



## Board of Dental Examiners

### Office of Professional Regulation - Vermont Secretary of State

89 Main Street, 3<sup>rd</sup> Floor • Montpelier, VT 05620-3402  
Tel. (802) 828-2390 - [www.sec.state.vt.us/professional-regulation.aspx](http://www.sec.state.vt.us/professional-regulation.aspx)

#### UNAPPROVED MINUTES OF THE VERMONT BOARD OF DENTAL EXAMINERS NOVEMBER 13, 2019 MEETING

Present: Robert Ruhl, William Koch, Cheryl Ullman, Elizabeth Merrill, Gerald Theberge, David Baasch, Lucille Kelly, and Michael Doyle, Ad Hoc. Absent: Jennie Kendall, Mimi Kevan, Sally Buell, and Randall Miller; Office of Professional Regulation Personnel: Lauren Hibbert, Kelsi Alger, Gabriel Gilman, Lauren Layman and Diane Lafaille; Others present: Ellen Grimes, Diane Dumas and Leah Pearl.

1. The meeting was called to order at 9:02 a.m.
2. Dr. Theberge moved, seconded by Dr. Baasch, to approve the minutes of the October 9, 2019 meeting as written. Approved.
3. Director Hibbert attended the Board meeting to discuss the budget. The fund balance is sufficient to meet expenses through FY 2024.
4. Stipulation and Summary Suspension Hearings
  - a. 2018-80 – Christina Shatney – A Stipulation and Consent Order was heard. Dr. Theberge moved, seconded by Ms. Merrill, to accept the Stipulation and Consent Order. Approved. Drs. Koch and Baasch recused themselves.
5. Other:
  - a. Topical anesthesia administration by hygienists was discussed. Dr. Theberge moved, seconded by Dr. Ruhl, that a topical anesthetic is not local anesthesia. Dr. Baasch moved, seconded by Dr. Theberge, that a dental hygienist administering a topical anesthetic does not need a local anesthesia endorsement. Approved.
  - b. Dr. Ellen Grimes emailed the Board asking if a hygienist could administer Oraverse. Dr. Koch moved, seconded by Ms. Merrill, that hygienists can administer local anesthesia reversal agents under indirect supervision. Approved. This will be added to the administrative rules.
  - c. The Board received comments from the Nurse Anesthetists regarding the draft rules.

They asked in Part 8-1: May a dentist who does not hold the anesthesia specialty perform procedures with a CRNA in charge of the anesthesia? The Board agrees that this should be clarified in the rules.

They also asked in Part 8-5 (c)(1)(c): Do the personnel rules permit the same dentist who is applying anesthesia to perform the dental procedure? The Board is not taking any action on this at today's meeting. It requested that Ms. Leah Pearl gather statistical data on situations that have happened that have had bad outcomes. The Board will revisit this at its December meeting.

Attorney Gilman stated that the Director and the Office have concerns relative to our mutual obligation to regulate by the least restrictive means necessary to protect the public for the following:

Parity between New York PGY-1-complete dentist and those from other states whose clinical skills are verified by examination rather than a period of supervised practice. Dr. Baasch moved, seconded by Dr. Koch, that if a dentist graduates from a CODA approved school, they can apply for licensure. If not, they must be licensed for 3 years before applying for a license. Approved.

- d. The Board's next meeting is scheduled for December 11, 2019.
- 6. Public Comment
- 7. The Board adjourned at 10:42 a.m.

Respectfully submitted by: Diane Lafaille, Licensing Administrator I