

STATE OF RHODE ISLAND
CENTER FOR PROFESSIONAL BOARDS AND COMMISSIONS
BOARD OF EXAMINERS IN DENTISTRY

3 CAPITOL HILL
CONFERENCE ROOM 401
PROVIDENCE, RHODE ISLAND

Wednesday, March 2, 2016
8:24 AM

OPEN SESSION MINUTES

BOARD MEMBERS IN ATTENDANCE

Jeffrey Dodge, DMD, Chairman
Donald Williams, Secretary
Russell Chin, DDS - Left at 11:06 am
Caroline Danish, DDS
Martin Elson, DDS
Kerri Friel, RDH, COA, CDA, MA
Eric George, DMD - Left at 12:15 pm
Martin Nager, DMD - Left at 12:15 pm
Susan Perlini, RDH, BS
Marian Royer, DMD
Maryellen Simas, RDH

BOARD MEMBERS NOT IN ATTENDANCE

Louis Marciano, BS, M.Ed
Stephen Puerini, DMD, Vice Chairman
Robert Ricci, Ph.D.

STAFF MEMBERS IN ATTENDANCE

Dr. Nicole Alexander-Scott, Director – Arrived at 8:30 am; Left at 8:35am
Kenny Alston, JD, Legal Counsel
Sarah Harrigan, Chief, Center for Professional Boards and Commissions
Donna Valletta, Board Manager

STAFF MEMBERS NOT IN ATTENDANCE

Sharon Friend, DDS, Board Administrator
Linda Esposito, Board Manager

OTHERS IN ATTENDANCE

James Balukjian, Delta Dental of Rhode Island - Left at 9:40 am
Kyla Pecchia, Rhode Island Dental Association
Patrick Quinlan, Esquire, Rhode Island Dental Association

1. Establishment of a quorum

A meeting of the Board of Examiners in Dentistry was held on Wednesday, March 2, 2016 at the Rhode Island Department of Health, Conference Room 401, 3 Capitol Hill, Providence, RI 02908. A quorum was established and the Open Session meeting was called to order at 8:24 am on a motion by Chairman Dodge and seconded by Martin Nager, DMD. Motion carried.

2. Chairman's Report

- Change in Open Agenda format
Chairman Dodge informed the Board that the Open Session Agenda has been expanded to be more specific and the Public Comment section has been moved from the beginning toward the end of the agenda to allow individual's an opportunity to comment on all items discussed during the Open Session meeting.
- No License Committee Meeting held for today's meeting
Chairman Dodge reported that the license committee did not meet today.
- April 6, 2016 Board Meeting
Chairman Dodge advised the Board that the April 6, 2016 board meeting will be held in Conference Room 401.

3. Presentation of the February 10, 2016 Open Session Meeting Minutes

Motion was made by Martin Nager, DMD and seconded by Marian Royer, DMD to accept the Open Session minutes of February 10, 2016.

Motion was made by Martin Nager, DMD and seconded by Russell Chin DDS to accept the Open Session minutes with the following two revisions: 1) Others in Attendance, reflect Christy Durant rather than Christy Duran; and 2) Board Administrator's Report, Moderate Sedation permits, replace "the" with an "a" and state, "the intent of utilizing a Simulation Center would be to evaluate the skills of Dentists who are applying for Moderate Sedation permits. The Board voted unanimously to approve the Open Session minutes. Motion carried.

Motion was later made by Kerri Friel, RDH and seconded by Maryellen Simas, RDH to accept the Open Session minutes with the following two revisions: 1) Final Actions on All Votes taken in Closed Session, reflect 1 Revocation. The Board voted unanimously to approve the Open Session minutes. Motion carried.

4. Review of issued licenses list

- Chairman Dodge reported that the license list was not available for today's meeting; Sarah Harrigan advised that the license list would be accessible via the web file repository.

5. New Business

- There was no new business.

6. Old Business

- Dr. Nicole Alexander-Scott attended the Board meeting to address the Board's concern regarding the delay in the proposed revisions to the regulations. Martin Nager, DMD complimented Linda Esposito and Dr. Alexander-Scott complimented Sarah Harrigan for her efforts. Sarah Harrigan stated the regulations are a priority and require formatting; she will provide an update at the next board meeting.
- Review and Approval of self-assessment process for Nitrous Oxide and Minimal Sedation facility permits

The Board discussed the *Nitrous Oxide/Oxygen Office Self-Assessment Form* and concluded the form is based on NIOSH standards. Motion was made by Martin Nager, DMD and seconded by Caroline Danish, DDS to accept the form. The Board voted unanimously to approve the form for

implementation. The Board agreed that forms for Minimal Sedation and Moderate Sedation would need to be developed. Motion carried.

Motion was made by Donald Williams and seconded by Martin Nager, DMD recommending that a cover letter, along with instructions and the form, be posted on the Department and RIDA websites and in monthly health connections newsletters in an effort to educate dentists. The Board voted unanimously. Motion carried.

- Dental Hygienists providing laser treatments – clarification of request for information

Sarah Harrigan reported that the Board of Medical Licensure and Discipline regulations define laser treatments under the practice of medicine. The Board of Examiners for Dentistry regulations do not address laser treatments; they are not allowed by regulation. Motion was made by Martin Nager, DMD and seconded by Kerri Friel, RDH to not allow Dental Hygienists to provide laser treatment. The Board voted unanimously. Motion carried.

- Summary of Nitrous Oxide and Minimal Sedation permits issued

Sarah Harrigan reported that 9 Nitrous Oxide and 6 Minimal Sedation permits were issued; she further reported that 6 Nitrous Oxide and 3 Minimal Sedation permits remain pending.

- Summary of Moderate Sedation permits issued

Sarah Harrigan reported that there were no Moderate Sedation permits issued.

- Discussion of proposed Dental Anesthesia Rules and Regulations
 - i. Facility Permits
 - 1. Nitrous Oxide and Minimal Sedation Process
 - 2. Moderate and above

The Board discussed the proposed Dental Anesthesia Rules and Regulations. Sarah Harrigan proposed to separate the regulations into four sections: Deep/General Anesthesia, Moderate Sedation, Minimal Sedation and Nitrous Oxide. The Board agreed that the

Department, with the assistance of Donald Williams as needed, would draft revisions for the next board meeting.

ii. Individual

1. Finalize the ADA list of competencies for simulation pending
2. Review Nitrous and Minimal Regulations

The Board began discussions regarding simulation training and agreed to continue such discussions at the next board meeting.

7. Public Comment

- Patrick Quinlan, Esquire offered Rhode Island Dental Association's willingness to assist the Board with the revisions to the rules and regulations.

8. Motion to adjourn to Closed Session

Motion was made by Martin Nager, DMD and seconded by Maryellen Simas, RDH to adjourn to Closed Session at 10:52 am. Motion carried. Pursuant to Sections 42-46-4 and 42-46-5(a)(1) of the Rhode Island General Laws, for the purpose of discussing job performance, character, physical or mental health of applicants for licensure. Said individuals have been notified in advance by writing that they may request that the discussion be held at an open meeting. Also, pursuant to Sections 42-46-4 and 42-46-5(a)(4) of the Rhode Island General Laws, for investigatory proceedings regarding allegations of civil or criminal misconduct.

9. Motion to return to Open Session

Motion was made by Maryellen Simas, RDH and seconded by Donald Williams at 12:22 pm to re-open the Open Session and to seal the Minutes of the Closed Session pursuant to Sections 42-46-4, 42-46-5 and 42-46-7 of the Rhode Island General Laws. Motion carried.

10. Final Actions on all votes taken in Closed Session

- The board reviewed and approved 1 Anesthesia Facility Permit application and reviewed 6 cases and proposed action on 3 cases:
 - 2 No Unprofessional Conduct

1 Letter of Concern

11. Adjournment

The next Rhode Island Board of Examiners in Dentistry meeting will be held Wednesday, April 6, 2016, 8:00 am, at the Rhode Island Department of Health, Conference Room 401, 3 Capitol Hill, Providence, RI 02908. Motion was made by Kerri Friel, RDH and seconded by Maryellen Simas, RDH to adjourn at 12:25 pm. Motion carried.

Respectfully submitted,

Donna Valletta

Donna Valletta
Board Manager
Center for Professional Boards and Commissions