

**BOARD OF DENTISTRY  
RULES COMMITTEE OPEN MEETING  
CONFERENCE CALL  
301 SOUTH PARK LARGE CONFERENCE ROOM  
5:30 PM – 7:35 PM    MAY 16, 2019**

**PUBLIC SHOULD ACCESS THE BUILDING PRIOR TO 5:30 PM DUE TO BUILDING SECURITY REQUIREMENTS**

**1. CALL TO ORDER- ESTABLISH QUORUM-INTRODUCTION OF BOARD AND STAFF MEMBERS PRESENT: (00:02:30)**

**Committee Members Present:**

Dr. Leslie Hayes, DDS, Chair  
Ms. Diedri Durocher, RDH  
Dr. Kevin Miltko, DDS  
Dr. Aimee Ameline, DDS  
Mr. James Corson, Public Member

**Staff Present:**

Mr. Dennis Clark, Executive Officer  
Mr. Bradley Jones, Board Counsel  
Ms. Michele Peterson-Cook, Department Counsel  
Ms. Melissa West, Administrative Specialist

**Public Present:**

Paul Sims, DDS – Montana Board of Dentistry  
Cliff Christenot, LD – Montana Board of Dentistry  
Curtis Bray – Montana Society of Orthodontists  
Gianna Hartwig – American Association of Orthodontists  
Clancy Casey – Montana Dental Hygienist Association  
Susan Bell – Montana Dental Hygienist Association  
Kevin Rencher, DDS  
Al Garver – Montana Dental Association

**2. APPROVAL AND TENTATIVE MODIFICATION OF AGENDA ORDER: (00:06:58)**

**3. PUBLIC OPPORTUNITY TO COMMENT: (00:07:15)** “Under this item, the Board will offer an opportunity to members of the public in attendance to comment on any public matter under the jurisdiction of the Board that is not on the agenda of this meeting. While the Board cannot take action on any issues presented, the board will listen to comments and may ask staff to place the issue on a subsequent agenda. The presiding officer may limit the comment period in order to proceed with the board meeting.”

**4. COMMITTEE ACTION: (07:48)**

**Discuss amendments to:**

- I. [24.138.301](#) DEFINITIONS and [24.138.406](#) FUNCTIONS FOR DENTAL AUXILIARIES **(00:09:39)**  
Discuss amendments to implement SB 157

**Motion (00:27:18)** Dr. Miltko moved to amend 24.138.301 with language which defines general supervision for dental auxiliaries and as already defined in statute for hygienists and move forward to the full board for consideration. Mr. Corson seconded. The motion carried unanimously.

**Motion (00:36:52)** Ms. Durocher motioned to move forward to the full board for consideration that they accept the amended language for 24.138.406 that defines: “or under the general supervision of a licensed dentist if the auxiliary holds a certified dental assistant certification from Dental Assisting National Board in all of the areas noted (underscored) and that the full board determine under 24.138.406, section (2), which duties will be allowed under general supervision. Dr. Ameline seconded. The motion carried unanimously.

II. **24.138.415 NINETY-DAY GUARANTEE REQUIRED BY DENTURISTS: (00:40:50)**

Discuss amendment to clarify when the 90-day guarantee starts

Denturist Statute reference:

[https://leg.mt.gov/bills/mca/title\\_0370/chapter\\_0290/part\\_0040/section\\_0040/0370-0290-0040-0040.html](https://leg.mt.gov/bills/mca/title_0370/chapter_0290/part_0040/section_0040/0370-0290-0040-0040.html)

**Motion (01:13:50)** Ms. Durocher moved to define “final insertion” under rule 24.138.301 at the full board meeting. Dr. Ameline seconded. Ms. Durocher and Dr. Ameline voted aye, Dr. Hayes, Dr. Miltko, and Mr. Corson voted nay. Motion failed.

III. **24.138.2102 SUBJECT MATTER ACCEPTABLE FOR DENTIST AND DENTAL HYGIENIST CONTINUING EDUCATION (01:24:50)**

Discuss (1)(a)(xvii) “practice management” as a “clinical” subject described in (1)(a)

**Motion (01:32:03)** Dr. Miltko moved to leave the wording the same in 24.138.2102. Motion failed due to lack of a second.

**Motion (01:37:44)** Ms. Durocher moved to add the term “clinical” in front of “practice management” in 24.138.2102, section 1 (a)(xvii) to clarify that it means treatment in the operatory. Motion failed due to lack of a second.

IV. **24.138.2104 REQUIREMENTS AND RESTRICTIONS (01:38:28)**

Discuss allowing BLS/CPR for acceptable CE hours. If allowed, would also amend **24.138.2102 SUBJECT MATTER ACCEPTABLE FOR DENTIST AND DENTAL HYGIENIST CONTINUING EDUCATION** and **24.138.2103 SUBJECT MATTER ACCEPTABLE FOR DENTURIST CONTINUING EDUCATION**

**Motion (01:40:30)** Ms. Durocher moved to leave the language and make no changes to 24.138.2104. Mr. Corson seconded. The motion carried unanimously.

V. **24.138.2105 REPORTING PROCEDURES (01:41:13)**

Strike one-year grace period. Update language to comply with administrative suspension statute on failure of audit.

[https://leg.mt.gov/bills/mca/title\\_0370/chapter\\_0010/part\\_0030/section\\_0210/0370-0010-0030-0210.html](https://leg.mt.gov/bills/mca/title_0370/chapter_0010/part_0030/section_0210/0370-0010-0030-0210.html)

**Motion (01:44:35)** Ms. Durocher moved to accept the recommended changes to 24.138.2105 and move forward to the full board for consideration. Mr. Corson seconded. Dr. Miltko and Mr. Clark clarified that the motion would shorten the time to respond to a CE audit down to approximately 85 days to comply with the administrative suspension statute. The motion carried unanimously

**5. ADJOURN: (01:48:32)**

**Motion (01:48:32)** Dr. Miltko motioned to adjourn the meeting. Dr. Ameline seconded. Motion carried unanimously.