



# STATE OF IOWA

## IOWA DENTAL BOARD

TERRY E. BRANSTAD, GOVERNOR  
KIM REYNOLDS, LT. GOVERNOR

MELANIE JOHNSON, J.D.  
EXECUTIVE DIRECTOR

### Revised Agenda (1/18/13)

New information in red

## IOWA DENTAL BOARD

### AGENDA

January 31 – February 1, 2013

**Location:** Iowa Dental Board, 400 SW 8<sup>th</sup> St., Suite D, Des Moines, Iowa

**Board Members:** Michael J. Rovner, D.D.S., Board Chair; Lynn D. Curry, D.D.S., Board Vice Chair; Steve Bradley, D.D.S., Board Secretary; Steven Fuller, D.D.S.; Matthew McCullough, D.D.S.; Mary Kelly, R.D.H.; Nancy Slach, R.D.H.; Diane Meier, Public Member; Lori Elmitt, Public Member

### THURSDAY, JANUARY 31, 2013

#### Committee Meetings:

9:00 a.m.	<b>EXECUTIVE COMMITTEE</b> <i>(Rovner, Curry, Bradley, Kelly)</i>	<b>Closed Session</b>	
9:30 a.m.	<b>LICENSURE/REGISTRATION COMMITTEE</b> <i>(Rovner, Meier McCullough)</i>	<b>Closed Session</b>	
10:00 a.m.	<b>BUDGET REVIEW COMMITTEE</b> <i>(Curry, Fuller, McCullough )</i>	<b>Closed Session</b>	
10:30 a.m.	<b>DENTAL HYGIENE COMMITTEE</b> <i>(See Separate Committee Agenda)</i>	<b>Open Session</b>	<i>Kelly, Slach, Bradley</i>

#### Board Meeting:

11:30 a.m.	<b><u>OPEN SESSION</u></b>	<b>Open Session</b>	<i>Full Board</i>
	<b>I. CALL MEETING TO ORDER – ROLL CALL</b>		<i>Mike Rovner</i>
	<b>II. 1<sup>ST</sup> OPPORTUNITY FOR PUBLIC COMMENT</b>		<i>Mike Rovner</i>
	<b>III. APPROVAL OF OPEN SESSION MINUTES</b>		<i>Mike Rovner</i>
	a. October 25-26, 2012 Quarterly Meeting <i>New material added 1/18/13</i>		
	<b>IV. REPORTS</b>		
	a. <b>EXECUTIVE DIRECTOR'S REPORT</b>		<i>Melanie Johnson</i>
	b. <b>LEGAL REPORT</b>		<i>Theresa Weeg</i>
	1. Update re: Review of Statutory Authority of Dental Hygiene Committee and Dental Board		
	2. Update re: Executive Order 80		
	3. Subsequent Examinations & RDH Under a Public		

Health Supervision Agreement

4. Update re: Dental Licensure Examinations & Use of Patients in Exams
5. Report re: Patient Referral Rules & Marketing Promotions (e.g., Groupon, free iPads, gift cards)
6. Other

**c. ANESTHESIA CREDENTIALS COMMITTEE REPORT**

*Lynn Curry*

1. Recommendations re: Moderate Sedation Permit Applications (See Separate Committee Agenda)  
New material added 1/18/13
2. Recommendations re: General Anesthesia Permit Applications (See Separate Committee Agenda)
3. Other Committee Recommendations, If Any  
New material added 1/18/13

**d. CONTINUING EDUCATION ADVISORY COMMITTEE REPORT**

*Lynn Curry*

1. Recommendations re: Continuing Education Course Applications (See Separate Committee Agenda)  
New material added 1/18/13
2. Recommendations re: Continuing Education Sponsor Applications (See Separate Committee Agenda) New material added 1/18/13
3. Other Committee Recommendations, If Any  
New material added 1/18/13

**e. BUDGET REVIEW COMMITTEE REPORT**

*Lynn Curry*

1. Review of Quarterly IDB Financial Report  
New material added 1/18/13
2. Annual Fee Review Recommendation
3. Other Committee Recommendations, if any

**f. EXECUTIVE COMMITTEE REPORT**

*Mike Rovner*

**g. LICENSURE/REGISTRATION COMMITTEE REPORT**

*Mike Rovner*

1. Actions Taken by Committee on Applications
2. Pending Licensure/Registration Applications, If Any – Will Be Discussed Under Agenda Item VIII (2)
3. Other Committee Recommendations, If Any

**h. DENTAL HYGIENE COMMITTEE REPORT**

*Mary Kelly*

1. Pending Dental Hygiene Applications, If Any – Will Be Discussed Under Agenda Item VIII (2)
2. Report RE: Actions Taken at Dental Hygiene Committee Meeting
3. Committee Recommendations, If Any

- i. DENTAL ASSISTANT REGISTRATION COMMITTEE REPORT** *Mike Rovner*
- j. EXAMINATIONS REPORT**
  - 1. CRDTS (Central Regional Dental Testing Service) - *Dental Steering Committee Report* *Steve Bradley*
  - 2. CRDTS - *Dental Hygiene Examination Review Committee Report* *Mary Kelly*
  - 3. CRDTS - *Dental Examination Review Committee Report* *Steve Bradley*
- k. AD HOC EXPANDED FUNCTIONS COMMITTEE REPORT** *Mike Kanellis*
- l. IOWA PRACTITIONERS REVIEW COMMITTEE REPORT**
  - 1. Quarterly IPRC report **New material added 1/18/13** *Brian Sedars*

**V. ADMINISTRATIVE RULES** *Melanie Johnson*

**a. FINAL ADOPTION**

- 1. Adoption of final amendments to Chpt. 10, “General Requirements,” Rule 650—10.5 – Amending the definition of “public health setting” to include day care settings (NOIA, ARC 0471C, 11/28/12 IAB)
- 2. Adoption of final amendments to Chpt. 11, “Licensure to Practice Dentistry or Dental Hygiene,” and Chpt. 15, “Fees” (NOIA, ARC 0473C , 11/28/12 IAB)
- 3. Adoption of final amendments to Chpt. 35, “Iowa Practitioner Review Committee” (NOIA, ARC 0472C, 11/28/12 IAB)

**b. NOTICE OF INTENDED ACTION**

- 1. **Possible amendments re: how long dental assistant examinations are valid before re-testing required; amendment re: non-registered out-of-state dental assistants (New agenda item added 1/18/13)**
- 2. **Possible amendments re: volunteer application and removal of fee (New agenda item added 1/18/13)**

**c. FOR DISCUSSION** - none-

**d. RULE WAIVERS** - none-

**e. PETITIONS FOR RULE MAKING** - none-

**VI. LEGISLATIVE UPDATE**

- a. Board of Medicine Proposal: Require Review of Iowa Prescription Monitoring Program Database Prior to Prescribing Controlled Substances (New material added 1/18/13)** *Melanie Johnson*

12:30 p.m. **- WORKING LUNCH -**

1:00 p.m. **VII. PRESENTATION: PUBLIC HEALTH SUPERVISION**

**VIII. OTHER BUSINESS** *Mike Rovner*

- a. Review of 11/21/12 Letter from American Academy of Dental Sleep Medicine; and 9/5/12 Letter from American Academy of Sleep Medicine re: Scope of Practice**
- b. Update re: Dental Asst. Trainees and Trainee Status Expiration Date Extensions** *Melanie Johnson*

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Please Note: At the discretion of the Board Chair, agenda items may be taken out of order to accommodate scheduling requests of Board members, presenters or attendees or to facilitate meeting efficiency.

(New material added 1/18/13)

- IX. APPLICATIONS FOR LICENSURE /REGISTRATION & OTHER REQUESTS \*** *Mike Rovner*
- a.** Ratification of Actions Taken by Executive Director on Applications Since Last Meeting *Melanie Johnson*
- b.** Pending Licensure/Registration Applications\*
1. April Strong – Application for Dental Assistant Registration and Radiography Qualification *Recommendation from Licensure/Registration Committee*  
(New material added 1/18/13)
2. Jessica M. Koster, D.H. - Application for Dental Hygiene License *Recommendation from Dental Hygiene Committee*  
(New material added 1/18/13) *Mike Rovner*
- X. 2<sup>nd</sup> OPPORTUNITY FOR PUBLIC COMMENT**
- XI. ACTION, IF ANY, ON CLOSED SESSION ITEMS**
1. Licensure/Registration Applications
  2. Statement of Charges
  3. Combined Statement of Charges, Settlement Agreement and Final Order
  4. Settlement Agreements
  5. Final Hearing Decisions
  6. Final Action on Non-Public Cases Left Open
  7. Final Action on Non-Public Cases Closed
  8. Other Closed Session Items
- **BOARD RECESS UNTIL FRIDAY MORNING @ 9:00 A.M.**
- **OR ADJOURN MEETING, IF WORK COMPLETED**

**FRIDAY, FEBRUARY 1, 2013**

- |            |  |               |                    |
|------------|--|---------------|--------------------|
| 9:00 a.m.  | <b>XII. BOARD RECONVENES</b>   | <b>Closed</b> | <i>Mike Rovner</i> |
|            | <b>XIII. DISCIPLINARY HEARINGS**</b>                                 |               |                    |
| 9:00 a.m.  | <b>a.</b> In the Matter of Gene Mueller, D.D.S. (# 10-114, #10-115 ) | <b>TBD</b>    |                    |
| 10:00 a.m. | <b>b.</b> In the Matter of Irene Broyles, D.D.S. (#11-106)           | <b>TBD</b>    |                    |
|            | <b>XIV. CONTINUE WITH ANY CLOSED SESSION AGENDA ITEMS</b>            | <b>Closed</b> |                    |
|            | <b>XV. OPEN SESSION</b>  | <b>Open</b>   |                    |
|            | <b>a. ACTION, IF ANY, ON CLOSED SESSION AGENDA ITEMS</b>             |               |                    |
|            | 1. Licensure/Registration Applications                               |               |                    |
|            | 2. Statement of Charges  |               |                    |

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3. Combined Statement of Charges, Settlement Agreement and Final Order
  4. Settlement Agreements
  5. Final Hearing Decisions
  6. Final Action on Non-Public Cases Left Open
  7. Final Action on Non-Public Cases Closed
  8. Other Closed Session Items
- b. OTHER OPEN SESSION ITEMS, IF ANY**

**XVI. ADJOURN**

**Next Meeting: May 9-10, 2013**

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If you require the assistance of auxiliary aids or services to participate in or attend the meeting because of a disability, please call the office of the Board at 515/281-5157.

\* These matters constitute a sufficient basis for the board to consider a closed session under the provisions of section 21.5(1), (a), (c), (d), (f), (g), and (h) of the 2011 Code of Iowa. These sections provide that a governmental body may hold a closed session only by affirmative public vote of either two-thirds of the members of the body or all of the members present at the meeting to review or discuss records which are required or authorized by state or federal law to be kept confidential, to discuss whether to initiate licensee disciplinary investigations or proceedings, and to discuss the decision to be rendered in a contested case conducted according to the provisions of Iowa Code chapter 17A.

\*\*Pursuant to Iowa Code section 272C.6(1) a licensee may request that their disciplinary hearing be held in closed session.