



Department of Health

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

**3 CAPITOL HILL
ROOM 401
PROVIDENCE, RHODE ISLAND**

**WEDNESDAY, APRIL 6, 2016
8:00 A.M.**

OPEN SESSION MINUTES

BOARD MEMBERS IN ATTENDANCE

Jeffrey Dodge, DMD, Chairman
Donald Williams, Secretary
Russell Chin, DDS
Martin Elson, DDS
Kerri Friel, RDH, COA, CDA, MA
Eric George, DMD
Martin Nager, DMD
Susan Perlini, RDH, BS
Robert Ricci, Ph.D.
Marian Royer, DMD
Maryellen Simas, RDH

BOARD MEMBERS ABSENT

Caroline Danish, DMD
Louis Marciano, BS, M.Ed.
Stephen Puerini, DMD, Vice Chairman

STAFF MEMBERS IN ATTENDANCE

Sarah Harrigan, Chief, Center for Professional
Boards and Commissions
Sharon Friend, DMD, Board Administrator
Kenny Alston, JD, Legal Counsel
Donna Valletta, Board Manager
Gianna French, Paralegal

STAFF MEMBER ABSENT

Linda Esposito, Board Manager

OTHERS IN ATTENDANCE

Lynn McShane, RIDAA
Patrick Quinlan, Esquire, RIDA
Robert Bartro, RIDA
Christy Durant, Esquire, RIDA

1. Establishment of a quorum

A meeting of the Rhode Island Board of Examiners in Dentistry was held on Wednesday, April 6, 2016 at the Rhode Island Department of Health, Room 401, 3 Capitol Hill, Providence, RI 02908. A quorum was established and the Open Session meeting was called to order at 8:40 a.m. on a motion by Maryellen Simas, RDH and seconded by Martin Nager, DMD. Motion carried.

2. Chairman's Report

- Communications
 - No License Committee Meeting was held to today's meeting
 - The next meeting of the Board will be May 4, 2016 at 8:00 a.m.
 - There have been requests to move the July 6, 2016 Board meeting given member's availability. New date to be determined.

3. Presentation of March 2, 2016 Open Session Minutes

- After review, a Motion was made by Maryellen Simas, RDH and seconded by Martin Nager, DMD, to accept the March 2, 2016 Open Minutes as written. Motion carried.

4. Review of Issued Licenses List

- Chairman Dodge read the names of new licensees in January and February of 2016. There were three dentists and seven dental hygienists.

5. New Business

None for this meeting.

6. Old Business

- Current Applications
 - Nitrous Oxide – update on new self-query process

Dr. Friend reported that there are three pending facility permits. One is currently on hold because the dentist is still on probation. The owners of the other two facilities have been contacted directly by Health staff and emailed the nitrous oxide self-query with instructions.

- Minimal Sedation – review and approval of new self-query form

Board members reviewed the minimal sedation form and recommended that the Department add a check box in Section D for the applicant to verify that they have read and are familiar with the current rules and regulations. This language should match the language added in the Dentist / Dental Hygienist applications. A Motion was made by Maryellen Simas, RDH and seconded by Martin Nager, DMD, to the form with the changes. Motion carried.

- Moderate Sedation – finalize process for approving current Moderate Sedation Permits

Dr. Friend reported that we still have Dentists with pending applications for individual moderate sedation permits. After discussion, motion was made by Marty Nager, DMD and seconded by Donald Williams to approve these applications for licensure after review by Board Administrator Sharon Friend, DMD, if the education, training and credentialing documentation submitted is sufficient based on our current regulations. The Board voted to approve with Martin Elson, DDS and Kerri Friel, RDH in opposition. Motion carried.

- Update on pending regulations

- Timeframe

Sarah Harrigan reported that the first set of regulations approved by the board are still pending Department review. They will be brought before the Board for a final approval before being forwarded to Office of Regulatory Reform for review and being scheduled for a Public Hearing.

- Dental Assistant Registry

The proposed regulations currently extend beyond statutory authority by requiring Dental Assistants' contact information and certification level. Additionally, this language (§5-31.1-30) poses an implementation challenge for the Department since Dental Assistants are not a regulated profession and our database system is specifically designed to managed license professionals by license type and number.

- Discussion of proposed Dental Anesthesia Rules and Regulations

- Overview of Anesthesia Reg re-organization

Sarah Harrigan provided an outline of revised Anesthesia regulations that provide for four levels of facilities permits that mirror the four levels of individual anesthesia permits. The Board reviewed revised language for minimal and nitrous oxide individual license qualifications and minimal and nitrous oxide facility license qualifications. The Board will

continue conversations about moderate sedation qualifications in the May board meeting.

7. Public Comment

Robert Bartro (RIDA) expressed a willingness to assist with drafting the regulations. Christy Durant, Esquire (RIDA) requested that the public be provided with copies of the draft regulations in advance of the Board meetings.

8. Motion to Adjourn to Closed Session

A motion was made by, Maryellen Simas, RDH, and seconded by, Martin Nager, DMD, to adjourn to Closed Session at 10:30 a.m. 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. Motion carried.

9. Motion to Return to Open Session

Motion was made by Maryellen Simas, RDH, and seconded by Martin Nager, DMD, at 11:35 a.m. 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. Board voted unanimously to approve. Motion carried.

12. Final Actions on all votes taken in Closed Session

- 1 Letter of Concern
- 4 No Unprofessional Conduct

12. Adjournment

The next Rhode Island Board of Examiners in Dentistry meeting will be held on Wednesday, May 4, 2016, at 8:00 a.m. at the Rhode Island Department of Health, Room 401, 3 Capitol Hill, Providence, RI 02908. Motion was made by Martin Nager, DMD, and seconded by Kerri Friel, RDH to extend the May 4, 2016 meeting to a full day meeting to focus on anesthesia regulations. Board voted unanimously to approve. Motion carried. Martin Nager, DMD, and seconded by Maryellen Simas, RDH to adjourn at 11:45 a.m. Board voted unanimously to adjourn. Motion carried.

Respectfully submitted,

Sarah Harrigan, Chief
State of Rhode Island
Center for Professional Boards and Commissions
Board of Examiners in Dentistry