



**STATE OF WISCONSIN**  
Department of Safety and Professional Services  
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**Governor Scott Walker      Secretary Dave Ross**

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**DENTISTRY EXAMINING BOARD**  
**Room 121A, 1400 E. Washington Avenue, Madison**  
**Contact: Berni Mattsson 608-266-8741**  
**July 11, 2012**

*The following agenda describes the issues that the Board plans to consider at the meeting. At the time of the meeting, items may be removed from the agenda. Please consult the meeting minutes for a description of the actions and deliberations of the Board.*

**8:30 A.M.**

**OPEN SESSION – CALL TO ORDER – ROLL CALL**

- A. Pledge of Allegiance
- B. **Adoption of Agenda (1-4)**
- C. **Approval of Minutes – May 2, 2012 (5-10)**
- D. Secretary Matters
- E. Executive Director Matters
  - 1) Procedure for Late Additions to Agenda **(11-12)**
  - 2) 2013 Officer Elections to be held at January 2013 meeting
- F. **Board Discussion Items including any received after printing of agenda**
  - 1) Division of Enforcement Matters
    - a. DOE Policy Regarding Screening – **APPEARANCE 8:40 A.M. – Jeanette Lytle, Attorney Supervisor, DOE (13-14)**
  - 2) Education and Examination Issues/ Matters
    - a. Evaluation of 2005-2008 WREB With ADEX Part I and III **(15-16)**
  - 3) Credentialing Matters
    - a. Appeal Related to Acceptance of WREB Examination **(17-18)**
    - b. Motion Identifying a Board Credentialing Liaison and Delegating Certain Credentialing Authority **(19-24)**
    - c. Update on DE 2.04(1)(c) regarding dental endorsement applicants failing any examination within the last 3 years **(25-26)**
    - d. Discussion on DE 2.09 regarding failure and re-examination **(27-30)**
    - e. Licensure options for foreign-trained dentists **(31-32)**
    - f. Military training equivalency for dental hygienists **(33-36)**
  - 4) Practice Questions/Issues

- 5) Legislation/Administrative Rule Matters
  - a. Review and discuss scope statement for §DE 1.02(7) to correct statutory reference **(37-38)**
- 6) AADB Matters
  - a. AADB Liaison and Annual Meeting **(39-44)**
- 7) Liaison Reports
- 8) Report from the Sleep Apnea Work Group **(45-46)**
- 9) Speaking Engagement, Travel, Public Relation Requests
- G. Informational Items
  - 1) Letter to Dr. Lobb **(47-48)**
  - 2) Letters to the ADA concerning portfolio-style examination **(49-60)**
- H. New/Other Business
- I. Public Comments

**CONVENE TO CLOSED SESSION to deliberate on cases following hearing (s. 19.85(1)(a), Stats.; consider closing disciplinary investigation with administrative warning (s. 19.85(1)(b), Stats. And 440.205, Stats., to consider individual histories or disciplinary data (s. 19.85(1)(f), Stats.; and, to confer with legal counsel (s. 19.85(1)(g), Stats.)**

**J. Deliberation of Proposed Stipulations, Final Decisions and Orders including any received after printing of the agenda**

- 1) 11 DEN 041 – James J. Thorpe, DMD **(61-66)**
  - a) Attorney                      James Polewski
  - b) Case Advisor                Kirk Ritchie

**K. Monitoring Cases, including any received after printing of the agenda (67-68)**

- 1) Paul J. Ganshert, DDS – Request for Termination of Therapy Requirement **(69-96)**
- 2) Jeffrey T. Slavik, DDS – Request for Reduction in Drug Screens, Termination of Practice Limitation and Termination of Mentor Requirement **(97-126)**

**L. Case Closings including any received after printing of the agenda (127-128)**

- 1) 11 DEN 062 **(129-132)**
- 2) 11 DEN 111 **(133-136)**
- 3) 12 DEN 028 **(137-144)**
- 4) 12 DEN 040 **(145-148)**

**M. Deliberation of other items received after printing of agenda**

- 1) Case Closings
- 2) Case Status Report
- 3) Proposed Decisions
- 4) Interim Orders
- 5) Summary Suspensions
- 6) Objections and Responses to Objections
- 7) Complaints
- 8) Administrative Warnings
- 9) Matters Relating to Costs
- 10) Monitoring Cases
- 11) Appearances from Requests Received or Renewed
- 12) Examination Issues

13) Application Issues

14) PAP Cases

15) Motions

N. Discussion Items

O. Consulting with Legal Counsel

**RECONVENE TO OPEN SESSION IMMEDIATELY FOLLOWING CLOSED SESSION**

P. Vote on Items Considered or Deliberated Upon in Closed Session, if Voting is Appropriate

Q. New/Other Board Business

R. Next Meeting Date: September 5, 2012

**ADJOURNMENT**

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**DENTISTRY EXAMINING BOARD  
MINUTES  
MARCH 7, 2012**

- PRESENT:** Linda Bohacek, RDH; Mark Braden, DDS; Eileen Donohoo, RDH; John Grignon, DDS; Adriana Jaramillo, DDS; Lyndsay Knoell, DDS; Sandra Linhart, RDH; Kirk Ritchie, DDS; Beth Welter, DDS
- STAFF:** Berni Mattsson, Executive Director; Lydia Thompson, Legal Counsel (arrived at 8:50 a.m.); Karen Rude-Evans, Bureau Assistant; other DSPS staff
- GUESTS:** Lori Pelke, Midwest Dental; Mara Brooks, Mark Paget and Julio Rodriguez, WDS.; Sharri Crowe, Jennifer Kreider and Peter Theo, WDHA

**CALL TO ORDER**

Lyndsay Knoell, Chair, called the meeting to order at 8:30 a.m. A quorum of nine (9) members was confirmed.

**INTRODUCTION OF NEW BOARD MEMBER**

Lyndsay Knoell introduced and welcomed Beth Welter, DDS, to the Board. Dr. Welter gave a brief history and the other Board members also introduced themselves.

**PLEDGE OF ALLEGIANCE**

The Board members, staff and guests rose and recited the Pledge of Allegiance

**ADOPTION OF AGENDA**

**Amendments:**

- Item F3a – Update on Providing List of Recently Licensed/Denied Applicants - This item is removed from the agenda
- Item F3b – Updated Credentialing Authority Draft for Review – Attachment is in the Red Folders at the meeting.
- Item F3d – Correct DE 2.01(1)(c) to DE 2.04(1)(c)
- Case Status Report – insert at the end of the agenda in closed session
- Updated Board Roster – for Board information only

**MOTION:** John Grignon moved, seconded by Eileen Donohoo, to adopt the agenda as amended. Motion carried unanimously.

## APPROVAL OF MINUTES OF MARCH 7, 2012

### **Corrections:**

- On page 1, under GUESTS, correct to read “Susanna Mikkelson, WDHA”
- On page 6, under ROBERT B PULTZ, DDS, in the third sentence delete the second “arrange”

**MOTION:** Eileen Donohoo moved, seconded by John Grignon, to approve the minutes of March 7, 2012 as corrected. Motion carried unanimously.

### **SECRETARY MATTERS**

There was no report at this time.

### **EXECUTIVE DIRECTOR MATTERS**

There were no matters to discuss.

### **BOARD DISCUSSION ITEMS**

#### **DIVISION OF ENFORCEMENT MATTERS**

There were no matters to discuss.

#### **EDUCATION AND EXAMINATION MATTERS**

##### **Dental Hygiene Regional Examinations Research – Aaron Knautz, Examinations Specialist, Office of Education and Examinations**

Aaron Knautz reviewed with the Board his research on the analysis and comparison of the dental hygiene clinical examinations. The Board asked for more information on pass/fail rates, the method of intra-oral assessment (human vs. non-human), local anesthesia and resubmissions. Mr. Knautz will bring this information to the next Board meeting.

#### **CREDENTIALING MATTERS**

##### **Updated Credentialing Liaison Authority Draft**

Lydia Thompson reviewed the Credentialing Authority Draft with the Board. The Board made changes and Ms. Thompson will revise the document and have it ready for the next Board meeting.

##### **Update on Temporary License and Temporary Permit to Work Without Compensation**

Lydia Thompson reviewed the language in the statutes and rules and determined there is only a temporary permit to work without compensation. This temporary permit allows a

dentist or hygienist who is licensed in another jurisdiction to work in Wisconsin without compensation for a maximum of ten days. Wisconsin licensed dentists and dental hygienists are not prohibited from doing volunteer work for no compensation.

**Update on DE 2.04(1)(c) Regarding Dental Endorsement Applications and Failing Any Examination Within the Last Three Years**

The Board reviewed and discussed DE 2.04(1)(c) regarding dental endorsement applications and failing any examination within the last three years. The Board asked legal counsel to further research the possibility of either modifying or eliminating this rule and to bring her findings to the next Board meeting.

**PRACTICE QUESTIONS/ISSUES**

There were no practice questions.

**LEGISLATION/ADMINISTRATIVE RULES**

Lydia Thompson reviewed the legislative rules process with the Board. Chs. 1, 2 (Active Practice, Faculty Licenses), DE 2, 6, 7 (Advertising, CPR), and DE 2, 13 (Continuing Education) are due back from the Joint Committee on Review of Administrative Rules (JCRAR) on or around May 15, 2012.

**MOTION:** Lyndsay Knoell moved, seconded by Linda Bohacek, to grant permission to the Board's Executive Director, Berni Mattsson, to sign the rulemaking order on the Chair's behalf if no action was taken by the JCRAR. Motion carried unanimously.

**LIAISON REPORTS**

There were no liaison reports.

**REPORT FROM SLEEP APNEA WORK GROUP**

Mark Braden reported information from the sleep apnea work group. It is recommended that dentists should do a risk assessment for sleep apnea and the patient should then be referred to a physician for a diagnosis. Dr. Braden will supply screening assessment documents to Bernie Mattsson and Lydia Thompson prior the next Board meeting.

Mara Brooks, WDA, recommended having a prescription from a physician for all sleep apnea oral appliances.

**SPEAKING ENGAGEMENT, TRAVEL AND PUBLIC RELATION REQUESTS**

None.

**INFORMATIONAL ITEMS**

There were no informational items

**NEW BUSINESS**

The laser use statement must now be reviewed and approved by the Governor's Office of Regulatory Compliance. The statement can be posted to the DSPS website if it is approved. If the statement is not approved, it will come back to the Board for further revisions.

The practice questions policy should be published soon.

**PUBLIC COMMENTS**

Mara Brooks, WDA, inquired about an annual update on licenses issued by examination, endorsement and foreign graduates and biennial renewals.

**CLOSED SESSION**

**MOTION:** Lyndsay Knoell moved, seconded by John Grignon, to convene to Closed Session to deliberate on cases following hearing (Wis. Stat. § 19.85(1) (a)), to consider licensure or discipline (Wis. Stat. § 19.85(1) (b)), to consider individual histories or disciplinary data (Wis. Stat. § 19.85(1) (f)), and to confer with legal counsel (Wis. Stat. § 19.85(1) (g)). Roll call vote: Linda Bohacek-yes; Mark Braden-yes; Eileen Donohoo-yes; John Grignon-yes; Adriana Jaramillo-yes; Lyndsay Knoell-yes; Sandra Linhart-yes; Kirk Ritchie-yes; Beth Welter-yes. Motion carried unanimously.

Open Session recessed at 9:48 a.m.

**RECONVENE TO OPEN SESSION**

**MOTION:** Lyndsay Knoell moved, seconded by John Grignon, to reconvene into open session. Motion carried unanimously.

The Board reconvened into open session at 11:48 a.m.

**VOTING ON ITEMS CONSIDERED/DELIBERATED IN CLOSED SESSION**

**PROPOSED STIPULATION(S), FINAL DECISION(S) AND ORDER(S)**

**MOTION:** Linda Bohacek moved, seconded by Lyndsay Knoell, to adopt the Proposed Stipulation, Final Decision and Order in the disciplinary proceedings against **Paramjit S. Sidhu, (11 DEN 054)**. Motion carried unanimously.

**CASE CLOSING(S)**

- MOTION:** Linda Bohacek moved, seconded by John Grignon, to close case **10 DEN 040 for prosecutorial discretion (P6)**. Motion carried unanimously.
- MOTION:** Lyndsay Knoell moved, seconded by Kirk Ritchie, to close case **10 DEN 089 for no violation**. Motion carried unanimously.
- MOTION:** Lyndsay Knoell moved, seconded by Linda Bohacek, to close case **11 DEN 110 for compliance gained**. Motion carried unanimously.
- MOTION:** Mark Braden moved, seconded by Eileen Donohoo, to close case **11 DEN 100 for insufficient evidence**. Motion carried unanimously.

**ADJOURNMENT**

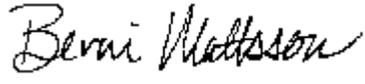
- MOTION:** John Grignon moved, seconded by Adriana Jaramillo, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 11:51 a.m.

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**State of Wisconsin  
Department of Safety & Professional Services**

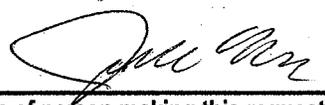
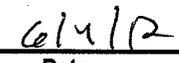
**AGENDA REQUEST FORM**

<b>1) Name and Title of Person Submitting the Request:</b>  Katie Koschnick Administrator, Division of Board Services		<b>2) Date When Request Submitted:</b>  6/19/12 Items will be considered late if submitted after 4:30 p.m. and less than: <ul style="list-style-type: none"> <li>▪ 10 work days before the meeting for Medical Board</li> <li>▪ 14 work days before the meeting for all others</li> </ul>	
<b>3) Name of Board, Committee, Council, Sections:</b> Dentistry Examining Board			
<b>4) Meeting Date:</b> 7/11/12	<b>5) Attachments:</b> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<b>6) How should the item be titled on the agenda page?</b> Under Executive Director Matters - Late Add Agenda Items Procedure	
<b>7) Place Item in:</b> <input checked="" type="checkbox"/> Open Session <input type="checkbox"/> Closed Session <input type="checkbox"/> Both	<b>8) Is an appearance before the Board being scheduled? If yes, who is appearing?</b> <input type="checkbox"/> Yes by _____ (name) <input checked="" type="checkbox"/> No	<b>9) Name of Case Advisor(s), if required:</b>	
<b>10) Describe the issue and action that should be addressed:</b>  <p><i>Effective immediately, all agenda items for open session discussion at board meetings must be given to the Bureau Assistant at least 24 hours prior to the meeting; in the case of a Monday meeting, the deadline is 72 hours prior to the meeting. Agenda items that are submitted after this deadline will be added to the agenda for the following board meeting.</i></p> <p>This is so that the department can ensure that all items for open discussion are posted to the website for public view in advance of the meeting.</p>			
<b>11) Authorization</b>			
		6/19/12	
Signature of person making this request		Date	
Supervisor (if required)		Date	
Bureau Director signature (indicates approval to add post agenda deadline item to agenda)		Date	
<b>Directions for including supporting documents:</b> <ol style="list-style-type: none"> <li>1. This form should be attached to any documents submitted to the agenda.</li> <li>2. Post Agenda Deadline items must be authorized by a Supervisor and the Board Services Executive Director.</li> <li>3. If necessary, Provide original documents needing Board Chairperson signature to the Bureau Assistant prior to the start of a meeting.</li> </ol>			

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**State of Wisconsin  
Department of Regulation and Licensing**

**AGENDA REQUEST FORM**

Name and Title of Person Submitting the Request:  Jeanette Lytle		Date When Request Submitted: June 1, 2012
		Items will be considered late if submitted after 5 p.m. and less than: <ul style="list-style-type: none"> <li>▪ 10 work days before the meeting for Medical Board</li> <li>▪ 14 work days before meeting for all other boards</li> </ul>
Name of Board, Committee, Council: Dentistry Examining Board		
Board Meeting Date:  July 11, 2012	Attachments: Yes <input checked="" type="checkbox"/> No	How should the item be titled on the agenda page?  Discussion of DOE policy regarding screening.
Place Item in: <input checked="" type="checkbox"/> Open Session <input type="checkbox"/> Closed Session <input type="checkbox"/> Both	Is an appearance before the Board being scheduled? If yes, by whom? <input checked="" type="checkbox"/> Yes by Jeanette Lytle (name) <input type="checkbox"/> No	Name of Case Advisor(s), if required:
Describe the issue and action the Board should address:  DOE will discuss screening policy and answer any questions the board may have regarding screening protocols.		
If this is a "Late Add" provide a justification utilizing the Agenda Request Policy:		
<b>Directions for including supporting documents:</b> 1. This form should be attached to any documents submitted to the agenda. 2. Documents submitted to the agenda must be single-sided. 3. Only copies of the original document will be accepted. 4. Provide original documents needing Board Chairperson signature to the Bureau Director or Program Assistant prior to the start of a meeting.		
<b>Authorization:</b>		
		
Signature of person making this request		Date
Supervisor signature (if required)		Date
Bureau Director signature (indicates approval to add late items to agenda)		Date

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**State of Wisconsin  
Department of Safety & Professional Services**

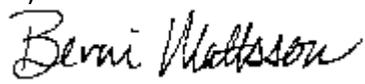
**AGENDA REQUEST FORM**

<b>1) Name and Title of Person Submitting the Request:</b>  Dr. Lyndsay Knoell		<b>2) Date When Request Submitted:</b>  6/12/12 Items will be considered late if submitted after 4:30 p.m. and less than: <ul style="list-style-type: none"> <li>▪ 10 work days before the meeting for Medical Board</li> <li>▪ 14 work days before the meeting for all others</li> </ul>	
<b>3) Name of Board, Committee, Council, Sections:</b> Dentistry Examining Board			
<b>4) Meeting Date:</b> 7/11/12	<b>5) Attachments:</b> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<b>6) How should the item be titled on the agenda page?</b> Evaluation of 2005-08 WREB with ADEX part I & III	
<b>7) Place Item in:</b> <input checked="" type="checkbox"/> Open Session <input type="checkbox"/> Closed Session <input type="checkbox"/> Both	<b>8) Is an appearance before the Board being scheduled? If yes, who is appearing?</b> <input type="checkbox"/> Yes by _____ (name) <input checked="" type="checkbox"/> No	<b>9) Name of Case Advisor(s), if required:</b>	
<b>10) Describe the issue and action that should be addressed:</b>  The board may wish to consider an evaluation of 2005-08 WREB with ADEX part I & III.			
<b>11) Authorization</b>			
 Signature of person making this request		6/12/12 Date	
Supervisor (if required)		Date	
Bureau Director signature (indicates approval to add post agenda deadline item to agenda)    Date			
<b>Directions for including supporting documents:</b> 1. This form should be attached to any documents submitted to the agenda. 2. Post Agenda Deadline items must be authorized by a Supervisor and the Board Services Executive Director. 3. If necessary, Provide original documents needing Board Chairperson signature to the Bureau Assistant prior to the start of a meeting.			

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**State of Wisconsin  
Department of Safety & Professional Services**

**AGENDA REQUEST FORM**

<b>1) Name and Title of Person Submitting the Request:</b>  David Kujak DMD, MS		<b>2) Date When Request Submitted:</b>  6/20/12 Items will be considered late if submitted after 4:30 p.m. and less than: <ul style="list-style-type: none"> <li>▪ 10 work days before the meeting for Medical Board</li> <li>▪ 14 work days before the meeting for all others</li> </ul>	
<b>3) Name of Board, Committee, Council, Sections:</b> Dentistry Examining Board			
<b>4) Meeting Date:</b> 7/11/12	<b>5) Attachments:</b> <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<b>6) How should the item be titled on the agenda page?</b> Under application Issues – Appeal Related to Acceptance of WERB Exam	
<b>7) Place Item in:</b> <input type="checkbox"/> Open Session <input checked="" type="checkbox"/> Closed Session <input type="checkbox"/> Both	<b>8) Is an appearance before the Board being scheduled? If yes, who is appearing?</b> <input type="checkbox"/> Yes by _____ (name) <input checked="" type="checkbox"/> No	<b>9) Name of Case Advisor(s), if required:</b>	
<b>10) Describe the issue and action that should be addressed:</b>  The attached appeal was submitted for the Board’s consideration.  It talks about a "window of regional exam acceptance", specifically referring to the WREB exam window from 2005-2008 that is difficult for the applicant to understand.			
<b>11) Authorization</b>			
		6/20/12	
Signature of person making this request		Date	
Supervisor (if required)		Date	
Bureau Director signature (indicates approval to add post agenda deadline item to agenda)		Date	
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Dr. Lyndsay Knoell  
Chair-Dentistry Examining Board  
Wisconsin Department of Safety and Professional Services  
1400 East Washington Avenue  
Madison, WI 53702

Dear Dr. Knoell,

My name is David Kujak, DMD, MS and I am a practicing Orthodontist in the state of Tennessee. In the past few weeks, I have been applying for initial licensure in the state of Wisconsin. I am originally from La Crosse, WI and I am trying to join Dr. Holly Grimslid and Dr. Gerald Heim in La Crosse. My wife is from Madison and we both went to UW-La Crosse for our undergraduate education. My family lives in La Crosse and we desire to move back to Wisconsin so that I can practice orthodontics at a great practice and we can be close to our families.

Due to my graduation date, I took and passed (with high scores) the Western Regional Examining Board (WREB) exam in 2008. Given the fact that I have been practicing less than five years in another state, I am applying through Wisconsin's "initial licensure" application process. During my review of the application instructions on the Wisconsin DSPS website, I discovered that there are unique date limitations listed with regards to the DEB's acceptance of the WREB exam. I see that the DEB has accepted all regional exams (without date limitations) since 2009. However, according to the Wisconsin Dental Licensing website, Wisconsin required applicants who took WREB to also take Parts I and III of the ADEX exam from 2005-2008. Curiously, it appears that prior to 2005, Wisconsin accepted the WREB exam. Due to the date of my graduation, I fall in the window of having taken WREB from 2005-2008. It seems confusing to me that Wisconsin has a window like this, especially since the WREB exam has not changed markedly from 2008 and 2012. I have been on the WREB website comparing my 2008 candidate guide and the current 2012 candidate guide and can find no difference between the exams. The 2012 WREB exam still requires the same restorative, endodontic, periodontal, prosthodontic, and treatment planning sections as they did in 2008. I called WREB and talked with a few people, one named Tonya Dille, who again assured me that there has been little to no change in the exam, especially since 2008. I also asked WREB to write a letter stating that the WREB exam has not changed markedly from 2008-2012, but they said that if a letter were needed that it would have to be requested directly from the Dentistry Examining Board and not from myself.

I am asking you to look at this issue with serious consideration. It is my hope that you would consider removing this three year window requiring anyone who took the WREB exam from 2005-2008 to also take Parts I and III of the ADEX exam. My wife and I are really excited about the potential opportunity of moving back to Wisconsin to practice orthodontics and raise our future family in the state. With the rapid growth of Drs. Grimslid's and Heim's practice, the opportunity to join their practice is immediate, but I need your help in making this a reality. It is my hope that you will reconsider this issue and drop the 2005-2008 WREB window (which requires a candidate who took WREB to also take Parts I and III of the ADEX exam) so that my wife and I can settle and practice in the great state of Wisconsin. Thank you for your time in reconsidering this issue.

Sincerely,  
David Kujak DMD, MS

**State of Wisconsin  
Department of Safety & Professional Services**

**AGENDA REQUEST FORM**

<b>1) Name and Title of Person Submitting the Request:</b>  Lydia Thompson, Legal Counsel Division of Board Services		<b>2) Date When Request Submitted:</b>  June 20, 2012 Items will be considered late if submitted after 4:30 p.m. and less than: <ul style="list-style-type: none"> <li>▪ 10 work days before the meeting for Medical Board</li> <li>▪ 14 work days before the meeting for all others</li> </ul>																
<b>3) Name of Board, Committee, Council, Sections:</b> Dentistry Examining Board																		
<b>4) Meeting Date:</b> July 11, 2012	<b>5) Attachments:</b> <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<b>6) How should the item be titled on the agenda page?</b> Motion Identifying a Board Credentialing Liaison and Delegating Certain Credentialing Authority																
<b>7) Place Item in:</b> <input checked="" type="checkbox"/> Open Session <input type="checkbox"/> Closed Session <input type="checkbox"/> Both	<b>8) Is an appearance before the Board being scheduled? If yes, who is appearing?</b>  <input type="checkbox"/> Yes by _____ (name)  <input checked="" type="checkbox"/> No	<b>9) Name of Case Advisor(s), if required:</b> N/A																
<b>10) Describe the issue and action that should be addressed:</b> The Board should review the document and identify duties for which the Board may delegate authority to the Credentialing Liaison. The Board has several options and may: <ul style="list-style-type: none"> <li>• Suggest revisions to the document for review at a future meeting;</li> <li>• Delegate a member to approve of the final document after this meeting, but before the next Board meeting; or</li> <li>• Vote in approval of the current document.</li> </ul>																		
<table style="width: 100%; border: none;"> <tr> <td style="width: 10%; vertical-align: top;"><b>11)</b></td> <td style="width: 60%; text-align: center; vertical-align: top;">Authorization</td> <td style="width: 30%;"></td> </tr> <tr> <td style="border-top: 1px solid black; border-bottom: 1px solid black;"> </td> <td style="border-top: 1px solid black; border-bottom: 1px solid black;"></td> <td style="border-top: 1px solid black; border-bottom: 1px solid black; text-align: center;"> </td> </tr> <tr> <td style="border-top: 1px solid black; border-bottom: 1px solid black;">Signature of person making this request</td> <td style="border-top: 1px solid black; border-bottom: 1px solid black;"></td> <td style="border-top: 1px solid black; border-bottom: 1px solid black; text-align: center;">Date</td> </tr> <tr> <td style="border-top: 1px solid black; border-bottom: 1px solid black;">Supervisor (if required)</td> <td style="border-top: 1px solid black; border-bottom: 1px solid black;"></td> <td style="border-top: 1px solid black; border-bottom: 1px solid black; text-align: center;">Date</td> </tr> <tr> <td colspan="2" style="border-top: 1px solid black; border-bottom: 1px solid black;">Bureau Director signature (indicates approval to add post agenda deadline item to agenda)</td> <td style="border-top: 1px solid black; border-bottom: 1px solid black; text-align: center;">Date</td> </tr> </table>				<b>11)</b>	Authorization					Signature of person making this request		Date	Supervisor (if required)		Date	Bureau Director signature (indicates approval to add post agenda deadline item to agenda)		Date
<b>11)</b>	Authorization																	
Signature of person making this request		Date																
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**MOTION IDENTIFYING A BOARD CREDENTIALING LIAISON AND DELEGATING  
CERTAIN CREDENTIALING AUTHORITY**

*Effective August 1, 2012*

On July 11, 2012, the Dentistry Examining Board found the following and passed one motion, effective August 1, 2012, identifying a Board Credentialing Liaison with alternates and delegating certain credentialing authority on an ongoing basis until such motion is hereinafter modified or withdrawn by the Board:

- Licensing individuals who are applying for a Board issued credential is an important responsibility of the Board and the Department.
  - The number of applications for review, requests for review of state examinations, requests for examination retakes by applicants, and requests for review of disciplinary and/or criminal background histories of applicants and the time required therefore has increased in recent years.
  - Presentation and consideration of issues relating to credentialing requires substantial Board meeting time.
  - Delays in considering credentialing issues may adversely affect the delivery of health care services to Wisconsin residents.
  - Many routine credentialing decisions may be made without the involvement of the full Board.
- 1) The Board appoints John Grignon, D.D.S., as the Board's Credentialing Liaison for dental applicants with Lyndsay Knoell, D.D.S., as the alternate; and Linda Bohacek, R.D.H, M.A., C.D.H.C., as the Board's Credentialing Liaison for dental hygiene applicants with Lyndsay Knoell, D.D.S., as the alternate. Each Liaison holds the authority to act on the Board's behalf with respect to the following:
- a) Granting a credential within the Board's jurisdiction if all required information required by law is submitted, and as otherwise limited by paragraphs, (b), through (h), set forth herein.
    - i. If applicable, the Liaison shall review the applicant's examination, whether regional or state, to determine whether it is substantially equivalent to the clinical and laboratory demonstration examination administered by the Central Regional Dental Testing Service. If applicable, the Liaison shall review the applicant's clinical and laboratory demonstration examination to determine whether it is a Board approved dental hygiene testing service.
    - ii. The Liaison shall assist the Division of Professional Credentialing and Division of Board Services with questions related to applications for a credential.
    - iii. The following credentials are included under this paragraph: Dentist, Dental Hygienist, Dental Faculty, and a Temporary Permit authorizing the practice of

dentistry or dental hygiene without compensation (to a dentist or dental hygienist licensed in another state).

- iv. Any determination by the Liaison to deny a request under this paragraph or grant a credential with limitations must be presented to the Board for final determination.
- b) Granting requests for further examination under Wis. Admin. Code § DE 2.09, upon such conditions as authorized by that rule. Any determination by the Liaison to deny such a request must be presented to the Board for final determination.
- c) Reviewing applicants who have twice failed the clinical and laboratory demonstrations examinations. Any determination by the Liaison to deny an applicant from further examination or to deny a credential must be presented to the Board for the final determination.
- d) In granting a credential for licensure by *Endorsement*, the Liaison may review the application and all documentation submitted with the application to determine whether the applicant meets the qualifications outlined in Wis. Stat. s. 447.04 and Wis. Admin. Code s. DE 2.04. The Liaison may approve the applicant for a credential if, in the Liaison's judgment, the legal and professional qualifications have been met.
  - i. The Liaison shall review the *dental* applicant's examination, whether regional or state, to determine whether the applicant successfully passed the examination and whether it is substantially equivalent to the clinical and laboratory demonstration examination administered by the Central Regional Dental Testing Service. Or alternatively, for a dental applicant, the Liaison shall review to determine whether the applicant has successfully completed a board specialty certification examination of an American Dental Association accredited specialty.
  - ii. The Liaison shall review the *dental hygiene* applicant's examination to determine whether the applicant successfully passed the Central Regional Dental Hygiene Testing Service or the examination of a dental hygiene testing service approved by the Board.
  - iii. The Liaison shall review the *dental hygiene* applicant's examination, whether regional or state, to determine whether the applicant successfully passed the examination and whether it is substantially equivalent to the clinical and laboratory demonstration examination administered by the Central Regional Dental Testing Service.
  - iv. Any determination by the Liaison to deny a request under this paragraph or grant a credential with limitations must be presented to the Board for final determination.

- e) In granting a credential for licensure by *Exam*, the Liaison may review the application and all documentation submitted with the application to determine whether the applicant meets the qualifications outlined in Wis. Stat. s. 447.04 and Wis. Admin. Code s. DE 2.01. The Liaison may approve the applicant for a credential if, in the Liaison's judgment, the legal and professional qualifications have been met. Any determination by the Liaison to deny a request under this paragraph or grant a credential with limitations must be presented to the Board for final determination.
- f) In granting a credential for *Dental Faculty* licensure, the Liaison may review the application and all documentation submitted with the application to determine whether the applicant meets the qualifications outlined in Wis. Stat. s. 447.04 and Wis. Admin. Code s. DE 2.015. The Liaison may approve the applicant for a credential if, in the Liaison's judgment, the legal and professional qualifications have been met.
- g) In granting a credential for a *Temporary Permit to Practice Dentistry Without Compensation*, the Liaison may review the application and all documentation submitted with the application to determine whether the applicant meets the qualifications outlined in Wis. Stat. s. 447.02(3). The Liaison may approve the applicant for a credential if, in the Liaison's judgment, the legal and professional qualifications have been met.
- h) Granting the issuance of a credential, following the review of any discipline or criminal conviction as reported by the applicant and upon making the determination that the reported discipline or criminal conviction does not, at the time of application, pose a significant threat to public health, safety, or welfare. In making the determination, the Liaison shall review Wis. Stat. s. 447.07(3). Any determination by the Liaison to deny a request under this paragraph or grant a credential with limitations must be presented to the Board for final determination.
- i) For all administrative actions taken pursuant to this motion the Liaison shall prepare a written report documenting the actions taken. A report shall be presented to the Board for review at the next available Board meeting following the administrative action taken by the Liaison.

2) This motion shall stay in effect until further modification by the Board.

Approved by Board Motion, July 11, 2012.

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Lyndsay Knoell, D.D.S.  
Chairman of the Board

Dentistry Examining Board Liaison Report

RECEIVED Date	Application ID #	Reviewer Notes	Approved for Licensure	Referred to Full Board		
04/26/12	1111111	Active practice	Yes	No		

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**State of Wisconsin  
Department of Safety & Professional Services**

**AGENDA REQUEST FORM**

<b>1) Name and Title of Person Submitting the Request:</b>  Lydia Thompson, Legal Counsel Division of Board Services	<b>2) Date When Request Submitted:</b>  June 20, 2012  Items will be considered late if submitted after 4:30 p.m. and less than: • 10 work days before the meeting for Medical Board • 14 work days before the meeting for all others
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**3) Name of Board, Committee, Council, Sections:**  
Dentistry Examining Board

<b>4) Meeting Date:</b> July 11, 2012	<b>5) Attachments:</b> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<b>6) How should the item be titled on the agenda page?</b> Update on DE 2.04(1)(c) RE: Endorsement Applicants Failing Any Exam Within the Last 3 Years
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<b>7) Place Item in:</b> <input checked="" type="checkbox"/> Open Session <input type="checkbox"/> Closed Session <input type="checkbox"/> Both	<b>8) Is an appearance before the Board being scheduled? If yes, who is appearing?</b>  <input type="checkbox"/> Yes by _____ (name)  <input checked="" type="checkbox"/> No	<b>9) Name of Case Advisor(s), if required:</b> N/A
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**10) Describe the issue and action that should be addressed:**

The Board's Legal Counsel will present any historical information discovered on the intent behind Wis. Admin. Code s. DE 2.04(1)(c). The Board should discuss the issues presented and whether the members seek to keep, amend, or repeal this rule.

<b>11) Authorization</b>  Signature of person making this request	Date 6/20/12
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Supervisor (if required)	Date
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Bureau Director signature (indicates approval to add post agenda deadline item to agenda)	Date
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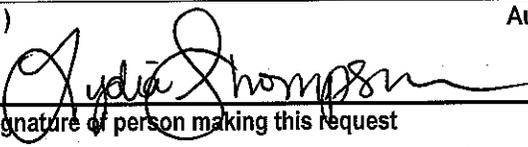
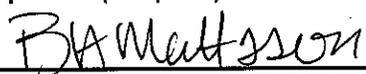
**Directions for including supporting documents:**

1. This form should be attached to any documents submitted to the agenda.
2. Post Agenda Deadline items must be authorized by a Supervisor and the Board Services Bureau Director.
3. If necessary, Provide original documents needing Board Chairperson signature to the Bureau Assistant prior to the start of a meeting.

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**State of Wisconsin  
Department of Safety & Professional Services**

**AGENDA REQUEST FORM**

<b>1) Name and Title of Person Submitting the Request:</b>  Lydia Thompson, Legal Counsel Division of Board Services		<b>2) Date When Request Submitted:</b>  June 21, 2012 Items will be considered late if submitted after 4:30 p.m. and less than: ▪ 10 work days before the meeting for Medical Board ▪ 14 work days before the meeting for all others	
<b>3) Name of Board, Committee, Council, Sections:</b> Dentistry Examining Board			
<b>4) Meeting Date:</b> July 11, 2012	<b>5) Attachments:</b> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<b>6) How should the item be titled on the agenda page?</b> Discussion on DE 2.09 RE: Failure and Reexamination	
<b>7) Place Item in:</b> <input checked="" type="checkbox"/> Open Session <input type="checkbox"/> Closed Session <input type="checkbox"/> Both	<b>8) Is an appearance before the Board being scheduled? If yes, who is appearing?</b> <input type="checkbox"/> Yes by _____ (name) <input checked="" type="checkbox"/> No	<b>9) Name of Case Advisor(s), if required:</b> N/A	
<b>10) Describe the issue and action that should be addressed:</b>  Wis. Admin. Code s. DE 2.09: (1) Requires applicants who fail to achieve a passing grade on the Board approved exam in clinical and laboratory demonstrations exam to apply for re-examination on forms provided by the Board; and (2) Prohibits applicants for licensure from taking a third (clinical and laboratory demonstrations) exam if the applicant failed to achieve a passing grade on any part of the second re-examination.  At the Board's January 4, 2012 meeting, the members were given a presentation by a Div. of Prof. Credentialing staff member, who related that the Department had difficulties enforcing s. DE 2.09. Currently, the applicants may take and re-take the exam online, independent of the Board's approval. In addition, the Department/Board does not have any forms for applicants to submit to apply for re-examination. The Board then moved to approve the Credentialing Liaison to review applicants who have twice failed the exam and asked the Credentialing staff to change the application form to ask applicants whether they failed an exam more than twice (as a flag to assist the Liaison's review).  Legal Counsel is requesting that the Board revisit this issue and discuss the possible repeal of this rule in its entirety. The Board should review and discuss the scope statement to determine whether it is acceptable for publication. The Board may also revise the scope statement if it finds that it is not acceptable. At the end of the review, discussion, and revisions, if applicable, the Board should vote on whether to approve the scope statement.  The Board should discuss the issues presented and whether the members seek to keep, amend, or repeal this rule.			
<b>11) Authorization</b>			
Signature of person making this request 		Date 6/21/12	
Supervisor (if required) 		Date 6/21/12	
Bureau Director signature (indicates approval to add post agenda deadline item to agenda) Date			

# STATEMENT OF SCOPE

## Dentistry Examining Board

Rule No.: DE 2.09

Relating to: Failure and Re-examination (for Licensure Applicants)

Rule Type: Permanent

**1. Finding/nature of emergency (Emergency Rule only):**

N/A

**2. Detailed description of the objective of the proposed rule:**

This rule:

- (1) Requires applicants who fail to achieve a passing grade on the Board approved examination in clinical and laboratory demonstrations to apply for re-examination on forms provided by the Board; and
- (2) Prohibits applicants for licensure from taking a third (clinical and laboratory demonstrations) exam if the applicant failed to achieve a passing grade on any part of the second re-examination.

Currently, the applicants may take and re-take the exam online, independent of the Board's approval. In addition, the Board does not have any forms for applicants to submit to apply for re-examination. This rule appears to be a burdensome requirement for the Board, which it seeks to repeal because the Board lacks the ability to enforce it given the nature of the online exam.

**3. Description of the existing policies relevant to the rule, new policies proposed to be included in the rule, and an analysis of policy alternatives:**

The Board does not have the ability to prohibit applicants from taking and re-taking any clinical and laboratory demonstration examination, which examinations are administered online. The Board seeks to repeal this rule in its entirety due to the inability to enforce it.

**4. Detailed explanation of statutory authority for the rule (including the statutory citation and language):**

s. 15.08(5)(b) Each examining board: shall promulgate rules for its own guidance and for the guidance of the trade or profession to which it pertains and define and enforce professional conduct and unethical practices not inconsistent with the law relating to the particular trade or profession.

s. 447.02(1)(a) The examining board may promulgate rules governing the re-examination of an applicant who fails an examination specified in s. 447.04(1)(a)5. or (2)(a)5. The rules may specify additional educational requirements for those applicants and may specify the number of times an applicant may be examined.

**5. Estimate of amount of time that state employees will spend developing the rule and of other resources necessary to develop the rule:**

15 hours.

**6. List with description of all entities that may be affected by the proposed rule:**

Dentist and dental hygienist applicants for licensure.

**7. Summary and preliminary comparison with any existing or proposed federal regulation that is intended to address the activities to be regulated by the proposed rule:**

None.

**8. Anticipated economic impact of implementing the rule:**

No economic impact.

**Contact Person:** Kris Anderson, DSPS (608) 261-2385

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Dentistry Examining Board Chair

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Date Submitted

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**State of Wisconsin  
Department of Safety & Professional Services**

**AGENDA REQUEST FORM**

<b>1) Name and Title of Person Submitting the Request:</b>  Dr. Lyndasy Knoell		<b>2) Date When Request Submitted:</b> 6/11/12  Items will be considered late if submitted after 4:30 p.m. and less than: <ul style="list-style-type: none"> <li>▪ 10 work days before the meeting for Medical Board</li> <li>▪ 14 work days before the meeting for all others</li> </ul>											
<b>3) Name of Board, Committee, Council, Sections:</b> Dentistry Examining Board													
<b>4) Meeting Date:</b> 7/11/12	<b>5) Attachments:</b> <input type="checkbox"/> Yes <input type="checkbox"/> No	<b>6) How should the item be titled on the agenda page?</b> Discussion Item – Licensure options for Foreign-Trained Dentists											
<b>7) Place Item in:</b> <input checked="" type="checkbox"/> Open Session <input type="checkbox"/> Closed Session <input type="checkbox"/> Both	<b>8) Is an appearance before the Board being scheduled? If yes, who is appearing?</b>  <input type="checkbox"/> Yes by _____ (name)  <input checked="" type="checkbox"/> No	<b>9) Name of Case Advisor(s), if required:</b>											
<b>10) Describe the issue and action that should be addressed:</b>  Board discussion and clarification of the options available for foreign-trained dentists to obtain WI licensure.													
<b>11) Authorization</b>  <table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 60%; border-bottom: 1px solid black;">  </td> <td style="width: 40%; border-bottom: 1px solid black; text-align: right;">                 6/11/12             </td> </tr> <tr> <td style="border-bottom: 1px solid black;">                 Signature of person making this request             </td> <td style="border-bottom: 1px solid black; text-align: right;">                 Date             </td> </tr> <tr> <td style="border-bottom: 1px solid black;">                 Supervisor (if required)             </td> <td style="border-bottom: 1px solid black; text-align: right;">                 Date             </td> </tr> <tr> <td colspan="2" style="border-bottom: 1px solid black;">                 Bureau Director signature (indicates approval to add post agenda deadline item to agenda)             </td> </tr> <tr> <td colspan="2">                 Date             </td> </tr> </table>					6/11/12	Signature of person making this request	Date	Supervisor (if required)	Date	Bureau Director signature (indicates approval to add post agenda deadline item to agenda)		Date	
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Date													
<b>Directions for including supporting documents:</b> 1. This form should be attached to any documents submitted to the agenda. 2. Post Agenda Deadline items must be authorized by a Supervisor and the Board Services Executive Director. 3. If necessary, Provide original documents needing Board Chairperson signature to the Bureau Assistant prior to the start of a meeting.													

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**State of Wisconsin  
Department of Safety & Professional Services**

**AGENDA REQUEST FORM**

<b>1) Name and Title of Person Submitting the Request:</b>  Berni Mattsson		<b>2) Date When Request Submitted:</b>  06/12/12 Items will be considered late if submitted after 4:30 p.m. and less than: <ul style="list-style-type: none"> <li>▪ 10 work days before the meeting for Medical Board</li> <li>▪ 14 work days before the meeting for all others</li> </ul>	
<b>3) Name of Board, Committee, Council, Sections:</b> Dentistry Examining Board			
<b>4) Meeting Date:</b> 07/11/12	<b>5) Attachments:</b> <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<b>6) How should the item be titled on the agenda page?</b> Military Training Equivalency For Dental Hygienists	
<b>7) Place Item in:</b> <input checked="" type="checkbox"/> Open Session <input type="checkbox"/> Closed Session <input type="checkbox"/> Both	<b>8) Is an appearance before the Board being scheduled? If yes, who is appearing?</b> <input type="checkbox"/> Yes by _____ (name) <input checked="" type="checkbox"/> No	<b>9) Name of Case Advisor(s), if required:</b>	
<b>10) Describe the issue and action that should be addressed:</b> 2011 WI Act 120 – Military Credential Equivalency (Eff. 6/1/2012)  This law allows veterans to use certain military education, training and other experience to fulfill certain requirements for a professional credential.  The Department and its attached boards, councils and committees must count relevant training that a service member has for an initial credential he or she has obtained in connection with the applicant’s military service. The applicant must demonstrate to the satisfaction of the Department or board that his or her military training is substantially equivalent to the training required to obtain the initial credential.  The Department of Military Affairs and the Department of Veterans Affairs have provided the attached information related to military education and training and recommended equivalencies, including those for Dental Hygienists  The board should determine the approval process for this new requirement. As a part of the credentialing function, a board liaison could continue to work with Department staff.			
<b>11) Authorization</b> <div style="display: flex; justify-content: space-between; align-items: flex-end;"> <div style="width: 60%;">  </div> <div style="width: 35%; text-align: right;">                 06/12/12             </div> </div> <hr/> <div style="display: flex; justify-content: space-between;"> <span>Signature of person making this request</span> <span>Date</span> </div> <hr/> <div style="display: flex; justify-content: space-between;"> <span>Supervisor (if required)</span> <span>Date</span> </div> <hr/> <div style="display: flex; justify-content: space-between;"> <span>Bureau Director signature (indicates approval to add post agenda deadline item to agenda)</span> <span>Date</span> </div>			
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<b>WI Professional Credential</b>	<b>Military Equivalent Training</b>	<b>Notes</b>
Hearing Instrument Specialist	Ear, Nose & Throat Specialty – Phase 2 ASI of P2 to the MOS 68W	
Dental Hygentist	Preventive Dentistry Specialty MOS of 68E	
Dietician	Graduate Program in Nutrition Ph 1 and 2 Army officers are awarded the AOC of 65C	Must still take Registration Exam for Dieticians
Licensed Practical Nurse	Military Practical Nurse Phase 2 ASI of M6 to the MOS 68W	Training meets Texas Board of Nurse Examiners
Radiographer	Radiology Specialist Phase 2 MOS of 68P	
Occupational Therapy Assistant	Occupational Therapy Specialty Phase 2 ASI of N3	National Exam Requirement for full certification
Physical Therapist	US Army Baylor Univ Grad Program in Physical Therapy Phase 1 &2 AOC of 68B	Graduates granted a Dr or PT
Physical Therapy Assistant	Physical Therapy Specialty Phase 2 ASI of N9	
Respiratory Care Practitioner	Respiratory Specialist Phase 1 MOS of 68V	
Veterinary Technician	Veterinary Medicine Specialty MOS of 68T	

## **DENTAL HYGIENIST**

CIVILIAN: Graduate from a dental hygiene school accredited by the American Dental Association Commission on Dental Accreditation

### **MILITARY**

#### **DENTAL ASSISTANT**

Location School Code: 083 Length: 7 weeks 3 days

Description: Provides the student with the skills necessary to perform tasks required of a dental assistant in the examination, care and treatment of dental diseases and disorders. Subjects include basic dental sciences, dental radiology, general duties, dental records, dental equipment (TDA and TOE), and relevant training on Warrior Ethos tasks as part of the Army-wide AIT sustainment training for warrior skills to ensure survivability in the contemporary operating environment.

#### **PREVENTIVE DENTISTRY SPECIALTY**

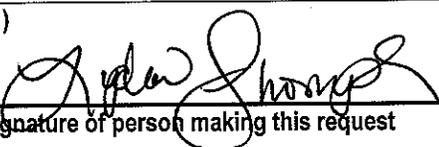
Location School Code: 083 Length: 12 weeks

Description: To provide the student with the necessary knowledge and skills to perform the duties of a Preventive Dentistry Specialist under the supervision of a Dental Corps Officer. Instructional objectives include, but are not limited to: performing oral hygiene prophylactic procedures; conducting individual oral disease control programs; applying pit and fissure sealants to the teeth; evaluating dental radiographs, and cleaning and sterilizing dental instruments and equipment.

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**State of Wisconsin  
Department of Safety & Professional Services**

**AGENDA REQUEST FORM**

1) Name and Title of Person Submitting the Request:  Lydia Thompson, Legal Counsel Division of Board Services		2) Date When Request Submitted:  June 20, 2012	
		Items will be considered late if submitted after 4:30 p.m. and less than: ▪ 10 work days before the meeting for Medical Board ▪ 14 work days before the meeting for all others	
3) Name of Board, Committee, Council, Sections: Dentistry Examining Board			
4) Meeting Date: July 11, 2012	5) Attachments: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	6) How should the item be titled on the agenda page? Review and Discuss Scope Statement for s. DE 1.02(7) to Correct Statutory Reference	
7) Place Item in: <input checked="" type="checkbox"/> Open Session <input type="checkbox"/> Closed Session <input type="checkbox"/> Both	8) Is an appearance before the Board being scheduled? If yes, who is appearing? <input type="checkbox"/> Yes by _____ (name) <input checked="" type="checkbox"/> No	9) Name of Case Advisor(s), if required: N/A	
10) Describe the issue and action that should be addressed:  Wis. Admin. Code s. DE 1.02(7) incorrectly refers to the definition of "practice of dental hygiene" as located in Wis. Stat. s. 447.02 when the definition is actually located in s. 447.01. The proposed amendment to the rule will refer to the correct statute and lessen confusion to the public. The Board should review and discuss the scope statement to determine whether it is acceptable for publication. The Board may also revise the scope statement if it finds that it is not acceptable. At the end of the review, discussion, and revisions, if applicable, the Board should vote on whether to approve the scope statement.			
11) 		Authorization	
Signature of person making this request		Date 6/20/12	
Supervisor (if required)		Date	
Bureau Director signature (indicates approval to add post agenda deadline item to agenda)		Date	
Directions for including supporting documents: 1. This form should be attached to any documents submitted to the agenda. 2. Post Agenda Deadline items must be authorized by a Supervisor and the Board Services Bureau Director. 3. If necessary, Provide original documents needing Board Chairperson signature to the Bureau Assistant prior to the start of a meeting.			

# STATEMENT OF SCOPE

## Dentistry Examining Board

Rule No.: DE 1.02(7)

Relating to: Definition of "Practice of Dental Hygiene."

Rule Type: Permanent

**1. Finding/nature of emergency (Emergency Rule only):**

N/A

**2. Detailed description of the objective of the proposed rule:**

The objective is to correct an error referring to the definition of "practice of dental hygiene" as located in s. 447.02 when the definition is actually located in s. 447.01.

**3. Description of the existing policies relevant to the rule, new policies proposed to be included in the rule, and an analysis of policy alternatives:**

The amendment of the rule will refer to the correct statute and lessen confusion to the public.

**4. Detailed explanation of statutory authority for the rule (including the statutory citation and language):**

s. 15.08(5)(b) Each examining board: shall promulgate rules for its own guidance and for the guidance of the trade or profession to which it pertains and define and enforce professional conduct and unethical practices not inconsistent with the law relating to the particular trade or profession.

s. 447.02(1)(d) The examining board may promulgate rules specifying practices, in addition to the practices specified under s. 447.01(3)(a) to (f), that are included within the practice of dental hygiene.

**5. Estimate of amount of time that state employees will spend developing the rule and of other resources necessary to develop the rule:**

10 hours.

**6. List with description of all entities that may be affected by the proposed rule:**

Dental hygienists and dentists.

**7. Summary and preliminary comparison with any existing or proposed federal regulation that is intended to address the activities to be regulated by the proposed rule:**

None.

**8. Anticipated economic impact of implementing the rule:**

No economic impact.

**Contact Person:** Kris Anderson, DSPS (608) 261-2385

\_\_\_\_\_  
Dentistry Examining Board Chair

\_\_\_\_\_  
Date Submitted

**State of Wisconsin  
Department of Safety & Professional Services**

**AGENDA REQUEST FORM**

<b>1) Name and Title of Person Submitting the Request:</b>  Berni Mattsson		<b>2) Date When Request Submitted:</b>  06/14/12 Items will be considered late if submitted after 4:30 p.m. and less than: <ul style="list-style-type: none"> <li>▪ 10 work days before the meeting for Medical Board</li> <li>▪ 14 work days before the meeting for all others</li> </ul>							
<b>3) Name of Board, Committee, Council, Sections:</b> Dentistry Examining Board									
<b>4) Meeting Date:</b> 7/11/12	<b>5) Attachments:</b> <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<b>6) How should the item be titled on the agenda page?</b> AADB Liaison and Annual Meeting							
<b>7) Place Item in:</b> <input checked="" type="checkbox"/> Open Session <input type="checkbox"/> Closed Session <input type="checkbox"/> Both	<b>8) Is an appearance before the Board being scheduled? If yes, who is appearing?</b> <input type="checkbox"/> Yes by _____ (name) <input checked="" type="checkbox"/> No	<b>9) Name of Case Advisor(s), if required:</b>							
<b>10) Describe the issue and action that should be addressed:</b> The American Association of Dental Boards requests that the WI Dentistry Examining Board appoint a Liaison and that the liaison attend their annual meeting on October 17 – 18, 2012. The meeting agenda and other information is attached.  Unfortunately neither AADB, nor the Department offers any financial assistance to cover expenses to attend the meeting.									
<b>11) Authorization</b> <div style="border-bottom: 1px solid black; padding-bottom: 5px;"> <span style="font-family: cursive; font-size: 1.2em;">Berni Mattsson</span> </div> <table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 70%; border-bottom: 1px solid black;">Signature of person making this request</td> <td style="width: 30%; border-bottom: 1px solid black;">Date</td> </tr> <tr> <td style="border-bottom: 1px solid black;">Supervisor (if required)</td> <td style="border-bottom: 1px solid black;">Date</td> </tr> <tr> <td style="border-bottom: 1px solid black;">Bureau Director signature (indicates approval to add post agenda deadline item to agenda)</td> <td style="border-bottom: 1px solid black;">Date</td> </tr> </table>				Signature of person making this request	Date	Supervisor (if required)	Date	Bureau Director signature (indicates approval to add post agenda deadline item to agenda)	Date
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June 22, 2012

TO: Liaisons, State Dental Boards and Testing Agencies  
FROM: Mark R. Hinrichs, DDS, President-Elect  
SUBJECT: 129th AADB Annual Meeting

As an AADB liaison to your state dental board or testing agency, I would like to ask you to register and to contact your fellow board members and encourage them to register for the 129th AADB Annual Meeting, Tuesday and Wednesday, October 17 – 18, 2012. Hotel reservations are processed on a first-received basis. Reservations **must be received no later than July 13, 2012** to assure availability of accommodations at the AADB Headquarters Hotel, the Hyatt Regency San Francisco, San Francisco, CA.

In order to register for the 129th AADB Annual Meeting and reserve a room:

**Register:** Complete the AADB online registration form by going to [www.dentalboards.org](http://www.dentalboards.org) and click on the 'Online Store' tab to pay by credit card or download the material from the 'Meetings' tab on the site and mail it in with a check or money order made out to the American Association of Dental Boards (**AADB**):

American Association of Dental Boards  
211 East Chicago Avenue, Suite 760  
Chicago, IL 60611

**Reserve a Room:** Follow the link provided to the **ADA** online housing form which can be found on our website: [www.dentalboards.org](http://www.dentalboards.org) under the 'Meetings' tab.

If you have any questions regarding the Annual Meeting, please contact the Central Office: 1-800-621-8099 ext. 7464. Also, if you are no longer the AADB liaison, please notify Rob Kapp or Bayley Milton with the name and contact information of the new liaison. This information can also be emailed to [info@dentalboards.org](mailto:info@dentalboards.org).

Please copy the registration and housing forms for distribution to your board members and attorneys. I have also attached a copy of the Preliminary Program which should be provided to your board members and attorneys as well. I look forward to seeing you all at the meeting.

Encs.

cc: Administrators, State Dental Boards  
Members, Executive Council

**PRELIMINARY PROGRAM**  
**129th Annual Meeting**  
**AMERICAN ASSOCIATION OF DENTAL BOARDS**  
**Hyatt Regency Hotel**  
**San Francisco, California**

**October 17-18, 2012**

**TUESDAY, October 16, 2012**

6:00 p.m. - 8:00 p.m.                      **Early Registration**

**WEDNESDAY, October 17, 2012**

7:00 a.m.                                      **LIAISON MEETING**

**NEW MEMBER ORIENTATION**

7:00 a.m.                                      **REGISTRATION**

8:30 a.m.                                      **GENERAL ASSEMBLY – SESSION I**

8:30 a.m. – 9:00 a.m.                      **OPENING CEREMONIES**

9:00 a.m. – 9:15 a.m.                      **ADA President** – William Calnon, DDS

9:15 a.m. – 10:00 a.m.                      **Healthcare Reform**  
- Senator William Emmerson, CA

10:00 a.m. – 10:15 a.m.                      **COFFEE BREAK**

10:15 a.m. – 11:15 a.m.                      **ADA Amicus Brief to FTC Regarding NC Dental Board**

- Craig Busey, Esq., ADA General Counsel

**Update on FTC Health Related Activities**  
- Rich Meade, Managing Director and Chair of the Health Practice, Prime Policy Group

**Questions and Answers**

11:15 a.m. to noon                              **State Regulation on Botox, Dermafillers and other Cosmetic Procedures**

- Idaho – Dr. Jay Harris
- Louisiana – Mr. Pete Burkhalter
- New Jersey – Mr. Jonathan Eisenmenger
- Oklahoma – Susan Rogers, Esq.

Noon    **Questions and Answers**  
**BANQUET LUNCHEON**  
*Admission by ticket only*

**Recognition of “Citizen of the Year”**

1:30 p.m.

**CAUCUSES**

2:00 p.m.

**GENERAL ASSEMBLY – SESSION II**

2:00 p.m. to 2:30 p.m.

**Reference Committee**

- Bruce D. Horn, DDS, OK, Chair
- Jerri Ann Donahue, DDS, WY
- Tony Guillen, DDS, NV
- David W. Perkins, DMD, CT

2:30 p.m. to 3:15 p.m.

**Open Forum (State Board Issues)**

- Mr. Patrick Braatz, OR, Moderator

3:15 p.m. to 4:30 p.m.

**Ethics Session – Mina Paul, DMD, MA, Moderator**

**Ethics courses mandated by dental boards**

- California
- Indiana
- North Dakota
- Oklahoma

**Survey Results – Ethical Behavior for State Dental Boards and Licensees**

- Mina Paul, DMD, MA

**Personal Liability of Board Members**

- Lori Lindley, Esq., OR

**Questions and Answers**

6:00 p.m. to 7:30 p.m.

**PRESIDENT’S RECEPTION**

**THURSDAY, October 18, 2012**

8:30 a.m.

**GENERAL ASSEMBLY – SESSION III**

8:30 a.m. – 10:00 a.m.

**Effectively Utilizing Prescription Drug Monitoring Programs – Board Attorneys Roundtable**

**Corporate Ownership of a Dental Practice**

- Board Attorneys Roundtable

10:00 a.m. – 10:15 a.m.

**COFFEE BREAK**

10:15 a.m. – 11:15 a.m.

**Follow-up on Assessment Services Program (ASP)**

**Implementation and initial board experience of Dentist-Professional Review and Evaluation Assessment (D-PREP) and Expert Review Assessment (ERA)**

- Guy Shampaine, DDS, MD

**Reports from Two States Who Have Sent Candidates  
Through D-PREP**

**Questions and Answers**

11:15 a.m. – 12:00 p.m.

**BUSINESS SESSION**

**Report of the Reference Committee**

- Bruce D. Horn, DDS, OK, Chair

**Report of the Nominating Committee**

- Peter DeScisco, DDS, NJ, Chair

-

**Election and Installation of Officers**

**WEDNESDAY, OCTOBER 17, 2012**

9:00 a.m. – 4:00 p.m.

**Board Attorneys' Roundtable (BAR)**

- Darlene Ratliff-Thomas, Esq., WV, Co-Chair

- Angela Dougherty, Esq., WY, Co-Chair

**THURSDAY, OCTOBER 18, 2012**

9:00 a.m. – Noon

**Board Attorneys' Roundtable (BAR)**

- Darlene Ratliff-Thomas, Esq., WV, Co-Chair

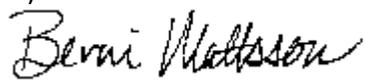
- Angela Dougherty, Esq., WY, Co-Chair

Prel. Prog. NAD 6.12.12

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**State of Wisconsin  
Department of Safety & Professional Services**

**AGENDA REQUEST FORM**

<b>1) Name and Title of Person Submitting the Request:</b>  Dr. Mark Braden		<b>2) Date When Request Submitted:</b>  6/19/12 Items will be considered late if submitted after 4:30 p.m. and less than: <ul style="list-style-type: none"> <li>▪ 10 work days before the meeting for Medical Board</li> <li>▪ 14 work days before the meeting for all others</li> </ul>	
<b>3) Name of Board, Committee, Council, Sections:</b> Dentistry Examining Board			
<b>4) Meeting Date:</b> 7/11/12	<b>5) Attachments:</b> <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<b>6) How should the item be titled on the agenda page?</b> Report from Sleep Apnea Work Group	
<b>7) Place Item in:</b> <input checked="" type="checkbox"/> Open Session <input type="checkbox"/> Closed Session <input type="checkbox"/> Both	<b>8) Is an appearance before the Board being scheduled? If yes, who is appearing?</b> <input type="checkbox"/> Yes by _____ (name) <input checked="" type="checkbox"/> No	<b>9) Name of Case Advisor(s), if required:</b>	
<b>10) Describe the issue and action that should be addressed:</b> At the may 2, 2012 board meeting, Mark Braden reported information from the sleep apnea work group. It is recommended that dentists should do a risk assessment for sleep apnea and the patient should then be referred to a physician for a diagnosis.  Dr. Braden has supplied an updated document for the Board's review.			
<b>11) Authorization</b>			
		6/20/12	
Signature of person making this request		Date	
Supervisor (if required)		Date	
Bureau Director signature (indicates approval to add post agenda deadline item to agenda)		Date	
<b>Directions for including supporting documents:</b> 1. This form should be attached to any documents submitted to the agenda. 2. Post Agenda Deadline items must be authorized by a Supervisor and the Board Services Executive Director. 3. If necessary, Provide original documents needing Board Chairperson signature to the Bureau Assistant prior to the start of a meeting.			

## SLEEP RELATED BREATHING DISORDERS (SRBD)

It is the position of the Dental Examining Board that risk assessment, treatment and follow-up monitoring of SRBD falls within the scope of the practice of dentistry. The diagnosing and referral of SRBD must be done by a physician.

SRBD required a team approach involving the diagnosing physician and the treating dentist. This would include comprehensive patient screening, physician diagnosis of SRBD, prescription for treatment of the SRBD, treatment, follow up assessment and monitoring

### AADSM (American Academy of Dental Sleep Medicine) Treatment Protocol for Oral Appliance (OA) Therapy for SRBD (Standard of Practice)

- 1) Medical Assessment
- 2) Either; Referral by dentist to physician to diagnose the SRBD – be it snoring, UARS (upper airway resistance syndrome) or obstructive sleep apnea then returned to dentist for oral appliance therapy if appropriate Or; Referral by physician for OA therapy if appropriate
- 3) A copy of the diagnostic sleep study or pulse oximetry report forwarded to the dentist.
- 4) Dentist to assess and recommend the choice of appliance and relevant fees. Different types of OA design variations, Both MRDs (Mandibular Repositioning Device) and TRDs (Tongue Repositioning Device) should be shown to the patient. Rationale for appliance selection should be explained to the patient. Documentation of this should be made in the patient's records.
- 5) Informed consent is highly recommended prior to insertion of the appliance.
- 6) Dentist to initiate therapy and titrate the OA to obtain optimum results based on patient symptoms, resolution of snoring and/or restriction in further jaw movement
- 7) After adequate titration, dentist refers patient back to physician for assessment of OA treatment of SRBD
- 8) Final adequate or complete resolution of SRBD is determined by the referring physician (usually with PSG or Pulse Oximetry). If the patient is medically diagnosed with only simple snoring, the dentist may complete therapy without referral back to physician.
- 9) If the medical assessment shows continued SRBD, the patient is referred back to the dentist to continue further titration.
- 10) In specific cases, often when the initial titration has not been sufficient, the patient returns a second time to their physician for assessment. If UARS or OSA are still present, the referring physician may recommend an alternative form of therapy
- 11) An annual dental assessment is recommended for all snoring, UARS or Obstructive Sleep Apnea OA patients since the SRBD tends to get worse over time. The dental recall examination evaluates complications, compliance, device deterioration and the need for possible additional titration.



**STATE OF WISCONSIN**  
Department of Safety and Professional Services

BOARD SERVICES DIVISION  
Program Development  
P. O. Box 2689  
Madison, Wisconsin 53701-2689  
608-262-2112

**Governor Scott Walker**

**Secretary Dave Ross**

TTY: Contact Through Relay

June 7, 2011

Dr. William K. Lobb, DDS  
Dean and Professor of Developmental Sciences  
School of Dentistry/Office of the Dean, 304A  
Marquette University  
P.O. Box 1881  
Milwaukee, WI 53201-1881

Dear Dr. Lobb:

The Dentistry Examining Board invites you to a future meeting to discuss issues of faculty licensure and how "clinical work" is defined in practice.

The next meeting of the Board is scheduled for July 11<sup>th</sup>, 2012. As usual, the board meeting will be held at the Department of Safety and Professional Services, Room 121A, 1400 East Washington Avenue, Madison WI. Please let me know if you are able to attend and I will send you further details regarding time.

If you have any questions regarding the issues to be discussed at the meeting, feel free to contact the board chair, Dr Lyndsay Knoell at 262/637-7276 or Dr. John Grignon at 414/778-5260.

Sincerely,

A handwritten signature in black ink that reads "Bernice A. Mattsson".

Bernice A. Mattsson  
Executive Director  
Division of Board Services  
WI Department of Safety & Professional Services  
Phone 608/266-8741

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**State of Wisconsin  
Department of Safety & Professional Services**

**AGENDA REQUEST FORM**

<b>1) Name and Title of Person Submitting the Request:</b>  Berni Mattsson		<b>2) Date When Request Submitted:</b>  4/25/12 Items will be considered late if submitted after 4:30 p.m. and less than: ▪ 10 work days before the meeting for Medical Board ▪ 14 work days before the meeting for all others	
<b>3) Name of Board, Committee, Council, Sections:</b> Dentistry Examining Board			
<b>4) Meeting Date:</b> 7/11/12	<b>5) Attachments:</b> <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<b>6) How should the item be titled on the agenda page?</b> Informational item - Letter to ADA Concerning Portfolio-Style Examination	
<b>7) Place Item in:</b> <input checked="" type="checkbox"/> Open Session <input type="checkbox"/> Closed Session <input type="checkbox"/> Both	<b>8) Is an appearance before the Board being scheduled? If yes, who is appearing?</b> <input type="checkbox"/> Yes by _____ (name) <input checked="" type="checkbox"/> No	<b>9) Name of Case Advisor(s), if required:</b>	
<b>10) Describe the issue and action that should be addressed:</b> Copies provided for the Board's information.			
<b>11) Authorization</b> <div style="display: flex; justify-content: space-between; align-items: flex-end;"> <div style="width: 60%;">                       Signature of person making this request                 </div> <div style="width: 35%; text-align: right;">                     4/25/12                      Date                 </div> </div> <hr/> <div style="display: flex; justify-content: space-between; align-items: flex-end;"> <div style="width: 60%;">                     Supervisor (if required)                 </div> <div style="width: 35%; text-align: right;">                     Date                 </div> </div> <hr/> <div style="display: flex; justify-content: space-between; align-items: flex-end;"> <div style="width: 60%;">                     Bureau Director signature (indicates approval to add post agenda deadline item to agenda)                 </div> <div style="width: 35%; text-align: right;">                     Date                 </div> </div>			
<b>Directions for including supporting documents:</b> 1. This form should be attached to any documents submitted to the agenda. 2. Post Agenda Deadline items must be authorized by a Supervisor and the Board Services Executive Director. 3. If necessary, Provide original documents needing Board Chairperson signature to the Bureau Assistant prior to the start of a meeting.			



# Oregon

John A. Kitzhaber, MD, Governor

## Board of Dentistry

1600 SW 4th Avenue

Suite 770

Portland, OR 97201-5519

(971) 673-3200

Fax: (971) 673-3202

[www.oregon.gov/dentistry](http://www.oregon.gov/dentistry)

December 16, 2011

Dr. William R. Calnon, President  
American Dental Association  
211 E. Chicago Ave.  
Chicago, IL 60611-2678

Dear Dr. Calnon:

The Oregon Board of Dentistry (OBD) recently reviewed the resolution passed by the American Dental Association (ADA) House of Delegates regarding the development of a portfolio-style examination for initial licensure.

The OBD also recently reviewed the request by the ADA Workgroup on Development for Portfolio-Style Examinations and is very concerned that the ADA has entered into an area that is beyond the mission and purpose of the ADA.

The stated mission of the ADA: "The ADA is the professional association of dentists that fosters the success of a diverse membership and advances the oral health of the public." Clearly this mission does not and should not have anything directly related to the initial licensure of dentists or dental hygienists; this authority is left to the state dental boards.

The stated mission of the OBD: The Mission of the Oregon Board of Dentistry is to protect the public by assuring that the citizens of Oregon receive the highest possible quality oral health care." Clearly the licensure of dentists and dental hygienists falls under this mission.

The OBD urges the ADA to stop this invasion upon the mission, rights and responsibilities found in the dental practice acts of each state board. Licensure of dentists and dental hygienists is left to the state dental boards, not the ADA.



Dr. William R. Calnon  
Page 2  
December 16, 2011

The OBD believes that in this time of serious economic difficulties that face our state and nation, as well as the ADA, according to recent review of ADA publications, that the ADA not waste any more of its precious financial and time resources on issues that are not within their mission or purview.

We encourage our fellow dental boards to join in this effort to have the ADA return to its core mission and leave the licensure, regulation and discipline of dental care professionals to the state dental boards where it belongs.

Sincerely yours,



Mary W. Davidson, M.P.H., R.D.H., L.A.P., President  
Oregon Board of Dentistry



Patricia Parker, D.M.D., Vice-President  
Oregon Board of Dentistry

cc: Dr. White Graves, President-AADB  
All State Dental Boards

REGULATION & LICENSING  
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Members

George D. Conard, Jr., DDS  
President

Diane M. Paletta, DDS  
Secretary

Mr. William E. Ford, III

Camille A. Arceneaux, RDH, MS

Craig L. Meadows, DDS

David G. Edwards, DDS

C. Richard Gerber, DDS

L. Edward Eckley, DDS

Mrs. Beverly L. Stevens, COMSA



WEST VIRGINIA BOARD OF DENTAL EXAMINERS

1319 Robert C. Byrd Drive  
PO Box 1447  
Crab Orchard, WV 25827-1447  
(304)252-8266  
FAX (304)253-9454  
Toll Free (877)914-8266  
www.wvdentalboard.org  
wvbde@suddenlinkmail.com

Staff

Richard D. Smith, DDS  
Executive Secretary

Susan M. Combs  
Assistant Executive Secretary

Carolyn A. Brewer  
Office Manager

John C. Dixon, DDS  
Investigator

Bernard J. Grubler, DDS  
Investigator

Dina A. Vaughan, BSDH, MS  
Investigator

Darlene Ratliff-Thomas  
Senior Assistant Attorney General

January 19, 2012

Dr. William R. Calnon, President  
American Dental Association  
211 E. Chicago Avenue  
Chicago, IL 60611-2678

Dear Dr. Calnon:

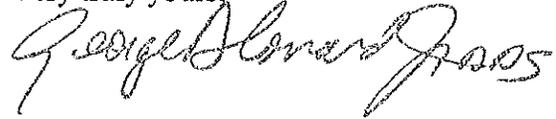
The members of the West Virginia Board of Dental Examiners, at their meeting of January 6, 2012, reviewed the October 25, 2011, American Dental Association's Request for Proposals (RFP) to develop a portfolio-style examination for initial license purposes, along with the Oregon Board of Dentistry's response.

The Board agrees with the Oregon Board of Dentistry unanimously in that it is the responsibility and privilege of the different states to regulate the practice of dentistry and dental hygiene, which includes the responsibility of administering clinical license examinations. It is not the responsibility of the American Dental Association. All of the licensed members of our agency participate with some or all of the regional examination organizations. As a matter of fact our Board recognizes all regional and state clinical examinations as part of the requirements for license. The Board does not recognize licenses obtained through PGY-1 or other non-clinical means.

*West Virginia Code*, Chapter 30, Article 1, Section 1a, states in part as follows: "The Legislature finds and declares as a matter of public policy the practice of the professions... is a privilege and is not a natural right of individuals. The fundamental purpose of licensure and registration is to protect the public..." By statutory authority, the Board requires candidates for licensure graduate from a CODA approved school of dentistry or dental hygiene and must satisfactorily pass the National Boards as administered by the Joint Commission. However, the West Virginia Board will not abrogate its responsibility to ensure the public, its only master, that minimally competent dentists and dental hygienists are licensed. The license process includes an independent, third-party, clinical examination. To imply clinical examinations are onerous, or

unfair, or just a snapshot is utter nonsense. After all, the candidates are not being tested for proficiency or mastership, only minimal competency. With due respect to ASDA, ADEA, and the American Dental Association, licensure of candidates is the business of the state regulatory agencies.

Very truly yours,

A handwritten signature in cursive script, appearing to read "George D. Conard, Jr.", written in black ink.

George D. Conard, Jr., D.D.S., President  
West Virginia Board of Dental Examiners

CC: All State Boards of Dentistry



STATE OF TENNESSEE  
DEPARTMENT OF HEALTH  
BUREAU OF HEALTH LICENSURE AND REGULATION  
DIVISION OF HEALTH RELATED BOARDS  
227 FRENCH LANDING, SUITE 300  
HERITAGE PLACE METROCENTER  
NASHVILLE, TENNESSEE 37243

TENNESSEE BOARD OF DENTISTRY  
(615) 532-3202 or 1-800-778-4123  
[www.Tennessee.gov/health](http://www.Tennessee.gov/health)

February 2, 2012

Dr. William R. Calnon, President  
American Dental Association  
211 E. Chicago Avenue  
Chicago, IL 60611-2678

Dear Dr. Calnon:

The members of the Tennessee board of Dentistry, at their meeting of January 26-27, 2012, reviewed the October 25, 2011 American Dental Association's Request for Proposals (RFP) to develop a portfolio-style examination for initial license purposes, along with the Oregon board of Dentistry and West Virginia Board of Dental Examiners responses.

The Board agrees with the Oregon Board of Dentistry and the West Virginia Board of Dental Examiners unanimously in that it is the responsibility and privilege of the state boards to regulate the practice of dentistry and dental hygiene, which includes the responsibility of administering clinical licensure examinations. The Board agreed that it was not the responsibility of the American Dental Association. All of the dentist and dental hygiene members of the Board participate with the Southern Regional Testing Agency (SRTA) clinical examination and the Board recently voted to accept and participate in the American Board of Dental Examiners (ADEX) clinical examination. In addition, the Board accepts the Western Regional Examining Board (WREB) examination. The Board does not recognize licenses obtained through PGY-1 or other non-clinical means.

Tennessee Code Annotated Title 63, Chapter 5, Section 105 states that "the board has the following powers and duties in addition to the powers and duties granted to or imposed upon it by the other section of this chapter (2) conduct examinations to ascertain the qualifications and fitness of applicants for licenses to practice dentistry and of applicants for certificates to practice a specialty in dentistry or licenses to practice as a dental hygienist or registered as a dental assistant". In addition, Tennessee Code Annotated Title 63, Chapter 5, Section 111 states that the "board shall recognize a certificate granted by the American Dental Association's Commission on National Board Dental Examinations and may accept the results of its own board examination or the results of an examination conducted by one (1) or more of the regional testing agencies". The candidates are being tested for minimal competency, not proficiency or mastership. The Board stated that the licensure and examination of candidates is the business of the state regulatory agencies, not of any associations.

Sincerely,

  
John M. Douglass, Jr., D.D.S., President  
Tennessee Board of Dentistry

CC: All State Boards of Dentistry



**ARKANSAS STATE BOARD OF DENTAL EXAMINERS**

101 East Capitol Avenue, Suite 111

Little Rock, AR 72201

PH: (501) 682-2085 FX: (501) 682-3543

Web: www.asbde.org Email: asbde@arkansas.gov

**H. Warren Whitis, DDS**  
*President*  
Osceola

10 April 2012

**Drew W. Toole, DDS**  
*Vice-President*  
Pine Bluff

Dr. William R. Calnon, President  
American Dental Association  
211 East Chicago Avenue  
Chicago, Illinois 60611-2678

**George Martin, DDS**  
*Secretary-Treasurer*  
Fayetteville

Dear Dr. Calnon,

**Robert D. Keene, DDS**  
North Little Rock

The Arkansas State Board of Dental Examiners met on Friday, March 16, 2012, and reviewed the October 25, 2011, American Dental Association's Request for Proposals (RFP) to develop a portfolio-style examination for initial license and the letters from the Boards of Tennessee, Oregon, West Virginia, Wyoming and Louisiana. The Board voted unanimously to vehemently oppose the ADA's proposal and expressed concern that the ADA would even consider this subjugation upon the States' authority to protect its citizens.

**David Bell, DDS**  
Arkadelphia

**David E. Walker, DDS**  
Pine Bluff

The ASBDE implores the ADA to withdraw this proposal and continue to follow their stated mission: "The ADA is the **professional association** of dentists that fosters the success of a diverse **membership** and advances the oral health of the public."

**Jennifer Lamb, RDH**  
Little Rock

Sincerely,

**Sheila Castin**  
*Public Member*  
Little Rock

H. Warren Whitis, D.D.S.  
President

cc: Dr. White Graves, AADB President  
All State Dental Boards

# Nevada State Board of Dental Examiners

William G. Pappas, D.D.S.  
President



Donna J. Hellwinkel, D.D.S.  
Secretary-Treasurer

6010 S. Rainbow Boulevard, Building A, Suite 1 • Las Vegas, Nevada 89118 • (702) 486-7044 • (800) DDS-EXAM • Fax (702) 486-7046

April 17, 2012

William R Calnon, DDS  
President  
American Dental Association  
211 E Chicago Avenue  
Chicago, IL 60611-2678

Re: 2010 ADA House of Delegates Resolution 42H-2010—RFP Process for  
Portfolio Style Clinical Examination

Dear Dr. Calnon:

The Nevada State Board of Dental Examiners is submitting comments to the request for proposal, supported by the ADA, to develop and administer a portfolio style clinical examination for licensure. As you know, nearly all state licensing boards have accepted ADA standards of review and performance evaluation in the establishment of dental and allied dental education programs to meet educational requirements deemed necessary by state licensing boards for licensure. Additionally, state boards have accepted ADA development of a written, theoretical examination to test an individual's knowledge of the applicable dental sciences necessary for application of knowledge in dental and dental hygiene practice. However, the administration and independent assessment of the physical clinical demonstration of competency has remained a particular responsibility of state dental boards, including this board in Nevada.

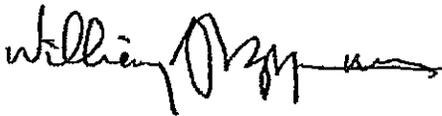
State boards have not relinquished their responsibility and concern to actively participate in the development of appropriate and accepted standards necessary to establish educational requirements in the dental disciplines nor the continued development of examinations, written and clinical, in the dental disciplines to appropriately evaluate an individual's knowledge, ability, and skill to safely, efficiently, and competently practice dentistry and dental hygiene. State boards have chosen to work with the ADA to ensure safe and qualified individuals enter the practice relying on the ADA's overall commitment to those ideals as well.

The testing techniques to accomplish the overall mission of the state boards for safe and competent practice should not be unilaterally determined by the ADA. Such

disregard for the duty of state dental boards, and respectful collegiality previously existing is more than disappointing. It is a targeted and direct challenge to the mission and duty of the state boards.

The Nevada State Board of Dental Examiners collectively and unanimously issues an objection to this RFP process for the development and administration of a portfolio style examination for licensure by the ADA at this time. The Board of Trustees of the ADA is urged to communicate with their membership about the particular functions of the membership body versus those of the state boards of dentistry. While there has been, and we hope will continue to be, mutual advocacy for the respective and distinct responsibilities we each have, there will also be a manner and process for appropriately encouraging consideration of varied approaches to our missions.

Sincerely,

A handwritten signature in black ink, appearing to read "William G Pappas", with a long horizontal flourish extending to the right.

William G Pappas, DDS  
President

kjk/WP

cc: White S Graves, DDS, President, AADB  
State Dental Boards



# STATE OF IOWA

## IOWA DENTAL BOARD

TERRY E. BRANSTAD, GOVERNOR  
KIM REYNOLDS, LT. GOVERNOR

MELANIE JOHNSON, J.D.  
EXECUTIVE DIRECTOR

April 25, 2012

Dr. William Calnon, President  
American Dental Association  
211 E. Chicago Avenue  
Chicago, IL 60611-2678

Dear Dr. Calnon:

At the April 24, 2012 meeting of the Iowa Dental Board, the members of the Board reviewed ADA's Request for Proposal to develop a portfolio-style examination for initial licensure. The Board voted unanimously to oppose the ADA's portfolio-style examination proposal.

The Board agrees with the other state dental boards that have submitted letters to ADA indicating that it is the responsibility and privilege of each state to regulate and license the practice of dentistry and dental hygiene. The members of the Iowa Dental Board feel strongly that the clinical examination process should remain a grassroots effort led by state dental boards. The Board has evaluated the various clinical examinations and concluded that they provide a fair, independent, third party assessment of readiness to practice dentistry or dental hygiene.

We urge the ADA to reconsider its involvement in the pursuit of a portfolio-style examination. Each state is authorized to establish and decide its own licensing process. We ask that the ADA respect that authority.

Sincerely,

Gary Roth, D.D.S.  
Chairperson, Iowa Dental Board



**BOARD OF DENTAL EXAMINERS OF ALABAMA**  
Stadium Parkway Office Center-Suite 112  
5346 Stadium Trace Parkway  
Hoover, Al 35244-4583  
PHONE 205-985-7267  
FAX 205-985-0674  
e-mail: [bddeal@dentalboard.org](mailto:bddeal@dentalboard.org)

May 9, 2012

Dr. William R. Calnon, President  
American Dental Association  
211 East Chicago Avenue  
Chicago, Illinois 60611-2678

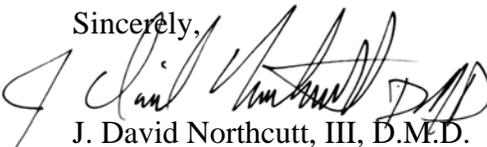
Dear Dr. Calnon,

The Board of Dental Examiners of Alabama reviewed the American Dental Association's October 25, 2011, Request for Proposals (RFP) to develop a portfolio-style examination for initial licensure for dentists and dental hygienists.

The Alabama Board agrees with the other state dental boards submitting responses to the American Dental Association in regard to this RFP that it is the responsibility of each state's licensing board to regulate the practice of dentistry and dental hygiene in their individual jurisdictions. The Alabama Board has carefully evaluated the various clinical examinations and concluded that they provide an appropriate assessment of an applicant's readiness to safely practice dentistry and dental hygiene at the entry level.

Further, the Alabama Board strongly opposes the ADA's proposal and urges the ADA to reconsider its involvement in the development of a portfolio-style examination. Licensure and examination of candidates by regional exams or as an autonomous entity is the duty and responsibility of the state regulatory licensing boards, not of a professional association.

Sincerely,



J. David Northcutt, III, D.M.D.

President

CC: All State Boards of Dentistry  
American Association of Dental Boards  
All Regional Testing Agencies

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