

**Oregon Health Licensing Agency (OHLA)
Board of Denture Technology
Minutes of September 29, 2008**

MEMBERS PRESENT

Todd Young, Chairperson
Tad Burzynski, Vice-Chairperson
Joe Coss, Public Member
Joe Hammar, Denturist
David Dahl, Denturist
Geoffrey Berg, Dentist

MEMBERS ABSENT

None

STAFF PRESENT

Susan Wilson, Director
Trish Allbritton, Program Analyst
Dixie Bryant, Program Operations Manager
Kraig Bohot, Communications Coordinator
Lisa Murphy, Board and Qualification Specialist

AUDIENCE MEMBERS

No public audience

CALL TO ORDER

Todd Young, Chair, called the meeting of the Board of Denture Technology to order at 9:16 a.m. on Monday, September 29, 2008, at the Rhoades Conference Room, located in the Oregon Veterans' Affairs Building, 700 Summer Street NE, Salem, Oregon.

Mr. Young introduced the new board members: Geoffrey Berg and David Dahl.

APPROVAL OF AGENDA

MOTION

Mr. Coss made a motion with a second by Dr. Berg to approve the agenda as presented. Aye: Mr. Young, Mr. Hammar, Mr. Dahl, Dr. Berg, Mr. Burzynski and Mr. Coss. Nay: None. The motion passed.

APPROVAL OF MINUTES

MOTION

Mr. Coss made a motion with a second by Mr. Burzynski to approve the meeting minutes of August 15, 2008 and May 5, 2008. Aye: Mr. Young, Mr. Hammar, Mr. Dahl, Dr. Berg, Mr. Burzynski and Mr. Coss. Nay: None. The motion passed.

REPORTS

DIRECTOR'S REPORT

Ms. Wilson, Director, provided an overview of the agency-wide legislation LC 831. LC 831 continues to conform and streamline agency standards, regulation and requirements for programs and professions regulated by the agency. The legislation makes program changes, technical adjustments and corrections, maximizes the benefits of economies of scale, regulatory consistency and accountability to continue to achieve solutions and outcomes for consumer protection. The legislation establishes consistent term limits (two consecutive four year terms) and stipulates at least one public member be appointed to all boards. The legislation proposes professional development through prescribed education or training and identifies practice standards, testing and oversight as determined by agency rule.

Ms. Wilson stated that the Oregon Health Licensing Agency's proposed legislation encompasses some of the topics reviewed by the Interim Committee on Health Care chaired by Representative Greenlick. Representative Mitch Greenlick's legislative interim committee revealed board membership and the appointment process are not uniform nor is the number of public members serving on these boards. Representative Greenlick's interim study may recommend to the 2009 Legislature an increase in public members on boards to 50%. The recommendation may also include other improvements and changes in board specific areas.

Ms. Wilson stated there was general opposition among professional association representatives at the interim committee public hearing to the proposal to increase the number of public members on boards to 50%. Ms. Wilson stated since the role of boards is public protection, it is logical at least one public member serve. She stated board members will have an opportunity to review both agency legislation and any other legislation after the bills are drafted by legislative counsel. The Legislature begins Monday, January 12, 2009.

Ms. Wilson referenced the Oregon Health Care Workforce Institute PowerPoint presentation noting the legislature is considering a committee to review scope of practice issues. Governor Kulongoski has requested a study of Oregon's preparedness for a shortage in health care providers during the next decade. The study will identify areas with projected shortfalls and recommend solutions.

ADMINISTRATIVE SERVICES REPORTS

Mr. Simpson, Quality and Statistical Analyst, reviewed the licensing statistics of the biennium through September 2008:

- Licenses issued: 16
- Renewals over the counter or by mail: 84
- Online renewals: 26
- Current active licenses: 103
-

Mr. Simpson reviewed the enforcement statistics of the biennium through September 2008:

- Total complaints received: 17
- Proposed/Final Orders: 0

Mr. Simpson reviewed the examination statistics of the biennium through September 2008:

- Practical examinations, passed: 16
- Practical examinations, failed: 6

- Written examinations, passed: 9
- Written examinations, failed: 16

Members discussed why the percentages were so low on the average exam pass/fail rate and felt it should be at least 70% passing. The Board members requested the following additional:

- Licensees working Oregon, using their office addresses.
- Number of candidates who took the exams
- How many candidates applied for reciprocity to Washington state.
- Open and closed complaints.
-

The members requested that the Agency provide a list of contact information of the licensees including email addresses. Mr. Simpson stated he would look into both requests for the next board meeting.

REGULATORY OPERATIONS

Mr. Molloy, Regulatory Operations Division Manager, stated he had conducted an audit on all cases still listed as open in the system (for all boards in OHLA). The audit showed data had been entered incorrectly and has since corrected the errors.

Mr. Molloy stated there are three open investigations involving customer satisfaction. Further investigation found the dissatisfaction was due to miscommunication between the customer and the dentist. Staff has been working with denturists and the customers to resolve these disputes.

The Board informed Mr. Molloy that members are currently the distributing the standard of practice evaluation form and are getting good feedback about its usefulness. They invited him to attend the next conference for Denturists in November.

OREGON ADMINISTRATIVE RULES

Ms. Allbritton, Senior Policy & Strategic Analyst, drew the board's attention to the permanent rule filing which went into effect October 1, 2008, changing the fees and continuing education reporting periods.

Ms. Allbritton explained that within Legislative Concept 001 the agency is proposing a dormant license, which would allow OHLA licensees to their license in a dormant status if they meet certain qualifications. The concept also includes multiple copies of licenses, up to three, being issued to licensees if they work in multiple locations. Upon passage of the bill the details will be outlined within administrative rule.

OUTREACH AND COMMUNICATION

Mr. Bohot, Communications Coordinator, discussed the press release sent out regarding the reduced fees and renewal cycles, along with a new brochure about compliance, which is now available on our website. He drew the board's attention to the updated Board member's biographies, and asked for members to review and provide feedback.

Mr. Bohot reviewed the continuing education competency issues highlighted in Central Issues publication draft which will be sent to licensees. It addresses questions to consider related to continued competency, other state requirements and the cost to licensees. He said the key is to finding a balance between consumer protection and ways to make regulatory services faster, cheaper and easier for licensees.

Mr. Bohot stated Central Issues could be used as an outreach at the Oregon State Denturists Association (OSDA) conference in November. He suggested a survey be conducted regarding increase in continuing education hours. The Board requested Central Issues and the survey be available for the OSDA conference.

Ms. Wilson requested that the board member biographies and photos be completed by November in preparation for legislative session.

COMMITTEES AND REPORTS

The Board members reviewed the report from the Rules Committee meeting on July 28, 2008. The Committee discussed continuing education requirements at length and the justification for proposing changes included:

- Denture technology implemented in 1979, has been regulated as an independent practice for 30 years and training should keep pace as the profession evolves
- Continued advancements in dental materials, techniques and professional standards
- Recent expansion of the scope of practice to include implants and partials
- Denturists work independently of dentists or other professionals without supervision
- Denturists, grandfathered, may not have completed all currently required core competencies or acquired training on par with the Associate Degree level education; and an Oral Health Certificate from a dentist required under ORS 680.545.

The committee recommended 24 hours of clinical training, of which six hours must be related to partials, placing a limitation on self-study hours (to be determined), with the remaining six hours to be attained in non-clinical subject areas.

Board members asked why the permanent administrative rule does not reflect the 30 hours of continuing education in two years. Ms. Allbritton said that further feedback is needed from stakeholders, which may be done in the form of a survey.

The board members discussed the continuing education (CE) requirements which fluctuate from state to state. Many health care fields align CE requirements to meet public safety and technology standards, such as, implants. Individual licensees can determine what type of training is necessary for their denture practice.

The Board discussed limiting the amount of self study and adding requirements for emergency care and public safety, in lieu of raising the hours.

CONTINUING EDUCATION (CE) ROLLOUT

Ms. Patnode, Qualifications and Examination Analyst, reported that as of October 1, 2008, the Board of Denture Technology continuing education reporting period will be extended to align with new two-year licensing cycle. She said the requirement is 20 hours of continuing education hours every two years. Ms. Patnode gave examples:

A license expires in 2008 and current continuing education (CE) reporting period ends in 2009, the licensee has a one-year reporting period extended to 2010. Upon renewal of a two-year license in 2010, the licensee will attest to completing 40 CE hours (30 hours for the original CE reporting period ending in 2009 and 10 hours for 2010).

If a license expires in 2009 and current CE reporting period ends in 2010, the licensee will have a one-year reporting period extended to 2011. Upon renewal of a two-year license in 2011, the licensee will attest to completing 40 CE hours (30 hours for the original CE reporting period ending in 2010 and 10 hours for 2011).

If current CE reporting period does not need adjustments licensees attest to 30 hours. The next reporting cycle will be two years and 20 hours.

Ms. Patnode clarified questions from the board, noting that information would be sent out in renewals for each licensee. She reiterated that all the information is currently posted to the Web site.

EXAMINATION COMMITTEE REPORT FROM JULY 28, 2008

Ms. Patnode stated the Examination Committee reviewed and discussed thirty examination questions that were earmarked for change, source value and deletion from the May 5, 2008 meeting.

- 10 revised questions.
- 7 questions corrected sources.
- 9 questions deleted.
- 3 questions no change.
- 1 required geriatrics book to source.

The Examination Committee recommended revising the Oregon Written Denturist Examination. Request was made to go into Executive Session to review changes to examination questions.

EXECUTIVE SESSION – ORS 192.660(2)(f)

Mr. Young called the Board of Denture Technology to enter Executive Session under ORS 192.660(2)(f) at 12:35 pm for the purpose of considering information or records exempt from public inspection. No recommendations will be made during Executive Session.

Executive Session concluded at 12:50 p.m. Mr. Young reconvened regular session at 12:53 p.m.

MOTION

Mr. Coss made a motion with a second by Dr. Berg to approve to update the current amination questions recommended by the Examination Committee. Aye: Mr. Young, Mr. Hammar, Mr. Dahl, Dr. Berg, Mr. Burzynski and Mr. Coss. Nay: None. The motion passed.

Ms. Patnode said changes will be sent to OHLA’s computer based testing contractor “Solution thru Software”, for revisions to the examination. .

ITEMS FOR BOARD ACTION

2009 SUBCOMMITTEES

Subcommittees provide review and discussion of specific issues, which usually require more in-depth fact-finding and deliberation than can be scheduled at periodic board meetings. The board shall nominate committee members.

Item Writing/Examination	Tad Burzynski Geoffrey Berg Joe Hammar
Enforcement	David Dahl Tad Burzynski Todd Young
Education/Curriculum	Geoffrey Berg Joe Coss Joe Hammar
Legislation/Rules	Tad Burzynski Joe Coss David Dahl
Public Protection, Safety and Professional Relations	Joe Coss Joe Hammar Todd Young
Customer Connection	Joe Hammar

MOTION

Mr. Burzynski made a motion with a second by Dr. Berg to approve the subcommittees listed. Aye: Mr. Young, Mr. Hammar, Mr. Dahl, Dr. Berg, Mr. Burzynski and Mr. Coss. Nay: None. The motion passed.

2009 BOARD MEETING DATES

The Denture Technology Board will meet three times a year, with all meetings scheduled for 10:00 am on a Monday.

MOTION

Dr. Berg made a motion with a second by Mr. Burzynski to accept the meeting dates as recommended. Aye: Mr. Young, Mr. Hammar, Mr. Dahl, Dr. Berg, Mr. Burzynski and Mr. Coss. Nay: None. The motion passed.

2009 CHAIR AND VICE CHAIR

The Board of Denture Technology shall elect a chairperson and vice-chairperson for 2009.

MOTION

Mr. Coss made a motion with a second by Dr. Berg the motion to maintain Todd Young as Chairperson and nominate Tad Burzynski as Vice-chairperson. Aye: Mr. Young, Mr. Hammar, Mr. Dahl, Dr. Berg, Mr. Burzynski and Mr. Coss. Nay: None. The motion passed.

2009 EXAMINATION DATES

MOTION

Mr. Hammer made a motion with a second by Dr. Berg to approve the July 10, 2009 examination date at the Oregon Health Sciences University (OHSU) School of Dentistry with the possibility of moving the examination to a larger location at OHSU or at an entirely different location. Aye: Mr. Young, Mr. Hammar, Mr. Dahl, Dr. Berg, Mr. Burzynski and Mr. Coss. Nay: None. The motion passed.

Ms. Patnode said she would research the number of students expected to graduate from Bates school in 2009 to estimate the number of candidates taking the practical examination. She will research other locations for the examination: Portland Community College, Chemeketa Community College, Linn Field College, Lane Community College and Apollo College and request a larger lab at OHSU.

OTHER BOARD BUSINESS

Mr. Young noted the board interest file:

- The bill in California for alternative health care
- Co-operative work between professions
- Response to attorney on denturist practices
- NAIT has been approved by Oregon

Mr. Burzynski asked what the status is for accrediting the National Denturist Association for approving continuing education (CE) for licensure renewal. Ms. Patnode stated the OHLA approves various resources for CE courses from a range of providers. Ms. Patnode will review the concept for future discussion and possible rule revision.

Mr. Hammar received a correspondence anonymously on an article published in the News Tribune in Washington. The Bates school settled a lawsuit for \$500,000 for a denturist. It was

the third time since 2002 the college has made settlement payouts. Mr. Burzynski stated the settlement was in 2002, which was prior to when Dr. Ken Kais took over. Mr. Coss volunteered to investigate where the school stands.

PUBLIC COMMENT

No public comment.

Mr. Bursynski made a motion with a second by Mr. Young to adjourn the meeting. Aye: Mr. Young, Mr. Hammar, Mr. Dahl, Dr. Berg, Mr. Burzynski and Mr. Coss. Nay: None. The motion passed.

The meeting adjourned at 4:06 p.m.

I attest that the Board of Denture Technology Licensing meeting minutes of September 29, 2008, are a true and accurate reflection of the matters discussed and the views of the participants.

Lisa Murphy, Board Specialist

Date