

WEST VIRGINIA BOARD OF DENTISTRY

MINUTES

- Dates:** January 20 & 21, 2022
- Location:** Stonewall Resort
940 Resort Drive
Roanoke, WV 26447
- Members Present:** Samuel V. Veltri, DDS, President
MaryBeth Shea, RDH, Secretary
John E. Bogers, DDS
David G. Edwards, DDS
Lewis D. Gilbert, DDS
Stan W. Kaczkowski, DDS
William A. Klenk, DDS
Beverly L. Stevens, COMSA
- Staff Present:** Mrs. Susan M. Combs, Executive Director
- Board Counsel:** Ms. Joanne Vella, Assistant Attorney General (1/20)
- Guests Present:** Richard Stevens, West Virginia Dental Association (1/20)

January 20, 2022

The Complaint Committees met to review complaints and disciplinary matters 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 the eight sitting Board members. Therefore, the meeting of the West Virginia Board of Dentistry was called to order.

The first 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 October and December meetings. Dr. David G. Edwards made a motion to approve the minutes of the October meeting, the motion was seconded by Dr. John E. Bogers, which unanimously passed. Dr. William A. Klenk made a motion to approve the minutes of the December meeting, the motion was seconded by Dr. Stan W. Kaczkowski, which unanimously passed.

The next order of business were general legislative discussions, including an update concerning the rules modified during the September & December Legislative Interim meetings of the Rule Making Review Committee. The Board reviewed a draft application for Interstate Telehealth Registration. Mrs. Mary Beth Shea made a motion to approve the application as drafted. Mrs. Beverly L. Stevens seconded the motion, which unanimously passed. The Board took under consideration notarization requirements on paper applications. Dr. John E. Bogers made a motion to stop requiring notarization of all paper applications. Dr. Stan W. Kaczkowski seconded the motion, which unanimously passed. The Executive Director will undertake a review of all of the applications to ensure certifying or attestation clauses on applications are sufficient. The Board reviewed an email notification from the Director of Legislative Rule-Making, Adair Sankoff, concerning pending legislation to address criminal liability in legislative rules. Board Counsel, Joanne M. Vella, is reviewing the Boards rules and does not believe the Board has any that addresses criminal liability. The Board reviewed Senate Bill 271 concerning the administration of anesthetics by certified registered nurse anesthetists, which the Board took for information purposes only.

The next order of business was a letter from the Board President to the State Dental Director, Dr. Jason Roush supporting the WV Oral Health Program's proposal to the Health Resources and Services Administration for a grant to fund the development and implementation of innovative programs to address the oral health workforce needs in West Virginia. The letter was taken for information purposes only.

The next order of business was a discussion concerning guidelines for training for non-surgical periodontal laser therapy for dental hygienists pending passage of the rule currently going through Legislature. Dr. Veltri will work on a draft to review during tomorrow's meeting.

The next order of business were regional board issues, recommendations, and representation. The Central Regional Dental Testing Agency(CRDTS) requested a Dental Hygiene Exam Review Committee representative from the Board. Mary Beth Shea has agreed to be that representative. The American Board of Dental Examiners (ADEX) has requested an update of appointments to their ADEX House of Representatives and Dental Exam Committee, which has been Dr. Stan W. Kaczkowski. Dr. Kaczkowski has agreed to continue in both of these assignments. The Executive Director will notify CRDTS and ADEX of these assignments.

The next order of business were future meetings. The Board reviewed the meeting calendar for upcoming meeting dates. The fall meeting will be October 21 & 22, 2022, in the Bridgeport or Morgantown area.

The next order of business were the financial reports, as well as the PCard report from October 2021 through January 2022, which includes the Ghost Travel report. Dr. John E. Bogers made a motion to approve the reports as distributed the motion was properly seconded by Dr. William A. Klenk, and unanimously passed.

The next order of business was an update concerning the licensing software development with GL Solutions as well as a discussion concerning the recent quote for an updated or new contract. The Board reviewed and discussed the quote received in early January. As discussed

during the October meeting the Board was interested in one of GL Solutions Simple Plans. The GL Simple Professional 2022+ plan was quoted at \$33,913.92 per year and would allow the Board one project at a time. The GL Simple Enterprise 2022+ was quoted at \$51,690.31 per year and would allow the Board three projects at one time. Both have no limit of number of projects and include a free from defect warranty. No separate warranty is needed as it is wrapped up in the quoted plans. After discussion, Dr. John E. Bogers made a motion that the Executive Director follow the purchasing protocols in order to obtain the GL Simple Enterprise 2022+ plan for the upcoming contract. Dr. Lewis D. Gilbert seconded the motion, which passed unanimously.

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 from the Anesthesia Committee Chair, Dr. Lewis D. Gilbert, which included committee membership, as well as the upcoming meeting and the evaluations and inspections for 2022.

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

American Association of Dental Boards Update January 10, 2022

WV Dental Association

The Board also reviewed a Publication Permission Request from Elsevier to publish a chart showing the Board's required emergency drugs and equipment for all dental offices. Dr. Lewis D. Gilbert made a motion to allow the publishing of the chart. Mrs. Beverly L. Stevens seconded the motion, which unanimously passed.

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 seek legal counsel, review complaints, and investigations. Dr. William A Klenk made a motion to go into Executive Session, Dr. David G. Edwards 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 Dr. David G. Edwards, properly seconded by Dr. Stan W. Kaczowski, and unanimously passing.

The next order of business was consideration of complaint committee recommendation of probable cause for violations of the standard of care, dental practice act, Board rules, etc. in complaint number 2021-DB-0038D. Upon motion by Dr. William A. Klenk, and properly seconded by Mrs. Mary Beth Shea, and unanimously passing, the Board approved the recommendation.

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

At this time the Board recessed until tomorrow morning.

January 21, 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 consideration of drafted guidelines for training requirements for non-surgical laser therapy by dental hygienists. There was discussion concerning the number of total hours required for training and alternative methods of training. The drafted guidelines will be sent to appropriate parties in the dental profession for feedback. The Board will re-review the guidelines at the April meeting.

At this time the Board adjourned upon motion by Dr. Stan W. Kaczowski, properly seconded by Dr. William A. Klenk and unanimously passing with the next regular meeting scheduled for April 1 & 2, 2022, at Delta Hotels in Barboursville, West Virginia.