

**KANSAS DENTAL BOARD MEETING MINUTES
FRIDAY, NOVEMBER 7, 2014, 9:00 A.M.
LANDON STATE OFFICE BUILDING, 5TH FLOOR
900 SW JACKSON, ROOM 560
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.; Scott Hamilton, D.D.S.; Jarrod Jones, D.D.S. (telephone); Jeff Stasch, D.D.S.; 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; Steve Johnson, D.D.S., Board Investigator; Lane Hemsley, Executive Director; Charity Carlat, Senior Administrative Specialist; and Vanda Collins, Senior Administrative Assistant.

Attendees: Kevin Robertson; Gerald Woodwork, D.D.S.; and Kelly Reich, R.D.H.

Approval Of The Agenda: It was moved and seconded to approve the agenda with the addition of the following:

1. Paragraph J (New Business).
 - a. Discussion regarding the Kansas Open Meetings Act (KOMA).
 - b. Discussion regarding Supragingival Scaling Assistants.

The motion passed.

B. Minutes of August 8, 2014.

It was moved and seconded to approve the minutes of August 8, 2014. The motion passed.

C. WREB Dental and Dental Hygiene Exam Presentation.

The Board welcomed Gerald Woodwork, D.D.S., and Kelly Reich, R.D.H., from Western Regional Examining Board (WREB). Dr. Woodwork and Ms. Reich gave a presentation on the purpose of, and examination requirements for, WREB. With over 140 examiners who travel to the exam sites to administer the exams, WREB dedicates a significant amount of time and resources to calibrating the exams and developing tutorials for grading purposes. These efforts ensure both quality and consistency between exam sites and examiner grading. As a result, candidates can expect no systematic differences between exam sites. WREB also provided information on its Professional Background Information Services (PBIS), which is a tool that the Board could use for background and credentialing purposes for future applicants.

D. Stipulation and Consent Orders.

1. **Michael Gardner, D.D.S. (Case No. 12-149).** 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. **Tommy Rose, D.D.S. (Case No. 12-49).** 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.

The Board took a break at 10:20 a.m.
The Board reconvened at 10:30 a.m.

E. Specialty Examination Discussion.

The Board discussed the general procedures for its specialty applications and examinations. The Board also discussed a number of alternatives regarding examination requirements for each of the specialty committees. The Board decided that the specialists on each specialty committee can continue to make testing recommendations for the Board to review. The Board further decided that Donna Thomas, D.D.S., would provide a report for the Board's consideration on the pediatric specialty examination at the next Board meeting.

F. Public Forum.

The Board welcomed members of the public to speak to the Board. There were no public comments.

G. President's Report: Dr. Hemberger.

Glenn Hemberger, D.D.S., engaged the Board in a discussion regarding mobile dentistry and the practice of dentistry in nursing homes. Under K.S.A. 65-1469(f)(2)(C), if a dentist "provides nonemergency treatment for their patients of record outside the dentist's physically

stationary office fewer than 30 days per calendar year,” a mobile dentistry permit is not required. The Board subsequently asked its administrative staff to include a reminder of the mobile dentistry requirements outlined in K.S.A. 65-1469(f) in the Board’s next newsletter.

**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 July 23, 2014, to October 10, 2014.

I. Executive Report: Lane Hemsley.

1. **Budget.** An update was provided on the budget for FY 2015 (July 1, 2014 – June 30, 2015).

2. **Licensee and Specialty Licensee Report.** License and specialty license reports from July 16, 2014, to September 30, 2014, were presented to the Board.

3. **Office Relocation: Landon State Office Building, Room 455.** The office of the Kansas Dental Board has officially relocated to the 4th floor of the Landon State Office building. The Board’s staff is settled into the new office space. The Board has plenty of room for future growth in the newly acquired space.

J. New Business / Adjournment.

1. **Kansas Open Meetings Act.** Attorney Randy Forbes presented a summary of the Kansas Open Meetings Act to the Board. The summary included requirements for an open public meeting and executive session.

2. **Supragingival Scaling Assistants.** Jackie Leakey, R.D.H., and Susan Rodgers, R.D.H., inquired into the tracking status of supragingival scaling assistants under K.A.R. 71-6-5. A number of alternatives to K.A.R. 71-6-5 were discussed among the Board members. It was moved and seconded to have Attorney Randy Forbes draft a proposed amendment to K.A.R. 71-6-5 that would require dentists to notify the Board regarding the retention of a supragingival scaling assistant within thirty (30) days. The motion passed.


3. **Legal Implications of Office Based Dental Anesthesia.** Charles Squire, D.D.S., will research the billing, ethical, and legal implications of using outside anesthesia providers in the dental office. Dr. Squire will report his findings to the Board at the next board meeting.

4. **Future Board Meetings for 2015.** Friday, January 16, 2015 (Landon State Office Building, Topeka); Friday, April 10, 2015 (Landon State Office Building, Topeka); Friday August 7, 2015 (Landon State Office Building, Topeka); and Friday, November 13, 2015 (Landon State Office Building, Topeka).

5. **Executive Session.** At 12:20 p.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 twenty (20) minutes and reconvene the open meeting at 12:40 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 12:40 p.m.

Adjournment: It was moved and seconded to adjourn at 12:45 p.m. The motion passed. The meeting was adjourned.

APPROVED BY:


Susan Rodgers, R.D.H.
Secretary, Kansas Dental Board
Date 2/20/2015