

**OREGON BOARD OF DENTISTRY
MINUTES
JUNE 18, 2021**

MEMBERS PRESENT: Alicia Riedman, R.D.H., President
Jose Javier, D.D.S., Vice President
Reza Sharifi, D.M.D.
Amy B. Fine, D.M.D.
Sheena Kansal, D.D.S.
Gary Underhill, D.M.D
Yadira Martinez, R.D.H.
Chip Dunn
Aarati Kalluri, D.D.S.

STAFF PRESENT: Stephen Prisby, Executive Director
Winthrop "Bernie" Carter, D.D.S., Dental Investigator
Angela Smorra, D.M.D., Dental Investigator
Haley Robinson, Office Manager (portion of meeting)
Shane Rubio, Investigator (portion of meeting)
Samantha VandeBerg, Office Specialist (portion of meeting)
Ingrid Nye, Examination and Licensing Manager (portion of the meeting)

ALSO PRESENT: Lori Lindley, Sr. Assistant Attorney General

VISITORS PRESENT
VIA TELECONFERENCE*: Jen Lewis-Goff, Oregon Dental Association (ODA); Lisa Rowley, R.D.H., Oregon Dental Hygienists' Association (ODHA); Calie Roa, D.M.D.; Lori Govar, Health Professionals' Services Program (HPSP); Kate Manelis, HPSP

*This list is not exhaustive, as it was not possible to verify all participants on the teleconference.

Call to Order: The meeting was called to order by the President at 8:00 a.m. at the Board office; 1500 SW 1st Ave., Suite 770, Portland, Oregon.

President Alicia Riedman, R.D.H., welcome everyone to the meeting and had the Board Members, Lori Lindley and Stephen Prisby introduce themselves.

NEW BUSINESS

Approval of Minutes

Dr. Javier moved and Dr. Sharifi seconded that the Board approve the minutes from the April 16, 2021 Board Meeting as presented. The motion passed unanimously.

ASSOCIATION REPORTS

Oregon Dental Association (ODA)

June 18, 2021
Board Meeting
Page 1 of 8

Ms. Lewis-Goff reported that the ODA is continuing to work with Oregon OSHA regarding dental and business regulations in regards to the pandemic. They are finishing their work for the legislative process this session, including a few dental-specific budget requests. She also reported that the ODA is continuing to advocate for additional funding for the OHA Dental Director position. She congratulated the newest members of the Board.

Oregon Dental Hygienists' Association (ODHA)

Ms. Rowley congratulated President Alicia Riedman on her first meeting as Board President.

Oregon Dental Assistants Association (ODAA)

Nothing to report at this time.

COMMITTEE AND LIAISON REPORTS

WREB Liaison Report

Ms. Martinez reported that WREB will be merging with CDCA. There will be additional information on this provided at the August 20, 2021 Board Meeting.

AADB Liaison Report

Ms. Riedman reported that she, Dr. Jose Javier, Stephen Prisby and Lori Lindley plan to attend the AADA and AADB annual meetings in San Antonio, TX.

CDCA Liaison Report

Nothing to report.

EXECUTIVE DIRECTOR'S REPORT

Board Member & Staff Updates

Mr. Prisby stated that he was pleased to introduce our newest Board Member, reappointments to the Board and Staff Member.

The Senate voted and officially confirmed Dr. Sheena Kansal to the Oregon Board of Dentistry. Her term began April 19, 2021 and ends March 31, 2025. OBD Staff welcomed her with new Board Member orientation on May 7, 2021.

Dr. Sheena Kalia Kansal is a pediatric dentist and an owner of Hollywood Children's Dentistry located in northeast Portland. She completed her undergraduate studies and Doctor of Dental Surgery (DDS) in Alberta, Canada. She practiced general dentistry for six years in Canada before relocating to Portland and completing a two-year specialty program in Pediatric Dentistry at OHSU in 2008. She has been practicing dentistry for over 20 years and is, currently, serving communities in Portland and surrounding areas.

The Senate voted and officially confirmed Chip Dunn to another term on the Oregon Board of Dentistry. His next term began April 1, 2021 and ends March 31, 2025.

The Senate also voted and officially confirmed Alicia Riedman, RDH to another term of service on the Oregon Board of Dentistry. Her next term began April 1, 2021 and ends March 31, 2024. Note it is not a four-year term, since statute dictates that no more than three board members' terms can be scheduled to end in any given year.

Dr. Angela Smorra is the OBD's new Dental Investigator. Her hire date was May 1, 2021. Dr. Smorra completed her undergraduate training at University of Arizona and then moved to Oregon to attend OHSU School of Dentistry. She comes to the OBD with 15 years of general dentistry practice in a public health setting at a local FQHC. She completed a GPR residency at the Portland VA Hospital, has served as a volunteer adjunct faculty member with the OHSU Department of Community Dentistry since 2009, and loved working as a preceptor for OHSU dental students during their external rotations. Angela has always been passionate about providing care to the underserved and those with limited access to care. She is looking forward to her next career chapter with the Oregon Board of Dentistry and serving the state of Oregon. Angela enjoys spending time outdoors with her husband, performing chemistry experiments with her son, and walking her Australian shepherd.

In early April, agency directors were asked to nominate employees for a special acknowledgement as part of Public Service Recognition Week, May 2 - 8, 2021. Mr. Prisby nominated Haley Robinson, OBD Office Manager, as someone who is a true Ambassador of Public Service and who has persevered in the face of adversity and exemplified resilience in service to Oregon this past year.

As part of the acknowledgement of Haley's positive impact on our agency and the citizens of Oregon, she was invited to attend a reception with Governor Brown on a Zoom call, on May 6, 2021. This event was a celebration with other honored state employees, and an opportunity to interact with the Governor.

Mr. Prisby will also recognize Haley for her five-year work anniversary with the OBD which is on June 20, 2021.

OBD Budget Status Report

Mr. Prisby presented the budget report for the 2019 - 2021 Biennium. This report, which is from July 1, 2019 through April 30, 2021, shows revenue of \$3,619,541.34 and expenditures of \$2,963,508.72. The current budget biennium ends June 30, 2021 and the budget is tracking exceptionally well with spending and revenues in line with our expectations even with the pandemic. The OBD is being represented by DAS in negotiating terms for the lease of OBD office suite #700 in our current location. The current lease expires on July 31, 2021.

FY 2020 Gold Star Certificate & Criteria

The State Controller's Office has once again issued the OBD a Gold Star Certificate signifying that the OBD has provided accurate and complete fiscal year end information for FY 2020 in a timely manner. Mr. Prisby also referenced the criteria attached to the achieve that certification.

OBD 2021-2023 Budget Status Update

The OBD's Budget Bill – SB 5511 has made its way through the legislative process and was awaiting the Governor's approval at the time of this report.

Customer Service Survey

Mr. Prisby presented the legislatively mandated survey results from July 1, 2020 through May 31, 2021. The results of the survey show that the OBD continues to receive positive ratings from the majority of those that submit a survey.

Board and Staff Speaking Engagements

Mr. Prisby gave a “Board Updates” virtual presentation to third year dental students at the OHSU School of Dentistry in Portland on Tuesday, April 13, 2021.

Dr. Bernie Carter gave a “Board Enforcement & what you need to know to stay out of trouble” virtual presentation to third year dental students at the OHSU School of Dentistry in Portland on Tuesday, April 20, 2021.

Ingrid Nye gave a License Application virtual presentation to the graduating Dental Hygiene Students at Lane Community College in Eugene on Monday, May 3, 2021.

Ingrid Nye gave a License Application virtual presentation to the graduating Dental Hygiene Students at Mt. Hood Community College in Gresham on Monday, May 17, 2021.

Ingrid Nye gave a License Application virtual presentation to the graduating Dental Hygiene Students at Pacific University in Hillsboro on Wednesday, June 9, 2021.

2021 Legislative Session

Mr. Prisby presented a bill tracker report of legislation he was tracking on behalf of the OBD and will have an update on select bills at this meeting. He gave updates on a number of the bills that have an impact on Licensees or the OBD.

Memo - Delegated Duties for Executive Director & Staff

Every June the new President of the OBD takes the gavel for the first regular Board meeting after being voted President at the April Board Meeting for a 1-year term of office. Every June Mr. Prisby submits to the Board for reauthorization, a memo outlining delegated duties to himself as executive director and OBD staff along with his job description.

Dr. Fine moved and Dr. Underhill seconded that the Board approve the delegated duties as presented. The motion passed unanimously.

OBD Bylaws

The OBD Bylaws were adopted in 2018 and were included for review.

AADA & AADB Annual Meetings

The AADA and AADB will hold in person meetings this fall in San Antonio, Texas. This is welcome news and the Board has resources to send President Alicia Riedman, Dr. Jose Javier and Lori Lindley to the AADB Meeting. Mr. Prisby currently serves as President-Elect of the AADA. Mr. Prisby requests that the Board approve his attendance at both meetings.

Dr. Fine moved and Dr. Javier seconded that the Board approve Mr. Prisby’s attendance at the AADB & AADA annual meetings in San Antonio, TX. The motion passed unanimously.

2022 OBD Meeting Dates & Calendar

The Board adopted the 2022 OBD Board Meeting dates at the April 16, 2021 Board Meeting.

CORRESPONDENCE

Dental Scope of Practice Question Regarding Botox – Dr. Calie Roa

Dr. Calie Roa submitted correspondence to the Board requesting clarification on the scope of practice for dentists administering Botulinum Toxin Type A. No motion was made.

OTHER ISSUES

HPSP Presentation – Lori Govar, Director of IBH Monitoring

Ms. Govar and Ms. Manelis provided a presentation to the Board via teleconference, providing updates and a general overview of the program for the Board.

ARTICLES AND NEWS (Informational Only)

- ADEA – The Impact of the COVID-19 Pandemic on US Dental Schools
- HPSP Newsletter May 2021
- CODA Call for Nominees

EXECUTIVE SESSION: The Board entered into Executive Session pursuant to ORS 192.606 (1)(2)(f), (h) and (L); ORS 676.165; ORS 676.175 (1), and ORS 679.320 to review records exempt from public disclosure, to review confidential investigatory materials and investigatory information, and to consult with counsel

OPEN SESSION: The Board returned to Open Session at 1:35 p.m.

CONSENT AGENDA

2021-0177, 2021-0113, 2021-0156, 2021-0157, 2021-0144, 2021-0158, 2021-0146, 2021-0100, 2021-0139, 2021-0153, 2021-0147, 2021-0155, 2021-0124, 2021-0174, 2021-0140, 2021-0145

Dr. Javier moved and Dr. Sharifi seconded that the Board close the matters with a finding of No Violation or No Further Action. The motion passed unanimously.

COMPLETED CASES

2021-0088, 2021-0167, 2021-0123, 2021-0148, 2021-0099, 2021-0135, 2021-0069, 2021-0031, 2021-0152, 2021-0078, 2021-0129, 2021-0142, 2021-0093, 2021-0138, 2021-0042

Dr. Javier moved and Mr. Dunn seconded that the Board close the matters with a finding of No Violation or No Further Action. The motion passed unanimously.

2021-0051

Dr. Sharifi moved and Dr. Underhill seconded that the Board close the matter with a strongly worded Letter of Concern, reminding Licensee to assure that he clearly documents his rationale when prescribing a patient with medication when allergic reactions to those medications have been reported by the patient on their medical history. When performing an implant uncovering procedure for placement of a healing abutment, it is the standard of practice to perform a radiographic examination of the endosseous implant as well to review the seating of the healing abutment. Also, the Licensee should follow and adhere to the most up-to-date Oregon Opioid

Prescribing Guidelines in regards to pain management regimens. The motion passed unanimously.

2021-0028

Dr. Kalluri moved and Dr. Underhill seconded that for Respondent #1, the Board close the matter with a Letter of Concern reminding Licensee to assure that he conducts biological monitoring testing on a weekly basis, and for Respondent #2, move to close the matter with a finding of No Violation.

EDWARDS, JAMES D.D.S.; 2021-0175

Ms. Martinez moved and Mr. Dunn seconded that the Board issue a Notice of Proposed License Revocation. The motion passed unanimously.

2021-0136

Dr. Kansal moved and Ms. Martinez seconded that the Board close the matter with a Letter of Concern reminding Licensee to assure that all clinical advice is within his scope of practice. The motion passed unanimously.

2021-0090

Dr. Fine moved and Mr. Dunn seconded that the board close the matter with a Letter of Concern reminding Licensee to assure that she pays close attention to detail, confirming clinically and radiographically, an acceptable therapeutic decision, when performing extraction of teeth. In addition, a letter is to be sent to the dental director of the organization assuring the organization supports confirming clinically and radiographically an acceptable therapeutic decision, when performing extraction of teeth. The motion passed unanimously.

2021-0143

Mr. Dunn moved and Dr. Underhill seconded that the Board close the matter with a Letter of Concern reminding Licensee to assure that all required continuing education is completed with the licensing period. The motion passed unanimously.

2021-0160

Dr. Underhill moved and Ms. Martinez seconded that the Board move to enroll Licensee in the HPSP and close the matter with No Further Action. The motion passed unanimously.

NICACIO, PABLO, D.D.S.; 2021-0121

Dr. Sharifi moved and Mr. Dunn seconded that the Board issue a Notice of Proposed Disciplinary Action and offer Licensee a Consent Order incorporating a reprimand and a \$500.00 civil penalty to be paid within 30 days. The motion passed unanimously.

POELMAN, DAVID CLARK, D.D.S.; 2021-0110

Dr. Kalluri moved Ms. Martinez seconded that the Board issue a Notice of Proposed Disciplinary Action and offer Licensee a Consent Order incorporating a reprimand, complete three hours of Board approved continuing education in record keeping within 30 days, and pass the Oregon Board of Dentistry Jurisprudence Exam within 60 days of the effective date of the Order. The motion passed unanimously.

PREVIOUS CASES REQUIRING BOARD ACTION

HSU, RICHARD PAO-YUAN, D.M.D.; 2020-0033

Ms. Martinez moved and Dr. Underhill seconded that the Board accept Licensee's request and remove the Emergency Suspension from his dental license. The motion passed unanimously.

2019-0039

Dr. Kansal moved and Mr. Dunn seconded that the Board issue an Order of Dismissal dismissing Licensee's Interim Consent Order dated 2/3/21. The motion passed unanimously.

YONAN, PETER M., D.M.D.; 2021-0087

Dr. Fine moved and Dr. Underhill seconded that the Board accept Licensee's proposal and offer Licensee a Consent Order incorporating a reprimand and a \$1,000.00 civil penalty to be paid within 30 days. The motion passed unanimously.

LICENSE & EXAMINATION ISSUES

Request for reinstatement of a retired license – Michelle Webb Pippert, R.D.H.

Mr. Dunn moved and Ms. Martinez seconded that the Board approve the reinstatement of retired license for Michelle Webb Pippert, R.D.H. The motion passed unanimously.

Request for reinstatement of a retired license - Kenneth J. Huff, D.D.S.

Dr. Underhill moved and Ms. Martinez seconded that the Board approve the reinstatement of retired license for Kenneth J. Huff, D.D.S. The motion passed unanimously.

Request to waive statutory requirement for 3500 hours of licensed clinical practice – Irving Anders, D.M.D.

Dr. Sharifi moved and Ms. Martinez seconded that the Board deny the request to waive the statutory requirement for 3500 hours of licensed clinical practice. The motion passed unanimously.

HPSP Program Requirements

Ms. Martinez moved and Dr. Sharifi seconded that the Board send the discussion of the length of the HPSP program requirements to the Licensing, Standards and Competency Committee. The motion passed unanimously.

Request for Investigative Summary Case 2021-0016

Dr. Kalluri moved and Ms. Martinez seconded that the Board release the investigative summary for 2021-0016 as requested. The motion passed unanimously.

Request for Investigative Summary Case 2021-0073

Ms. Martinez moved and Mr. Dunn seconded that the Board release the investigative summary for 2021-0073 as requested. The motion passed unanimously.

RATIFICATION OF LICENSES

Dr. Kansal moved and Mr. Dunn seconded that the Board ratify the licenses presented. The motion passed unanimously.

ADJOURNMENT

The meeting was adjourned at 1:52 p.m. Ms. Riedman stated that the next Board Meeting would take place on August 20, 2021.

/S/

Alicia Riedman, R.D.H.

President