



# STATE OF IOWA

## IOWA DENTAL BOARD

TERRY E. BRANSTAD, GOVERNOR  
KIM REYNOLDS, LT. GOVERNOR

JILL STUECKER  
EXECUTIVE DIRECTOR

### DENTAL HYGIENE COMMITTEE

#### OPEN SESSION MINUTES

**January 26, 2017**  
**Conference Room**  
**400 S.W. 8<sup>th</sup> St., Suite D**  
**Des Moines, Iowa**

**Committee Members**                      **January 26, 2017**  
Mary C. Kelly, R.D.H.                      Present  
Nancy A. Slach, R.D.H.                      Present  
William G. McBride, D.D.S.                Present

#### **Staff Members**

Jill Stuecker, Phil McCollum, Christel Braness, David Schultz, Dee Ann Argo, Janet Arjes

#### **Attorney General's Office**

Sara Scott, Assistant Attorney General

### **I. CALL TO ORDER FOR JANUARY 26, 2017**

Ms. Kelly called the meeting of the Dental Hygiene Committee to order at 9:30 a.m. on Thursday, January 26, 2017. A quorum was established with all members present.

Roll Call:

<u>Member</u>	<u>Kelly</u>	<u>Slach</u>	<u>McBride</u>
Present	x	x	x
Absent			

### **II. 1<sup>st</sup> OPPORTUNITY FOR PUBLIC COMMENT**

Ms. Kelly allowed the opportunity for public comment.

No comments were received.

### **III. APPROVAL OF OPEN SESSION MINUTES**

- *October 13, 2016 – Quarterly Meeting Minutes*
- ❖ MOVED by KELLY, SECONDED by MCBRIDE, to APPROVE the minutes as submitted. Motion APPROVED unanimously.

#### **IV. EXECUTIVE DIRECTOR’S REPORT**

Ms. Stuecker reported that the Board intends to publish its first annual report in April 2017. This will allow members of the public to readily access data about the Board. Ms. Stuecker provided data about currently licensed dental hygienists in Iowa.

Ms. Stuecker reported that Ms. Jackson, Board staff, sent out a memo from the Board to the dental and dental hygiene programs about the recent changes to licensure requirements.

Ms. Stuecker reported that staff intended to review and update the dental hygiene jurisprudence examination in the near future.

Ms. Stuecker reported that renewal for dental hygienists and dental assistants is this summer. Ms. Stuecker encouraged the use of online renewal, and discouraged the use of paper for initial application and renewal to avoid delays in processing due to volume.

#### **V. LEGAL REPORT**

Ms. Scott stated that she did not have anything to report.

#### **VI. ADMINISTRATIVE RULES/ADMINISTRATIVE RULE WAIVERS**

- *Review of 2017 Regulatory Plan*

Mr. McCollum provided an update on the current regulatory plan.

- *Updated on Rules Adopted and Filed*

Mr. McCollum provided an update on the rules, which have been adopted and filed. The changes to Iowa Administrative Code 650—Chapters 11 and 12 went into effect yesterday.

The Notices of Intended Action for chapters 22 and 27 have been filed. The public comment period for chapters 22 and 27 was open; and the public hearing for these chapters is scheduled for February 21, 2017.

- *Discussion on Rulemaking Draft: Iowa Administrative Code 650 - Chapter 25, Continuing Education*
- *Discussion on Rulemaking Draft: Iowa Administrative Code 650 - Chapter 14, Renewal and Reinstatement*

Mr. McCollum provided an overview of the proposed changes to chapter 25. The changes to chapters 25 and 14 are interlinked, and will be noticed together when approved by the Board to begin rulemaking.

Ms. Kelly discussed the recommendation to add infection control for ongoing renewal requirements. Ms. Brown asked about training in the office, and whether it would be accepted. Board staff confirmed that credit would be awarded for infection control training in dental offices.

Mr. McCollum provided additional overview of the proposed changes.

Ms. Kelly asked about Iowa Administrative Code 650—25.9(5), and the limitation for faculty members and consultants who complete continuing education as part of their regular jobs. Board staff believed that the distinction was made so as to not put individuals who do continuing education as part of their regular jobs at a greater advantage to licensees, who are not able to do so.

Ms. Stuecker reported that comments to the proposed changes were welcome.

Dr. Bradley asked about the proposed elimination of hours for convention attendance. There was ongoing discussion about whether to continue to allow credit for this. Board staff stated that they would clarify the language for Iowa Administrative Code 650—25.5(4)c to elimination confusion about continuing education credit at conventions.

Ms. Highland proposed allowing one (1) hour for convention attendance, rather than the current allowance of three (3) hours. The committee members had mixed opinions about how to handle this.

Mr. McCollum provided an overview of the proposed changes to chapter 14.

## **VII. OTHER BUSINESS**

- *Legislative Updates*
  - *Discussion and Vote: IDHA Legislation HF2388*

Ms. Van Aernam provided an overview of the proposed legislation that the Iowa Dental Hygienists' Association intended to file with the legislature. Ms. Van Aernam reported that Mr. Cope met with the Iowa Dental Association last month to discuss this. The Iowa Dental Association was not in favor of allowing oral screenings without the supervision of a dentist. The legislation was changed to remove oral screenings. The language largely matched that used in Iowa Administrative Code 650.

Ms. Van Aernam clarified that they were referencing this under the bill number from last year as the new bill number has not yet been assigned.

Dr. McBride asked about the difference between screenings and assessments. Ms. Van Aernam stated that intraoral screening and assessments would not be included as part of this legislation. Ms. Van Aernam stated that language could be added to clarify this if the Board wishes.

Ms. Kelly reported that the Board supported this legislation last year. Ms. Kelly asked if they wished to wait to weigh in on this before the final language is submitted. Ms. Van Aernam believed that Mr. Cope was scheduled to meet with Mr. Carl, of the Iowa Dental Association, the following week.

Ms. Kelly was in favor of waiting on issuing a final recommendation on this matter until the language for the bill was finalized.

- *Discussion on Separate Fee and Application for Local Anesthesia Permit*

Mr. McCollum stated that there were a couple of ways to address this issue. Mr. McCollum reported that the number of applications each year increases. There may be a way to update the online services site to renew both the license and permit all at once, to maximize convenience. Mr. McCollum reported that staff was looking at a way to implement that this year.

Mr. McCollum stated that the other option would be to change Board rules relating to local anesthesia, and make it similar to nitrous oxide, where a permit would not be required. However, to address the fiscal impact of this, renewal fees would need to be raised on all dental hygienists. This option was not guaranteed to receive approval, and would take much longer to implement.

The committee recommended that staff continue to work towards implementing a single payment option.

- *Discussion and Follow-Up on Silver Diamine Fluoride*

Ms. Kelly reported that the Iowa Department of Public Health and the University of Iowa College of Dentistry have been in discussions to implement protocols for the use of silver diamine fluoride in public health settings. When asked, Ms. Schlievert stated that the protocols have not been finalized.

Ms. Kelly stated that a minimum of ten (10) states allow the use of silver diamine fluoride in public health settings. Ms. Kelly indicated that she will work with staff to have someone come in to speak about this to the Board.

Ms. Jane Slach asked if this was something that could be used in care facilities. Ms. Kelly stated that she believed this to be the case. Ms. Schlievert indicated that the intent was to use this with patients of all ages. Under current rules, silver diamine fluoride may only be administered by dental hygienists under general supervision.

- *Level 2 Expanded Functions Training Update*

Ms. Stuecker reported that the University of Iowa College of Dentistry indicated that the first level 2 expanded functions class went well. Ms. Stuecker noted that 19 students graduated, of which one (1) was a dental hygienist. Dr. Meredith reported that the final examination was designed to be tough. A couple of students needed to complete remediation prior to finishing the course.

Dr. Meredith had some suggestions for changes once the Board revisits expanded functions. Ms. Stuecker believed that the Board would need to review these at some point in the future, and was open to suggestions.

The University of Iowa College of Dentistry tentatively scheduled the second course to be held in the fall of 2017. Currently, there were 20 people on the waiting list.

Dr. Foley indicated that she had a dental assistant who completed the level 2 expanded functions course. Upon completion, the dental assistant was emailed a Word document that could have been edited. The dental assistant reported this to Dr. Foley. Dr. Foley expressed her concerns about the documentation that was provided.

Ms. Stuecker stated that the Board may need to revisit expanded functions at its April meeting, rather than holding the discussion in July as originally intended.

- *Review of Expanded Functions Frequently Asked Clinical Questions*

Ms. Kelly thought that this was a good draft; though, she had comments about the sealants questions. Ms. Kelly believed that the reference to procedure in question #3 helped clarify the distinction between the use of sealant materials, and applying sealants. Ms. Kelly suggested adding similar language to question #2 for further clarity.

Ms. Stuecker stated that staff was open to including additional questions to the list if anything was missing.

Ms. Kelly tabled the remaining discussion due to time. Remaining questions or concerns would be discussed during the full Board meeting.

- *Discussion on ARC2901C, IDPH Notice of Intended Action to Amend Chapter 41, "Safety Requirements for the Use of Radiation Machines and Certain Uses of Radioactive Materials"*

Ms. Kelly indicated that this agenda item was added because of the portable radiography units sometimes used in public health. Ms. Schlievert stated that she was not aware of any issues.

Ms. Stuecker reported that the Radiological Health Bureau of the Iowa Department of Public Health noticed these rule changes. Currently, a rule waiver is required to use machines such as these. Mr. McCollum stated that current requirements do not allow a practitioner to be connected to the machine.

The committee members were in favor of the changes.

### VIII. APPLICATIONS FOR LICENSURE & OTHER REQUESTS

There were not any applications received to date.

### IX. 2<sup>nd</sup> OPPORTUNITY FOR PUBLIC COMMENT

Ms. Kelly allowed the opportunity for public comment.

No comments were received.

### X. ADMINISTRATIVE RULE WAIVERS

- *Rule Waiver Request: M.E., R.D.H. Confidential Pursuant to Iowa Code 21.5(1)(a), Iowa Administrative Code 650 – Chapter 12.4(3), “Dental and Dental Hygiene Examinations”*

Due to the confidentiality of the examination results related to this request, the majority of the discussion was held in closed session.

### XI. CLOSED SESSION

❖ MOVED by KELLY, SECONDED by SLACH, to go into CLOSED SESSION in compliance with the following requirements:

- Closed Session Minutes/Waiver Request (e.g. exam results)** (Closed session pursuant to Iowa Code § 21.5(1)(a) “to review or discuss records which are required or authorized by state or federal law to be kept confidential...”, specifically to review or discuss information that is confidential under Iowa Code § 21.5(4)).
- New Complaints** (Closed session pursuant to Iowa Code § 21.5(1)(d) to discuss whether to initiate licensee disciplinary investigations or proceedings and pursuant to Iowa Code § 21.5(1)(a) to review or discuss records which are required or authorized by state or federal law to be kept confidential, specifically information that is confidential under Iowa Code § 272C.6(4)).
- Additional Information on Previous Complaints** (Closed session pursuant to Iowa Code § 21.5(1)(d) to discuss whether to initiate licensee disciplinary investigations or proceedings and pursuant to Iowa Code § 21.5(1)(a) to review or discuss records which are required or authorized by state or federal law to be kept confidential, specifically information that is confidential under Iowa Code § 272C.6(4)).

Roll Call:

<u>Member</u>	<u>Kelly</u>	<u>Slach</u>	<u>McBride</u>
Yes	x	x	x
No			

Motion APPROVED by ROLL CALL.

- The Dental Hygiene Committee convened in closed session at 10:28 a.m.

### **RECONVENE IN OPEN SESSION**

- ❖ MOVED by KELLY, SECONDED by SLACH, to return to OPEN SESSION. Motion APPROVED unanimously.
- The Dental Hygiene Committee returned to open session at 11:00 a.m.

### **XII. ACTION ON CLOSED SESSION ITEMS**

- ❖ MOVED by KELLY, SECONDED by SLACH, to APPROVE the waiver request with the stipulation that M.E. complete 40 hours of Board-approved remediation, which included clinical components. Motion APPROVED unanimously.
- ❖ MOVED by KELLY, SECONDED by SLACH, to CLOSE file #16-0048. Motion APPROVED unanimously.
- ❖ MOVED by KELLY, SECONDED by SLACH, to CLOSE file #16-0148. Motion APPROVED unanimously.
- ❖ MOVED by KELLY, SECONDED by SLACH, to CLOSE file #16-0149. Motion APPROVED unanimously.
- ❖ MOVED by KELLY, SECONDED by SLACH, to APPROVE the closed session minutes from October 2016. Motion APPROVED unanimously.

### **XIII. ADJOURN**

- ❖ MOVED by KELLY, SECONDED by SLACH, to ADJOURN. Motion APPROVED unanimously.

The meeting of the Dental Hygiene Committee adjourned at 11:03 a.m. on January 26, 2017.

### **NEXT MEETING OF THE COMMITTEE**

The next meeting of the Dental Hygiene Committee is scheduled for April 27, 2017, in Des Moines, Iowa.

These minutes are respectfully submitted by Christel Braness, Program Planner 2, Iowa Dental Board.