

WEST VIRGINIA BOARD OF DENTISTRY

MINUTES

Dates: October 25 & 26, 2019

Location: West Virginia Board of Dentistry
1319 Robert C. Byrd Drive
Crab Orchard, WV 25827

Members Present: Samuel V. Veltri, DDS, President
John E. Bogers, DDS
David G. Edwards, DDS
Mr. William E. Ford, III
C. Richard Gerber, DDS
Lewis D. Gilbert, DDS
Beverly L. Stevens, COMSA

Members Absent: Mary Beth Shea, RDH, Secretary
Stanley W. Kaczowski, DDS

Staff Present: Ms. Betty J. Adkins, Board Counsel
Mrs. Susan M. Combs, Executive Secretary
Mr. Keith D. Fisher, Assistant Attorney General

Guests Present: Mr. Alex Zurbuch, Frost Brown Todd, LLC
Mr. Richard Stevens, WV Dental Association

October 25, 2019

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 Dr. Veltri, Dr. Bogers, Dr. Edwards, Mr. Ford, Dr. Gerber, Dr. Gilbert, and Mrs. Stevens. 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 July, August and September meetings.

Upon motion by Dr. John E. Bogers, and properly seconded by Dr. C. Richard Gerber, and unanimously passed, the minutes were approved.

The next order of business was a resignation letter from Dr. Charles L. Smith and a letter from the Governor appointing Dr. David G. Edwards to the Board, which were distributed for information purposes only.

The next order of business was a general legislative discussion, series 1 and 8 agency approved rules and teledentistry. The Legislative Rule Making Review Committee made a request for modification of series 8, which is as follows; On page 3, last line, by striking out "section twenty, article four of this chapter.", and inserting in lieu thereof "W. Va. Code §30-4-19." Dr. David G. Edwards made a motion the Board agree with the modifications. Dr. C. Richard Gerber seconded the motion, which unanimously passed. At this time Dr. S. Vincent Veltri, President, appointed a committee to review information regarding teledentistry laws and rules across the country and report back to the Board. Mrs. MaryBeth Shea, Mrs. Beverly L. Stevens, Dr. Stan Kaczkowski and Dr. Veltri will serve on the committee. A committee to review the licensure and permit requirements, set forth by statute and rule, was appointed by Dr. Veltri. Drs. John E. Bogers, David G. Edwards, C. Richard Gerber and Dr. Veltri will serve on the committee.

The next order of business was information from the Dental Organization for Conscious Sedation concerning a course, Forensic Dentistry and the Standard of Care, which was distributed for information purposes only.

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 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 an update on the licensing software and the upcoming production of renewals, which was taken for information purposes only.

The next order of business was information concerning the new phone system the office is purchasing from the statewide contract through SEGRA, which was taken for information purposes only.

The next order of business were regional board reports (verbal), issues and representations, which were taken for information purposes. Drs. Bogers & Kaczkowski will remain on the CITA Board of Directors, MaryBeth Shea will remain on the CRDTS Dental Hygiene, Exam Review Committee. No changes were made at this time to SRTA representatives with the merge of CITA

and SRTA.

The next order of business were the financial reports, and PCard report from July through October 2019, 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. John E. Bogers, and properly seconded by Dr. C. Richard Gerber, and unanimously passing, the Board accepted the financial and PCard reports as distributed.

The next order of business were American Board of Dental Examiners (ADEX), Regional Board Issues, Reports, Recommendations, Representation; ADEX - Highlights of Annual Meeting & Bylaws Approved 8.10.2019; Commission on Dental Competency Assessments - Advances Technology in Dental OSCE Testing; and Southern Regional Testing Agency - Decision to Remain an Entity, which were discussed and taken for information purposes only.

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

Commission on Dental Competency Assessments - January 9-11, 2020
WV Board of Dentistry Calendar

After a review of the Board calendar, the general consensus was to have the Board's Summer meeting on July 23rd and 24th, 2020 at the Greenbrier.

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

Dental Assisting National Board, Inc.
WV Dental Association

The next order of business was the Executive Director's Report of the American Association of Dental Boards, which was taken for information purposes.

The next order of business was information concerning the response by the American Association of Oral & Maxillofacial Surgeons to Recent Challenges to Oral & Maxillofacial Surgery Office-Based Anesthesia for Pediatric Patients, which was taken for information purposes.

The next order of business was the annual report for the fiscal years 2018 & 2019, which was sent to the Governor and submitted to Legislature in September, 2019. The report was taken for information purposes only.

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. C. Richard Gerber made a motion to go into Executive Session, Dr. Lewis D. Gilbert seconded the motion, which unanimously passed. During this session, Dr. Lewis D. Gilbert 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 Mrs. Beverly L. Stevens, and properly seconded by Dr. Lewis D. Gilbert, and unanimously passing.

The next order of business was the consideration of recommendations by the complaint committees of the Board. Upon motion by Dr. C. Richard Gerber, and properly seconded by Dr. John E. Bogers, 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 Mrs. Beverly L. Stevens, and properly seconded by Dr. Lewis D. Gilbert, and unanimously passed, the Board went into executive session and recessed until morning.

October 26, 2019

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 Dr. C. Richard Gerber, and properly seconded by Dr. David G. Edwards, and unanimously passing.

The next order of business was the approval of applicants appearing for reinstatements, permits or licensure. Mr. William E. Ford, III, made a motion all applicants appearing today, as part of their application process, be approved pending completion of their applications as determined during interviews. Dr. Lewis D. Gilbert seconded the motion, which unanimously passed.

At this time the meeting was adjourned upon motion of Dr. David G. Edwards, properly seconded by Dr. Lewis D. Gilbert, and unanimously passing, with the next regularly scheduled meeting scheduled for January 17 & 18, 2020, at The Marriott Hotel, Charleston, West Virginia.