changed from June 24, 2011 to June 17, 2011 and the Evaluator's Meeting be changed from June 10, 2011 to June 3, 2011. The Board members agreed to review their schedules for the two dates in question and let Patrick know when they are available and directed him to move the meeting to whichever date fewer members would miss.

Mr. Braatz stated that he has also been asked to have the Board consider changing the December 16, 2011 meeting date to possibly December 9, 2011. The problem with that change is that we could not have the Evaluator's Meeting on November 25, 2011 as this is the day after Thanksgiving and the OBD office is closed. We would have to go back to November 18, 2011. There are some personnel issues with picking that date regarding travel and holidays. Dr. Hongo stated that she thought we should leave the meeting alone. Ms. Mason stated that due to the time of year, no matter what date we choose, it would be mildly inconvenient.

Alaska Legislation

Mr. Braatz stated that currently Alaska has some legislation going forward that will limit the president of the Dental Board to being a dentist only. He stated that he received some correspondence from a member of the Alaska Board asking for a letter on behalf of Oregon supporting them not changing their law because Oregon allows for any member of the Board to be president. Mr. Braatz stated that although he could not respond on behalf of Oregon, he would respond to Alaska saying that we do not limit who can be the president and have had dentists, dental hygienists and public members as president. The president of the Board is the person who runs the meeting, not a person who makes dentally related decisions. When the Board takes a position, the president becomes the spokesman of the Board, nothing more.

UNFINISHED BUSINESS

CORRESPONDENCE

Letter from Dr. Thomas Osterlind, D.D.S.

Dr. Osterlind sent a letter to Dr. Magnuson and Dr. Nichols stating that he is resigning from the Anesthesia Committee after 30+ years of service. Mr. Braatz stated that we would be getting a plaque for Dr. Osterlind, to be signed by the Board, thanking him for his service. Mr. Braatz also stated that this meant the Board President would have to find a replacement for Dr. Osterlind and reminded the Board that the Anesthesia Committee is a bit different as the Chair of the Committee must be a Board member and all other Committee members are anesthesia permit holders of various levels.

The Board received a letter from Governor Theodore Kulongoski

Governor Kulongoski thanked everyone for their hard work and dedication during his years as Governor.

OTHER BUSINESS

Approval of Dental Hygiene Restorative Curriculum – Idaho State University

Idaho State University Dental Hygiene Program submitted their restorative course curriculum for approval by the Oregon Board of Dentistry. Ms. Mason moved and Dr. Hongo seconded that the Board accept the program as presented. The motion passed with Ms. Mason, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

Approval of Dental Hygiene Continuing Education Restorative Curriculum – Carrington College

Carrington College submitted their continuing education restorative dental hygiene curriculum for Board approval. Ms. Mason moved and Dr. Schwindt seconded that the Board accept the continuing education curriculum as presented. The motion passed with Ms. Mason, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

Articles and News of Interest (no action necessary)

State Legislative Report – January 2011

EXECUTIVE SESSION: The Board entered into Executive Session pursuant to ORS 192.606 (1)(f), (h) and (k); ORS 676.165; ORS 676.175 (1), and ORS 679.320 to review records exempt from public disclosure, to review confidential investigatory materials and investigatory information, and to consult with counsel.

PERSONAL APPEARANCES AND COMPLIANCE ISSUES

Licensees appeared pursuant to their Consent Orders in case numbers **2007-0071, 2005-0117, 2008-0013, and 2009-0277.**

LICENSING ISSUES

OPEN SESSION: The Board returned to Open Session.

CONSENT AGENDA

2011-0112 and 2011-0109 Dr. Parker moved and Dr. Schwindt seconded that the above referenced cases be closed with No Further Action per the staff recommendations. The motion passed with Ms. Mason, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

COMPLETED CASES

2010-0222, 2010-0168, 2010-0089, 2010-0146, 2010-0199, 2010-0223, 2010-0171, 2010-0236 and 2010-0213 Dr. Parker moved and Mr. Harvey seconded that the above referenced cases be closed with a finding of No Violation of the Dental Practice Act or No Further Action per the Board recommendations. The motion passed with Ms. Mason, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

2011-0070 Mr. Smyth moved and Dr. Schwindt seconded that the Board with regard to Respondent #1 close the matter with a Letter of Concern reminding the Licensee that it is the responsibility of the supervising dentist to assure that persons working under the Licensee's supervision are currently licensed, certified or possess the appropriate permits to perform the duties they are assigned; with regard to Respondent #2 close the matter with a finding of No Violation of the Dental Practice Act; with regard to Respondent #3 close the matter with a Letter of Concern reminding the Licensee that it is the Licensee's responsibility to assure a timely renewal of all licenses, certificates and/or permits. The motion passed with Ms. Mason, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

2010-0012 Dr. Hongo moved and Dr. Schwindt seconded that the Board issue a Notice of Proposed Disciplinary Action and offer the Licensee a Consent Order in which the Licensee would agree to be reprimanded and pay a \$5,000.00 civil penalty within 30 days of the effective date of the Order. The motion passed with Ms. Mason, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

2010-0212 Dr. Schwindt moved and Mr. Smyth seconded that the Board for Respondent #1 issue a Notice of Proposed Disciplinary Action and offer the Licensee a Consent Order in which the Licensee would agreed to pay a civil penalty of \$1,000.00; for Respondent #2, close the matter with a Letter of Concern addressing the issue of ensuring that all treatment provided to patients is documented in the patient records and that all potential sources of dental pain are explored before making treatment recommendations. The motion passed with Ms. Mason, Mr. Smyth, Dr. Parker, Dr. Schwindt, and Mr. Harvey voting aye. Dr. Hongo recused herself.

2011-0005 Ms. Mason moved and Mr. Smyth seconded that the Board close the matter with a strongly worded Letter of Concern addressing the issue of ensuring that every effort is made to diagnose dental pathology when the pathology is present at the time an examination is done. The motion passed with Ms. Mason, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

2010-0058 Mr. Smyth moved and Dr. Parker seconded that the Board issue a Notice of Proposed

Disciplinary Action and offer the Licensee a Consent Order in which the Licensee would agree to be reprimanded. The motion passed with Ms. Mason, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

2011-0007 Mr. Harvey moved and Dr. Parker seconded that the Board close the matter with a Letter of Concern addressing the issue of ensuring that when informed consent is obtained prior to providing treatment, PARQ or its equivalent is documented in the patient records, that a patient has a clear understanding of what treatment is going to be provided, and that a dental justification is documented in the records prior to providing treatment. The motion passed with Ms. Mason, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

2010-0221 Dr. Hongo moved and Mr. Harvey seconded that the Board endorse the transfer of Licensee to the HPSP and close the case with No Further Action. The motion passed with Ms. Mason, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

2011-0004 Dr. Schwindt moved and Ms. Mason seconded that the Board close the matter with a Letter of Concern addressing the issue of ensuring that when informed consent is obtained prior to providing treatment, PARQ or its equivalent is documented in the patient records. The motion passed with Ms. Mason, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

2010-0249 Ms. Mason moved and Dr. Hongo seconded that the Board close the matter with a Letter of Concern addressing the issue of ensuring that when doing a comprehensive examination or providing treatment, appropriate and current radiographs are available. The motion passed with Ms. Mason, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

2010-0196 Mr. Smyth moved and Dr. Schwindt seconded that the Board close the matter with a finding of No Violation. The motion passed with Ms. Mason, Mr. Smyth, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye. Dr. Parker was opposed.

2009-0273 Mr. Harvey moved and Dr. Hongo seconded that the Board issue a Notice of Proposed Disciplinary Action and offer the Licensee a Consent Order in which the Licensee agrees to write off \$2,310.00 from the patient's account within 30 days of the effective date of the Order. The motion passed with Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye. Ms. Mason was opposed.

2010-0113 Dr. Hongo moved and Dr. Schwindt seconded that the Board move to close the matter and take No Further Action at this time. The motion passed with Ms. Mason, Mr. Smyth, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye. Dr. Parker recused herself.

2010-0055 Dr. Schwindt moved and Ms. Mason seconded that the Board issue a Notice of Proposed Disciplinary Action and offer a Consent Order incorporating a reprimand; Licensee shall pay a \$2,500.00 civil penalty within 30 days of the effective date of the Order; and Licensee shall provide 20 hours of Board approved Community Service within 90 days of the effective date of this Order, per the standard protocols. The motion passed with Ms. Mason, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

2010-0167 Ms. Mason moved and Mr. Smyth seconded that the Board move to close the matter with a Letter of Concern addressing the issue of ensuring that no person is authorized or

permitted to perform duties for which the person is not licensed or certified. The motion passed with Ms. Mason, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

2010-0024 Mr. Smyth moved and Dr. Hongo seconded that the Board move to close the matter with a Letter of Concern addressing the issue of ensuring that when treatment is provided, the treatment is documented in the patient records. The motion passed with Ms. Mason, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

2010-0065 Mr. Harvey moved and Mr. Smyth seconded that the Board move to close the matter with a strongly worded Letter of Concern addressing the issue of ensuring that when informed consent is obtained prior to providing treatment, PARQ or its equivalent is documented in the patient records; that a dental justification is documented prior to providing treatment and prescribing medication; and that all treatment provided and prescriptions that are written are documented in the patient records. The motion passed with Ms. Mason, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

PREVIOUS CASES REQUIRING BOARD ACTION

2005-0117 Mr. Harvey moved and Dr. Parker seconded the Board allow the Licensee to dispense prescribed Schedule III and IV controlled drugs under the parameters of paragraph three of the Licensee's Amended Consent Order, dated 11/4/10, and to allow the Licensee to meet the 40 hours of community service required in paragraph four of the Amended Consent Order, dated 11/4/10, by lecturing or presenting to the dental community at any dental or dental hygiene school or society with the topic of the Licensee's lectures or presentations being specific details of the Licensee's addiction issues. The motion passed with Ms. Mason, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

2008-0013 Dr. Hongo moved and Ms. Mason seconded that the Board deny the Licensee's request for authority to prescribe scheduled controlled drugs. The motion passed with Ms. Mason, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

2011-0087 Dr. Hongo moved and Ms. Mason seconded that the Board endorse the issuing of the Notice of Board Order Allowing Department of Revenue to Intervene as Interested Agency dated 1/12/11. The motion passed with Ms. Mason, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

2011-0021 Dr. Schwindt moved and Ms. Mason seconded that the Board issue an Amended Notice of Proposed Disciplinary Action and offer the Licensee a Consent Order incorporating a civil penalty of \$1,000 and a reimbursement payment of \$127 to either the patient or the insurance company for the cost of the non-intravenous conscious sedation, CDT code D9248. The motion passed with Ms. Mason, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

2009-0074 Ms. Mason moved and Mr. Smyth seconded that the Board re-offer the original Consent Order, and refer the matter to hearing if the Licensee does not sign the Consent Order within 10 days of notification of the Board's action. The motion passed with Ms. Mason, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

2009-0277 Dr. Schwindt moved and Ms. Mason seconded that the Board deny the request to reinstate the Licensee's dental license. The motion passed with Ms. Mason, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

2002-0273 Mr. Smyth moved and Mr. Mason seconded that the Board grant the Licensee's request and issue an Order of Dismissal releasing the Licensee from the terms of the Second Amended Consent Order, dated 9/14/07. The motion passed with Ms. Mason, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

LICENSURE AND EXAMINATION

Ratification of Licenses Issued

Dr. Schwindt moved and Dr. Hongo seconded that licenses issued be ratified as published. The motion passed with Ms. Mason, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

Dental Hygiene

H5962	AMBER M CLOOTEN-POLEN, R.D.H.	12/13/2010
H5963	TIFFANI D LUCCA, R.D.H.	1/3/2011
H5964	LINDSAY A MEREDITH, R.D.H.	1/3/2011
H5965	DANIELLE EILEEN ABEL, R.D.H.	1/3/2011
H5966	BARBARA M HAGER, R.D.H.	1/3/2011
H5967	JENEAL ANN GUGIN, R.D.H.	1/6/2011
H5968	SUSAN ANN KILLIAN, R.D.H.	1/20/2011
H5969	LISA M PETERSON-FLATHERS, R.D.H.	1/21/2011
H5970	KALLEE ALENNA DALTON, R.D.H.	1/21/2011

Dentists

D9542	ANITA M MASAITIS, D.M.D.	12/7/2010
D9543	JASON ADAM FOLLETT, D.M.D.	12/7/2010
D9544	BROOKS BRADLEY HORAN, D.D.S.	12/7/2010
D9545	JAZMIN RIVERS, D.M.D.	12/17/2010
D9546	GREGORY DIETRICH GOESSMAN, D.D.S.	1/3/2011
D9547	DAVID A KELLER, D.D.S.	1/3/2011
D9550	JONATHAN N GOLD, D.M.D.	1/7/2011
D9551	SETH VERNON SENESTRARO, D.D.S.	1/20/2011
D9552	SHELLEY R ARONSON, D.D.S.	1/20/2011
D9553	YVETTE ELIZABETH ARANA, D.D.S.	1/21/2011

PEDIATRIC DENTISTRY

D9548	EMILIA C. ADAM	1/5/2011
D9549	MONISHA GAGNEJA	1/5/2011

Specialty Examination – Pediatric Examination Appeal

Dr. Hongo moved and Dr. Parker seconded that the Board grant the Licensee's request to take the NERB pediatric specialty exam. The motion passed with Ms. Mason, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

Review and Discuss License Application for Ganzalo F. Braunthal, D.M.D.

Ms. Mason moved and Dr. Schwindt seconded that the Board deny the applicant's license request based on actions taken by the California and Arizona dental boards. The motion passed with Ms. Mason, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

Review and Discuss License Application for Robert R. Harmen, D.D.S.

Mr. Smyth moved and Mr. Harvey seconded that the Board grant Robert R. Harmen an Oregon dental license. The motion passed with Ms. Mason, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

Review and Discuss Reinstatement Request for Timothy J. Porter, D.D.S.

Mr. Harvey moved and Dr. Hongo seconded that the Board accept Dr. Timothy J. Porter's application for an Oregon dental license. The motion passed with Ms. Mason, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

Announcement

No announcements.

ADJOURNMENT

The meeting was adjourned at 1:05 p.m. Dr. Nichols stated that the next Board meeting would take place April 15, 2011.

Approved by the Board April 15, 2011.

_____/S/_____
Norman D. Magnuson, D.D.S.
President