

**MINUTES OF THE
NORTH DAKOTA BOARD OF DENTAL EXAMINERS
QUARTERLY MEETING VIA ZOOM
APRIL 22, 2022 | 1:00 PM CDT**

1. Call to order and roll call: Mr. Mehlhoff called the virtual meeting to order at 1:00 PM CDT.

Board Members and Administrative Staff Attendance

Tim Mehlhoff, CPA, President	Otto Dohm, DDS, MS
Bev Marsh, RDH, President-Elect	Joel Kangas, DDS
Marcus Tanabe, DDS, OMFS, Secretary Treasurer	Alison Fallgatter, DDS
Andrea Carlson, RDA	Michael Keim, DDS - absent
Rita Sommers, RDH, MBA, Executive Director	Greg Evanoff, DDS - absent
David Schaibley, Assistant Attorney General	

2. Review and approval of minutes: Dr. Fallgatter moved to adopt the minutes from Jan. 14, 2022, March 8, 2022 and April 14, 2022. Dr. Kangas seconded the motion. Roll Call Vote (RCV): Mr. Mehlhoff, yes; Ms. Marsh, yes; Dr. Kangas, yes; Dr. Fallgatter, yes; Dr. Dohm, yes; Dr. Tanabe, yes; Ms. Carlson, yes. Motion carried 7-0.

3. Additions to agenda: No additions.

4. Committee Reports

A. Complaint Committee - legal issues and updates:

(1) Robert Bates, DDS: The Board decided to discipline Dr. Bates at its previous meeting, offering Dr. Bates a settlement agreement. Mr. Schaibley clarified the content of the offered settlement agreement which identified the violation of unprofessional conduct 43-28-18(1). No further action.

(2) Brian Nelson, DDS: At its March meeting, the Board reviewed the complaint and response, determined that laws, and ethical guidelines were violated by Dr. Nelson and moved to suspend the license for six months. Mr. Schaibley received a response from Dr. Nelson's representative and provided his opinion related to options for the Board and requested guidance from the Board. Dr. Fallgatter recommended an option of 12 months of probation which was amenable to the Board. No motion required.

EXECUTIVE SESSION: Dr. Dohm moved to enter Executive Session. Motion seconded by Dr. Fallgatter. The legal authority for closing this portion of the meeting is NDCC § 43-28-18.2. The topic of this executive session is to discuss patient records and complaints. RCV: Mr. Mehlhoff, yes; Ms. Marsh, yes; Dr. Kangas, yes; Dr. Fallgatter, yes; Dr. Dohm, yes; Dr. Tanabe, yes; Ms. Carlson, yes. Motion carried 7-0. Members of the public were placed into a breakout session of the Zoom meeting. The Executive Session began at 1:12 PM CST. Executive Session ended at 3:12 PM CST.

(3) 50-0219: Dr. Dohm moved to send a letter of concern to the practitioner for dishonorable conduct. Dr. Fallgatter seconded the motion. Hearing no further discussion, RCV: Mr. Mehlhoff, yes; Ms. Marsh, yes; Dr. Kangas, yes; Dr. Fallgatter, yes; Dr. Dohm, yes; Dr. Tanabe, yes; Ms. Carlson, yes. Motion carried 7-0. Dr. Dohm will send the letter.

(4) 64-1111: Dr. Dohm moved to dismiss the complaint. Grounds for disciplinary action do not exist. Dr. Fallgatter seconded the motion. Hearing no further discussion, RCV: Mr. Mehlhoff, yes; Ms. Marsh, yes; Dr. Kangas, yes; Dr. Fallgatter, yes; Dr. Dohm, yes; Dr. Tanabe, yes; Ms. Carlson, yes. Motion carried 7-0.

(5) 71-0410: Dr. Dohm moved to dismiss the complaint. Grounds for disciplinary action do not exist. Ms. Marsh seconded the motion. Hearing no further discussion, RCV: Mr. Mehlhoff, yes; Ms. Marsh, yes; Dr. Kangas, yes; Dr. Fallgatter, yes; Dr. Dohm, yes; Dr. Tanabe, yes; Ms. Carlson, yes. Motion carried 7-0.

B. Application Review Committee: Dr. Fallgatter moved to send a letter of concern to three licensees who failed to renew in a timely manner. Motion seconded by Ms. Carlson. Discussion; Dr. Moe, Dr. Nygard and Ms. Wease failed to renew licensure. RCV: Mr. Mehlhoff, yes; Ms. Marsh, yes; Dr. Kangas, yes; Dr. Fallgatter, yes; Dr. Dohm, yes; Dr. Tanabe, yes; Ms. Carlson, yes. Motion carried 7-0.

C. Continuing Education Committee: Ms. Marsh reported her review regarding CE records for 25 RDH and 16 DDS. Dr. Fallgatter moved to accept the report. Ms. Marsh seconded the motion. RCV: Mr. Mehlhoff, yes; Ms. Marsh, yes; Dr. Kangas, yes; Dr. Fallgatter, yes; Dr. Dohm, yes; Dr. Tanabe, yes; Ms. Carlson, yes. Motion carried 7-0.

D. Anesthesia Committee: no report

E. Legislative Committee: Mr. Schaibley elaborated on rule making procedures and status quo of process. Moved by Dr. Fallgatter and seconded by Ms. Marsh to strike section 20-03-01-01(k). Discussion: Comments regarding the issue were considered. Since the procedure is related to diagnostic procedures the duty will be authorized for qualified or registered dental assistants under general supervision. RCV: Mr. Mehlhoff, yes; Ms. Marsh, yes; Dr. Kangas, no; Dr. Fallgatter, yes; Dr. Dohm, yes; Dr. Tanabe, yes; Ms. Carlson, no. Motion carried 5-2.

5. Treasurer's report and review of payables: Ms. Sommers presented the 1st quarter balance sheet and provided 2020, 2018 balance sheets to compare balances in the same period relative to license renewals of dentists and dental hygienists. A 1st quarter profit and loss statement was provided for discussion. First quarter reconciled bank statements were provided to Mr. Mehlhoff and Dr. Tanabe for review. The Board also received the non-renewal list for review and licensee totals.

Year	DDS in state	DDS Total	RDH in state	RDH Total	RDA/QDA in state	RDA/QDA total	Inactive DDS	Inactive RDH	Total in state	Total
2019	433	503	671	875	614	681	25	44	1718	2128
2020	426	473	694	843	687	811	26	47	1807	2200
2021	431	486	708	852	595	722	17	35	1716	2032
2022	414	463	684	822	696	813	23	45	1794	2166
Balances and Certificates - 03/31/2022										
BALANCES			CERTIFICATES OF DEPOSIT				SHORT TERM ASSETS			
US Bank Checking		\$176,514.09	CC Union 1		\$53,988.65		CC Union Savings		\$25,117.64	
			1 st Inter. 702		\$102,166.67		USB Muni. Investor		\$2,832.25	
			1 st Inter. 8684		\$81,549.49		USB Prefer Business		\$2,792.16	
			1 st Inter. 9757		\$65,000.00					
			Bremer 5580		\$58,312.78					
			Bremer 80/1		\$65,000.00					
			Bremer 5579		\$58,312.78					
Total Checking		\$176,514.09	Total Certificates		\$484,330.37		Total STA		\$30,742.05	

6. Ratification of new license and registrations: Dr. Fallgatter moved to ratify the list, seconded by Mr. Mehlhoff. RCV: Mr. Mehlhoff, yes; Dr. Kangas, yes; Dr. Fallgatter, yes; Dr. Dohm, yes; Dr. Tanabe, yes; Ms. Carlson, yes. Motion carried 6-0-1 (Ms. Marsh temporarily absent).

License/Registration	First Name	Last Name	Title
T2452	Richard	Martin	DDS
1843	Alexandra	Corbid	RDH
1842	Jannika	Sattley	RDH
1523	Samantha	Shypkoski	RDH
1774	Tahnee	Apland	RDA

1684	Cheyenne	Bumpus	RDA
1785	Jaelynn	Cariveau	QDA
1786	Jasmin	Clemens	QDA
1773	Taylor	Deede	QDA
1778	Emmy	Doescher	QDA
1772	Kori	Erfle	QDA
1765	Elena	Gartner	QDA
1780	Baylee	Grinsteinner	QDA
1777	Miranda	Guss	RDA
T-4804	Lexi	Haskins	RDA
1769	Alexis	Helgeson	QDA
1767	Kylie	Hinsz	RDA
1770	Nicole	Karch	RDA
1784	Maria	Knoll	RDA
1779	Laura	Meyer	QDA
1768	Griffin	Obrigewitch	QDA
1782	Carrie	Ratigan	RDA
1783	Megan	Schindler	RDA
1781	Cecelia	Schmitz	QDA
1787	McKenna	Smith	RDA
1771	Stephanie	Solway	RDA
1776	Kassie	Voegele	RDA

7. Old Business:

A. Review of P&P manual: (moved to June Agenda)

B. Executive Director search committee: The Board discussed numbers of interested parties. Ms. Sommers commented on the update to the job description. Mr Schaibley provided guidance regarding the interview process and will guide the Board through the process and advised the Board on committee meetings and rules governing executive session for committees and work with that committee to make sure open meetings rules are followed. Mr. Schaibley will research more and report to Board members. Dr. Fallgatter chairs the ED Search Committee. Applicants and their identities are an exempt record until such time as finalists are determined.

C. Review disciplinary procedures, open meetings laws: Mr. Schaibley distributed a PowerPoint presentation link and highlighted several important points regarding open meetings. At its next meeting, the Board will document in the minutes those who reviewed the PP presentation.

8. New Business:

A. NDDA/Dakota College letter to the Board: A letter sent by Jerome Migler, PhD, Campus Dean, Dakota College at Bottineau and William Sherwin, NDDA Executive Director was considered by the Board. The Board assessed the possibility of having a representative involved in the strategic planning taskforce/ initiative (meets 9x/18-month period). The consensus of the request was the NDBDE can provide input as a whole Board to the Strategic Planning Task Force and can also offer them (Task Force) opportunities to relay information and provide information. Mr. Mehlhoff recommended that the Board offer opportunities to share information at scheduled Board meetings. Members are not prohibited from participating, just not as a member or representative of the Board. Ms. Sommers will convey the information to Dr. Brooks and Mr. Sherwin.

9. National Organizations; Regional Boards; Trip Reports.

A. AADB & AADA: 139TH Annual AADB meeting Oct 7-9; AADA meeting held in conjunction with the AADB meeting October 6-7, 2022.

B. CRDTS: Dr. Dohm informed the Board the agency is opening a testing center in Topeka which will accommodate board exams, remediation (pre-assessment, post assessment examination and ethics are part of every remediation), structured in person and remote hand skills, didactic remediation, as well as hands on skills on virtual haptic and typodonts. More information may be presented at the June meeting. CRDTS President, Dr. Jacoby provided a brief overview of the four simulated operatories, the remediation program where boards select the subject matter from a menu of customized focal points and a hand skills intervention. Costs have yet to be determined but will be considerably less than other entities providing the service. Eight different programs, comprehensive initial dental examinations, operative dentistry (diagnoses treatment planning, which includes hand skills assessment), fixed prosthodontics, endodontics, periodontics, dental hygiene, and implant dentistry.

C. CDCA/WREB: No report

D. FARB - membership renewed for 2022.

E. CITA(ADEX) merger in progress as of 4/18/2022

10. Remuneration: 2022 mileage rate | 58.5 CENTS PER MILE.

11. Date time next meeting: Friday, June 17, 2022, 1:00 PM Brady Martz & Associates, Fargo.

12. Adjournment: Having no further business, Dr. Fallgatter moved and Dr. Dohm seconded the motion to adjourn. AIF. The meeting adjourned at 5:04 PM.

Submitted by:

Rita Sommers, RDH, MBA
Executive Director

Marcus Tanabe, DDS, OMFS
Secretary-Treasurer

