



STATE OF IOWA IOWA DENTAL BOARD

KIM REYNOLDS, GOVERNOR
ADAM GREGG, LT. GOVERNOR

JILL STUECKER
EXECUTIVE DIRECTOR

IOWA DENTAL BOARD

MINUTES August 7, 2020 Video Conference

Board Members

Gregory Ceraso, D.D.S.,	Present
Jonathan DeJong, D.D.S.	Present
Monica Foley, D.D.S.	Present
Lisa Holst, D.D.S.	Present
William McBride, D.D.S.	Present
Nancy Slach, R.D.H.	Absent
Jillian Travis, R.D.H.	Present
Bruce Thorsen, Public Member	Present
Lori Elmitt, Public Member	Present

August 7, 2020

Staff Members

Jill Stuecker, Christel Branss, Dee Ann Argo, David Schultz

Attorney General's Office

Laura Steffensmeier, Assistant Attorney General

I. CALL TO ORDER FOR AUGUST 7, 2020

Dr. McBride called the meeting of the Iowa Dental Board to order at 9:30 a.m., on Friday, August 7, 2020. The meeting was held by electronic means in compliance with Iowa Code Section 21.8 due to the COVID-19 pandemic.

Roll Call:

Member	McBride	Foley	Ceraso	DeJong	Holst	Slach	Travis	Elmitt	Thorsen
Present	x	x	x	x	x		x	x	x
Absent						x			

A quorum was established with eight members present.

II. OPPORTUNITY FOR PUBLIC COMMENT

Dr. McBride thanked everyone for working together during this time.

Dr. McBride allowed the opportunity for public comment and asked that individuals introduce themselves prior to their comments.

Mr. Cope, Iowa Dental Hygienists' Association (IDHA), commented briefly on the agenda item related to HF 2267. Mr. Cope was aware that the Board has received comments about rulemaking related to this. The IDHA intended to meet with the Iowa Dental Association (IDA) to see what compromises may be reached.

Dr. Nathan Hehr, IDA, thanked the Board and staff for the reopening guidelines. The guidelines seem to be working well. To date, the feedback has been overwhelmingly positive.

Dr. Hehr discussed the request for rulemaking related to volunteer services and continuing education. Dr. Hehr believed that this would be a good way for underserved members of the public to receive dental care, while providing continuing education credit for the volunteer services. Dr. Hehr stated that he looked forward to volunteering at the Iowa Mission of Mercy events in the future.

Dr. Hehr also addressed Mr. Cope's comments. The IDA has some concern with the letter from the Iowa Department of Public Health (IDPH). The IDA submitted their response in writing. Dr. Hehr looked forward to working with the interested parties.

III. APPROVAL OF OPEN SESSION MINUTES

- *June 5, 2020 – Meeting*

- ❖ MOVED by THORSEN, SECONDED by FOLEY, to APPROVE the open session minutes of the meeting as drafted. Motion APPROVED unanimously.

IV. REPORTS

EXECUTIVE DIRECTOR REPORT

Ms. Stuecker reported that the Board issued two temporary dental licenses and 28 dental hygiene licenses to date. That information was posted to the Board's website per the guidance. Staff will continue to update the website going forward. The process appeared to be working well. Ms. Stuecker thanked the staff who navigated this change in process.

Ms. Stuecker provided a quick update on renewal. As of August 5, approximately 38% of dentists had completed renewal. The Board will issue another reminder in the next couple of weeks for those who may have forgotten. Ms. Stuecker encouraged licensees to reach out to the Board if there were questions.

Ms. Stuecker thanked stakeholders for their collaboration, work and understanding during the recent months.

BUDGET REPORT

Ms. Stuecker reported that the Board was provided an updated financial status report for fiscal year 2020 and the budget for fiscal year 2021.

ANESTHESIA CREDENTIALS COMMITTEE

- *Review of Actions Taken by the Committee on General Anesthesia & Moderate Sedation Permit Applications*

Ms. Braness reported that the Anesthesia Credentials Committee met on July 9, 2020 and July 23, 2020. The committee approved three general anesthesia permit applications, three moderate sedation permit applications, and a moderate sedation training course through DOCS Education in affiliation with Idaho State University and Meharry Medical College.

The Board members did not have any comments.

CONTINUING EDUCATION ADVISORY COMMITTEE

- *Vote on Recommendations: Course Applications*
- *Vote on Recommendations: Sponsor Applications*
- *Vote on Other Committee Recommendations*

Ms. Elmitt provided an overview of the committee's recommendations.

- ❖ **MOVED** by ELMITT, **SECONDED** by TRAVIS, to **APPROVE** the recommendations as submitted. Motion **APPROVED** unanimously.

DENTAL HYGIENE COMMITTEE

- *Committee Meeting Overview*

Dr. Ceraso reported that the committee met earlier that morning. The committee primarily considered requests for rule waivers related to the CRDTS non-patient clinical examination and the requirements for obtaining a local anesthesia permit. The committee also discussed the provisions for allowing staff to administratively approve rule waivers related to the non-patient clinical examinations for 2020 graduates.

- *Item(s) for Ratification*
 - *Claire Nieman, Dental Hygiene Graduate, IAC 650–11.5, Dental Hygiene Licensure by Exam*
 - *Chelsey Kloft, Dental Hygiene Graduate, IAC 650–11.5, Dental Hygiene Licensure by Exam*
 - *Lindsey Berge, Dental Hygiene Graduate, IAC 650–11.5, Dental Hygiene Licensure by Exam*
 - *Des Moines Area Community College on Behalf of Dental Hygiene Graduates, IAC 650 –11.5, Dental Hygiene Licensure by Exam*

- *Indian Hills Community College on Behalf of Dental Hygiene Graduates, IAC 650 –11.5, Dental Hygiene Licensure by Exam*
- ❖ MOVED by CERASO, SECONDED by THORSEN, to RATIFY the recommendations of the committee. Motion APPROVED unanimously.
- *Carmen Cannon, R.D.H, IAC 650 –11.7, Dental Hygiene Application for Local Anesthesia Permit*

Dr. Ceraso and Ms. Braness provided an overview of the waiver request.

- ❖ MOVED by CERASO, SECONDED by MCBRIDE, to RATIFY the recommendation of the committee. Motion APPROVED unanimously.
- *Vote to Delegate Authority to Staff to Administratively Approve Waivers Related to Licensure Exams as Outlined by the Committee*

Dr. Ceraso reported that the committee delegated authority to staff to administratively approve waiver requests for the non-patient CRDTS examination. The committee indicated that they would meet to discuss other examination options if requests were received.

- ❖ MOVED by CERASO, SECONDED by THORSEN, to RATIFY the recommendation of the committee. Motion APPROVED unanimously.
- *K.H., Dental Hygiene Graduate, IAC 650 – 12.5 System of Retaking Dental Hygiene Examinations*
- *D.A., Dental Hygiene Graduate, IAC 650 – 12.5 System of Retaking Dental Hygiene Examinations*

Dr. Ceraso provided an overview of the requests. COVID-19 has limited schools' ability to provide remedial education. The committee recommended a waiver of the remedial education one time. A third failure would result in the requirement for remedial education. Patient acceptance was a factor in both of these cases. A manikin exam may eliminate that concern.

Ms. Travis clarified requirements for remediation following a third failure. The remediation could be completed in a school or clinical setting.

- ❖ MOVED by CERASO, SECONDED by TRAVIS, to RATIFY the recommendation of the committee. Motion APPROVED unanimously.

V. RULEMAKING

- *Discussion on Rulemaking Related to HF 2267, An Act Relating to the Regulation of Dental Hygienists and Dental Assistants and the Practice of Dentistry, and Providing Administrative Penalties*

Dr. McBride stated that the Board needed to consider rulemaking related to HF 2267. The rulemaking will be discussed in more detail at the September 2020 meeting.

Dr. McBride asked if there were any comments. The Board members did not have any additional comments at this time.

- *Discussion on Next Steps Related to Rulemaking for Clinical Examinations*

Dr. McBride provided an overview of the waivers for non-patient dental examinations approved to date. Ms. Stuecker shared a spreadsheet that also provided a summary of that information.

The Board has previously indicated that they would like to consider rulemaking to permanently implement non-patient clinical examination options. Staff needed direction to begin drafting proposed amendments for a more detailed discussion in September 2020. Various individuals and groups have requested non-patient clinical exam options for some time; however, COVID-19 accelerated the need for these options.

Dr. Ceraso reported that the Dental Hygiene Committee was in favor of approving the examinations by waiver for 2020 graduates and would prefer to wait to see what 2021 brings. The primary concerns of the committee are the materials that are currently available. Unfortunately, those materials do not fully replicate working on real teeth for dental hygiene procedures. Dr. Ceraso would like to get more information prior to implementing permanent changes.

Dr. McBride asked if there were concerns related to the non-patient dental examinations. Dr. Ceraso stated that the new CompeDont™ models appear to be a good option for non-clinical testing of dental procedures. Ideally, the manikins for periodontal procedures need improvement. In Dr. Ceraso's opinion, the CompeDont™ model appear to better replicate real teeth compared to other models.

Dr. McBride indicated that the University of Iowa has asked for an option for a non-patient clinical examination option for the 2021 graduates. The Board would need to begin working on the rules now to address that request, if there is support for that request.

Dr. McBride asked Dr. Howe, with the University of Iowa College of Dentistry, to clarify the examination plans for next year. Dr. Howe stated that the university scheduled dates for the Commission on Dental Competency Assessments (CDCA) examination for 2021. Currently, the hope was to administer the CDCA patient-free exam which utilizes the CompeDont™ and has an OSCE.

Dr. McBride asked about the patient-based examination, and whether they would utilize CDCA or another testing agency examination. Dr. Howe confirmed that they would use CDCA. Dr. McBride stated that the CDCA non-patient examination appeared to stand out given the advancement of the CompeDont™ models. Dr. McBride recommended moving forward with rules to permanently accept the CDCA non-patient examination.

Dr. Howe stated that in June 2020 there was a live-patient exam with CRDTS. Dr. Howe provided a brief comparison of both examinations based on the comments from students who completed both examinations. Overall, Dr. Howe believed that the CompeDont™ may be a better method of examination.

The Board members were in agreement that staff should begin drafting rules. Dr. McBride clarified that the Board may consider other non-patient examinations when more information or better models become available.

- *Discussion and Vote on Proposed Notice of Intended Action: Revisions Regarding Volunteer Service as Continuing Education, Amendments to Chapter 25*

Dr. McBride reported that this was follow up to a request received previously from the IDA to amend the rules to allow continuing education credit for volunteering dental services at free clinics. The previous discussion and vote was postponed as a result of COVID-19 and the temporary restrictions on rulemaking.

Dr. McBride noted that there was a slight modification from the original request. The original request was to grant one hour of credit for every four hours of service. The current draft would award one hour of credit for every three hours of volunteer dental service.

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

VI. RULE WAIVER REQUESTS

- *Hannah Quade, Dental Assistant Trainee, IAC 650 –20.6, Registration Requirements*

Ms. Stuecker reported that Ms. Quade attended the dental assisting program at Northeast Iowa Community College this past year. Ms. Quade has two general education courses, which she has not yet completed, and which are required for a diploma in dental assisting. Ms. Quade completed an internship with Dr. Anna Miller. Dr. Miller would like to employ and utilize Ms. Quade as a registered dental assistant to assist in her practice as a result of current staff limitations. Ms. Quade has completed all of the dental assisting coursework.

Board rules require applicants for registration to have graduated from a CODA-accredited program or have at least six months as a dental assistant trainee. Ms. Quade requested that the Board grant her registration as a dental assistant given the dental assisting course work has been completed.

Dr. Ceraso asked for confirmation that she intended to complete the courses. Ms. Stuecker confirmed that and clarified the reason for the waiver.

Dr. Foley stated that she had concern given that the specific courses may also relate to patient communication. Dr. Foley was open to further discussion on this.

Dr. Holst recommended approval of the registration with a provision that Ms. Quade complete the courses within a specified timeframe. Dr. McBride stated that he would recommend a 12-month period given the current situation with schools as a result of COVID-19

- ❖ MOVED by HOLST, SECONDED by CERASO, to APPROVE the waiver with the stipulation that Ms. Quade complete the remaining two courses within 12 months. Motion APPROVED unanimously.
- *Samantha Johnson, IAC 650 – 20.6, Registration Requirements and 20.10, Examination Requirements*

Ms. Stuecker reported that Ms. Johnson was a graduate of an accredited dental assisting program. Ms. Johnson, until recently, practiced as a dental assistant in South Dakota. Ms. Johnson requested a rule waiver of the examinations required for registration and qualification. Ms. Johnson believed that her graduation from an accredited program and ongoing continuing education sufficiently demonstrated her knowledge and competence.

Mr. Thorsen was inclined to deny the request. Particularly in light of COVID-19, infection control was critical. Dental radiography was also important. Ms. Elmitt and Ms. Travis agreed with Mr. Thorsen.

- ❖ MOVED by THORSEN, SECONDED by ELMITT, to DENY the waiver as requested. Motion APPROVED unanimously.
- *Robert Alt, D.D.S., IAC – 29.7(2), Deep Sedation or General Anesthesia Standards*

Ms. Stuecker reported that Ms. Johnson-Brown was able to take the DAANCE certification earlier in the week and the waiver was no longer necessary. The waiver request was withdrawn as a result.

VII. LEGISLATION

- *Discussion on HF 2627*

Ms. Stuecker provided a brief update on HF 2627, which was a licensure reform bill signed into law in July. Ms. Stuecker and staff of other licensing boards were working through the provisions to ensure consistent interpretation and implementation of the bill.

The first piece was the provision for fee waiver. Applicants whose incomes are below 200% of the federal poverty level can apply for an initial license fee to be waived.

Ms. Stuecker stated that they were beginning to work through the piece related to licensing individuals who have practiced in other states. There will be an impact to examination requirements through this pathway. This will also have implications for foreign-trained dentists, who have obtained licenses in other states. Ms. Stuecker will share more information in the coming months.

The last piece of the legislation related to criminal history. The licensing group is working on this provision currently and will share more information in the coming months.

Ms. Stuecker asked if there were any questions.

Mr. Thorsen was glad to see that everyone was taking sufficient time to work through this in a collaborative effort among all boards given the implications of the legislation.

Ms. Stuecker has gotten input from directors in other states that had similar legislation enacted. Ms. Stuecker stated that those conversations have been helpful.

- *Discussion on Potential Board Legislation for 2021 Legislative Session*

Dr. McBride summarized some of the proposals to date, including the administration of vaccinations. Dr. McBride asked if there were any other suggestions for consideration.

Mr. Thorsen reported that his review suggested that the administration of vaccinations by licensed professionals was a growing trend.

Dr. McBride stated that he and Ms. Stuecker had a recent discussion with the director of the Iowa Board of Pharmacy and asked if the Board was interested in working with them on this effort. The Board members were in agreement. Staff will continue to work on this.

VIII. OTHER BUSINESS

- *Discussion on University of Iowa College of Dentistry Aerosol Study*

Dr. McBride stated that the report provided some practical information related to the practice of dentistry during this time. Dr. McBride expressed his thanks to the university for this information.

- *COVID-19 Update and Discussion on Board Guidelines*

Dr. McBride reported that the CDC recently updated a few of their recommendations. The Board will continue to monitor the situation and provide updates as needed.

- *Review of Public Health Supervision Reports Submitted by IDPH*

Dr. McBride provided an overview of the reports about the public health supervision programs submitted by IDPH and thanked them for their work.

- *Vote on Amy Lesch, D.D.S. Silver Diamine Fluoride Course Submitted by IDPH*

Dr. McBride provided an overview of the course that was submitted for approval.

- ❖ MOVED by HOLST, SECONDED by FOLEY, to APPROVE the course as submitted. Motion APPROVED unanimously.

- The Board took a brief recess at 10:19 a.m.
- The Board reconvened at 10:30 a.m.

CLOSED SESSION

- ❖ MOVED by MCBRIDE, SECONDED by CERASO, to go into CLOSED SESSION pursuant to Iowa Code section 21.5(1)(a), to review or discuss records which are required or authorized by state or federal law to be kept confidential; and pursuant to Iowa Code section 21.5(1)(d), to discuss whether to initiate licensee disciplinary investigations or proceedings; and pursuant to Iowa Code section 21.5(1)(f), to discuss the decision to be rendered in a contested case conducted according to the provisions of chapter 17A.

Roll Call:

<u>Member</u>	<u>McBride</u>	<u>Foley</u>	<u>Ceraso</u>	<u>DeJong</u>	<u>Holst</u>	<u>Slach</u>	<u>Travis</u>	<u>Elmitt</u>	<u>Thorsen</u>
Yes	x	x	x	x	x		x	x	x
No									
Absent						x			

Motion APPROVED by roll call.

- The Board convened in closed session at 10:31 a.m.
- ❖ MOVED by CERASO, SECONDED by HOLST, to RETURN to OPEN SESSION. Motion APPROVED unanimously.
- The Board reconvened in open session at 12:47 p.m.

OPEN SESSION

IX. ACTION, IF ANY, ON CLOSED SESSION AGENDA ITEMS

a. Closed Session Minutes

- ❖ MOVED by FOLEY, SECONDED by HOLST, to APPROVE the closed session minutes for the June 5, 2020 quarterly meeting. Motion APPROVED unanimously.

b. Compliance

- ❖ MOVED by CERASO, SECONDED by FOLEY, to APPROVE the termination of probation in the Matter of Sarah Ramos, R.D.A., file number 16-0159. Motion APPROVED unanimously.
- ❖ MOVED by CERASO, SECONDED by FOLEY, to MODIFY the frequency of submitting practice monitor reports from monthly to quarterly in the Matter of Jacob Hopper, D.D.S.,

file numbers 17-0004, 17-0010, 17-0118. Motion APPROVED unanimously. Dr. Holst recused herself.

- ❖ MOVED by CERASO, SECONDED by FOLEY, to MODIFY his requirement to submit practice monitor reports only if he would resume prescribing again and determined that he remain on probation in the Matter of Jack Osterhaus, D.D.S., file number 18-0124. Motion APPROVED unanimously.
- ❖ MOVED by CERASO, SECONDED by FOLEY, to APPROVE the person that this licensee proposed to be his infection control monitor in the Matter of Thomas Cooney, D.D.S., file number 19-0044. Motion APPROVED unanimously.

c. Disciplinary Orders

- ❖ MOVED by CERASO, SECONDED by ELMITT, to APPROVE the Combined Statement of Charges, Settlement Agreement and Final Order as proposed in the Matter of Jessie A. Martin, R.D.A., file number 20-0034. Motion APPROVED unanimously.
- ❖ MOVED by DEJONG, SECONDED by FOLEY, to APPROVE the Voluntary Inactive Status Agreement as proposed in the Matter of Steffany L. Mohan, D.D.S., file numbers 14-0081, 15-0048. Motion APPROVED unanimously.

d. Action on Cases

- ❖ MOVED by HOLST, SECONDED by ELMITT, to KEEP OPEN file number 19-0181. Motion APPROVED unanimously.
- ❖ MOVED by HOLST, SECONDED by ELMITT, to KEEP OPEN file number 20-0011. Motion APPROVED unanimously.
- ❖ MOVED by HOLST, SECONDED by ELMITT, to CLOSE file number 20-0023. Motion APPROVED unanimously.
- ❖ MOVED by HOLST, SECONDED by ELMITT, to CLOSE file number 20-0031. Motion APPROVED unanimously.
- ❖ MOVED by HOLST, SECONDED by MCBRIDE, to CLOSE file number 20-0038. Motion APPROVED unanimously.
- ❖ MOVED by HOLST, SECONDED by MCBRIDE, to CLOSE file number 20-0050. Motion APPROVED unanimously.
- ❖ MOVED by HOLST, SECONDED by MCBRIDE, to KEEP OPEN file number 20-0081. Motion APPROVED unanimously.

- ❖ MOVED by HOLST, SECONDED by MCBRIDE, to CLOSE file number 20-0057.
Motion APPROVED unanimously.
- ❖ MOVED by HOLST, SECONDED by MCBRIDE, to CLOSE file number 20-0066.
Motion APPROVED unanimously.
- ❖ MOVED by HOLST, SECONDED by MCBRIDE, to KEEP OPEN file number 20-0077.
Motion APPROVED unanimously.
- ❖ MOVED by HOLST, SECONDED by MCBRIDE, to KEEP OPEN file number 20-0097.
Motion APPROVED unanimously.
- ❖ MOVED by HOLST, SECONDED by MCBRIDE, to CLOSE file number 20-0102.
Motion APPROVED unanimously.
- ❖ MOVED by HOLST, SECONDED by MCBRIDE, to CLOSE file number 20-0096.
Motion APPROVED unanimously.
- ❖ MOVED by HOLST, SECONDED by MCBRIDE, to CLOSE file number 20-0103.
Motion APPROVED unanimously.
- ❖ MOVED by HOLST, SECONDED by MCBRIDE, to CLOSE file number 20-0107.
Motion APPROVED unanimously.
- ❖ MOVED by HOLST, SECONDED by MCBRIDE, to CLOSE file number 20-0108.
Motion APPROVED unanimously.
- ❖ MOVED by HOLST, SECONDED by MCBRIDE, to CLOSE file number 20-0109.
Motion APPROVED unanimously. Dr. Foley recused herself.
- ❖ MOVED by HOLST, SECONDED by MCBRIDE, to CLOSE file number 20-0111.
Motion APPROVED unanimously.
- ❖ MOVED by HOLST, SECONDED by MCBRIDE, to CLOSE file number 20-0112.
Motion APPROVED unanimously.
- ❖ MOVED by HOLST, SECONDED by MCBRIDE, to CLOSE file number 20-0113.
Motion APPROVED unanimously.
- ❖ MOVED by HOLST, SECONDED by MCBRIDE, to CLOSE file number 20-0119.
Motion APPROVED unanimously.
- ❖ MOVED by FOLEY, SECONDED by TRAVIS, to KEEP OPEN file number 19-0061.
Motion APPROVED unanimously.

- ❖ MOVED by FOLEY, SECONDED by TRAVIS, to CLOSE file number 19-0116. Motion APPROVED unanimously.
- ❖ MOVED by FOLEY, SECONDED by TRAVIS, to CLOSE file number 20-0104. Motion APPROVED unanimously. Dr. Ceraso recused himself.
- ❖ MOVED by FOLEY, SECONDED by TRAVIS, to CLOSE file number 20-0079. Motion APPROVED unanimously. Dr. Ceraso recused himself.
- ❖ MOVED by HOLST, SECONDED by DEJONG, to CLOSE file number 19-0182. Motion APPROVED unanimously.
- ❖ MOVED by HOLST, SECONDED by DEJONG, to CLOSE file number 20-0069. Motion APPROVED unanimously.
- ❖ MOVED by FOLEY, SECONDED by HOLST, to CLOSE file number 19-0122. Motion APPROVED unanimously.
- ❖ MOVED by CERASO, SECONDED by TRAVIS, to CLOSE file number 20-0100. Motion APPROVED unanimously.
- ❖ MOVED by CERASO, SECONDED by TRAVIS, to CLOSE file number 20-0110. Motion APPROVED unanimously.
- ❖ MOVED by DEJONG, SECONDED by FOLEY, to CLOSE file number 18-0108. Motion APPROVED unanimously.

X. ADJOURN

- ❖ MOVED by ELMITT, SECONDED by CERASO, to ADJOURN. Motion APPROVED unanimously.

The meeting of the Iowa Dental Board adjourned at 12:56 p.m. on August 7, 2020.

NEXT MEETING OF THE COMMITTEE

The next meeting of the Iowa Dental Board is scheduled for September 25, 2020, in Des Moines, Iowa.

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