

## WEST VIRGINIA BOARD OF DENTISTRY

### MINUTES - GENERAL SESSION

**Dates:** January 17 & 18, 2020

**Location:** Charleston Marriott  
200 Lee Street East  
Charleston, WV 25301

**Members Present:** Samuel V. Veltri, DDS, President  
John E. Bogers, DDS  
David G. Edwards, DDS  
C. Richard Gerber, DDS  
Lewis D. Gilbert, DDS  
Stan W. Kaczkowski, DDS  
Mary Beth Shea, RDH  
Beverly L. Stevens, COMSA

**Members Absent:** William E. Ford, III

**Staff Present:** Mrs. Susan M. Combs, Executive Director

**Board Counsel:** Mr. Keith D. Fisher, Assistant Attorney General

**Guests Present:** Mr. Alex Zurbuch, Frost Brown Todd, LLC

### January 17, 2020

The Complaint Committees met to review complaints and disciplinary matters with no decisions or votes being made.

Thereafter, the Board's President, Dr. Veltri, determined this meeting was properly noticed with the Secretary of State's office and a sufficient number of Board members were in attendance to constitute a quorum. The quorum was determined by the presence of eight of the nine Board members. Therefore, the meeting of the West Virginia Board of Dentistry was called to order.

The first order of business were the meeting notices to the Secretary of State which were distributed for information purposes only.

The next order of business were the minutes from the October, 2019 Board meeting, and the January meetings of the Licensing and Permit Review and the Teledentistry Committees. Upon motion by Dr. John E. Bogers, and properly seconded by Mrs. Mary Beth Shea, and unanimously

passed, all of the minutes were approved as distributed.

The next order of business were recommendations from the Licensing and Permit Review Committee, which were to continue to research and work on future recommendations for the Board.

The next order of business were recommendations from the Teledentistry Committee, which were to continue to research and work on future recommendations for the Board.

The next order of business were recommendations from the Committee on Expanded Duties, which were to make no recommendations for any changes to WV laws or rules at this time.

Upon motion by Dr. Stan W. Kaczowski, and properly seconded by Mrs. Beverly L. Stevens, and unanimously passed, the Board accepted the reports and recommendations of the Committees.

The next order of business was a general legislative discussion, House and Senate Bills introduced, the legislative calendar and possibility of adding dental anesthesiology as a specialty to the practice act, which were distributed for information purposes only.

The next order of business was a discussion of the Dental Recovery Network and the need for a review of the program and Board rules for any possible changes or updates. The Board President, Dr. Veltri appointed a committee for the review comprised of Dr. John E. Bogers, Dr. Lewis D. Gilbert and Dr. Stan W. Kaczowski. Dr. Veltri will serve as Ex Officio.

The next order of business was information from the American Board of Dental Examiners including the new bylaws passed during the annual meeting in August, 2019, a report concerning that meeting as well as a press release concerning the implementation of the ADEX exam in the State of California. The Board took oral reports from members concerning various examination entities. These items were taken for information purposes.

The next order of business was an update by Susan Combs concerning the licensing software with GL Solutions. Meetings with GL are held on a regular basis and Susan reported she continues to learn more about the system. Also, the new phone system the office is purchasing from the statewide contract through SEGRA has not been installed yet and no contact has been made to do so since our meeting in September, all was taken for information purposes only.

The next order of business were the financial reports, as well as the PCard report from October, 2019 through January 2020, which includes the Ghost Travel report, with all board members having the opportunity to review the PCard logs, documentation and receipts at this time. Upon motion by Dr. Stan W. Kaczowski, and properly seconded by Mrs. Beverly L. Stevens, and unanimously passing, the Board accepted the financial and PCard reports as distributed.

The next order of business were the Board of Risk and Insurance Management related safety requirements. The following were reviewed: Driver safety; drug & alcohol free workplace;

workplace harassment; IT and information policy; protecting personally identifiable information; safety committee appointment document; safety inspection checklist; safety minutes; safety policy; and workplace security.

The next order of business was a brochure for Comprehensive Regulatory Training for Board Members given by the Federation of Associations of Regulatory Boards. The Board requested Counsel and the Executive Director to look into the possibility of having this training in West Virginia for the Board and other Boards who may be interested in splitting costs.

The next order of business was information from Case Western Reserve Intensive Continuing Education Course Programs, which was distributed for information purposes only.

The next order of business were future meetings, which were taken for information and included:

- American Association of Dental Administrators - April 2020
- American Association of Dental Boards – April 2020
- WV Board of Dentistry Calendar

The next order of business were newsletters, which were taken for information purposes, from the following:

- Oregon Board of Dentistry
- WV Dental Association

The next order of business was a letter from the American Academy of Dental Sleep Medicine concerning clarification of scope of practice issues. The Board will take this letter under consideration and review again at the next scheduled meeting.

At this time the President announced the need for an Executive Session to consider matters under provisions contained in Chapter 6, Article 9A, Section 4, not limited to, but primarily for those contained in Subsections (4) and (6), specifically to review complaints and investigations.

Dr. David G. Edwards made a motion to go into Executive Session, Dr. Lewis D. Gilbert seconded the motion, which unanimously passed. During this session, Dr. David G. Edwards recused himself from the meeting during the review and recommendations of the committee reviewing a specific investigation and returned afterward. Thereafter, the Board came back into a general session upon motion by Dr. John E. Bogers, and properly seconded by Mrs. Mary Beth Shea, and unanimously passing.

The next order of business was the consideration of Consent Decree and Orders in case numbers 2018-DB-0042D and 2018-DB-0044D. Mrs. Mary Beth Shea made a motion to accept the Consent Decree and Orders in these matters, Dr. Stan W. Kaczowski seconded the motion, which passed unanimously.

The next order of business was the review of compliance of the Consent Decree and Order in case number 2018-DB-0011D. The dentist in this case having completed all requirements is considered in full compliance of the Consent Decree and Order upon motion by Mrs. Beverly L. Stevens, properly seconded by Dr. Stan W. Kaczkowski and unanimously passed.

The next order of business was the consideration of the remaining recommendations by the complaint committees of the Board. Upon motion by Dr. Stan W. Kaczkowski, and properly seconded by Mrs. Beverly L. Stevens, and unanimously passed, the Board approved all other committee recommendations.

At this time the President announced the need for an Executive Session to consider matters under provisions contained in Chapter 6, Article 9A, Section 4, not limited to, but primarily for those contained in Subsections (4) and (6), specifically to give law exams and interview the applicants in the morning and review complaints and investigations thereafter. Upon motion by Dr. Stan W. Kaczkowski, and properly seconded by Dr. John E. Bogers, and unanimously passed, the Board went into executive session and recessed until morning.

### **January 18, 2020**

The morning started with an Executive Session for the purposes of giving the law examination and interviewing applicants for licensure. Thereafter, the Board came back into a general session upon motion by Mrs. Beverly L. Stevens, and properly seconded by Dr. Stan W. Kaczkowski, and unanimously passing.

The next order of business was the approval of applicants appearing for reinstatements, permits or licensure. Upon motion by Dr. David G. Edwards, and properly seconded by Dr. Lewis D. Gilbert, and unanimously passed, the board approved the applicants pending completion of their applications as determined by the Board.

At this time the meeting was adjourned upon motion of Dr. David G. Edwards, properly seconded by Dr. Stan W. Kaczkowski, and unanimously passing, with the next regular meeting scheduled for April 24 & 25, 2020, at The Blennerhassett Hotel, Parkersburg, West Virginia.