



STATE OF IOWA

IOWA DENTAL BOARD

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

PHIL MCCOLLUM
INTERIM DIRECTOR

IOWA DENTAL BOARD

MINUTES

September 11, 2014
Conference Room
400 S.W. 8th St., Suite D
Des Moines, Iowa

Board Members

Steven Bradley, D.D.S.,
Steven C. Fuller, D.D.S.
Matthew J. McCullough, D.D.S.
Thomas M. Jeneary, D.D.S.
Kaaren G. Vargas, D.D.S.
Mary C. Kelly, R.D.H.
Nancy A. Slach, R.D.H.
Diane Meier, Public Member
Lori Elmitt, Public Member

September 11, 2014

Present
Present
Present
Present
Present
Present
Present
Absent
Present

Staff Members

Phil McCollum, Christel Braness

Attorney General's Office

Sara Scott, Assistant Attorney General

I. CALL TO ORDER FOR SEPTEMBER 11, 2014

Dr. Bradley called the open session meeting of the Iowa Dental Board to order at 12:02 p.m. on Thursday, September 11, 2014. The meeting was held by electronic means in compliance with Iowa Code section 21.8. The purpose of the meeting was to take action on Notices of Intended Action, and review a request related to requirements for an application for Iowa dental license. It was impractical to meet in person with such a short agenda and on such short notice. A quorum was established with seven members present.

Roll Call:

| <u>Member</u> | <u>Bradley</u> | <u>Elmitt</u> | <u>Fuller</u> | <u>Jeneary</u> | <u>Kelly</u> | <u>McCullough</u> | <u>Meier</u> | <u>Slach</u> | <u>Vargas</u> |
|---------------|----------------|---------------|---------------|----------------|--------------|-------------------|--------------|--------------|---------------|
| Present | x | x | x | x | x | x | | | x |
| Absent | | | | | | | x | x | |

II. 1st OPPORTUNITY FOR PUBLIC COMMENT

Dr. Bradley allowed the opportunity for public comment.

No comments were received.

III. ADMINISTRATIVE RULES

- Notice of Intended Action - Iowa Administrative Code 650—Chapter 29, “*Sedation and Nitrous Oxide Inhalation Analgesia*”

Mr. McCollum reported that this is the same notice that was approved by the Board at its July 2014 meeting. Mr. McCollum stated that the date of the public hearing date would be changed due to a delayed response from the Governor’s office in reviewing the Notice of Intended Action. If the Notice of Intended Action is published on October 1, 2014, the earliest date on which a public hearing could be held is October 21, 2014.

It was not necessary for the Board to take action on this item. The item was included so as to update the Board on the status.

- Notice of Intended Action – Proposed Amendments, Chapter 52 (new chapter), “*Military Service and Veteran Reciprocity*”

Mr. McCollum provided an overview of this proposed Notice of Intended Action. The draft of the Notice of Intended Action was drafted using language provided by the Governor’s office in conjunction with the Attorney General’s office. The wording has been standardized amongst the licensing boards.

Ms. Scott reported that other licensing boards have already published Notices of Intended Action for their proposed rules. There were only minor changes made to the proposed language by the licensing boards to address concerns specifically related to their licensing requirements.

- ❖ MOVED by BRADLEY, SECONDED by MCCULLOUGH, to APPROVE the Notice of Intended Action as drafted. Motion APPROVED unanimously.

IV. REQUEST FOR BOARD APPROVAL OF DEMONSTRATED ENGLISH PROFICIENCY

- Dr. Amir Habib – Applicant for Iowa Dental License

Ms. Braness provided an overview of this request. Dr. Habib is a foreign-trained dentist, who has made application for an Iowa dental license. Iowa Administrative Code 650—11.4(4) requires foreign-trained dentists to demonstrate proficiency in English to the satisfaction of the Board. Although Dr. Habib was granted a rule waiver by the Board at a previous meeting, the waiver request only applied to the educational requirements for licensure. Dr. Habib is asking the Board

to accept a recommendation from a former program director attesting to his English proficiency in lieu of the TOEFL or TSE examinations.

Several Board members expressed some concern about accepting a recommendation as opposed to standardized examinations, which can objectively verify English proficiency.

- ❖ MOVED by ELMITT, SECONDED by JENEARY, to deny the request, and require successful completion of TOEFL or TSE to satisfactorily demonstrate proficiency in English.

There was further discussion regarding the request prior to a vote being taken. Ms. Braness provided some additional background information concerning Dr. Habib's request. The Board members expressed their preference for an objective measure of competency in English.

The vote was taken.

- ❖ Motion APPROVED unanimously.

V. 2nd OPPORTUNITY FOR PUBLIC COMMENT

Dr. Bradley offered the opportunity for public comment.

No comments were received.

VI. ADJOURN

- Ms. Slach joined the call at 12:15 p.m.
- ❖ MOVED by ELMITT, SECONDED by VARGAS, to adjourn the meeting. Motion APPROVED unanimously.

The meeting was adjourned at 12:15 p.m. on September 11, 2014.

NEXT MEETING OF THE BOARD

The next meeting of the Board is scheduled for October 16-17, 2014, in Des Moines, Iowa.

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