

**OREGON BOARD OF DENTISTRY
MINUTES
October 28, 2011**

MEMBERS PRESENT: Mary Davidson, M.P.H., R.D.H., President
Patricia Parker, D.M.D., Vice-President
David Smyth, B.S., M.S.
Darren Huddleston, D.M.D.
Jill Mason, M.P.H., R.D.H.
Norman Magnuson, D.D.S.
Jonna E. Hongo, 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)
Sharon Ingram, Executive Assistant (portion of meeting)

ALSO PRESENT: Lori Lindley, Sr. Assistant Attorney General

VISITORS PRESENT: Lynn Ironside, R.D.H., ODHA; Judd Larson, D.D.S., ODA; Gary Allen, D.M.D., Advantage Dental; Beryl Fletcher, ODA; Dana Shipley, R.D.H., ODHA; Frances Sunseri, D.M.D., OAGD.

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

Ms. Mason moved and Mr. Harvey seconded that the minutes of the August 19, 2011 Board meeting be approved as amended. The motion passed with Ms. Mason, Dr. Magnuson, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, and Mr. Harvey voting aye.

Ms. Mason moved and Mr. Smyth seconded that the minutes of the September 12, 2011 Special Telephone Conference Board Meeting be approved as presented. The motion passed with Ms. Mason, Dr. Magnuson, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, and Mr. Harvey voting aye.

ASSOCIATION REPORTS

Oregon Dental Association

Ms. Fletcher took the opportunity to introduce the ODA's new Vice-President, Judd Larson D.D.S., to the Board of Dentistry.

Oregon Dental Hygienists' Association

Ms. Ironside introduced Ms. Dana Shipley, R.D.H., President-elect for the ODHA.

Oregon Dental Assistants Association

No one was present.

COMMITTEE AND LIAISON REPORTS

WREB Liaison Report

Dr. Magnuson stated that there was nothing to report.

AADB Liaison Report

Dr. Parker stated that the AADB annual meeting was held in Las Vegas, October 8-10, and was a great meeting. She stated that they spent quite a bit of time discussing the new assessment services that are now available for clinical practitioners and asked Mr. Braatz to explain those programs.

Mr. Braatz stated that while in Las Vegas the AADB rolled out its two new programs, the D-PREP Program and the ERA Program. Mr. Braatz explained that the D-Prep program is similar to the medical D-PACE program and allows dental boards to have individuals sent for evaluation at one of three approved D-PREP sites, currently the University of Baltimore, Marquette University and Louisiana State University. A comprehensive evaluation will be made of the dentist at one of these locations, the cost is paid by the dentist, and at the conclusion of the evaluation a report will be made regarding the deficiencies of the dentist in question. At that time the dental board involved can act to get remediation for the practitioner, or they can limit the dentist's license if need be, or take any other action that it finds necessary.

Mr. Braatz stated that the ERA program was for expert review analysis. It's been developed because some states do not have dental experts who can review cases. The ERA program gives a much needed resource to these states. The state involved can contract with one of the experts in the needed field of dentistry who will then review the case and make recommendations to the board. This is a fee based program and experts will be able to testify at hearings if needed.

Dr. Parker continued that the AADB has proposed advertising guidelines that were presented by the various state attorneys. She stated that after hearing the input from various states, it seems that Oregon's rules are not as strict as other states. Dr. Parker also talked about an interesting discussion on the current lawsuit that the FTC has against the state of North Carolina. North Carolina has a law that states only a dentist or dental hygienist can remove stains from teeth, therefore whitening kiosks were a problem. The FTC became an issue because by not allowing private companies to do the procedures, it's become a fair trade practices issue. Also, the AADB resolved to support Resolution 13 which proposed medical continuing education courses would be counted toward dental continuing education. Dr. Parker also reported that the AADB came out in support of a single national clinical exam, but that they were not a testing agency and the exam would need to be set up by a clinical exam board. The AADB also encourages their representative to CODA to bring forward at the next CODA meeting the recommendation that dental school graduates must additionally demonstrate competencies in providing oral health care in the scope of general dentistry to independent third party examiners. Dr. Parker explained that this had to do with the portfolio style of exam that some states had recently adopted.

ADEX Liaison Report

Dr. Parker stated that there was nothing new to report although the next ADEX meeting was coming up shortly.

NERB Liaison Report

Dr. Hongo had nothing to report. Mr. Braatz added that NERB would be having their annual meeting in January and because the OBD is a member, all Board members have been invited to the meeting. Mr. Braatz stated that currently he has Dr. Hongo, Dr. Parker, Ms. Davidson, and Ms. Mason planning on attending the annual meeting. Mr. Braatz will also be attending but he needed to know if any other Board members were planning on attending as arrangements need to be made.

Dental Hygiene Committee Meeting

Ms. Mason stated that the Dental Hygiene Committee met on August 30, 2011 and reviewed several aspects of Division 35. Ms. Mason stated that she would not go into great detail as the Board would be discussing most of the changes in the Rules section shortly. Ms. Mason clarified that there were two corrections to make in the draft minutes. On the second page, expanded practice (6)(b), should be placing, not administering; and (c) should have deleted the phrase "specified in the agreement."

The other item she wanted to mention was having the Board look at creating an additional way of determining an underserved area. She stated that the state now has a definition in their statutes that describes what an underserved area is. Ms. Mason reminded the Board that when the discussion had originally occurred, they had adopted the Dental HPSA designations as one of the tools the Board can use for determining LAP standards. The new definition is a "rural frontier area;" the request was to add this definition to our policy. Mr. Braatz stated that this would be on the December Dental Hygiene Committee meeting agenda.

Rules Oversight Committee Meeting

Mr. Braatz stated that Dr. Schwindt was the chair of the Rules Oversight Committee and was not present. Mr. Braatz stated that the Rules Oversight Committee met and reviewed all the rules presented and moved them to the Board. The Board then took action and accepted the recommendation from the Rules Committee and moved that the rules be presented at a Rulemaking Hearing on October 27, 2011.

EXECUTIVE DIRECTOR'S REPORT

OBD Budget Status Report

Mr. Braatz stated that attached were the latest budget reports for the 2011-2013 Biennium running from July 1, 2011 through September 30, 2011. This report shows revenue of \$408,320.78 and expenditures of \$274,922.56 and that the Budget was performing as expected. Mr. Braatz stated he'd be happy to answer any questions from Board members regarding the report.

Customer Service Survey

Mr. Braatz stated that attached was the most current chart showing the OBD State Legislatively Mandated Customer Service Survey Results from July 1, 2011 through September 30, 2011. The

results 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, September 9, 2011- Mr. Braatz made a presentation to the Oregon Dental Association House of Delegates in Redmond, Oregon.

Friday, September 16, 2011 - Dental Director/Chief Investigator Dr. Paul Kleinstub made a presentation to the Exceptional Needs Dental Service in Tigard, Oregon.

Wednesday, October 19, 2011 – Mr. Braatz made a presentation to the PCC Dental Hygiene Study Club in Tigard, Oregon.

Best Practices Self Assessments

Mr. Braatz stated that as part of the legislatively approved Performance Measures, the Board needs to complete the attached Best Practices Self-Assessment so that it can be included in the 2010 Performance Measures Report. (Attachment # 1)

Dental Directors for Educational Programs

Mr. Braatz stated that a meeting with representatives of the Dental Hygiene and Dental Assisting Programs in Oregon, along with representatives of the Presidents of the educational institutions, took place on Friday, October 21, 2011, to talk about complying with the Dental Director requirement. This was an agency meeting and was not open to the public. The meeting was well attended and a lot of fears were alleviated toward what was needed. There was a request if the duties of the Dental Director could be expanded upon, as well as a request that the Board consider changing the law to make an exception for two entities; both the dental school and the CODA accredited dental hygiene and dental assisting programs. Mr. Braatz added that at the meeting he explained that the Board did not like to open the Dental Practice Act and that when it does so, there always seem to be problems. He added that there was some concern about this portion of the law because we currently do not allow minority ownership of a dental practice in Oregon and that there has been discussion in the legislature to change this. He opined that if we were to change the law, the Oregon Board of Dentistry, Oregon Dental Association, Oregon Dental Hygienists' Association and all colleges and schools would have to agree to the changes. Mr. Braatz stated that he had Sr. AAG Lindley research the history of this matter and it is a matter of the protection of the public. The Board has to have someone it can go to for information as well as investigative issues, and he clarified that if someone is not licensed by the Board, the Board does not have jurisdiction over that person. Ms. Mason moved and Dr. Hongo seconded to continue discussion with the directors and educators to come to a mutual conclusion. The motion passed with Ms. Mason, Dr. Magnuson, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, and Mr. Harvey voting aye.

OrOHC Annual Meeting

Mr. Braatz stated that he and President Davidson attended the OrOHC meeting on Friday, October 7, 2011, at Lane Community College in Eugene, Oregon. Mr. Braatz stated that he felt it was a very good session and was very impressed by the pediatric dentist presentation in the afternoon session. Ms. Davidson added that she also felt it was a very well run meeting; very educational and enjoyable.

Agency Head Financial Transaction Report 7/1/2010 – 6/30/2011

Mr. Braatz stated that Board Policy requires that at least annually the entire Board review agency head financial transactions and that acceptance of the report will be placed in the minutes. He stated that the Board reviews and approves the report which follows the close of the recent fiscal year.

Ms. Mason moved and Dr. Magnuson seconded that the Board approve the Agency Head Financial Transaction Report for the July 1, 2010 –June 30, 2011 term. The motion passed with Ms. Mason, Dr. Magnuson, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, and Mr. Harvey voting aye. (Attachment #2)

AADB & AADA Annual Meeting Report

Mr. Braatz stated that he had once again been asked to moderate the AADB Forum that is held each year and allows all the member boards the opportunity to report on what is going on with their board and state. Mr. Braatz told the Board that they could find a compilation of all written reports that he received and were part of the Forum as an attachment to his report, as he thought that this would be the best way that he could communicate the latest news regarding dental boards in the country.

He also stated that he has completed his term as the Administrative Member of the AADB Executive Council and he thinks that this is a credit to Oregon to have their Executive Director in this position. He added that he will remain the Chairman of the AADB Composite Committee and a member of the AADB Non-Dues Revenue Committee which just announced the rollout of the D-PREP Program, with Oregon having the first licensee to run through the program.

Health Professionals' Services Program (HPSP) Report

Mr. Braatz attached the first year report on the HPSP Program. He stated that he and Harvey Wayson would be available to answer questions regarding the report.

Prescription Drug Monitoring Program (PDMP) Report

Mr. Braatz attached the first monthly report regarding the new PDMP Program and stated that he thought the OBD would be interested in seeing this report.

2011 Dental Hygiene Renewal

Mr. Braatz stated that on July 22, 2011, 1,861 postcards were sent to Oregon licensed Dental Hygienists whose licenses expired on September 30, 2011, informing them of the Electronic License Renewal process. He added that in addition to the initial postcard, we mailed a second reminder postcard on August 22, 2011 to 1,322 licensees who had not yet renewed. We then mailed a third and final reminder postcard on September 14, 2011 to 857 licensees who had not renewed. Finally on Friday, September 30, we sent an official letter to 183 licensees who had not renewed their license and informed them that it had expired and that they could no longer practice in Oregon until a renewal was completed. As of October 18, 2011, 115 people had not renewed their Dental Hygiene License.

Internet Solicitations/Fee Splitting

Mr. Braatz stated that he and Senior Assistant Attorney General Lori Lindley have been working with one of the internet companies to see if they could modify their current program/contract and he will report on the progress as it's made.

Newsletter

Mr. Braatz stated that we're very close to producing a newsletter and he hoped to have one in the mail by the beginning of December 2011.

UNFINISHED BUSINESS

RULES

Division 1 - Procedures

Ms. Mason moved and Mr. Smyth seconded that the Board amend 818-001-0002, 818-001-0087 and repeal 818-001-0087(T) as published. The motion passed with Ms. Mason, Dr. Magnuson, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, and Mr. Harvey voting aye.

Division 5 – Criminal Background Check and Fitness Determination Rules

Dr. Magnuson moved and Mr. Harvey seconded that the Board adopt Division 5 – Criminal Records Check and Fitness Determination Rules as published. The motion passed with Ms. Mason, Dr. Magnuson, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, and Mr. Harvey voting aye.

Division 13 – Health Professionals' Services Program

Dr. Hongo moved and Mr. Smyth seconded that the Board adopt Division 13 – Health Professionals' Services Program as published. The motion passed with Ms. Mason, Dr. Magnuson, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, and Mr. Harvey voting aye.

Division 15 – Advertising 818-015-0007

Dr. Parker moved and Dr. Hongo seconded that the Board amend Division 15 – Advertising 818-015-0007 as published and repeal OAR 818-015-0015, 818-015-0020 and 818-015-0040 as published. The motion passed with Ms. Mason, Dr. Magnuson, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, and Mr. Harvey voting aye.

Division 21 – Examination and Licensing

Ms. Mason moved and Mr. Harvey seconded that the Board amend 818-021-0012, 818-021-0017, 818-021-0025, 818-021-0026, 818-021-0060, 818-021-0070 and repeal 818-021-0017(T), 818-021-0060(T), and 818-021-0070(T) as published. The motion passed with Ms. Mason, Dr. Magnuson, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, and Mr. Harvey voting aye.

Division 26 – Anesthesia

Mr. Harvey moved and Dr. Huddleston seconded that the Board amend 818-026-0060 and 818-026-0070 as published; 818-026-0065 amended as published with the following additional changes:

- (7) The patient shall be monitored as follows:
 - (a) Patients must have continuous monitoring using pulse oximetry. The patient's **heart rhythm shall be continuously monitored and the patient's** blood pressure heart rate and respiration shall be recorded at regular intervals but at least every 5 minutes, and these recordings shall be documented in the patient record. The record must also include documentation of preoperative and postoperative vital signs, all medications administered with dosages, time intervals and route of administration. If this information cannot be obtained, the reasons shall be documented in the patient's record. A patient under deep sedation shall be continuously monitored;

and to repeal 818-026-0060(T), 818-026-0065(T) and 818-026-0070(T) as published. The motion passed with Ms. Mason, Dr. Magnuson, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, and Mr. Harvey voting aye.

Division 35 – Dental Hygiene

Dr. Hongo moved and Ms. Mason seconded that the Board amend Division 35 – Dental Hygiene as published with the following additional changes:

- Removal of 818-035-0025 (9)(10)
- 818-035-0065(5) An Expanded Practice Dental Hygienist may render the services described in paragraphs 6(a) to (d) of this rule to the patients described in ORS 680.205(1) if the Expanded Practice Dental Hygienist has entered into a **written** collaborative agreement in a format approved by the Board with a dentist licensed under ORS Chapter 679.
- 818-035-0065(6)(b) placing temporary restorations **without excavation**
- **818-035-0065(8) From the date the rule is effective the Board has the authority to grant a Limited Access Permit through December 31, 2011 pursuant to ORS 680.200.**
- 818-035-0100(2) When a licensed dentist has authorized an Expanded Practice Dental Hygienist to administer local anesthesia, place temporary restorations **without excavation** or prescribe prophylactic antibiotics and nonsteroidal anti-inflammatory drugs, the Expanded Practice Dental Hygienist shall document in the patient's official chart the name of the collaborating dentist and date the collaborative agreement was entered into.

After further discussion, Dr. Hongo withdrew her previous motion and Dr. Huddleston moved and Ms. Mason seconded that the Board amend Division 35 – Dental Hygiene as published with the following additional changes:

- 818-035-0025(9) Place or remove healing caps or healing abutments, **except under direct supervision** and (10) Place implant impression copings, **except under direct supervision**;
- 818-035-0065(5) An Expanded Practice Dental Hygienist may render the services described in paragraphs 6(a) to (d) of this rule to the patients described in ORS 680.205(1) if the Expanded Practice Dental Hygienist has entered into a **written** collaborative agreement in a format approved by the Board with a dentist licensed under ORS Chapter 679.
- 818-035-0065(6)(b) placing temporary restorations **without excavation**;
- **818-035-0065(8) From the date the rule is effective the Board has the authority to grant a Limited Access Permit through December 31, 2011 pursuant to ORS 680.200.**
- 818-035-0100(2) When a licensed dentist has authorized an Expanded Practice Dental Hygienist to administer local anesthesia, place temporary restorations **without excavation** or prescribe prophylactic antibiotics and nonsteroidal anti-inflammatory drugs, the Expanded Practice Dental Hygienist shall document in the patient's official chart the name of the collaborating dentist and date the collaborative agreement was entered into.

The motion passed with Ms. Mason, Dr. Magnuson, Dr. Huddleston, Mr. Smyth and Mr. Harvey voting aye. Dr. Parker and Dr. Hongo were opposed.

Division 42 – Dental Assisting

Dr. Magnuson moved and Ms. Mason seconded that the Board amend Division 42 – Dental Assisting as published with the following additional changes:

- 818-042-0040(24) Place or remove healing caps or healing abutments, **except under direct supervision**;
- 818-042-0040(25) Place implant impression copings, **except under direct supervision**;

The motion passed with Ms. Mason, Dr. Magnuson, Dr. Huddleston, Mr. Smyth, and Mr. Harvey voting aye. Dr. Hongo and Dr. Parker were opposed.

CORRESPONDENCE

The Board received a letter from Janet Leehmann, E.F.O.D.A, Practice Admin.

Ms. Leehmann asked the Dental Assisting National Board to consider offering their dental assisting exams in other languages to better serve the communities.

The Board received a letter from Cynthia Durley, M.Ed, MBA, Executive Director, DANB

Ms. Durley responded to Ms. Leehmann's letter regarding offering the Dental Assisting National Board's exams in other languages. Ms. Durley clarified that all of DANB's exams are currently only offered in English and that much consideration has been given to the idea of offering the exam in other formats. She also shared the many challenges that would need to be surmounted to do so.

OTHER BUSINESS

Articles and News of Interest (no action necessary)

Nothing to report

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

LICENSING ISSUES

OPEN SESSION: The Board returned to Open Session.

CONSENT AGENDA

2012-0014, 2012-0030, 2012-0024 and 2012-0020 Dr. Parker moved and Mr. Smyth seconded that the above referenced cases be closed with No Further Action per the staff recommendations. The motion passed with Ms. Mason, Dr. Magnuson, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, and Mr. Harvey voting aye.

COMPLETED CASES

2011-0124, 2011-0036, 2011-0197, 2010-0258, 2011-0116, 2011-0115, 2011-0096, 2011-0100, 2011-0016, 2011-0230, 2011-0118, 2011-0123, 2011-0203 and 2010-0243. Dr. Parker moved and Mr. Smyth 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, Dr. Magnuson, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, and Mr. Harvey voting aye. Dr. Hongo recused herself from case 2011-0203.

2011-0094 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 prescriptions are written, they are accurately documented in the patient record. The motion passed with Ms. Mason, Dr. Magnuson, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, and Mr. Harvey voting aye.

2011-0065 Mr. Harvey moved and Dr. Magnuson seconded that the Board close the matter with a Letter of Concern addressing the issue of ensuring that before treating a patient for a medical condition, a referring physician has made a diagnosis and has referred the patient for the fabrication of a specific dental appliance. The motion passed with Ms. Mason, Dr. Magnuson, Dr. Huddleston, Mr. Smyth, Dr. Parker, and Mr. Harvey voting aye. Dr. Hongo recused herself

2010-0132 Dr. Magnuson moved and Mr. Smyth 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, make a restitution payment to patient VM in the amount of \$750.00, and pay a civil penalty in the amount of \$2,000.00 per Board protocols. The motion passed with Ms. Mason, Dr. Magnuson, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, and Mr. Harvey voting aye.

2011-0119 Dr. Huddleston moved and Dr. Hongo seconded that the Board close the matter with a Letter of Concern addressing the issue of ensuring that treatment notes accurately document treatment complications and that the treatment that is provided is accurately and completely documented. The motion passed with Ms. Mason, Dr. Magnuson, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, and Mr. Harvey voting aye.

2011-0093 Dr. Hongo moved and Ms. Mason seconded that the Board close the matter with a Letter of Concern addressing the issue of ensuring that a dental justification is documented prior to providing treatment and prescribing medication. The motion passed with Ms. Mason, Dr. Magnuson, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, and Mr. Harvey voting aye.

2011-0102 Ms. Mason moved and Dr. Hongo seconded that the Board close the matter with a Letter of Concern addressing the issue of ensuring that a thorough analysis of existing conditions is done prior to proceeding with treatment. The motion passed with Ms. Mason, Dr. Magnuson, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, and Mr. Harvey voting aye.

2011-0129 Mr. Smyth moved and Dr. Hongo seconded that the Board close the matter with a strongly worded Letter of Concern addressing the issue of ensuring that every examination done, is done as completely and accurately as possible. The motion passed with Ms. Mason, Dr. Magnuson, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, and Mr. Harvey voting aye.

2010-0266 Mr. Harvey moved and Mr. Smyth seconded that the Board issue a strongly worded Letter of Concern addressing the issue of ensuring that PARQ is documented in the patient

record; that a dental justification is documented prior to initiating treatment; that the name, quantity and strength of anesthetic used is documented; and that when a referral is attempted, it is documented in the patient record. The motion passed with Ms. Mason, Dr. Magnuson, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, and Mr. Harvey voting aye.

2011-0055 Dr. Magnuson moved and Dr. Hongo seconded that the Board issue a Notice of Proposed Disciplinary Action, and offer the Licensee a Consent Order in which he would agree to pay a civil penalty in the amount of \$1,000.00. The motion passed with Ms. Mason, Dr. Magnuson, Mr. Smyth, Dr. Parker, Dr. Hongo, and Mr. Harvey voting aye. Dr. Huddleston was opposed.

2012-0025 Dr. Huddleston moved and Dr. Hongo seconded that the Board close the matter with a determination of No Further Action. The motion passed with Ms. Mason, Dr. Magnuson, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, and Mr. Harvey voting aye.

2012-0067 Dr. Hongo moved and Ms. Mason seconded that the Board accept an Interim Consent Order offered by the Licensee whereby she agrees not to practice dentistry pending further order of the Board. The motion passed with Ms. Mason, Dr. Magnuson, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, and Mr. Harvey voting aye.

2011-0148 Ms. Mason moved and Mr. Smyth 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's records. The motion passed with Ms. Mason, Dr. Magnuson, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, and Mr. Harvey voting aye.

2011-0128 Mr. Smyth moved and Ms. Mason seconded that the Board close the matter with a Letter of Concern addressing the issue of ensuring that all treatment providers under the Licensee's supervision document a dental justification prior to providing treatment; ensure that appropriate examinations are done; document that informed consent was obtained prior to providing treatment; and document the dosage and amount of medications dispensed. The motion passed with Ms. Mason, Dr. Magnuson, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, and Mr. Harvey voting aye.

2011-0132 Dr. Magnuson 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. The motion passed with Ms. Mason, Dr. Magnuson, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, and Mr. Harvey voting aye.

2011-0127 Dr. Huddleston moved and Dr. Hongo 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; and that a dental justification is documented prior to providing treatment. The motion passed with Ms. Mason, Dr. Magnuson, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, and Mr. Harvey voting aye.

PREVIOUS CASES REQUIRING BOARD ACTION

2010-0085 Dr. Hongo moved and Dr. Magnuson seconded the Board move to issue a Notice of

Proposed License Suspension. The motion passed with Ms. Mason, Dr. Magnuson, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, and Mr. Harvey voting aye.

2005-0117 Ms. Mason moved and Dr. Hongo seconded that the Board move to deny the Licensee's request for authority to prescribe Schedule III – V controlled prescription drugs. The motion passed with Ms. Mason, Dr. Magnuson, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, and Mr. Harvey voting aye.

2010-0102 Mr. Smyth moved and Dr. Hongo seconded that the Board move to accept the Licensee's offer to agree to a Consent Order incorporating a \$1,000 civil penalty. The motion passed with Ms. Mason, Dr. Magnuson, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, and Mr. Harvey voting aye.

2011-0103 Mr. Harvey moved and Dr. Magnuson seconded that the Board move to deny the Licensee's request and affirm its action of August 19, 2011. The motion passed with Ms. Mason, Dr. Magnuson, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, and Mr. Harvey voting aye.

2011-0090 Dr. Magnuson moved and Dr. Hongo seconded that the Board move to rescind an Emergency Order prohibiting the Licensee to perform endodontic therapy; offer the Licensee a Consent Order incorporating a reprimand; restitution of \$1,179.50 to patient CL; submission of post-operative radiographs and relative patient notes for all endodontic treatment he provides; and retirement of his Oregon dental license at the time of sale of his dental practice or by 3/31/12, whichever comes first, unless the Board grants an extension and advises the Licensee in writing. The motion passed with Ms. Mason, Dr. Magnuson, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, and Mr. Harvey voting aye.

2011-0087 Dr. Huddleston moved and Dr. Parker seconded the Board move to issue a Notice of Proposed License Revocation. The motion passed with Ms. Mason, Dr. Magnuson, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, and Mr. Harvey voting aye.

2011-0066 Dr. Hongo moved and Dr. Magnuson seconded that the Board move to issue a Final Default Order revoking the Licensee's Oregon dental license. The motion passed with Ms. Mason, Dr. Magnuson, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, and Mr. Harvey voting aye.

2011-0021 Ms. Mason moved and Mr. Smyth seconded that the Board move to affirm the Board's action on 4/15/11, and refer the case to hearing if the Licensee does not sign the Consent Order by 11/15/11. The motion passed with Ms. Mason, Dr. Magnuson, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, and Mr. Harvey voting aye.

2009-0277 Mr. Smyth moved and Dr. Hongo seconded that the Board move to issue a Final Default Order revoking the Licensee's Oregon dental license. The motion passed with Ms. Mason, Dr. Magnuson, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, and Mr. Harvey voting aye.

2011-0012 Mr. Harvey moved and Dr. Hongo seconded that the Board move to accept the late submission of the Consent Order by the Licensee. The motion passed with Ms. Mason, Dr. Magnuson, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, and Mr. Harvey voting aye.

2008-0201 Dr. Magnuson moved and Mr. Smyth seconded that the Board move to reinstate the Licensee's dental hygiene license. The motion passed with Ms. Mason, Dr. Magnuson, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, and Mr. Harvey voting aye.

LICENSURE AND EXAMINATION

Ratification of Licenses Issued

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

Dental Hygiene

H6105	HANNAH ROSE BRINK, R.D.H.	8/11/2011
H6106	KELLIE GREEN, R.D.H.	8/11/2011
H6107	CARLEIGH E. R. NEUMEISTER, R.D.H.	8/11/2011
H6108	MCKENZIE A CRIBBS, R.D.H.	8/15/2011
H6109	KELSEY L SCHOONHOVEN, R.D.H.	8/15/2011
H6110	KIRSTIN M FERDINAND, R.D.H.	8/17/2011
H6111	SUNNY F BROOKSBY, R.D.H.	8/17/2011
H6112	PATRICIA K CHOW, R.D.H.	8/18/2011
H6113	RISA M FRANK, R.D.H.	8/18/2011
H6114	CYNTHIA BAKOS, R.D.H.	8/22/2011
H6115	PETRINA JOLENE TOLENTINO, R.D.H.	8/24/2011
H6116	TARA LYNN HENDRICKSON, R.D.H.	8/24/2011
H6117	KACIE RAUGUST, R.D.H.	8/24/2011
H6118	KELLSEY WAYMIRE, R.D.H.	8/24/2011
H6119	BEAUJAMES WESNER SNYDER, R.D.H.	8/24/2011
H6120	AUDREY ANN MACIEL, R.D.H.	8/24/2011
H6121	ASHLEY CATHLEEN CUTLER, R.D.H.	8/24/2011
H6122	KATHY ANN FLADLAND, R.D.H.	8/30/2011
H6123	CARLY LYNN WADE, R.D.H.	8/30/2011
H6124	JENNIFER L HENSLEY, R.D.H.	8/30/2011
H6125	MELINDA LLOYD, R.D.H.	8/30/2011
H6126	GLENNA R POSADAS, R.D.H.	8/30/2011
H6127	HOLLY DAVERIN, R.D.H.	8/30/2011
H6128	STACY N SHREWSBURY, R.D.H.	8/30/2011
H6129	CAM'ILLE D PIERSALL, R.D.H.	8/30/2011
H6130	DEBORAH NOELLE KALINOSKI, R.D.H.	8/30/2011
H6131	ANDREA STEPHENS, R.D.H.	8/30/2011
H6132	ALLISON MICHELLE PFEIFER, R.D.H.	9/9/2011
H6133	KYLE P JOHNSTONE, R.D.H.	9/9/2011
H6134	HYUNYI SHIN, R.D.H.	9/9/2011
H6135	FENNY TUOI BUI, R.D.H.	9/9/2011
H6136	JEANINE CONLEE, R.D.H.	9/9/2011
H6137	ROXANNE M KEENEY, R.D.H.	9/9/2011
H6138	YUMI MISA HOSAKA, R.D.H.	9/9/2011
H6139	MONICA NOEL PAYNE, R.D.H.	9/9/2011

H6140	LAURA D LEYMASTER, R.D.H.	9/9/2011
H6141	WHITNEY BEVELL, R.D.H.	9/9/2011
H6142	TRYSTA ANNE ZENTMIRE, R.D.H.	9/12/2011
H6143	SAMANTHA RENE STORM COLTON, R.D.H.	9/19/2011
H6144	CHERYL DUNSTAN, R.D.H.	9/19/2011
H6145	IRENE KO, R.D.H.	9/19/2011
H6146	JEREMY M MILLER, R.D.H.	9/19/2011
H6147	ERIKA DOROTHY HAINES, R.D.H.	9/19/2011
H6148	KRISTIN N BREVER, R.D.H.	9/19/2011
H6149	YELENA LIKHATSKIY, R.D.H.	9/19/2011
H6150	DEANNA G ROOT-FERGUSON, R.D.H.	9/19/2011
H6151	DANIELLE I KIRCHEM, R.D.H.	9/26/2011
H6152	MOLLY M SCHAEFERS, R.D.H.	9/26/2011
H6153	BETTY A CARLTON, R.D.H.	9/26/2011
H6154	SUSAN M CHERIAN, R.D.H.	9/29/2011
H6155	SARA JEAN BUCKLER, R.D.H.	9/29/2011
H6156	ERICA M LEWIS, R.D.H.	9/29/2011
H6157	PHUONG T NGUYEN, R.D.H.	9/29/2011
H6158	LORI J GORNICK, R.D.H.	9/29/2011
H6159	JULIA F DUFFY, R.D.H.	9/29/2011
H6160	APRIL MARIE COX, R.D.H.	10/7/2011
H6161	SARAH M TRIPE, R.D.H.	10/7/2011
H6162	MARLENE JOAN COKLEY, R.D.H.	10/7/2011
H6163	ASHLEY N STEAD, R.D.H.	10/10/2011
H6164	BEVIN MAIRE HOUSTON, R.D.H.	10/10/2011

Dentists

D9643	SHEEVA AZIMI, D.M.D.	8/11/2011
D9644	MATTHEW R WOLPERT, D.M.D.	8/11/2011
D9645	JOSEPH R GREENWOOD, D.M.D.	8/11/2011
D9646	ROBERT H PETERSON, D.D.S.	8/15/2011
D9647	MALINDA BRIETTA KEARBAY, D.D.S.	8/18/2011
D9648	BRANDON SCOTT KEARBAY, D.D.S.	8/18/2011
D9649	ELIZABETH ANSLEY VIVONA, D.D.S.	8/18/2011
D9650	RAQUEL A KAFENTZIS, D.M.D.	8/18/2011
D9651	TRUONG HAN PHI NGUYEN, D.M.D.	8/22/2011
D9652	TRAM KIM LE, D.D.S.	8/24/2011
D9653	KATHARINE S BERKA, D.M.D.	8/24/2011
D9654	NATALIE J BUCKLEY, D.M.D.	8/24/2011
D9655	REBECCA RENEE FLAIZ, D.D.S.	8/24/2011
D9656	CURTIS B LEMRICK, D.M.D.	8/26/2011
D9657	ANNE C MC LEAN, D.M.D.	8/30/2011
D9658	JAVANA RAE COSNER, D.D.S.	8/30/2011
D9659	JUSTIN D SCHMIDT, D.D.S.	9/9/2011
D9660	MATHILDE A.C. REZNIK, D.M.D.	9/9/2011
D9661	JENNIFER JIMIN HONG, D.M.D.	9/9/2011
D9662	MAN V CHAU, D.M.D.	9/9/2011

D9663	BRYAN A EKREN, D.D.S.	9/19/2011
D9664	PHILIPP KUPFER, D.M.D.	9/19/2011
D9665	JULIE A ROSS, D.D.S.	9/26/2011
D9666	JEROMY RYAN DIXSON, D.M.D.	9/26/2011
D9667	TODD CREW CARRIS, D.M.D.	9/26/2011
D9668	KAMYAR YAZDI, D.D.S.	9/26/2011
D9669	ERINA H LEE, D.D.S.	9/26/2011
D9670	NASEEM ARFAI, D.D.S.	9/26/2011
D9671	BRIAN SIEU LIEU, D.M.D.	9/29/2011
D9672	BYUNG-IL LEE, D.M.D.	9/29/2011
D9673	IRMA ISKANDAR, D.M.D.	10/7/2011
D9674	MICHAEL K SETTER, D.D.S.	10/7/2011
D9675	MEENAKSHI DEWAN, D.D.S.	10/7/2011
D9676	CHRISTOPHER A BUTLER, D.M.D.	10/10/2011
D9677	KORY D BINGHAM, D.D.S.	10/10/2011
D9678	JAMES RAPSON, D.D.S.	10/10/2011
D9679	JONATHAN P HARMON, D.D.S.	10/12/2011

Application for Dental Licensure – Gordon R. Stranger, D.D.S.

Dr. Huddleston moved and Dr. Hongo seconded that the Board issue a Dental license to Gordon R. Stranger, D.D.S. The motion passed with Ms. Mason, Dr. Magnuson, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, and Mr. Harvey voting aye.

Request for reinstatement of a retired license – Michelle Wheeler, R.D.H.

Dr. Magnuson moved and Mr. Smyth seconded that the Board reinstate the Dental Hygiene license of Michelle Wheeler, R.D.H. The motion passed with Ms. Mason, Dr. Magnuson, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, and Mr. Harvey voting aye.

Announcement

No announcements.

ADJOURNMENT

The meeting was adjourned at 12:15 p.m. Ms. Davidson stated that the next Board meeting would take place December 16, 2011.

Approved by the Board December 16, 2011.

_____/S/_____
 Mary Davidson, M.P.H., R.D.H.
 President