

North Dakota Board of Dental Examiners

MINUTES - June 12, 2020, 1:00 PM - Quarterly Meeting

Office of Brady Martz & Associates, 207 East Broadway Ave., Bismarck, ND

1. Call to Order: Dr. Evanoff called the meeting to order at 1:02 PM CDT.

Board Members and Administrative Staff Attendance

Greg Evanoff, DDS, President	Otto Dohm, DDS
Alison Fallgatter, DDS, President-Elect	Mike Goebel, DDS
Michael Keim, DDS, Immediate Past-President	Rita Sommers, RDH, MBA, Executive Director
Tim Mehlhoff, CPA, Secretary-Treasurer	Tara Brandner, Assistant Attorney General
Bev Marsh, RDH	

2. Review and approve minutes: April 27, 2020 and April 28, 2020. Dr. Goebel moved to approve the minutes. Motion seconded by Dr. Fallgatter. All voted in favor. Motion approved 7-0.

3. Additions to the Agenda: Letter Dr. Entze; MSCTC letter; Admin rules NELDA QDA Section; NDDA 6/6/2020 ltr.

4. Treasurer's report and review of payables:

A. Licensee status: Ms Sommers reported the current number of licensees as of 6/1/2020.

Year	DDS in state	DDS Total	RDH in state	RDH Total	RD A/QDA in state	RD A/QDA total	Inactive DDS	Inactive RDH	Total in state	Total
2019	433	503	671	875	614	681	25	44	1718	2128
2020	412	459	688	826	674	788	26	47	1774	2269

B. COVID-19 related: Expenses not otherwise incurred by the Board include costs related to conference calls and publishing of special meetings. New license numbers for RDH applicants is significantly down while new DDS graduate applications remained comparable to 2019. The Board anticipates increased RDH applications as a result of the testing process delays due to COVID-19. Ms. Sommers presented a non-renew list of RDH and DDS from completion of recent renewal period. The audit remains incomplete due to factors related to COVID-19, primarily the extension of the tax season taking precedence over ongoing audits which may not be time sensitive. Two certificates of deposit which mature 7/24/2020 totaling \$100k will be deposited into checking. Mr. Mehlhoff move to accept the treasurer's report. Motion seconded by Dr. Goebel. Roll call vote (RCV) Dr. Fallgatter, yes; Dr. Keim, yes; Ms. Marsh, yes; Dr. Goebel, yes; Mr. Mehlhoff, yes; Dr. Dohm, yes; Dr. Evanoff, yes. Motion carried 7-0.

<u>1st Q Balances</u>	<u>Certificates of Deposit</u>
Checking \$139,610.23	CC Union \$75,975.46
Muni. Inv. \$2,832.08	1 st Inter. 701 \$50,000.00
Prefer. Bus. \$2,791.86	702 \$100,000.00
Total \$145,234.17	683 \$50,000.00
Total Assets: \$612,007.83	684 \$78,000.00
	Bremer 3 \$56,399.10
	<u>Bremer 5 \$56,399.10</u>
	Total Certificates \$466,773.66

5. Review candidate credentials:

6. Committee reports:

A. Complaint Committee:

1) Case 34-03162020: Dr. Dohm moved to authorize Ms. Brandner to offer a settlement agreement to the practitioner regarding potential record keeping issues and inappropriate prescribing stipulating the practitioner surrender the DEA license and a letter of reprimand. Dr. Goebel seconded the motion. RCV: Dr. Fallgatter, yes; Dr. Keim, yes; Ms. Marsh, yes; Dr. Goebel, yes; Mr. Mehlhoff, yes; Dr. Dohm, yes; Dr. Evanoff, yes. Motion carried 7-0.

2) Case 35-04172020: Dr Goebel moved to dismiss the case. Dr. Falgatter seconded the motion. Grounds for disciplinary action do not exist. RCV: Dr. Fallgatter, yes; Dr. Keim, yes; Ms. Marsh, yes; Dr. Goebel, yes; Mr. Mehlhoff, yes; Dr. Dohm, yes; Dr. Evanoff, yes. Motion carried 7-0.

3) Case 36-05142020: Dr. Dohm moved to dismiss the case. The motion was seconded by Dr. Fallgatter. Grounds for disciplinary action do not exist. RCV: Dr. Fallgatter, yes; Dr. Keim, yes; Ms.

Marsh, yes; Dr. Goebel, yes; Mr. Mehlhoff, yes; Dr. Dohm, yes; Dr. Evanoff, yes. Motion carried 7-0.

4) Case 37-05182020: Moved to next meeting of the Board. No response has been received by the NDBDE.

B. Anesthesia Committee: One site evaluation is underway. Upon completion of the site evaluation, Dr. Goebel will communicate with the practitioner regarding the re-evaluation once the final paperwork has been completed.

C. CE Committee: The CE Committee reported on the audits completed and complications regarding some of the audits. Dr. Goebel moved to accept the audit of Dr. Galster with the stipulation that the dentist receive a letter of concern regarding record keeping and be re-audited in two years. Ms. Marsh seconded the motion. RCV: Dr. Fallgatter, yes; Dr. Keim, yes; Ms. Marsh, yes; Dr. Goebel, yes; Mr. Mehlhoff, yes; Dr. Dohm, yes; Dr. Evanoff, yes. Motion carried 7-0. Ms. Marsh will send the communication.

D. Application Review Committee: The Board reviewed the application of Dr. Althoff.

E. Legislative Committee:

1) NELDA and QDA rules: The Board reviewed letters regarding the proposed rules for acceptance of the Dental Assisting National Board's (DANB) National Entry Level Dental Assistant (NELDA) requirements and appropriate pathways for a ND Qualified Dental Assistant (QDA). The NDDAA, NDSCS, NDDA, DANB and the DALE Foundation proposed edits to the Board's adopted proposed language found in the NDAC 20-03-01-05(2) and favor the current 650-hour requirement for the QDA. The Board had previously agreed to remove the arbitrary 650 hour requirement (and adopted proposed rules eliminating the arbitrary number and instead requiring NELDA certification) suggesting that it was a barrier to those interested in the opportunity to enter the field of dental assisting. Discussion; Dr. Dohm expressed concern that 650 hours of experience prohibits applicants and 300 hours is more appropriate for the tasks a QDA is authorized to perform. The general consensus of the Board is the public would still be protected by the 300-hour requirement and relaxing the requirement may also open the door for those who wish to pursue the profession. Dr. Evanoff differentiated between on the job training and classroom training. Dr. Dohm moved that successful completion of the ND State Department of Career Technical Education (CTE), a high school standardized course, may account for 100 hours and an additional 200 hours of on the job training can qualify for QDA registration. Further discussion; the NELDA exam Pathway IV also requires a minimum of 300 hours. Four different pathways exist to complete the NELDA exam. Bev seconded the motion. RCV: Dr. Fallgatter, yes; Dr. Keim, yes; Ms. Marsh, yes; Dr. Goebel, yes; Mr. Mehlhoff, yes; Dr. Dohm, yes; Dr. Evanoff, yes. Motion carried 7-0. Dr. Dohm clarified that the CTE trained dental assistant would still be required to take the NELDA exam to qualify for the QDA registration. Proposed amendment as follows:

2. The board may grant registration as a qualified dental assistant to an applicant meeting all the following requirements:

a. The applicant meets any of the following requirements

- (1) The applicant passed the national entry level dental assistant certification ~~infection control, radiation parts of~~ administered by the dental assisting national board examination and completed 300 hours of on the job training within one year of application.**
- (2) The applicant passed the ~~infection control and radiation parts of~~ national entry level dental assistant certification administered by the dental assisting national board examination, 300 hours of on the job training, and completed within two years before application, sixteen hours of continuing education in accordance with section 20-03-01-06.**
- (3) The applicant successfully completed the national entry level dental assistant certification administered by the dental assisting national board examination and successfully completed the North Dakota State Department of Career Technical Education dental assisting education program and submits evidence of 300 hours of on the job training within one year of application.**

~~**b. The applicant completed six hundred fifty hours of dental assistance instruction, including on the job training.**~~

b. ε. The applicant passed a written examination on the laws and rules governing the practice of dentistry in North Dakota within one year of application.

c. δ. The applicant successfully completed a cardiopulmonary resuscitation course within two years of application.

