

OFFICE OF PROFESSIONAL REGULATION
89 MAIN STREET, 3rd FLOOR
MONTPELIER, VT

UNAPPROVED MINUTES OF THE
VERMONT BOARD OF DENTAL EXAMINERS
AUGUST 10, 2016 MEETING

Present: Edward Pantzar, David Baasch, Gerald Theberge, Mimi Kevan, Robert Ruhl, Randall Miller, Sally Buell, Elizabeth Merrill, and Katherine Silloway; Absent: Dixie Vallie and Jennie Kendall; Office of Professional Regulation Personnel: Diane Lafaille and Larry Novins. Others present: Ellen Grimes, Vaughn Collins, Diane Dumas and Michelle Fay.

1. The meeting was called to order at 9:00 a.m.
2. The minutes of the June 8, 2016 meeting were approved with minor corrections.
3. Hearings/Stipulations and Consent Orders/Removal of Conditions Orders/Closings
 - a. 2015-368 – John Hirce, Jr. – A Stipulation and Consent Order was heard. Dr. Silloway moved, seconded by Dr. Theberge, to accept the Stipulation and Consent Order. Approved.
 - b. Closing Reports:

2016-7 – Dr. Theberge presented this case for closure. Dr. Ruhl moved, seconded by Dr. Silloway, to close this case. Approved.

2016-69 – Dr. Baasch presented this case for closure. Ms. Kevan moved, seconded by Dr. Theberge, to close this case. Approved.

2016-80 and 2016-81 – Dr. Ruhl presented this case for closure. Dr. Silloway moved, seconded by Ms. Kevan, to close this case. Approved.

2016-206 – Dr. Pantzar presented this case for closure. Dr. Theberge moved, seconded by Dr. Silloway, to close this case. Approved.

2016-233 – Ms. Buell presented this case for closure. Dr. Ruhl moved, seconded by Dr. Silloway, to close this case. Approved.
4. Case Manager's Report:

The Board has 35 pending cases. 1 is on hold, 1 is on appeal, 7 are ready for Investigative Team meetings, 7 have been recommended for closing, 16 are under investigation, 2 are pending hearing s and 1 is pending charges.
5. Correspondence:
 - a. VDH submitted a request for continuing education approval for the 2016 Annual Tooth Tutor meeting being held August 25th. The Board approved this for 4 continuing education credits.

6. Other

- a. Attorney Novins reported to the Board that he has spoken with Joyce Nelson of the Minnesota Board regarding its requirements for licensure of dentists who graduated from non ADA accredited schools. He will see if Ms. Nelson will be able to speak directly with the Board at its September 14 meeting. The Board will have further discussions addressing this issue in the future.
- b. The Board will begin rule making regarding Bill S.20 Dental Therapists in the near future.
- c. The Board discussed adopting a policy on the use of opioid for chronic pain. Attorney Novins presented the Board with a policy from the Vermont Board of Medical Practice. The Board will review this and will also review the material submitted by Ms. Kendall. This will be further discussed at the Boards September 14 meeting.
- d. Attorney Novins brought to the Boards attention that Title 26, Section 585 of the statutes may be a first amendment violation. The Board's options are to have Attorney Novins draft something to fix the statute, delete the statute in its entirety, or leave the statute as it currently reads. This will be discussed further at future meetings.
- e. Allowable functions for dental assistants – this was tabled until Ms. Vallie is able to address.
- f. AADB dues of \$2235 were approved.
- g. The discussion of drafting a rule requiring EFDA's to have to take an examination for this endorsement to be added to their license or certified dental assistant registration was discussed. The Board will discuss this further during the rule making process.
- h. The Board's next meeting is scheduled for September 14, 2016.

7. Public Comment

8. The Board adjourned at 11:15 a.m.

Respectfully submitted by: Diane Lafaille, Licensing Board Specialist