

MINUTES OF THE MEETING
OF THE
BOARD OF DENTISTRY

April 13, 2018

ROLL CALL

The meeting of the Board of Dentistry was called to order at 9:00 a.m. by Dennis Anderson, DDS, Chairperson, in the Lincoln Room at the Country Inn & Suites, located at 5353 North 27th Street, Lincoln, Nebraska. The Agenda and Revised Agenda (revised more than 24 hours prior to the commencement of the meeting and posted/available for public inspection at the Board's office more than 24 hours prior to the meeting) were sent to the Board members and other interested parties prior to the meeting. The following members answered the roll call:

Dennis Anderson, DDS, Chairperson
Lisa Kucera, RDH, Vice-Chairperson
Yoshiharu Ameku, DDS
Charles Bauer, DDS
David Blaha, DDS
Dean Cope, DDS
Mary Sneckenberg
John Thomas, DMD
Gregory Thomas, JD

Absent: Cynthia Gaskill, RDH, Secretary

Also present were: Kathie Lueke, Program Manager; Vonda Apking, Health Licensing Coordinator; Ami Huff, Assistant Attorney General; Jeff Newman, Investigator; and Larry Wiehn, Investigator.

Anderson announced that there is a copy of all the public documents being reviewed at this meeting available in the meeting room pursuant to the Open Meetings Act.

ADOPTION OF AGENDA

Blaha moved, seconded by Ameku, to adopt the Agenda with the ability for the Chairperson to rearrange as necessary. Voting aye: Ameku, Anderson, Blaha, Bauer, Cope, Kucera, Sneckenberg, G. Thomas, J. Thomas. Voting nay: None. Absent: Gaskill. Motion carried.

APPROVAL OF MINUTES

January 12, 2018

Cope moved, seconded by Kucera, to approve the January 12, 2018 minutes as presented. Voting aye: Ameku, Anderson, Blaha, Bauer, Cope, Kucera, G. Thomas, J. Thomas. Voting nay: None. Abstain: Sneckenberg. Absent: Gaskill. Motion carried.

March 8, 2018

Blaha moved, seconded by Sneckenberg, to approve the March 8, 2018 minutes as presented. Voting aye: Ameku, Anderson, Blaha, Bauer, Cope, Kucera, Sneckenberg, J. Thomas. Voting nay: None. Absent: Gaskill. Abstain: G. Thomas. Motion carried.

Gaskill joined the meeting at 9:08 a.m.

REQUEST APPROVAL OF EMERGENCY MEDICINE IN DENTISTRY AS CONTINUING EDUCATION FOR SEDATION PERMITS

Cope moved, seconded by Ameku, to deny continuing education credit, as the course presented does not meet statutory requirements. Voting aye: Ameku, Anderson, Bauer, Blaha, Cope, Gaskill, Kucera, Sneckenberg, G. Thomas, J. Thomas. Voting nay: None. Motion carried.

Kathie Lueke, Program Manager, joined the meeting at 9:13 a.m.

PRESENTATION BY CENTRAL REGIONAL DENTAL TESTING SERVICE (CRDTS)

Kimber Cobb, Executive Director and Mary Starsiak, CRDTS President, gave a presentation regarding an overview of the CRDTS organization and the clinical examinations they offer. CRDTS will start offering a Restorative and Dental Therapist examinations in the Spring of 2019. The Board thanked Ms. Cobb and Dr. Starsiak.

INVESTIGATIONAL REPORTS AND APPLICATION REVIEW – CLOSED SESSION

Blaha moved, seconded by Gaskill, to go into closed session at 9:50 a.m. for the purpose of review and discussion of investigative reports, licensure applications, and other confidential information, and for the prevention of needless injury to the reputation of the individuals. Voting aye: Ameku, Anderson, Bauer, Blaha, Cope, Gaskill, Kucera, Sneckenberg, G. Thomas, J. Thomas. Voting nay: None. Motion carried.

Blaha recused himself from the meeting at 10:09 a.m.
Blaha returned to the meeting at 10:12 a.m.

Ameku recused himself from the meeting at 10:38 a.m.
Ameku returned to the meeting at 10:44 a.m.

Bauer recused himself from the meeting at 10:53 a.m.
Bauer returned to the meeting at 11:08 a.m.

Gaskill moved, seconded by Ameku, to reopen the session at 11:42 a.m. Voting aye: Ameku, Anderson, Blaha, Bauer, Cope, Gaskill, Kucera, Sneckenberg, G. Thomas, J. Thomas. Voting nay: None. Motion carried.

Teresa Hampton, Department Legal, joined the meeting at 11:42 a.m.

PRACTICE QUESTION(S)

1. Does an individual need to be licensed as a Licensed Dental Assistant in order to take any alginate impression (including impressions for diagnostic study casts)?
2. Are orthodontic retainers, space maintainers, and expanders considered removable prostheses?

The Board discussed this question and suggested that alginate impression be defined in regulations. Board members mentioned that Julie Marshall, DDS, might be able to provide a definition. Staff will forward the practice questions to Dr. Marshall.

LICENSURE APPLICATION(S)

Dental Assistant Application(s)

Cope moved, seconded by Gaskill, to recommend issuing a dental assistant license to Sammy Cicmanec after meeting all licensure requirements. Voting aye: Ameku, Anderson, Blaha, Bauer, Cope, Gaskill, Kucera, Sneckenberg, G. Thomas, J. Thomas. Voting nay: None. Motion carried.

Dental Hygiene Application(s)

No applications at this time.

Dental Application(s)

No applications at this time.

Local Anesthesia Course Approval

Gaskill moved, seconded by Kucera, to deny the Local Anesthesia course offered by the University of Colorado, School of Dental Medicine presented to the Board by Lorri McKean because the course only had Ms. McKean perform one infiltration injection and Nebraska statutes requires the applicant to perform at least 3 injections. The basis for the denial is that the local anesthesia course offered by the University of Colorado, School of Dental Medicine does not meet the statutory requirement of Neb. Rev. Stat. §38-1132(2)(b). Voting aye: Ameku, Anderson, Blaha, Bauer, Cope, Gaskill, Kucera, Sneckenberg, G. Thomas, J. Thomas. Voting nay: None. Motion carried.

E-Mail Ballot(s) Since Last Meeting

Since the last Board meeting, the Board voted via e-mail ballot on the following:

- To approve the moderate sedation course provided by Oregon Health and Science University-School of Dentistry, Continuing Dental Education Department titled "IV Sedation for Dentistry";
- To approve the minimal sedation renewal course provided by the Nebraska Academy of General Dentistry (NGDA) and the Lincoln District Dental Association (LDDA) titled Minimal Sedation Renewal Course;
- To approve the Local Anesthesia application of Julie Kruckeberg, DH; and
- To deny the reinstatement application of Janet Wehrli for not meeting the dental hygiene practice requirement.

DISCUSSION ON BOARD CRITERIA FOR APPROVAL – NEW CREDENTIALS ESTABLISHED BY LB18 – OPEN SESSION

The Board discussed the following issues regarding the proposed regulations:

- Course requirements for expanded functions and the restorative permits could read that acceptable courses are courses that are Commission on Dental Accreditation (CODA) approved or courses that are substantially equivalent as determined by the Board;
- Issuing of separate permits;
- Looking at the prohibited services in both 172 NAC 53 and 172 NAC 57 in regards to "dental diagnosis";
- Comparing the unprofessional conduct sections in both 172 NAC 53 and 172 NAC 57.

Blahe left the meeting at 12:34 p.m.

The Board also suggested looking at 172 NAC 54 and 172 NAC 55 and see how these regulations could fit within 172 NAC 56 and then repeal 172 NAC 54 and 172 NAC 55.

J. Thomas moved, seconded by Ameku, to approve the suggested changes to the draft regulations and submit to department legal for review. Voting aye: Ameku, Anderson, Bauer, Cope, Gaskill, Kucera, Sneckenberg, G. Thomas, J. Thomas. Voting nay: None. Absent: Blahe. Motion carried.

Staff will make the suggested changes and submit to department legal for review.

CENTRAL REGIONAL DENTAL TESTING SERVICE (CRDTS)

Dental School Report

Nothing to discuss at this time.

Dental Hygiene School Report

Nothing to discuss at this time.

Anderson requested that mail order orthodontics be discussed at the next meeting.

ADJOURNMENT

G. Thomas moved, seconded by Ameku, to adjourn the meeting at 1:06 p.m. Voting aye: Ameku, Anderson, Bauer, Cope, Gaskill, Kucera, Sneckenberg, G. Thomas, J. Thomas. Voting nay: None. Absent: Blaha. Motion carried.

Respectfully submitted by,

Cynthia Gaskill, RDH, Secretary
Board of Dentistry