

WEST VIRGINIA BOARD OF DENTISTRY

MINUTES

- Dates:** April 1 & 2, 2022
- Location:** Delta Hotels by Marriott
3551 US Route 60 East
Barboursville, WV 25504
- Members Present:** Samuel V. Veltri, DDS, President
MaryBeth Shea, RDH, Secretary
John E. Bogers, DDS
Lewis D. Gilbert, DDS
William A. Klenk, DDS
Stan W. Kaczkowski, DDS
- Members Absent:** David G. Edwards, DDS
Beverly L. Stevens, COMSA
- Staff Present:** Mrs. Susan M. Combs, Executive Director
- Board Counsel:** Ms. Joanne Vella, Assistant Attorney General
- Guests:** Mike Brown, Rph, WV Dental Recovery Network

April 1, 2022

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

The Budget and Personnel Committees held a joint meeting to discuss the Board's finances, review the 2023 budget and to review personnel issues, including, but not limited to possible salary increases, with no decisions or votes being made.

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

At this time Mike Brown, Rph, Executive Director of the West Virginia Dental Recovery Network appeared before the Board. Director Brown gave an oral presentation regarding the Pharmacy and Dental Recovery Networks 2020 - 2021 annual report which includes an overview of the program, mission statement, initiatives to enhance safety, utilization summary, demographic

data, etc. Director Brown also answered questions concerning the Dental Recovery Network performance measures.

The next order of business was the meeting notice to the Secretary of State which was distributed for information purposes only.

The next order of business were the minutes from the January meeting. Upon motion by Dr. John E. Bogers, and properly seconded by Dr. Stan W. Kackowski, and unanimously passing the minutes were approved.

The next order of business was the general legislative discussion. The Board reviewed the rules that were passed during the legislative session. After review Mary Beth Shea made a motion that the fee rules be filed in a time-frame where they can be made effective August 1, 2022 or later. Dr. William A. Klenk seconded the motion, which passed unanimously. Dr. Lewis D. Gilbert made a motion that all other rules be filed in a time-frame where they can be made effective July 1, 2022 or later. Dr. William A. Klenk seconded the motion, which passed unanimously.

The next order of business was a review of the proposed guidelines for non-surgical periodontal laser therapy for dental hygienists. After review and discussion, the following changes were made to the proposed guidelines:

The minimum number of hours of didactic instruction were changed from six to eight;
Clinical competence was changed from documented clinical experiences under direct supervision to hands-on training;

The clinical competency assessment paragraph was changed from 5 clinical experiences under direct supervision with 2 hours of hands-on training with the specific device given by the manufacturer/distributor of the laser device to be used to 2.5 hours of hand-on training with the specific device given by the manufacturer/distributor of the laser device to be used.

Dr. William A. Klenk made a motion to approved the changes to the guidelines. Mrs. Mary Beth Shea seconded the motion, which unanimously passed.

Rules concerning Dental Recovery Networks will be considered during a meeting on April 2, 2022.

The next order of business was a request from Dr. Raj Khanna asking the Board remove the stipulation that faculty holding teaching permits be allowed to practice dentistry only within the facilities of the dental school, academic medical center, or teaching hospital adjacent to a dental school or academic medical center located with the state. Dr. Lewis D. Gilbert made a motion to leave the rules as written. Dr. Stan W. Kackzkowski seconded the motion, which passed unanimously. The Board will inform Dr. Khanna of their intentions to leave the rules as written at this time.

The next order of business was information from the Oregon Board of Dentistry's Executive Director, Stephen Prisby concerning dental therapy. A copy of Oregon House Bill 2528 from their

2021 legislative session and Model Dental Therapist Rule and Best Practices which was composed by The National Model Dental Therapy Rule Panel. The Board took these documents for information purposes at this time.

The next order of business was the Dental Recovery Network Performance Measures, which were reviewed during Mike Brown's presentation earlier in the 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. Mrs. Mary Beth Shea made a motion to go into Executive Session, Dr. Lewis D. Gilbert seconded the motion, which unanimously passed. Dr. Samuel V. Veltri recused himself during certain discussions during Executive Session. Thereafter, the Board came back into general session upon motion by Mrs. Mary Beth Shea, properly seconded by Dr. Lewis D. Gilbert, and unanimously passing.

The next order of business were the COVID19 guidelines for Dentistry. After a short discussion concerning the same, the Board made no changes to their recommendations.

The next order of business were regional board issues including Regional Board reports and representation, Commission on Dental Competency Assessments (CDCA) Dental Hygiene Information and Annual Meeting Update and an update from the Central Regional Dental Testing Service. After a review of the aforementioned information, the Board is interested in having a SimProDH examination model sent to the office to be reviewed by the Board.

The next order of business were the 2022 Winter actions taken by the Commission on Dental Accreditation which were taken for information purposes.

The next order of business was information from Affiliated Monitors, Inc. and Premethean Dental Systems regarding their independent monitoring and remediation programs. The Board will keep this information on file for future reference.

The next order of business were the financial and pcard reports, which includes the Ghost Travel report, with all board members having the opportunity to review the PCard logs, documentation and receipts at this time. Dr. John E. Bogers made a motion to accept the reports as distributed. Mrs. Mary Beth Shea seconded the motion, which passed unanimously.

The next order of business was a report by the budget committee concerning the Board's finances, which appear to be adequate to conduct the legislatively mandated business of the Board, and the 2023 budget. The committee will continue to be engaged with the staff in the review of financial and administrative processes. Mrs. Mary Beth Shea made a motion to approve the recommended 2023 budget. Dr. John E. Bogers seconded the motion, which passed unanimously.

The Personnel Committee made recommendations to decline the across the Board raise effective July 1, 2022, and give raises to the Executive Director and Administrative Assistant at 10% of their current salaries for the 2023 fiscal year. Dr. William A. Klenk made a motion to accept the recommendations of the personnel committee concerning the salary increases for the staff. Dr. Lewis

D. Gilbert seconded the motion, which unanimously passed. These salary increases will become effective for the pay period beginning July 2, 2022.

The next order of business was an update concerning the licensing software development with GL Solutions. At the Board's January meeting, the Director was directed to follow purchasing protocols to obtain the GL Simple Enterprise 2022+ plan for a new contract. This contract was achieved and will start May 15, 2022.

The next order of business were the Board of Risk and Insurance Management related safety requirements, wherein driving safety was discussed.

The next order of business were newsletters and publications, which were taken for information purposes, from the following: American Association of Dental Administrators Update and WV Dental Association.

The next order of business were future meetings, which included the Central Regional Dental Testing Service's Annual Meeting in August, 2022; the Board of Dentistry calendar; and the WV Rural Health Association Meeting in October, 2022. The Board's fall meeting will be October 21 and 22, 2022, at Hilton Garden Inn, Morgantown. The Board is interested in resuming the lunch and learn program with the junior and senior dental and dental hygiene students at WVU, School of Dentistry on October 20, 2022. A member of the Board will reach out to the Dean to see if this is a possibility.

The next order of business was consideration of initial licensure procedures. After a short discussion, the Board will continue to conduct interviews virtually at this time. Should a challenging application come up, multiple board members may conduct an interview.

The next order of business was consideration of an Order Commanding Mountaineer Dental Company to Cease and Desist Providing Dental Care to the Public, which is Case number 2021-DB-0006D. The complaint committee in this case recommended the Board approve the drafted Order and have it served upon Dr. Jonathan Ray Pyle and Mountaineer Dental Company. Upon motion by Dr. Lewis D. Gilbert, and properly seconded by Dr. Stan W. Kackowski, and unanimously passing, the Board approved the Order.

The next order of business was the consideration of all other recommendations by the complaint committees of the Board. Upon motion by Dr. Stan W. Kackowski, and properly seconded by Mrs. Mary Beth Shea, and unanimously passed, the Board approved all the other committee recommendations.

The next order of business was the election of officers for the fiscal year 2023. After a short discussion, the Board will revisit this matter tomorrow and recessed at this time.

April 2, 2022

The meeting was called to order by Dr. S. Vincent Veltri, President of the Board, with a quorum of the members in attendance.

The next order of business was a review of the Dental Recovery Network rules, 5CSR15. After a discussion, the committee reviewing these rules offered no changes at this time. The Board will re-review these rules at the July meeting or earlier.

The next order of business was the election of officers for the fiscal year 2023. Dr. Lewis D. Gilbert made the following nominations: Dr. John E. Bogers for President and Dr. William A. Klenk for Secretary. Dr. Stan W. Kaczkowski seconded the motion, which unanimously passed. Dr. Bogers will be President and Dr. Klenk Secretary effective July 1, 2022.

At this time the Board adjourned upon motion by Dr. John E. Bogers, properly seconded by Mrs. Mary Beth Shea and unanimously passing with the next regular meeting scheduled for July 21 & 22, 2022, at The Greenbrier Hotel, White Sulphur Springs, West Virginia.