

**KANSAS DENTAL BOARD MEETING MINUTES
FRIDAY, JANUARY 22, 2016, 9:00 A.M.
LANDON STATE OFFICE BUILDING, 5TH FLOOR
900 SW JACKSON, ROOM 509
TOPEKA, KANSAS 66612**

A. Call to Order / Approval of the Agenda.

Call to Order: Glenn Hemberger, D.D.S., President, called the Board meeting to order at 9:00 a.m.

Members Present At Call To Order: Glenn Hemberger, D.D.S., President; Charles Squire, D.D.S., Vice-President; Susan Rodgers, R.D.H., Secretary; Jackie Leakey, R.D.H.; Jarrod Jones, D.D.S.; Jeff Stasch, D.D.S. (telephone); Donna Thomas, D.D.S.; and James Kilmartin, Public Member.

Members Arriving After Call To Order: None.

Members Absent: None.

Staff Present: Randy Forbes, Attorney for the Board; Lane Hemsley, Executive Director; Charity Carlat, Senior Administrative Specialist; and Vanda Collins, Senior Administrative Assistant.

Attendees: Kevin Robertson, Kansas Dental Association; Reenie Olson, R.D.H.; Wanda Droge; Scott Guest; David Goubeaux; Guy Gross, D.D.S.; and Sterling Stalder, D.D.S.

Approval Of The Agenda: It was moved and seconded to approve the agenda with the addition of an executive session under Paragraph I (Executive Report). The motion passed.

B. Minutes of November 13, 2015.

It was moved and seconded to approve the minutes of November 13, 2015. The motion passed.

C. Public Hearing: Proposed Amendment to K.A.R. 71-6-5.

Consistent with the Rules and Regulations Filing Act, K.S.A. 77-415 *et seq.*, the Board held a public hearing to consider the adoption of a proposed permanent amendment to K.A.R. 71-6-5, which relates to a dentist's duty to notify the board regarding nonlicensed persons. The amendment requires that each dentist who allows a nonlicensed person to coronal scale teeth verify that the nonlicensed person has proof of completing the training to coronal scale teeth

required by K.S.A. 65-1423(a)(8)(E) and report to the board the name and practice location of the nonlicensed person within 30 days of the effective date of the regulation or within 30 days of the nonlicensed person first performing coronal scaling teeth under the supervision of the dentist, whichever is later. There were no verbal or written comments from the public. After discussion, the Board held a roll call vote and approved the regulation as written. It was then moved and seconded to publish the regulation in the board's newsletter and make modifications to the license renewal process for 2016. The motion passed.

D. Stipulation and Consent Orders.

1. **Robert W. Morrison, D.D.S. (Case No. 15-08).** Attorney Randy Forbes presented the Stipulation and Consent Order. It was moved and seconded to approve the Stipulation and Consent Order, a copy of which will be posted on the Board's website. The motion passed unanimously.

2. **Vermelle Brown-Ghoston, D.D.S. (Case No. 15-07).** Attorney Randy Forbes presented the Stipulation and Consent Order. It was moved and seconded to approve the Stipulation and Consent Order, a copy of which will be posted on the Board's website. The motion passed unanimously.

E. Mobile Dentistry Discussion.

The Board welcomed Scott Guest, David Goubeaux, Guy Gross, D.D.S., and Sterling Stalder, D.D.S., all of whom are associated with or represent Sterling Dental. Sterling Dental is a mobile dental facility that serves 156 nursing homes in Oklahoma and 116 nursing homes in Kansas. Sterling Dental discussed its operational structure and procedural guidelines with the Board relative to the Board's statutory and regulatory requirements for mobile dental facilities and portable dental operations. During the discussion, Sterling Dental recommended a proposed amendment to K.A.R. 71-8-8(a). In particular, Sterling Dental requested that the Board remove the regulatory requirement for a mobile dental facility or portable dental operation to provide an information sheet to both the patient and the institution post-treatment. Instead, Sterling Dental requested that the Board require the information sheet be provided only to the institution post-treatment. After discussion, it was moved and seconded to have Attorney Randy Forbes draft a proposed amendment to K.A.R. 71-8-8(a) that would require a mobile dental facility or portable dental operation to provide a copy of the information sheet only to the institution post-treatment. The motion passed.

F. Public Forum.

The Board welcomed Kevin Robertson, Executive Director of the Kansas Dental Association. Mr. Robertson informed the Board that the Kansas Mission of Mercy (KMOM) was being held at the Topeka Expo Center on Friday, January 29, 2016, and Saturday, January 30, 2016. Mr. Robertson also informed the Board that Donated Dental Services was in its twentieth year of service and had donated \$10 million in services during that time frame. Several present and past Board members participate in both charitable programs.

G. President's Report: Dr. Hemberger.

1. Insurance Companies.

Glenn Hemberger, D.D.S., engaged the Board in an extended discussion regarding the role insurance companies have when they are required to review and approve or deny payment requests for treatment that might not meet the applicable standard of care. The Board's investigative committee will continue to review complaints and insurance claims as needed.

**H. Investigations Report: Dr. Hemberger / Lane Hemsley.
Inspections Report: Dr. Johnson.**

Glenn Hemberger, D.D.S., and Lane Hemsley presented the status of the Investigative Committee cases from October 15, 2015, to January 5, 2016. Steve Johnson, D.D.S., also presented an office inspection summary of 2015.

I. Executive Report: Lane Hemsley.

1. Budget. An update was provided on the budget for FY 2016 (July 1, 2015 – June 30, 2016).

2. Licensee and Specialty Licensee Report. License and specialty license reports from October 16, 2015, to December 31, 2015, were presented to the Board.

3. Executive Session. At 11:45 a.m., pursuant to K.S.A. 75-4319, it was moved and seconded to recess into Executive Session for the purpose of discussing personnel matters of nonelected personnel for fifteen (15) minutes and reconvene the open meeting at 12:00 p.m. The motion passed unanimously and, after completion of the Executive Session under K.S.A. 75-4319, the Board reconvened the open meeting at 12:00 p.m.

J. Election of Officers (K.S.A. 74-1405).

1. President. It was moved and seconded to nominate Glenn Hemberger, D.D.S. The motion passed unanimously.

2. Vice-President. It was moved and seconded to nominate Charles Squire, D.D.S. The motion passed unanimously.

3. Secretary. It was moved and seconded to nominate Susan Rodgers, R.D.H. The motion passed unanimously.

K. New Business / Adjournment.


1. Future Board Meetings for 2016.

a. Friday, April 8, 2016.

- b. Friday, August 19, 2016.
- c. Friday, November 18, 2016.

Adjournment: It was moved and seconded to adjourn at 12:08 p.m. The motion passed. The meeting was adjourned.

APPROVED BY:


Susan Rodgers, R.D.H.
Secretary, Kansas Dental Board

4-8-16
Date