



# STATE OF IOWA

## IOWA DENTAL BOARD

KIM REYNOLDS, GOVERNOR  
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JILL STUECKER  
EXECUTIVE DIRECTOR

### ANESTHESIA CREDENTIALS COMMITTEE

#### MINUTES

**June 20, 2019**

**Conference Room**

**400 S.W. 8<sup>th</sup> St., Suite D**

**Des Moines, Iowa**

#### **Committee Members**

**June 20, 2019**

Michael Davidson, D.D.S., Chairperson	Present
Gregory Ceraso, D.D.S.	Present
Steven Clark, D.D.S.	Absent
Jonathan DeJong, D.D.S.	Present
John Frank, D.D.S.	Present
Karen Potaczek, D.D.S.	Present
Gary Roth, D.D.S.	Present
Kaaren Vargas, D.D.S.	Absent
Kurt Westlund, D.D.S.	Present

#### **Staff Members**

Christel Braness, Jill Stuecker

#### **I. CALL MEETING TO ORDER – JUNE 20, 2019**

Ms. Braness called the meeting of the Anesthesia Credentials Committee to order at 12:04 p.m. on Thursday, June 20, 2019. The meeting was held by electronic means in compliance with Iowa Code section 21.8. The purpose of the meeting was to review meeting minutes, applications for sedation permit, and other committee-related business. It was impractical to meet in person with such a short agenda.

Roll Call:

<u>Member</u>	<u>Davidson</u>	<u>Ceraso</u>	<u>Clark</u>	<u>DeJong</u>	<u>Frank</u>	<u>Potaczek</u>	<u>Roth</u>	<u>Vargas</u>	<u>Westlund</u>
Present	x	x			x	x	x		
Absent			x	x				x	x

A quorum was established with five (5) members present.

#### **II. COMMITTEE MINUTES**

- *May 2, 2019 – Teleconference*

- ❖ MOVED by DAVIDSON, SECONDED by FRANK, to APPROVE the minutes from the May 2, 2019 meeting as submitted. Motion APPROVED unanimously.

➤ Dr. Westlund joined the meeting at 12:06 p.m.

### III. APPLICATIONS FOR GENERAL ANESTHESIA PERMIT

Ms. Braness reported that the Board had not received any new general anesthesia applications to date.

### IV. APPLICATIONS FOR MODERATE SEDATION PERMIT

- *Andrew Mulka, D.D.S. (Reinstatement)*

Ms. Braness reported that Dr. Mulka previously held a moderate sedation permit in Iowa. Dr. Mulka practiced in Illinois primarily and had allowed the permit in Iowa to lapse. Since Dr. Mulka practiced near the border, he applied to reinstate his moderate sedation permit. Dr. Mulka had not yet determined the location in Iowa where these services may be provided

- ❖ MOVED by FRANK, SECONDED by DAVIDSON, to APPROVE the application as submitted with a notation reminding Dr. Mulka of the facility requirements prior to resuming the administration of moderate sedation in Iowa. Motion APPROVED unanimously.

- *Samuel Lee, D.D.S.*

Ms. Braness provided an overview of Dr. Lee's sedation training. Dr. Lee completed training as a continuing education course through Western Surgical and Sedation in October 2017. The documentation Dr. Lee submitted indicated that the course meets the ADA guidelines for training in moderate sedation. The course consisted of a minimum of 60 hours, more than 20 cases and airway management training.

Ms. Braness had intended to forward the additional training documentation concerning Dr. Lee's training. The committee members did not receive the additional documentation. The committee discussed the information concerning the training and the attachments that Dr. Lee submitted documenting compliance with the rules.

- ❖ MOVED by ROTH, SECONDED by CERASO, to APPROVE the application as submitted following successful completion of a facility inspection and any other outstanding requirements. Motion APPROVED unanimously.

- *Robert Burns, D.D.S.*

Ms. Braness provided an overview of Dr. Burns' sedation training. Dr. Burns completed his training during a periodontal residency at the University of Iowa College of Dentistry in 2007. Dr.

Burns has requested the qualifications to sedate pediatric or medically-compromised patients. The moderate sedation training form indicated that Dr. Burns completed this training as required by rule.

Ms. Braness noted that Dr. Burns' facility would be a new location for the administration of moderate sedation and will need to be inspected prior to issuance of the permit.

The committee members expressed concern that Dr. Burns completed the residency training approximately 12 years ago and did not appear to have administered moderate sedation in the interim. The committee requested additional information regarding the delay in application and training and continuing education Dr. Burns may have completed in the area of sedation in recent years.

- ❖ MOVED by DAVIDSON, SECONDED by WESTLUND, to REQUEST the additional information as discussed. Motion APPROVED unanimously.

- *Richard Wright, D.D.S.*

Ms. Braness provided an overview of Dr. Wright's sedation training and experience. Dr. Wright practiced in Illinois, including the administration of moderate sedation in Illinois since 1982. Dr. Wright's sedation permit in Illinois is active through 2021. Until recently, Iowa had provisions, which allowed practitioners to use previous experience to qualify for a sedation permit if they had been sedating since 1981. Dr. Wright submitted a request for rule waiver; however, the Board's attorney determined that a rule waiver would be unnecessary. Dr. Burns was advised to submit an application for review by the committee.

Dr. Wright practiced primarily in Illinois; however, he intended to begin practicing in Burlington, Iowa and applied for a permit to provide sedation services at that location. The facility will need to be inspected prior to issuance of the sedation permit.

The committee members discussed Dr. Wright's previous training and experience.

- ❖ MOVED by DAVIDSON, SECONDED by ROTH, to APPROVE the application as submitted following successful completion of a facility inspection and any other outstanding requirements. Motion APPROVED unanimously.

## V. OTHER BUSINESS

- *Update: ARC 4358C Iowa Administrative Code 650 – Ch. 29, “Sedation and Nitrous Oxide”*

Ms. Braness reported that the Board adopted the rulemaking at the June 7, 2019 meeting. The adopted rules included changes from the original version published as the Notice of Intended Action. The changes were based on comments received in response to the rules.

Following the June 7, 2019 Board meeting, Ms. Braness filed the rulemaking as adopted. Shortly after the rules were filed, Board staff received feedback from some permit holders regarding the certification requirements established in IAC 650 – 29.7(2) and the time needed to comply with these requirements. Board staff withdrew the filing to explore potential options for addressing these concerns.

Ms. Stuecker discussed the concerns with Ms. Steffensmeier, the Board’s Assistant Attorney General, and Jack Ewing, Administrative Code Editor. Due to the legal constraints related to the rulemaking process, the rules were refiled as adopted. The new rules will publish on July 17, 2019 and will become effective August 21, 2019. The Board will consider rule waivers to address concerns related to compliance of the rules as needed.

Board staff will mail an update to all general anesthesia permit holders regarding the new requirements and provide a form that may be used to request a rule waiver allowing additional time to comply with the provisions of IAC 650 – 29.7(2). The waivers will be considered at the August 2, 2019 Board meeting for approval.

## **VI. OPPORTUNITY FOR PUBLIC COMMENT**

Ms. Braness allowed the opportunity for public comment.

## **VII. ADJOURN**

❖ **MOVED** by WESTLUND, **SECONDED** by DAVIDSON, to **ADJOURN**. Motion **APPROVED** unanimously.

The Anesthesia Credentials Committee adjourned its meeting at 12:29 p.m.

## **NEXT MEETING OF THE COMMITTEE**

The next meeting of the Anesthesia Credentials Committee is scheduled for August 29, 2019. The meeting will be held at the Board office and by teleconference.

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