

**OREGON BOARD OF DENTISTRY
MINUTES
November 20, 2009**

MEMBERS PRESENT: Jill Mason, M.P.H., R.D.H., President
Norman Magnuson, D.D.S., Vice President
Rodney Nichols, D.M.D.
Darren S. Huddleston, D.M.D.
David Smyth, B.S., M.S.
Mary Davidson, R.D.H., LAP
Patricia Parker, D.M.D.
Jonna E. Hongo, D.M.D.
Brandon Schwindt, 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)
Lisa Warwick, Office Specialist (portion of meeting)

ALSO PRESENT: Lori Lindley, Esq., Sr. Assistant Attorney General

VISITORS PRESENT: Greg Jones, D.M.D., ODA; Beryl Fletcher, ODA; Gary Allen, D.M.D.,
Willamette Dental Group; Lynn Ironside, R.D.H., ODHA; Lori Aus,
R.D.H., ODHA; Douglas Matz, D.M.D., AGD; Jennifer Wagner, OR
Pain Management Commission.

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

NEW BUSINESS

MINUTES

Dr. Hongo moved and Dr. Nichols seconded that the minutes of the June 8, 2009 Special Teleconference Board Meeting be approved as amended. The motion passed with Dr. Magnuson, Dr. Nichols, Dr. Huddleston, Mr. Smyth, Ms. Davidson, Dr. Parker, Dr. Hongo and Dr. Schwindt voting aye.

Ms. Magnuson moved and Mr. Smyth seconded that the minutes of the September 25, 2009 Board meeting be approved as amended. The motion passed with Dr. Magnuson, Dr. Nichols, Dr. Huddleston, Mr. Smyth, Ms. Davidson, Dr. Parker, Dr. Hongo and Dr. Schwindt voting aye.

ASSOCIATION REPORTS

Oregon Dental Association

Ms. Fletcher introduced the ODA's new representative to the OBD, Dr. Gregory B. Jones of Hermiston.

Oregon Dental Hygienists' Association

Ms. Ironside stated that the ODHA had no formal report but wanted to mention that they held their House of Delegates two weeks ago, and have new leadership in the association. Marilyn Chew, R.D.H., is the new president, Heidi Jo Grubbs, R.D.H., is the vice president and Dana Shipley, R.D.H., is the president elect.

Oregon Dental Assistants Association

No one from the ODAA was present.

COMMITTEE AND LIAISON REPORTS

WREB Liaison Report

Dr. Magnuson had nothing to report.

AADE Liaison Report

Dr. Parker stated that the big news from the AADE meeting was the name change. It has been decided that American Association of Dental Examiners (AADE) no longer fit the mission of the association and the name has been changed to the American Association of Dental Boards (AADB). A few items that were discussed included dental patient records, the creation of a document to use as a guideline for dental boards during investigations and an airway emergency management course focused on training for dentists who use sedation.

Dr. Parker stated that Dr. Mark Christensen was elected as third vice president to the AADB. There was a report from the Commission on Dental Accreditation. The total number of accredited programs as of January 2009 includes 58 dental programs, 439 specialty programs, 285 advanced general dentistry, 275 dental assisting, 305 dental hygiene and 20 dental lab technician.

The Joint Commission on National Dental Examinations approved the appointment of a committee for an integrated exam. They are working on replacing Part I and Part II of the national exam with just one exam and will be reporting the exam results as pass/fail instead of scores, much to the displeasure of many specialty programs. The new pass/fail policy will not be implemented until January 2012.

Minnesota now has legislation introducing a new mid-level practitioner called Dental Therapists, who provide basic oral health services to patients in underserved locations. Dr. Parker also mentioned that Minnesota will be giving and accepting the Canadian Exam. Dr. Parker closed in saying that the next meetings will be the 2010 Mid-Year Meeting, scheduled for April 11-12 in Chicago, and the 127th Annual Meeting, which will be held October 7-8 in Orlando, Florida.

Ms. Mason added that, once again, she is very thankful that she lives and works in Oregon. Washington, D.C. hygienists are trying to get the rules changed to allow them to do presentations to groups without a supervising dentist.

New Board Member

Ms. Mason introduced the newest Board member, Dr. Brandon Schwindt, who is a pediatric dentist. Dr. Schwindt added that he works in Tigard, has been at his current location for the last five years, he graduated from the OHSU dental program and went to South Carolina for his pediatric dentistry residency. Dr. Schwindt added that he also likes to watch the Ducks play

football.

ADEX Liaison Report

Dr. Huddleston stated that he had a good meeting in Chicago and that the focus of the meeting was an exam committee meeting with about 35 people in attendance. Some things they are looking at changing include a few procedural changes in the periodontal portion of the exam. There was some interesting discussion as far as the restorative exam. There are things they are going to look into further, such as considering posterior composites; ADEX currently has alloy only but many schools want to open up to testing for composite as well. For now they are keeping the alloy option and thinking about the addition of letting candidates choose if they want to do posterior or anterior composites for the testing. Dr. Huddleston added that they had some big discussions about what type of slot preparations should be required for the composite and should we be looking at doing slot preps for amalgams. They got into should they be breaking contact with those preps and many other "what if" scenarios. Dr. Huddleston stated that the final outcome ended with the votes going to take a further look at these items and to recognize that it takes time to develop rules, just like any other association.

CODA Report

Ms. Davidson stated that she has a lot of respect for CODA approved schools. They have to go through a lot of procedures. Ms. Mason stated that she was actually in the school being accredited and that the visit came out very well. There were only two recommendations for change. One was infection control protocols. They were outstanding, but needed to be enforced better. The second item was that working with special needs patients is on their radar. There was no documentation or competency grading form for those working with special needs patients. Ms. Mason said that she had no doubt that the students were competent working with them, but there was no paperwork to show that. It's now been instituted to take a special needs treatment planning competency.

Rules Oversight Committee Meeting Report

Dr. Magnuson stated that there was a Rules Oversight Committee Meeting held November 19, 2009 to discuss many topics. There was discussion about Division 26 which has been moved to the full Board for discussion at the January meeting.

OAR 818-042-0040(6) Prohibited Acts – Dr. Magnuson stated that there had been a clerical change adding "OAR 818-042-0070 and." Dr. Magnuson moved and Dr. Hongo seconded that the Board draft amendments to OAR 818-042-0040(6) as published. The motion passed with Dr. Magnuson, Dr. Nichols, Dr. Huddleston, Mr. Smyth, Ms. Davidson, Dr. Parker, Dr. Hongo and Dr. Schwindt voting aye.

OAR 818-021-0017(3)(a) Specialty Exams – Dr. Magnuson stated that change had been made to allow for a non-grading chief examiner to oversee the exams. Dr. Magnuson moved and Dr. Parker seconded that the Board draft amendments to OAR 818-021-0017(3)(a). The motion passed with Dr. Magnuson, Dr. Nichols, Dr. Huddleston, Mr. Smyth, Ms. Davidson, Dr. Parker, Dr. Hongo and Dr. Schwindt voting aye.

OAR 818-001-0087(1)(A)(E) Fees – Dr. Magnuson moved and Dr. Hongo seconded that the Board draft amendments to the OAR to allow the fees to be raised due to the legislative session and House Bill 2009, allowing us to assess the cost of collection of data from our Board. The motion passed with Dr. Magnuson, Dr. Nichols, Dr. Huddleston, Mr. Smyth, Ms. Davidson, Dr.

Parker, Dr. Hongo and Dr. Schwindt voting aye.

OAR 818-035-0040 - Expanded Functions of Dental Hygienists – Dr. Magnuson stated that the amendment of OAR 818-035-0040 allows the use of a category of drug that is used for the reversal of local anesthesia. Dr. Magnuson moved and Dr. Hongo seconded that the Board adopt the amendment. Dr. Parker, Ms. Davidson, and Dr. Magnuson voted aye. Dr. Nichols, Dr. Huddleston, Dr. Hongo and Dr. Schwindt voted no. Mr. Smyth abstained. The motion failed.

OAR 818-042-0100 Expanded Functions – Orthodontic Assistant (EFODA) – The amendment would allow Expanded Functions Orthodontic Assistants to place etchings. Dr. Magnuson stated that after some discussion among the committee, the committee had decided to ask Dr. Sutter to clarify the questions further.

OAR 818-042-0040 – Prohibited Acts and the addition of periodontal probing by Dental Assistants. Dr. Magnuson stated that the committee recommends amending the rules and clearly defining that periodontal probing be listed as a prohibited act for dental assistants. Dr. Magnuson moved and Dr. Hongo seconded amending OAR 818-042-0040. The motion passed with Dr. Magnuson, Dr. Nichols, Dr. Huddleston, Mr. Smyth, Ms. Davidson, Dr. Parker, Dr. Hongo and Dr. Schwindt voting aye.

Joint Rules Oversight & Dental Hygiene Committee Meeting Report

A Joint Rules Oversight Committee and Dental Hygiene Committee Meeting was held November 19, 2009 to discuss the new pathways that need to be drafted for the granting of Limited Access Permits to Dental Hygienists in Oregon, due to recent legislative changes. There was much discussion whether the course proposed could be a Continuing Education (CE) course, as the law clearly stated that it needs to be a formal post secondary course. Currently a CE course is not considered a formal course. The Board asked for direction from the Board's Sr. Assistant Attorney General, Lori Lindley. It was the opinion of Ms. Lindley that CE courses do not count and that the course would have to be from a formal post-secondary program accredited by CODA.

LAP Licensure - Pathway 1

Ms. Mason moved and Dr. Hongo seconded that a policy be developed for the 40 hour course to be directly related to clinical patient care or the practice of dental hygiene in public health, effective January 1, 2010.

Dr. Nichols moved and Dr. Magnuson seconded to amend the motion that the course "could include but not limited to the five categories previously listed in statute and rule: General Medicine/Physical Diagnosis, Pharmacology, Oral Pathology, Patient Management and Psychology, and Jurisprudence relating to unsupervised practice with limited access patients." The motion passed with Dr. Magnuson, Dr. Nichols, Dr. Huddleston, Mr. Smyth, Ms. Davidson, Dr. Parker, Dr. Hongo and Dr. Schwindt voting aye.

Dr. Nichols moved and Dr. Magnuson seconded that a policy be developed that the 40 hour LAP course be directly related to clinical patient care or practice of dental public health and that the courses may include, but not be limited to the five categories previously listed in statute (General Medicine/Physical Diagnosis, Pharmacology, Oral Pathology, Patient Management and Psychology, and Jurisprudence relating to unsupervised practice with limited access patients) which were previously found in rule. The motion passed with Dr. Magnuson, Dr. Nichols, Dr.

Huddleston, Mr. Smyth, Ms. Davidson, Dr. Parker, Dr. Hongo and Dr. Schwindt voting aye.

LAP Licensure - Pathway 2 -

Ms. Mason moved that a policy be approved by the Board for Pathway 2, that the 500 hours of dental hygiene practice on patients in ORS 680.205 be in categories including special needs of pediatric or geriatric patients.

Dr. Parker made a friendly amendment to the motion, stating "in the categories of special needs, including both pediatric and geriatric patients." Mr. Braatz added that as part of the application process, applicants would have to complete forms showing how many of the 500 hours were in which area and it would be reviewed to make sure there was an appropriate range established by these individuals. Ms. Fletcher from the ODA, went on record stating that the ODA was not comfortable with the hours as set for a few reasons. The CODA programs were all set up for supervised settings and LAP is an unsupervised setting, the hours should be in a post secondary education program to allow for real life experience, and finally the hours need to be set for specific hours in a specific area.

Mr. Braatz asked the Board if they would like the paperwork to further delineate the hours completed in a school setting vs. hours completed outside of school, so the Board could review the information as demographic material at a later date, to see if there was a problem achieving the hours. There was a lot of discussion regarding experience received working with the special needs population in a two year program, and how much supervised experience is received vs. unsupervised. The focus of the discussion was on the damage that could be done by individuals in an unsupervised setting with special needs patients; they lack the experience.

Ms. Mason moved and Ms. Davidson seconded the motion that the Board develop a policy that 500 hours of dental hygiene practice on patients listed in ORS 680.205 be in the categories listed, including special needs patients of all age groups. The motion passed with Dr. Magnuson, Dr. Nichols, Dr. Huddleston, Mr. Smyth, Ms. Davidson, Dr. Parker, and Dr. Schwindt voting aye. Dr. Hongo was opposed.

Committee Meeting Dates

No meeting dates to report.

Pain Management Commission

Jennifer Wagner, from the Department of Human Services Pain Management Commission, made a presentation to the Board regarding the Commission's work. The Board found the work of the Commission itself to be helpful to the general public, but as professionals who deal in pain regularly, it was found to be a bit redundant and vague in their requirements for CE.

EXECUTIVE DIRECTOR'S REPORT

Budget Status Report

Mr. Braatz attached the Budget Report for September and October of the 2009-2011 Biennium. Mr. Braatz stated that the budget is performing as expected and that if Board members had any questions on the new report format, that they were free to ask.

Customer Service Survey Report

Mr. Braatz attached a chart showing the results of the OBD State Legislatively Mandated Customer Service Survey from July 1, 2009 through October 31, 2009. The results show that the OBD continues to receive positive comments from the majority of those that return the surveys. A booklet containing written comments, which the staff has reviewed, is available on the table for the Board members to review.

Board and Staff Speaking Engagements

Friday, October 30, 2009 – Mr. Braatz and Dr. Kleinstub made a presentation to the Willamette Dental Society. There were approximately 85 people in attendance.

Thursday, November 5, 2009 – Mr. Braatz made a presentation to the Oregon Society of Periodontists at the Tualatin Country Club in Tualatin. There were approximately nine in attendance.

Tuesday, November 10, 2009 - Mr. Braatz made a presentation to the Willamette Dental Mid-Valley Region at the Linn County Fair and Expo Center in Albany. There were approximately 21 people in attendance. Dr. Parker was in attendance and she gave feedback from those attending. Dr. Parker said it was a great presentation.

Friday, November 13, 2009 – Mr. Braatz made a presentation to the Klamath Falls Dentists at the Oregon Institute of Technology in Klamath Falls. They were expecting approximately 60 people.

Tuesday, November 17, 2009 – Mr. Braatz and Dr. Kleinstub made a presentation to the Washington County Dental Society in Beaverton. They were expecting approximately 75 people in attendance.

AADB & AADA Annual Meeting Report

Mr. Braatz reported to the Board that the AADE is now the AADB or American Association of Dental Boards. Mr. Braatz stated that he was again asked to moderate the Breakfast Forum that is held each year and gives all the member boards a chance to report on what is going on in their state and with their board. Mr. Braatz stated that he had attached a compilation of all the written reports that he received and that were part of the Forum.

Mr. Braatz also reported that he was elected President of the American Association of Dental Administrators.

House Bill 2345/Department of Human Services IHPP

Mr. Braatz stated that the work group developing the new IHPP program has met three times and the OBD has had representatives present at each meeting. Mr. Braatz acknowledged that many things have still not been worked out; the biggest is what is it going to cost the OBD for all participants that are in the new program and where is the OBD going to find the funds during the current Biennial Budget.

Mr. Braatz posed the following as a few questions/issues that the OBD is going to have to make a decision on in the very near future; probably as soon as the January Board meeting:

- 1) Should all current participants be transferred or dismissed from the OBD Program?
- 2) What does the OBD do if someone does not want to transfer to the new program; seek disciplinary action and would the OBD win if this case went to trial?
- 3) Should any new participants be sent to the new IHPP program or should the Board simply go back to a discipline only route?

Tri-Met Contract

Mr. Braatz asked the Board to ratify his entering into a contract with Tri-met for the Universal Pass Program which will have the OBD provide transportation passes for those employees that are eligible to receive such passes to and from work. He added that the Board has approved the contract in previous years. Due to the timing of Board meetings, Mr. Braatz stated that he was not able to bring the contract to the Board prior to signing it and he entered into a new agreement based on the Board's past support. Ms. Mason moved and Dr. Magnuson seconded that the Board ratify the Tri-Met Contract. The motion passed with Dr. Magnuson, Dr. Nichols, Dr. Huddleston, Mr. Smyth, Ms. Davidson, Dr. Parker, Dr. Hongo and Dr. Schwindt voting aye.

Recognition of Dr. Walter Byrd, M.D.

Mr. Braatz notified that Board that Dr. Walter Byrd recently passed away and that a memo from Harvey W. Wayson, OBD Investigator and Diversion Coordinator was attached. Mr. Braatz stated that Dr. Byrd was instrumental in many cases that involved dependency and was a major reason the OBD put together a confidential impairment process. Mr. Braatz asked the Board to adopt the resolution as presented in Mr. Wayson's memo, make it a part of the official record of the OBD and that we will transfer that action to his family. Dr. Nichols moved and Dr. Magnuson seconded that the Board issue a letter of recognition for all the work Dr. Byrd has done for the Board of Dentistry. The motion passed with Dr. Magnuson, Dr. Nichols, Dr. Huddleston, Mr. Smyth, Ms. Davidson, Dr. Parker, Dr. Hongo and Dr. Schwindt voting aye.

Legislative Issues

Mr. Braatz stated that ownership and mid-level practitioners are both potential legislative issues that are on the horizon for either the February 2010 Special Legislative Session or the regular 2011 Legislative Session. Mr. Braatz stated that he would keep the Board up-to-date on both of these issues.

Newsletter

Mr. Braatz stated that he hoped the newsletter would be at State Printing for mailing in early December.

UNFINISHED BUSINESS

CORRESPONDENCE

The Board received a letter from Ana E. Cowan, Esq.

Ms. Cowan is asking the Board if Internet Advertising Fees are in violation of our rules. Mr. Braatz asked the Board to defer this to Executive Session to consult with counsel on this subject. Mr. Braatz was directed by the Board to draft an appropriate response with the Board's Senior Assistant Attorney General, Ms. Lindley.

The Board received a letter from C. Scott Litch, Esq. – American Academy of Pediatric Dentistry

Mr. Litch sent a letter to the Board asking them to prohibit general dentists from advertising as pediatric dentists. Mr. Braatz stated that we would only look at enforcing our law if someone stated that they were a pediatric specialist and they were not. If they want to say they perform pediatric dentistry they could do that, as it's part of general dentistry. Mr. Braatz stated that there was no need for a response to this letter.

The Board received a letter from Sheri Tooks, CDA, R.D.H., M.S. - CODA

Ms. Tooks sent a letter notifying the Board of vacancies on the National Board Test Construction Committees for 2011. Ms. Mason stated that it's not a huge time commitment and that she would encourage anyone to volunteer for the Committee.

OTHER BUSINESS

Eastern Washington University – Hygiene Restorative Curriculum Approval Request

Dr. Hongo moved and Dr. Magnuson seconded that the Board approve the Dental Hygiene Restorative Course Curriculum as provided. The motion passed with Dr. Magnuson, Dr. Nichols, Dr. Huddleston, Mr. Smyth, Ms. Davidson, Dr. Parker, Dr. Hongo and Dr. Schwindt voting aye.

Discussion regarding the use of Botox by Oregon Licensed Dentists

Dr. Nichols stated that the bottom line for the Botox discussion is that Botox done by dentists in a dental office would just be about money, and that it serves no basic need in dentistry, although he does agree that dentists are the best suited individuals to give injections in the facial region. Dr. Nichols also suggested that this matter be moved to the January meeting due to time needed to discuss this matter. The rest of the Board agreed and it was moved to the January Board meeting for discussion.

Expand LAP Location by Rule Question

Ms. Lori K. Aus. R.D.H., LAP, was approached to organize an event through Love Inc., in Eugene, for people who have no access to dental care. It would be like a health fair, a multi-disciplinary approach. Ms. Aus's question was if Dental Hygienists could provide oral hygiene services but it would be for an adult base, instead of children. There would be a dental van present doing restorative care, and they would like to have LAP dental hygienists providing screenings, pathology and cleanings but the location would be at a church, which is not an authorized location. After much discussion and questioning, Ms. Aus stated that the church was also the location of CS Lewis Private School, at which point it was deemed an allowable location per the statutes.

Articles and News of Interest (no action necessary)

- State Legislative Report – October 2009

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

Licenses appeared pursuant to their Consent Orders in case numbers **1995-0034, 2007-0073, 1999-0064 and 1997-0091.**

LICENSING ISSUES

OPEN SESSION: The Board returned to Open Session.

CONSENT AGENDA

2010-0057 and **2010-0043** Dr. Magnuson moved and Dr. Nichols seconded that the above referenced cases be closed with No Further Action per the staff recommendations. The motion passed with Dr. Magnuson, Dr. Nichols, Dr. Huddleston, Mr. Smyth, Ms. Davidson, Dr. Parker, Dr. Hongo and Dr. Schwindt voting aye.

COMPLETED CASES

2009-0258, 2009-0247, 2009-0195, 2009-0251, 2009-0160, 2009-0225, 2009-0250, 2009-0265, 2009-0179, 2009-0204 and 2009-0198 Dr. Magnuson and Dr. Parker 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 Dr. Magnuson, Dr. Nichols, Dr. Huddleston, Mr. Smyth, Ms. Davidson, Dr. Parker, Dr. Hongo and Dr. Schwindt voting aye.

2009-0252 Mr. Smyth moved and Dr. Nichols 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. The motion passed with Dr. Magnuson, Dr. Nichols, Mr. Smyth, Ms. Davidson, Dr. Parker, and Dr. Schwindt voting aye. Dr. Huddleston and Dr. Hongo recused themselves.

2009-0222 Ms. Davidson moved and Dr. Nichols seconded that the Board, with regard to Respondent 1, close the matter with a finding of No Violation of the Dental Practice Act; with regard to Respondent 2, close the matter with No Further Action and directed staff to open an investigation against the Regional Managing Dentist. The motion passed with Dr. Magnuson, Dr. Nichols, Dr. Huddleston, Mr. Smyth, Ms. Davidson, Dr. Hongo and Dr. Schwindt voting aye. Dr. Parker recused herself.

2009-0165 Dr. Schwindt moved and Mr. Smyth seconded that the Board vote 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 \$1,000.00 within one month of the effective date of the Order. The motion passed with Dr. Magnuson, Dr. Nichols, Dr. Huddleston, Mr. Smyth, Ms. Davidson, Dr. Parker, Dr. Hongo and Dr. Schwindt voting aye.

2009-0202 Dr. Parker moved and Dr. Magnuson seconded that the Board vote to issue a Notice of Proposed Disciplinary Action and offer the Licensee a Consent Order in which Licensee would agree to be reprimanded and pay a civil penalty of \$5,000.00 within two months of the effective date of the Order. Also, the Board voted to open an investigation into the Licensee's compliance with Oregon minimal standards for sterilization and radiology in the Licensee's home-based dental office. The motion passed with Dr. Magnuson, Dr. Nichols, Dr. Huddleston, Mr. Smyth, Ms. Davidson, Dr. Parker, Dr. Hongo and Dr. Schwindt voting aye.

2009-0232 Dr. Huddleston moved and Dr. Nichols seconded that the Board voted to issue a Notice of Proposed Disciplinary Action and offer the Licensee a Consent Order in which the Licensee would agree to be assessed at DPACE and follow the recommendations from the assessment, and to make a restitution payment in the amount of \$4,860.00 to patient FA within three months of the effective date of the Order. The motion passed with Dr. Magnuson, Dr. Nichols, Dr. Huddleston, Mr. Smyth, Ms. Davidson, Dr. Parker, Dr. Hongo and Dr. Schwindt voting aye.

2009-0233 Mr. Smyth moved and Dr. Hongo seconded that the Board close the matter with a Letter of Concern addressing the issue of ensuring that when pathology is diagnosed and a referral is made to a specialist, every effort is made to follow up with the patient to ensure that the pathology is evaluated and treated. The motion passed with Dr. Magnuson, Dr. Nichols, Dr. Huddleston, Mr. Smyth, Ms. Davidson, Dr. Parker, Dr. Hongo and Dr. Schwindt voting aye.

Dr. Nichols moved and Dr. Parker seconded to amend the motion to include "in a timely manner" to the Letter of Concern. The motion passed with Dr. Magnuson, Dr. Nichols, Dr. Huddleston, Mr. Smyth, Ms. Davidson, Dr. Parker, Dr. Hongo and Dr. Schwindt voting aye.

2009-0216 Ms. Davidson 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. The motion passed with Dr. Magnuson, Dr. Nichols, Dr. Huddleston, Mr. Smyth, Ms. Davidson, Dr. Parker, Dr. Hongo and Dr. Schwindt voting aye.

2009-0185 Dr. Hongo moved and Dr. Magnuson 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, to complete at least three hours of a Board approved course in record keeping, agree to surrender their conscious sedation permit and not provide conscious sedation in the State of Oregon until the Licensee's conscious sedation permit is reinstated in the State of Washington, and to comply with all of the provisions of the Licensee' disciplinary action in Washington. The motion passed with Dr. Magnuson, Dr. Nichols, Dr. Huddleston, Mr. Smyth, Ms. Davidson, Dr. Parker, Dr. Hongo and Dr. Schwindt voting aye.

PREVIOUS CASES REQUIRING BOARD ACTION

2005-0019 Dr. Schwindt moved and Dr. Parker seconded that the Board grant the Licensee's request and release the Licensee from the Board's Diversion Program. The motion passed with Dr. Magnuson, Dr. Nichols, Dr. Huddleston, Mr. Smyth, Ms. Davidson, Dr. Parker, Dr. Hongo and Dr. Schwindt voting aye.

1999-0064 Dr. Nichols moved and Dr. Parker seconded that the Board grant the Licensee's request and issue an Order of Dismissal releasing the Licensee from the terms of the Board's Orders and dismissing the matter. The motion passed with Dr. Magnuson, Dr. Nichols, Dr. Huddleston, Mr. Smyth, Ms. Davidson, Dr. Parker, Dr. Hongo and Dr. Schwindt voting aye.

2005-0211 Dr. Nichols moved and Dr. Hongo seconded that the Board voted to close the matter with No Further Action. The motion passed with Dr. Magnuson, Dr. Nichols, Dr. Huddleston, Mr. Smyth, Ms. Davidson, Dr. Parker, Dr. Hongo and Dr. Schwindt voting aye.

2008-0041 Dr. Parker moved and Dr. Magnuson seconded that the Board close the matter with No Further Action. The motion passed with Dr. Magnuson, Dr. Nichols, Dr. Huddleston, Mr. Smyth, Ms. Davidson, Dr. Parker, Dr. Hongo and Dr. Schwindt voting aye.

2009-0055 Dr. Huddleston moved and Dr. Nichols seconded that the Board reaffirm its March 20, 2009 decision. The motion passed with Dr. Magnuson, Dr. Nichols, Dr. Huddleston, Mr. Smyth, Ms. Davidson, Dr. Parker, Dr. Hongo and Dr. Schwindt voting aye.

LICENSURE AND EXAMINATION

Ratification of Licenses Issued

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

Dental Hygienists

H5715	TERI E JAMALI, R.D.H.	9/17/2009
H5716	ARISSA NOEL DYER, R.D.H.	9/17/2009
H5717	JODIE M ISAACSON, R.D.H.	9/17/2009
H5718	RYAN M KELSO, R.D.H.	9/18/2009
H5719	ELENA P SHERBINA, R.D.H.	9/18/2009
H5720	KRISTA L MOORE, R.D.H.	10/1/2009
H5721	JEANINE M FIELDS, R.D.H.	10/1/2009
H5722	LILIA V HAMBLIN, R.D.H.	10/1/2009
H5723	KRISTIN L STILL, R.D.H.	10/2/2009
H5724	HOANG N HA, R.D.H.	10/2/2009
H5725	KHAMLA SANANIXAY, R.D.H.	10/2/2009
H5726	ERIN L VAN DYKE, R.D.H.	10/2/2009
H5727	KELSEY L EVERT, R.D.H.	10/14/2009
H5728	NATALIE CARRIGAN, R.D.H.	10/14/2009
H5729	RACHEL A STANLEY, R.D.H.	10/15/2009
H5730	SHAELENE E TREES, R.D.H.	10/15/2009
H5731	JANUARY M CHAY, R.D.H.	10/14/2009
H5732	ASHLEE R WARD, R.D.H.	10/19/2009
H5733	LISA M OBER, R.D.H.	10/19/2009
H5734	ANNA C GREEN, R.D.H.	10/22/2009
H5735	KATHRYN M YEAGER, R.D.H.	10/22/2009
H5736	APRIL C PATTERSON, R.D.H.	10/26/2009
H5737	OLYA REZAEI SADRI, R.D.H.	10/28/2009
H5738	NATALIE LACEY, R.D.H.	10/28/2009
H5739	JOYCE L KOLLASCH, R.D.H.	11/3/2009
H5740	REBECCA R BURKE, R.D.H.	11/3/2009
H5741	HANA J BRISSEY, R.D.H.	11/3/2009
H5742	KIRSTEN R BYFORD, R.D.H.	11/3/2009
H5743	STEPHENIE D STEERS, R.D.H.	11/3/2009

Dentists

D9352	HAREETI R GILL, D.D.S.	9/17/2009
D9354	WANDA IRENE CLARO, D.D.S.	10/1/2009
D9355	TYLER S PRITCHARD, D.D.S.	10/2/2009
D9356	ELAINE C POWALKA, D.M.D.	10/6/2009
D9357	STEPHEN W ALLEN, D.M.D.	10/8/2009

D9358	ANGELA J CHAVEZ, D.M.D.	10/8/2009
D9359	MATTHEW JEFFREY WEST, D.M.D.	10/8/2009
D9360	ANNALISA TAYLOR, D.M.D.	10/14/2009
D9361	CASEY T O'NEILL, D.D.S.	10/15/2009
D9362	CAMERON A KUEHNE, D.M.D.	10/15/2009
D9363	ALAN K NEAL, D.M.D.	10/19/2009
D9364	ABHAY ARUN EKTARE, D.D.S.	10/22/2009
D9365	CATHERINE L MILLER, D.M.D.	10/26/2009
D9366	BLAKELY B DREW, D.M.D.	10/26/2009
D9367	SRILAKSHMI KATTA, D.D.S.	10/28/2009
D9368	SADRIDDIN NAIMOV, D.M.D.	10/28/2009
D9369	NIKOLAS E RAWLEY, D.M.D.	11/3/2009
D9370	BARRY J LASKO, D.D.S.	11/3/2009
D9371	ARAVIND BUDDULA, D.M.D.	11/4/2009

**Specialty
Periodontics**

D9353	VIET TON THAT, D.M.D.	10/1/2009
-------	-----------------------	-----------

Specialty Exam Approval

Mr. Smyth moved and Dr. Nichols seconded, that the Board approve the Oral and Maxillofacial Surgery Specialty Exam and the Orthodontic Specialty Exam as presented as well as approve the examiners. The motion passed with Dr. Magnuson, Dr. Nichols, Dr. Huddleston, Mr. Smyth, Ms. Davidson, Dr. Parker, Dr. Hongo and Dr. Schwindt voting aye.

Announcement

No announcements

ADJOURNMENT

The meeting was adjourned at 1:20 p.m. Ms. Mason stated that the next Board meeting would take place January 22, 2010.

Approved by the Board January 22, 2010.

_____/S/_____
 Jill Mason, M.P.H., R.D.H.
 President