

**OREGON BOARD OF DENTISTRY
MINUTES
December 19, 2014**

MEMBERS PRESENT: Brandon Schwindt, D.M.D., President
Alton Harvey Sr., Vice-President
Todd Beck, D.M.D.
Yadira Martinez, R.D.H.
Amy B. Fine, D.M.D.
Jonna E. Hongo, D.M.D.
James Morris
Julie Ann Smith, D.D.S., M.D.
Gary Underhill, D.M.D.

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)
William Herzog, D.M.D., Consultant (portion of meeting)
Michelle Lawrence, D.M.D., Consultant (portion of meeting)
Stephen Prisby, Office Manager (portion of meeting)
Lisa Warwick, Office Specialist (portion of meeting)

ALSO PRESENT: Lori Lindley, Sr. Assistant Attorney General

VISITORS PRESENT: Steve Duffin, D.D.S., Shoreview Dental; Scott Hansen, D.M.D., ODA; Lynn Ironside, R.D.H, ODHA; Christina Swartz, ODA; Heidi Jo Grubbs, R.D.H.; Alex Shebiel, Lindsay Hart, ODHA; Pamela Lynch, R.D.H.; Norman Auzins, D.D.S.; Kim Wright, D.M.D.; Bruce HORN, D.D.S., WREB; Mike Shirtcliff, D.D.S., Advantage Dental; Mary Harrison, ODAA; Russell A Lieblich, D.M.D., OSOMS

Call to Order: The meeting was called to order by the President at 7:30 a.m. at the Board office; 1500 SW 1st Ave., Suite 770, Portland, Oregon.

NEW BUSINESS

MINUTES

Dr. Hongo moved and Mr. Harvey seconded that the minutes of the October 17, 2014 Board meeting be approved as presented. The motion passed with Mr. Harvey, Dr. Beck, Ms. Martinez, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith and Dr. Underhill voting aye.

Mr. Harvey moved and Dr. Hongo seconded that the minutes of the November 12, 2014 Board meeting be approved as amended. The motion passed with Mr. Harvey, Dr. Beck, Ms. Martinez, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith and Dr. Underhill voting aye.

ASSOCIATION REPORTS

Oregon Dental Association

No one was present.

Oregon Dental Hygienists' Association

Alex Shebiel stated that the ODHA had just completed their Legislative Days in Salem and added that they appreciate the Board's support to move things through.

Oregon Dental Assistants Association

Mary Harrison stated there was nothing to report.

COMMITTEE AND LIAISON REPORTS

WREB Liaison Report

Dr. Hongo had nothing to report.

AADB Liaison Report

Dr. Hongo had nothing to report.

ADEX Liaison Report

Dr. Hongo stated that there were ADEX Meetings in Rosemont, Illinois November 7 - 9. Dr. Guy Champagne will become the new chief Executive Officer. Changes to the exam include eliminating the three criteria to a pass/fail exam. A Pilot Exam in Buffalo New York where the Exam in the school will calibrate the examiners to approve tooth selection in advance for the students.

NERB Liaison Report

Dr. Smith stated that NERB is meeting in January. Dr. Hongo, Dr. Underhill, Dr. Fine, Mr. Morris and Mr. Harvey will be attending.

Anesthesia Committee Meeting Report

Dr. Smith stated that the committee met on August 27th and continued on with those agenda items on November 12, 2014 and that the Anesthesia committee recommended that the following rules be submitted to the Rules Oversight Committee as amended by the Anesthesia Committee for further review: 818-026-0010, 818-026-0030, 818-026-0040, 818-026-0050, 818-026-0060, 818-026-0065, 818-026-0070, 818-026-0080, 818-026-0110.

Upon review of the Anesthesia meeting recommendations with the Board, the Board voted to send the suggestions to the Rules Oversight Committee.

818-026-0010

Mr. Morris moved and Dr. Underhill seconded to send this to the Rules Oversight Committee. The motion passed with Mr. Harvey, Dr. Beck, Ms. Martinez, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith and Dr. Underhill voting aye.

818-026-0030

Dr. Hongo moved Mr. Harvey seconded to send this to the Rules Oversight Committee. The motion passed with Mr. Harvey, Dr. Beck, Ms. Martinez, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith and Dr. Underhill voting aye.

818-026-0040

Mr. Harvey moved Dr. Fine seconded to send this to the Rules Oversight Committee. The motion passed with Mr. Harvey, Dr. Beck, Ms. Martinez, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith and Dr. Underhill voting aye.

818-026-0050

Dr. Beck moved and Mr. Harvey seconded to send this to the Rules Oversight Committee. The motion passed with Mr. Harvey, Dr. Beck, Ms. Martinez, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith and Dr. Underhill voting aye.

818-026-0060 (8)(a) page 7

Dr. Smith moved and Dr. Beck seconded that this rule be sent back to the Anesthesia Committee for rewording that would incorporate Dr. Auzins recommendations as submitted pg 17 of 28 on anesthesia minutes. The motion passed with Mr. Harvey, Dr. Beck, Ms. Martinez, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith and Dr. Underhill voting aye.

818-026-0060 to clarify Language in the Rule 1b

Dr Fine moved an clarify language and Mr. Harvey seconded that the Board send this to the Rules Oversight Committee with the exception of edits to 8(a)(going back to the Anesthesia Committee). The motion passed with Mr. Harvey, Dr. Beck, Ms. Martinez, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith and Dr. Underhill voting aye.

818-026-0065

Dr. Hongo moved and Mr. Harvey seconded that the Board send this to the Rules Oversight Committee with the exception of edits to 8(a) (going back to the Anesthesia Committee). The motion passed with Mr. Harvey, Dr. Beck, Ms. Martinez, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith and Dr. Underhill voting aye.

818-026-0070

Dr. Hongo moved and Mr. Harvey seconded that the Board send this to the Rules Oversight Committee with the exception of edits to 8(a) (going back to the Anesthesia Committee).. The motion passed with Mr. Harvey, Dr. Beck, Ms. Martinez, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith and Dr. Underhill voting aye.

818-026-0110

Mr. Harvey moved and Dr. Beck seconded that the Board send this to the Rules Oversight Committee. The motion passed with Mr. Harvey, Dr. Beck, Ms. Martinez, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith and Dr. Underhill voting aye.

818-026-0080

Mr. Morris moved and Dr. Smith seconded that the Board to send this to the Rules Oversight Committee as proposed.

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Dr. Smith moved and Dr. Beck seconded that the Board amend the motion of the proposed language to remove references to a Dental Hygienist who uses Nitrous Oxide as well as direct the Rules Committee to expand it to allow for further revision. The motion passed with Mr. Harvey, Dr. Beck, Ms. Martinez, Dr. Hongo, Mr. Morris, Dr. Smith and Dr. Underhill voting aye. Dr. Fine was opposed.

(4) A dentist who performs dental procedures on a patient who receives anesthesia induced by a physician anesthesiologist, another dentist holding an anesthesia permit or a CRNA, ~~or a dental hygienist who induces nitrous oxide sedation~~ shall not schedule or treat patients for non emergent care during the period of time of the sedation procedure.

Mr. Morris moved and Dr. Smith seconded that the Board send 818-026-0080 to the Rules Oversight Committee as amended. The motion passed with Mr. Harvey, Dr. Beck, Ms. Martinez, Dr. Hongo, Mr. Morris, Dr. Smith and Dr. Underhill voting aye. Dr. Fine was opposed

Licensing, Standards and Competency Committee Meeting Report

Dr. Underhill stated that the committee met December 18, 2014. Dr. Underhill stated that the committee discussed silver diamine fluoride and its uses. The committee came to the conclusion that Silver Diamine Fluoride falls under the umbrella of Fluoride use and no there is no need to change anything in order to allow for its use.

Dr. Beck moved and Dr. Underhill seconded that the Board adopt that interpretation. The motion passed with Mr. Harvey, Dr. Beck, Ms. Martinez, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith and Dr. Underhill voting aye.

818-042-0040

Dr. Fine moved and Dr. Beck seconded to send this rule to the Rules Oversight Committee. The rules amendment allows for placing of cords subgingivally. The motion passed with Mr. Harvey, Dr. Beck, Ms. Martinez, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith and Dr. Underhill voting aye.

818-042-0070

Dr. Underhill moved and Dr. Beck seconded to send this rule to the Rules Oversight Committee. The motion passed with Mr. Harvey, Dr. Beck, Ms. Martinez, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith and Dr. Underhill voting aye.

818-042-0090

Mr. Harvey moved and Dr. Underhill seconded. The motion passed with Mr. Harvey, Dr. Beck, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith and Dr. Underhill voting aye. Ms. Martinez was opposed.

Mr. Morris excused himself temporarily from the meeting at 10:02 a.m.

EXECUTIVE DIRECTOR'S REPORT

Budget Status Report

Mr. Braatz stated that he had attached the latest budget report for the 2013 - 2015 Biennium. The report, which is from July 1, 2013 through October 31, 2014, shows revenue of \$1,849,465.30 and

expenditures of \$1,655,778.38. Mr. Braatz stated that he believed the was performing as expected and that if Board members had questions on that he'd be happy to discuss them.

Customer Service Survey Report

Mr. Braatz stated that he had included a copy of the OBD State Legislatively Mandated Customer Service Survey with results from July 1, 2014 through November 30, 2014. 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

Friday, November 14, 2014 - Dr. Paul Kleinstub, Dental Director/Chief Investigator made a presentation to the ODHA Annual Conference at the Sheraton PDX.

Facebook

Mr. Braatz stated that a recent discussion by the Executive Directors of the Health Regulated Licensing Boards about Facebook pages, prompted him to ask Office Manager, Stephen Prisby, to work with Sr. Assistant Attorney General, Lori Lindley, to look at some of the Legal ramifications of having a Facebook Page and what other Boards or Commissions are doing. Mr. Braatz stated that he would recommend to the Board that this memo be referred to the OBD Communications Committee for review and recommendation back to the Board regarding the fact that the OBD may wish to discontinue its' Facebook page because of many legal hurdles that have recently been presented to the Board.

Dr. Fine moved and Dr. Beck seconded to send this matter to the Communication Committee. The motion passed with Mr. Harvey, Dr. Beck, Ms. Martinez, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith and Dr. Underhill voting aye.

OBD Budget 2015 – 2017 Update

Mr. Braatz stated that the Governor recently submitted the 2015 – 2017 Biennial Budget included as a part of the State Budget is the OBD Budget and stated the he had attached documents that show that based on his appeal the Governor is recommending that we have the authority and funding to add an additional Fulltime Dental Investigator to the OBD beginning July 1, 2015. This position and the OBD budget will require a \$75.00 per License renewal fee increase for Dentists and Dental Hygienists effective July 1, 2015.

Jurisprudence Exam Update

Mr. Braatz stated that the revision of the Jurisprudence Examination has been completed and that all of the members of the Workgroup have submitted their recommendations, changes, etc. Mr. Braatz added that the OBD Jurisprudence Examination has been revised and that staff would begin using the new examination starting January 1, 2015.

Staff Changes

Mr. Braatz stated that Lisa Warwick, Office Specialist 2, has submitted her letter of resignation effective December 26, 2014. Her last day in the office will be December 23rd. Ms. Warwick will be transferring to a promotional position at DHS. Mr. Braatz added that Ms. Warwick has been with the OBD for over 10 years and has been a tremendous asset and outstanding employee, breaking us into the electronic Board Agenda Book as just one of the many accomplishments during her tenure with the OBD. We will work with the Oregon Medical Board's HR Manager and together we will begin the recruitment process for a new Office Specialist 2. We will look to hire during the duration, a temporary employee to assist with some of the clerical duties of this

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position. I will answer any questions about the hiring process. Mr. Braatz presented a plaque to Ms. Warwick thanking her for her time with the Board.

OBD Disciplinary Protocols

Mr. Braatz stated that the Evaluators had requested that the OBD might want to review some of the current OBD Disciplinary Protocols that have been previously established. Mr. Braatz stated that he would recommend to the Board that this matter be referred to the OBD Enforcement and Discipline Committee for a review and recommendation back to the Board.

Dr. Hongo moved and Dr. Harvey seconded that they send protocols to the Enforcement and Discipline Committee. The motion passed with Mr. Harvey, Dr. Beck, Ms. Martinez, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith and Dr. Underhill voting aye.

Discussion on Strategic Planning Session

Mr. Braatz stated that he is still attempting to plan the Strategic Planning session for the Board, potentially for a weekend following a Board meeting.

Newsletter

Mr. Braatz stated that it was again time to consider another newsletter and that articles are welcome from Board Members.

UNFINISHED BUSINESS

CORRESPONDENCE

The Board received a letter from Mr. James Tarrant, Executive Director AABD

Sent a letter thanking Patrick Braatz.

The Board received a letter from DeeAnn Ashcroft, Dental Hygiene Program Directors, Carrington College

Thanked both Patrick Braatz and Teresa Haynes for their time presenting to the hygiene students at Carrington.

The Board received a letter from Robert E. Varner, DMD, President American Association of Orthodontists

The Board directed Mr. Braatz to respond stating that we have heard their concern and will keep an eye on the matter.

The Board received an email from J. Andrew Baxter, DDS

The Board directed Mr. Braatz to respond stating that we have heard their concern and will keep an eye on the matter.

The Board received a letter from Erik M. Richmond, DMD

The letter was regarding the proposed changes to the anesthesia rules.

The Board received a letter from Russell A. Lieblick, DMD, Oregon Oral and Maxillofacial Surgeons

The letter was regarding the proposed changes to the anesthesia rules.

The Board received a letter from Steven Beadnell, DMD, Sunset Oral and Maxillofacial Surgery

The letter was regarding the proposed changes to the anesthesia rules.

The Board received a letter from Normund Auzins, DDS

The letter was regarding the proposed changes to the anesthesia rules.

OTHER BUSINESS

Lane Community College EPP CE Course Approval

Dr. Underhill moved and Mr. Harvey seconded that the Board approve the course as presented. The motion passed with Mr. Harvey, Dr. Beck, Ms. Martinez, Dr. Fine, Dr. Hongo, Dr. Smith and Dr. Underhill voting aye.

Presentation by Bruce Horn, D.D.S. of WREB

Dr. Horn presented to the board regarding WREB and the updates and changes to the organization.

Presentation by Kim Wright, D.M.D., - Study Club Proposal

The Board was in support of development of curriculum that was multiple times per year as they do not want doctors held up due to lack of course offerings. They directed Dr. Wright to contact Mr. Wayson as the point of contact for the Board for further cooperation.

Mr. Morris returned to the meeting at 11:00 a.m.

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 **2005-0117 and 2008-0013.**

LICENSING ISSUES

OPEN SESSION: The Board returned to Open Session.

CONSENT AGENDA

2015-0091, 2015-0074, 2015-0095 and 2015-0066 Dr. Smith moved and Mr. Harvey seconded that the above referenced cases be closed with No Further Action per the staff recommendations. The motion passed with Mr. Harvey, Dr. Beck, Ms. Martinez, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith and Dr. Underhill voting aye.

COMPLETED CASES

2013-0188, 2013-0211, 2015-0059, 2013-0154, 2013-0200, 2014-0098, 2015-0065, 2013-0061, 2014-0032, 2015-0004, 2014-0037, 2014-0063, 2014-0034, 2014-0014, 2013-0198, 2013-0206, 2014-0010, 2015-0058, 2015-0002, 2014-0055, 2014-0021, 2014-0073, 2015-0044, 2014-0042, 2014-0234 and 2014-0195. Dr. Smith 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 Mr. Harvey, Dr. Beck, Ms. Martinez, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith and Dr. Underhill voting aye. Dr. Fine and Dr. Schwindt recused themselves on case 2015-0002. Dr. Schwindt recused himself on cases 2013-0061 and 2013-0188. Dr. Hongo recused herself on case 2013-0154.

2014-0028

Dr. Beck moved and Mr. Harvey seconded that the Board close the matter with a **STRONGLY** worded Letter of Concern addressing the issue of ensuring that patient record copies are provided within 14 days of receipt of a written request and that heat sterilizing devices are tested for proper function on a weekly basis with a biological monitoring system. The motion passed with Mr. Harvey, Dr. Beck, Ms. Martinez, Dr. Fine, Dr. Hongo, Mr. Morris and Dr. Underhill voting aye. Dr. Smith recused herself.

2014-0011

Ms. Martinez moved and Dr. Smith seconded that the Board recommend a **Strong Letter of Concern** suggesting the Board presented recordkeeping class would be of benefit to attend at next year's dental convention. The motion passed with Mr. Harvey, Dr. Beck, Ms. Martinez, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith and Dr. Underhill voting aye.

2015-0069

Dr. Underhill moved and Dr. Hongo seconded that the Board close the matter with a Letter of Concern reminding the Licensee that patients who respond and pay for advertised specials are paid in full for all the services rendered in the advertisement; and reminding the Licensee that all sterilization equipment is to be tested on a weekly basis. The motion passed with Mr. Harvey, Dr. Beck, Ms. Martinez, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith and Dr. Underhill voting aye.

2015-0064 Harewood, Lillian G., D.M.D.

Dr. Fine moved and Mr. Harvey seconded that the Board recommended following the Board protocol and Issue the Licensee a Notice of Proposed Disciplinary Action and offer a Consent Order incorporating a reprimand and civil penalty of \$2,000.00. The motion passed with Mr. Harvey, Dr. Beck, Ms. Martinez, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith and Dr. Underhill voting aye.

2014-0035 Harper, Gerald A., D.D.S.

Dr. Hongo moved and Mr. Harvey seconded that the Board move to issue a Notice of Proposed Disciplinary Action. The motion passed with Mr. Harvey, Dr. Beck, Ms. Martinez, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith and Dr. Underhill voting aye.

2015-0077

Mr. Harvey moved and Dr. Hongo seconded that the Board close the matter with a Letter of
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Concern reminding the Licensee that it is the Licensee's responsibility to ensure compliance with regulatory bodies seeking to perform their duties at facilities under the Licensee's control. The motion passed with Mr. Harvey, Dr. Beck, Ms. Martinez, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith and Dr. Underhill voting aye.

2014-0006

Dr. Beck moved and Dr. Smith seconded that the Board close the matter with a Letter of Concern addressing the issue of ensuring that when treatment complications are diagnosed and evident on radiographs, the information is documented in the patient records, and that when medication is prescribed, the dosage and amount is documented in the patient records. The motion passed with Mr. Harvey, Dr. Beck, Ms. Martinez, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith and Dr. Underhill voting aye.

2013-0210 Pier, Shauna L., D.D.S.

Ms. Martinez moved and Dr. Beck seconded that the Board move to 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 civil penalty of \$1000.00 and agree to complete 20 hours of continuing education in the next four months for the 2009-2011 licensing period. The motion passed with Mr. Harvey, Dr. Beck, Ms. Martinez, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith and Dr. Underhill voting aye.

2015-0063 Pierce, Dana P., R.D.H.

Dr. Underhill moved and Dr. Hongo seconded that the Board recommended following the Board protocol and Issue the Licensee a Notice of Proposed Disciplinary Action and offer a Consent Order incorporating a reprimand and civil penalty of \$2,500.00. The motion passed with Mr. Harvey, Dr. Beck, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith and Dr. Underhill voting aye. Ms. Martinez recused herself.

2013-0157 Schmidt, Richard C., D.M.D.

Dr. Fine 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 would agree to be reprimanded, and pay a \$1,000.00 civil penalty per Board protocols. The motion passed with Mr. Harvey, Dr. Beck, Ms. Martinez, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith and Dr. Underhill voting aye.

2015-0049 Shishkin, Igor, D.D.S.

Dr. Hongo moved and Mr. Harvey 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 \$10,000.00 civil penalty. The motion passed with Mr. Harvey, Dr. Beck, Ms. Martinez, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith and Dr. Underhill voting aye.

2014-0033

Mr. Harvey moved and Dr. Hongo seconded that the Board close the matter with a **STRONGLY** worded Letter of Concern addressing the issue of ensuring that when treatment is provided, the treatment is documented in the patient records and that heat sterilizing devices are tested for proper function on a weekly basis. The motion passed with Mr. Harvey, Dr. Beck, Ms. Martinez, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith and Dr. Underhill voting aye.

2014-0041

Dr. Beck moved and Dr. Hongo seconded that the Board close the matter with a Letter of Concern

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addressing the issue of ensuring that following the extraction of teeth every effort is made to verify the complete removal of all tooth structure. The motion passed with Mr. Harvey, Dr. Beck, Ms. Martinez, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith and Dr. Underhill voting aye.

2015-0088

Ms. Martinez moved and Dr. Hongo seconded that the Board close the matter with a Letter of Concern addressing the issue of ensuring that patient instructions reflect the current guidelines for maximum recommended medication dosages. The motion passed with Mr. Harvey, Dr. Beck, Ms. Martinez, Dr. Hongo, Mr. Morris, Dr. Smith and Dr. Underhill voting aye. Dr. Fine recused herself.

2014-0012

Dr. Underhill moved and Dr. Hongo seconded that the Board close the matter with a STRONGLY Worded Letter of Concern reminding the Licensee to ensure that he at all times maintains a current Health Care Provider BLS/CPR certificate. The motion passed with Mr. Harvey, Dr. Beck, Ms. Martinez, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith and Dr. Underhill voting aye.

2014-0030 Turley, Brandon L., D.M.D.

Dr. Fine moved and Dr. Beck seconded that the Board move to issue a Notice of Proposed Disciplinary Action and offer Licensee a Consent Order in which Licensee would agree to be reprimanded and attend within 6 months a Board approved 3 hour class in clinical documentation. The motion passed with Mr. Harvey, Dr. Beck, Ms. Martinez, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith and Dr. Underhill voting aye.

2014-0229

Dr. Hongo moved and Mr. Harvey seconded that the Board move the Board accept Licensee's Oregon dental license resignation and close the case with no further action. The motion passed with Mr. Harvey, Dr. Beck, Ms. Martinez, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith and Dr. Underhill voting aye.

PREVIOUS CASES REQUIRING BOARD ACTION

2010-0026

Mr. Harvey moved and Dr. Smith seconded that the Board move to grant Licensee's request, relieve him from the terms of the Board's Voluntary Diversion Agreement and his Health Professionals' Services Program contract with Reliant Behavioral Health. The motion passed with Mr. Harvey, Dr. Beck, Ms. Martinez, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith and Dr. Underhill voting aye.

2013-0019 Starr, Duane T., D.M.D.

Ms. Martinez moved and Dr. Hongo seconded that the Board move to accept Licensee's proposal and offer a Consent Order incorporating a reprimand, a \$2500.00 civil penalty, 16 hours of Board approved community service to be completed within six months, and three hours of Board approved continuing education in record keeping to be completed within six months. The motion passed with Mr. Harvey, Ms. Martinez, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith and Dr. Underhill voting aye. Dr. Beck recused himself.

2015-0003 Tanner, Nathan M., D.M.D.

Dr. Beck moved and Dr. Hongo seconded that the Board accept Licensee's offer of a Consent Order incorporating a reprimand, a \$5,000.00 civil penalty, and 80 hours of community service to be completed between January 1, 2015 and January 1, 2016, and to make a personal appearance before the Board at the first scheduled Board meeting after the effective date of the Consent Order. The motion passed with Mr. Harvey, Dr. Beck, Ms. Martinez, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith and Dr. Underhill voting aye.

2013-0119 Smith, Grant M., D.D.S.

Mr. Morris moved and Dr. Smith seconded that the Board move, following confirmation that the hair analysis is negative, to reinstate Licensee's Oregon dental license providing he agree to a Consent Order incorporating a reprimand; 40 hours of community service to be completed within one year; for a period of five years, Licensee is prohibited from having a DEA certificate, is required to only practice in a group practice, and be prohibited from ordering, storing, inventorying or having unilateral access to Scheduled controlled drugs; and agree to the Board's protocols to support his recovery and protect the public, including in enrollment with the State's Health Professionals' Services Program; and endorse the release of the investigative report to the DEA. The motion passed with Mr. Harvey, Dr. Beck, Ms. Martinez, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith and Dr. Underhill voting aye.

LICENSURE AND EXAMINATION

Ratification of Licenses Issued

As authorized by the Board, licenses to practice dentistry and dental hygiene were issued to applicants who fulfilled all routine licensure requirements. It is recommended the Board ratify issuance of the following licenses. Complete application files will be available for review during the Board meeting.

DENTAL HYGIENE

H6862	SALLY RENAE REHLING, R.D.H.	10/13/2014
H6863	MICHELLE E FORD, R.D.H.	10/13/2014
H6864	JILL JENSEN, R.D.H.	10/13/2014
H6865	MERIMA HODZIC, R.D.H.	10/13/2014
H6866	HEIDI L WALKER, R.D.H.	10/13/2014
H6867	NICOLE MARILYN KEANONA PIKINI, R.D.H.	10/13/2014
H6868	LEIGH BERNADETTE LEMHOUSE, R.D.H.	10/13/2014
H6869	HEATHER C BUTLER, R.D.H.	10/13/2014
H6870	HANNAH ROSE SMITH, R.D.H.	10/14/2014
H6871	HEIDI SOHN AN, R.D.H.	10/21/2014
H6872	ABIGAIL RENEE KOOS-HENDERSON, R.D.H.	10/21/2014
H6873	ALMA DENISE VERA, R.D.H.	10/21/2014
H6874	KYLIE R LIABRAATEN, R.D.H.	10/21/2014
H6875	GEORGIE RUTH BARRETT, R.D.H.	10/23/2014
H6876	BONNIE LEE LABER, R.D.H.	10/23/2014
H6877	IRINA V ARCHER, R.D.H.	10/23/2014
H6878	RACHELLE T TRAN, R.D.H.	10/29/2014

H6879	BETTY A VONGNATH, R.D.H.	10/29/2014
H6880	SHAUNA A WEIL, R.D.H.	10/29/2014
H6881	HANNAH BABETTE RICH, R.D.H.	11/4/2014
H6882	EMILEE M THOMAS, R.D.H.	11/4/2014
H6883	RACHEL S HUNTLEY, R.D.H.	11/4/2014
H6884	SUZANNE ELIZABETH MOORE, R.D.H.	11/4/2014
H6885	CHARIS BLAKELY NAFFIN, R.D.H.	11/11/2014
H6886	KATHRYN JOANNE CRACKEL, R.D.H.	11/11/2014
H6887	JOANNA MARIE MORI, R.D.H.	11/12/2014
H6888	SUZETTE MARIE HANSON, R.D.H.	11/12/2014
H6889	MONALI KANTIBHAI PATEL, R.D.H.	11/12/2014
H6890	HANNAH J BEARDSHEAR, R.D.H.	11/12/2014
H6892	BETHANY R HAMMOND, R.D.H.	11/18/2014
H6893	LEE ANN B MATHUS, R.D.H.	11/20/2014
H6894	KIMBERLY DAWN CAMPBELL, R.D.H.	11/20/2014
H6895	JULIA A MARTIN, R.D.H.	11/20/2014
H6896	BERNITA B CHASE, R.D.H.	12/3/2014
H6897	NIKKI D ROGERS, R.D.H.	12/3/2014
H6898	ALISON E NOBLE, R.D.H.	12/3/2014
H6899	ARIELLE ELEANOR PARKER, R.D.H.	12/3/2014
H6900	LARISA D CERBU, R.D.H.	12/9/2014

Dentists

D10151	ROBERT I STOCKTON, D.D.S.	10/21/2014
D10152	SAMATA KONA, D.D.S.	10/21/2014
D10153	MAHDAD NASSIRI, D.D.S.	10/21/2014
D10154	DAVID R VASQUEZ, D.D.S.	10/21/2014
D10155	BARBARA JANE FOX, D.D.S.	10/23/2014
D10156	CATHRINE ELIZABETH MARTELL, D.M.D.	10/23/2014
D10157	NICHOLAS DAVID ANDROS, D.D.S.	10/23/2014
D10158	JAIME J NORTON, D.M.D.	10/23/2014
D10159	LAVANYA BIKKI, D.D.S.	10/29/2014
D10160	SONG HYON KIM, D.D.S.	10/30/2014
D10161	SUZANNE R MEGENITY, D.D.S.	11/4/2014
D10162	SCOTT DAVID WINOKUR, D.D.S.	11/12/2014
D10163	SHAO-CHIU CHEN, D.M.D.	11/13/2014
D10164	UAN CONG NGUYEN, D.M.D.	11/13/2014
D10165	ELIZABETH ANH SMITH, D.D.S.	12/3/2014
D10166	PATRA V ALATSIS, D.M.D.	12/3/2014
D10167	ELLY B KIM, D.D.S.	12/3/2014
D10168	JULIA A JAVARONE, D.D.S.	12/3/2014
D10170	ELLIE E SONG, D.D.S.	12/9/2014

Periodontic Specialty

Dr. Fine moved, and Dr. Hongo seconded, that licenses issued be ratified as published. The motion passed with Mr. Harvey, Dr. Beck, Ms. Martinez, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith and Dr. Underhill voting aye.

Reinstatement of Licensee – J. Ritacca, D.D.S.

Dr. Underhill moved and Dr. Hongo seconded that the Board reinstate Licensee's license without any further examination. The motion passed with Mr. Harvey, Dr. Beck, Ms. Martinez, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith and Dr. Underhill voting aye.

Reinstatement of Licensee J. Pearson, D.M.D.

Dr. Fine moved and Dr. Beck seconded that the Board reinstate Licensee's license without any further examination. The motion passed with Mr. Harvey, Dr. Beck, Ms. Martinez, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith and Dr. Underhill voting aye.

Define Study Club

Mr. Harvey moved and Dr. Hongo seconded that the board send to the Rules Oversight Committee, the task of discussing and defining what a study club is for the Board. The motion passed with Mr. Harvey, Dr. Beck, Ms. Martinez, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith and Dr. Underhill voting aye.

Specialty Examination

Dr. Hongo moved and Dr. Beck seconded that the Board as presented. The motion passed with Mr. Harvey, Dr. Beck, Ms. Martinez, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith and Dr. Underhill voting aye.

Executive Session Recordings

Dr. Smith moved and Dr. Hongo seconded that the Board start a trial period of 6 months in which there would be no electronic recordings of Executive sessions, just written minutes. The motion passed with Mr. Harvey, Dr. Beck, Ms. Martinez, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith and Dr. Underhill voting aye.

EXECUTIVE SESSION: The Board entered into Executive Session pursuant to ORS 192.660(2)(i), to conduct the annual review and evaluation of the Executive Director. No final action will be taken in Executive Session.

EXCEPTIONAL PERFORMANCE LEAVE WITH PAY

Dr. Hongo moved and Dr. Fine seconded that the Board grant Mr. Braatz 40 hours of exceptional performance leave with pay. The motion passed with Mr. Harvey, Dr. Beck, Ms. Martinez, Dr. Fine, Dr. Hongo, Dr. Smith and Dr. Underhill voting aye. Mr. Morris voted nay.

Announcements

No announcements

Adjournment

The meeting was adjourned at 1:22 p.m. Dr. Schwindt stated that the next Board meeting would take place February 27, 2015.

Approved by the Board on February 27, 2015.

_____/S/_____
Brandon Schwindt, D.M.D.
President