

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

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

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

1. The meeting was called to order at 9:01 a.m.
2. The minutes of the December 9, 2015 meeting were approved with a minor correction.
3. Hearings/Stipulations and Consent Orders/Removal of Conditions Orders/Closings

2015-198 – Dr. Steven Duboff – A Stipulation and Consent Order was heard. Dr. Baasch moved, seconded by Ms. Kendall, to approve the Stipulation and Consent Order. Approved.

2015-456 – Dr. Mark Edwin Young – A Stipulation and Consent Order was heard. Dr. Miller moved, seconded by Dr. Ruhl, to approve the Stipulation and Consent Order. Approved.

Closing Reports:

2014-770 – Dr. Miller presented this case for closure. Ms. Kendall moved, seconded by Dr. Baasch, to close this case. Approved.

2015-85 – Ms. Kendall presented this case for closure for Dr. Lavoie. Dr. Baasch moved, seconded by Dr. Theberge, to close this case. Approved.

2015-108 – Ms. Kendall presented this case for closure for Dr. Lavoie. Ms. Kendall moved, seconded by Dr. Ruhl, to close this case. Approved.

2015-109 – Ms. Kendall presented this case for closure for Dr. Lavoie. Dr. Theberge moved, seconded by Ms. Buell, to close this case. Approved.

2015-250 – Dr. Baasch presented this case for closure. Ms. Kendall moved, seconded by Dr. Theberge, to close this case. Approved.

2015-461 – Dr. Baasch presented this case for closure. Ms. Kevan moved, seconded by Ms. Buell, to close this case. Approved.

4. Case Manager's Report:

The Board has 39 pending cases. 1 is on appeal, 14 are ready for Investigative Team meetings, 7 cases are ready to present for closure, 12 are with investigators, 4 are pending hearing, 1 case is pending charges.

5. Correspondence:

- a. The Vermont Dental Hygienists' Association submitted a continuing education request for attendees of the Annual Meeting of the Vermont Dental Hygienists' Association for an exhibit hall of 20-25 vendors. The Board has requested that the proposed documentation they are going to use be submitted for review. Once this is received the Board will re-review the request.

- b. Ronny Young, RDH emailed the Board asking if it is necessary for the dentist to actually do the periodontal probing for the comprehensive period exam or the comprehensive oral exam. The Board replied that the dental hygienist can do this.
 - c. Ashley Graffeo emailed the Board with advertisement/marketing questions. The Board responded that the statutes and rules do not specifically address this conduct and the Board has not addressed this issue in any unprofessional conduct complaint. Since the Board is not authorized to issue advisory opinions, it will not speculate on whether, or how, or under what circumstances such conduct would be permitted or prohibited. Please review the statutes governing Vermont dentists, including the unprofessional conduct statute, 26 V.S.A. § 584.
6. Other
- a. Dr. Jack Weaver has applied for licensure based on rule 4.4(a). He submitted a course from LSU that he wishes to take to be able to meet this requirement and become licensed. The Board responded that it needs more information before giving approval to LSU's program. The Board has requested that he have LSU provide the Board the specific course(s) or curriculum that it will require him to take to resume clinical practice. It is noted that Board rules 4.4 A and B are seen by the board as equivalent means to showing clinical competence. He should send a copy of rule 4.4 to LSU. Once LSU has submitted a response to the Board his request will be re-visited.
 - b. The Board had further discussion on the non ADA accredited school requirement. Attorney Novins will review Minnesota's rules regarding this and will draft a proposal for the board to review at its next meeting.
 - c. ADEX bylaws have changed. At present Dr. LeeAnn Podruch is the Board's representative to the ADEX Dental Examination Committee and Dr. John Lavoie is the Board's representative to the ADEX House of Representatives. ADEX voted to combine those two positions so the Board can only elect one candidate to serve both the Exam Committee and the House of Representatives. The Board voted to appoint Dr. John Lavoie to these Committees.
 - d. The Board's next meeting is scheduled for March 9th, 2016.
7. Public Comment
8. The Board adjourned at 11:10 a.m.

Respectfully submitted by: Diane Lafaille, Licensing Board Specialist