

**DENTISTRY EXAMINING BOARD
MINUTES
JANUARY 9, 2013**

PRESENT: Debra Beres, 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: Mojgan Hall, Executive Director; Yolanda McGowan, Legal Counsel (portion of meeting); Matthew C. Niehaus, Bureau Assistant; Sharon Henes, Paralegal; other DSPS staff

CALL TO ORDER

Lyndsay Knoell, Chair, called the meeting to order at 8:31 a.m. A quorum of nine (9) members was confirmed.

ADOPTION OF AGENDA

Amendments:

- Item R (open session) – SCOPE TO AMEND DE 11, insert additional information after page 88
- Item Z (closed session) – CRDTS 2012 EXAMINATION RESULTS, insert after page 94
- Item AA (closed session) – DELIBERATION OF PROPOSED STIPULATIONS, FINAL DECISIONS AND ORDERS, insert after page 102:
 - 2) 11 DEN 069 – M. Brandt Bower, DDS
 - Case Advisor – Lyndsay Knoell
- Item BB (closed session) – APPLICATION REVIEWS, insert after page 102:
 - 1) Re-registration Application of B.A., DDS
- Case Status Report – insert at the end of the agenda in closed session
- Updated Board Roster – for Board information only

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

APPROVAL OF MINUTES OF NOVEMBER 7, 2012

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

ELECTION OF OFFICERS

NOMINATION: Kirk Ritchie nominated Lyndsay Knoell for Chair.

Mojgan Hall called for nominations a total of three times. Hearing no additional nominations a voice vote was done.

Lyndsay Knoell was elected Chair by unanimous vote.

NOMINATION: Lyndsay Knoell nominated John Grignon for Vice Chair.

Mojgan Hall called for nominations a total of three times. Hearing no additional nominations a voice vote was done.

John Grignon was elected Vice Chair by unanimous vote.

NOMINATION: Lyndsay Knoell nominated Sandra Linhart for Secretary.

Mojgan Hall called for nominations a total of three times. Hearing no additional nominations a voice vote was done.

Sandra Linhart was elected Secretary by unanimous vote.

2013 OFFICERS

CHAIR	Lyndsay Knoell
VICE CHAIR	John Grignon
SECRETARY	Sandra Linhart

DISCUSSION AND ACTION CONCERNING POSITION PAPERS

Sleep Related Breathing Disorders

MOTION: Mark Braden moved, seconded by Sandra Linhart, to strike “According to the AADSM, the protocol asserts that”, “who is trained in sleep medicine”, as well as “board-certified sleep medicine” from the final paragraph on the Position Paper. Furthermore, “the prescription of the appropriate treatment **must** be made” will be rewritten as “the prescription of the appropriate treatment **should** be made”. Motion carried unanimously.

APPOINTMENT AND RESPONSIBILITIES OF BOARD LIAISONS

MOTION: Eileen Donohoo moved, seconded by Mark Braden, that, in order to facilitate the completion of assignments between meetings, the Board delegates its authority by order of succession to the Chair, highest ranking officer, or longest serving member of the Board, to appoint liaisons to the Department where knowledge or experience in the profession is required to carry out the duties of the Board in accordance with the law. Motion carried unanimously.

MOTION: Mark Braden moved, seconded by Lyndsay Knoell, that the record indicate the election of Lyndsay Knoell as Chair, John Grignon as Vice-Chair, Sandra Linhart as Secretary, and the delegation of liaisons as discussed below. Motion carried unanimously.

Types of Liaisons	Description	Delegation Date: 1/9/2013 Board Member Name
Practice Questions Liaisons	Address practice related questions.	Lyndsay Knoell John Grignon Sandra Linhart
Screening Panel Liaison	Reviews complaints received by the Department to determine whether a case should be opened for investigation.	Lyndsay Knoell Sandra Linhart Vacancy – Public Member
Legal Services and Compliance Monitoring	Work with DSPS monitors to carry out board orders	Mark Braden
PAP Liaison	Work with PAP Coordinator to ensure compliance with PAP agreements. See SPS 7 for more information.	Kirk Ritchie
Credentialing Liaison	Consult with Department staff on the processing of applications in line with the parameters set forth in the “Credentialing Procedure” document for the board	John Grignon Debra Beres

Office of Education and Examination Liaison	Make decisions on routine questions involving the administration of examinations and approval of education programs. Conscious sedation course approval.	Adriana Jaramillo Eileen Donohoo
Website Liaison	Work with DSPS staff to manage/update website content.	Beth Welter Vacancy – Public Member

Credentialing Procedures (Dentistry Examining Board-Dentist & Dental Hygenist)

Date of Motion: 1-9-13

Action	Person with delegated authority to act on behalf of the board [Either Dept staff, cred liaison (name) or None (goes to full board)]	Notes or Comments
Grant a credential within the board’s jurisdiction when all information required by law is submitted and there is discipline.	<p>Low Risk Discipline: Credentialing Liaisons</p> <p>Medium Risk Discipline: Credentialing Liaisons</p> <p>High Risk Discipline: Credentialing Liaisons</p>	<p>Criteria used to determine whether past discipline is low, medium or high risk:</p> <ul style="list-style-type: none"> • Minor misconduct vs. serious misconduct • First occurrence • Time elapsed since the misconduct • Requirements stemming from the misconduct completed • License fully restored • Any further discipline • Potential for harm or recurrence • Current license limitations
Grant requests for further examination upon conditions authorized by rule (failed regional exams more than 3 times)	Full Board	

Grant a credential within the board's jurisdiction for foreign graduates	Credentialing Liaisons	
Grant a credential within the board's jurisdiction for active practice requirement	Credentialing Liaisons	
Grant a credential within the board's jurisdiction for reinstatement of license	Credentialing Liaisons	
Issue an intent to deny on behalf of the board	Credentialing Liaisons	
Issue a denial on behalf of the board for any basis authorized by law	Credentialing Liaisons	
When a full board takes action, Department staff will prepare the order reflecting the action taken. Who has the authority to sign these orders between meetings (e.g. Executive Director with approval from a designated board member)	Chair	Exact method to be decided between Executive Director and Chair

NERB DECISION TO MAKE THE PERIODONTAL SECTION OF THE EXAMINATION OPTIONAL

MOTION: Eileen Donohoo moved, seconded by Adriana Jaramillo, to clarify that the patient periodontal portion is mandatory for an examination to be deemed equivalent to CRDTS, as per DE 2.01(1)(G). Motion carried unanimously.

STATEMENT OF SCOPE TO AMEND DE 11 RELATING TO CONSCIOUS SEDATION

MOTION: Mark Braden moved, seconded by John Grignon, to approve the scope statement for submission to the Governor's Office and for publication. Further, the Chair is the Board's designee to approve the statement 10 days after publication. Motion carried unanimously.

NEW BUSINESS

MOTION: Eileen Donohoo moved, seconded by Kirk Ritchie, to request Credentialing staff present a report indicating the number of new licenses from calendar years 2010 through 2012 by all avenues of credentialing, broken down between pathways and year, for the next Board meeting. Motion carried unanimously.

CLOSED SESSION

MOTION: Eileen Donohoo 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: Debra Beres-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 11:35 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 12:58 p.m.

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

MOTION: Adriana Jaramillo moved, seconded by Eileen Donohoo, to adopt the Proposed Stipulation, Final Decision and Order in the disciplinary proceedings against **M. Brandt Bower, DDS (11 DEN 069)**. Motion carried unanimously.

MOTION: Adriana Jaramillo moved, seconded by Beth Welter, to adopt the Proposed Stipulation, Final Decision and Order in the disciplinary proceedings against **Andrew S. Onela, DDS (11 DEN 107)**. Motion carried unanimously.

APPLICATION REVIEW(S)

MOTION: Adriana Jaramillo moved, seconded by Debra Beres, to deny the reinstatement application for licensure of **B.A., DDS. REASON FOR DENIAL:** DE 2.03(5)(b), DE 5.02, 447.07(3)(a), 447.07(3)(f), 447.07(3)(i), and 447.07(3)(k). Motion carried unanimously.

ADJOURNMENT

MOTION: Eileen Donohoo moved, seconded by John Grignon, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 1:08 p.m.