

FULL BOARD MEETING MINUTES
Of the
BOARD OF DENTISTRY
CONFERENCE CALL
11:00 A.M. to 2:23 P.M.
JUNE 5, 2020

Join by phone

406-444-4647

Toll Free: 1-833-681-5959

Conference ID: 8101349

All board meeting will be held by conference call. No outside participants or stakeholder will be allowed access in the building due to the on-going pandemic. Please attend by phone and remember to mute your microphone unless recognized.

1. Call to Order-Roll Call & Establish Quorum (00:00:12)

Dr. Aimee Ameline call the meeting to order at 11:03 a.m.

Board Member:

Aimee Ameline, DDS
Jim Corson, Public Member
Allen Casteel, LD
Diedri Durocher, RDH
Leslie Hayes, DDS
George Johnston, DDS
Cherry Loney, Public Member
Kevin Miltko, DDS
Paul Sims, DDS

Board Staff:

Kevin Bragg, Executive Officer
Daniel Baris, Incoming Board Counsel
Michele Peterson-Cook, Interim Counsel
Barb McAlmond, Administrative Specialist

Board Members Absent:

Diane Klemann, RDH

2. Approval and Tentative Modification of Agenda Order (00:03:18)

Motion: (00:03:38) Mrs. Diedri Durocher moved to approve the agenda as noticed. Mr. Jim Corson seconded the motion. The motion carried.

3. Review Minutes (00:04:16)

a. **March 6, 2020 Meeting** - Corrections will be made as noted.

4. Public Opportunity to Comment (00:05:29)

(Presiding Officer Statement) “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 an 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.

5. Division Update - Mr. Todd Younkin (00:06:44)

6. Board Action (00:16:09)

a. Non-Routine Applications -Possibly Requiring Executive Session

i. DEN-DEN-APP-19117 – CHING, YUEN LOK LORETTA (00:16:13)

Motion: (00:27:41) Dr. Paul Sims moved to allow Yuen Lok Loretta Ching to sit for the Western Regional Examining Board (WREB) examination on the condition that she is currently obtaining a D.D.S. or D.M.D. degree from a Commission on Dental Accreditation (CODA) school. Dr. George Johnston seconded the motion. The motion carried.

b. Rulemaking (00:30:44)

i. Discussion of Temporary Practice Permit Issuance pursuant to Section 37-1-305(2), MCA, and potential rulemaking **(00:30:50)**

1. Testing Agency Updates

2. Examination Changes/Temporary Practice Permits

Dentists (00:38:54)

Motion: (00:40:09) Dr. Kevin Miltko moved to accept the Western Regional Examining Board (WREB) manikin-based examination in lieu of patient based requirements under ARM 24.138.504 (a)(b) for dental students who graduate in the year 2020. Further, that all other non-patient-based components of the licensure rule are to remain intact. Dr. Leslie Hayes seconded the motion. A roll call vote was undertaken. Dr. Leslie Hayes, Mr. Jim Corson, Dr. George Johnston, Ms. Cherry Loney, Dr. Kevin Miltko and Dr. Paul Sims voted in favor of the motion. Dr. Aimee Ameline and Mrs. Diedri Durocher voted against the motion. Dr. Allen Casteel abstained. The motion carried 6-2.

ARM 24.138.504 Rule Change (01:16:11)

Motion: (01:17:47) Dr. Kevin Miltko moved to amend ARM 24.138.504 as discussed in the previous motion. Dr. Leslie Hayes seconded the motion. Mrs. Diedri Durocher voted against the motion. The motion carried.

Small Business Impact Statement: (01:19:18)

Motion: (01:21:18) Dr. Kevin Miltko moved that the amendment to ARM 24.138.504 will not have a significant and direct impact to small businesses in Montana. Dr. Paul Sims seconded the motion. The motion carried.

Dental Hygienists (01:24:28)

Motion: (01:24:41) Mrs. Diedri Durocher moved to enact temporary licensure for hygienist under the direct supervision of a licensed Montana dentist until both their regional and national boards can be completed. Further, that staff to create a new rule for allowing for this type of permit and supervision. Dr. Kevin Miltko seconded the motion. The motion carried.

Small Business Impact Statement (01:38:43)

Motion: (01:39:22) Dr. Kevin Miltko moved that the proposed new rule will have not have a significant and direct impact to small businesses in Montana. Mrs. Diedri Durocher seconded the motion. The motion carried.

Denturists (01:40:32)

Motion: (01:41:43) Dr. Allen Casteel moved to develop a new rule that if a denturist examination is not available due to the COVID-19, a temporary practice permit be issued until the examination is available. Dr. Kevin Miltko seconded the motion. After further discussion, Dr. Allen Casteel amended his motion to allow interns to continue their internship until the licensing examination becomes available, even if currently barred by rule. Dr. Kevin Miltko seconded the amended motion. The motion carried.

Motion: (01:49:12) Dr. Kevin Miltko moved that the Board send a letter to the Governor requesting that he take executive action regarding the three license groups the board regulates and adopt the recommendations of the Board of Dentistry regarding these licensees effectively immediately. Dr. Leslie Hayes seconded the motion. The motion carried.

ii. Consideration of Limited Access Permit Facility Identification Standards
ARM 24.138.509 **(01:54:08)**

1. Limited Public Comment was offered at this time. On advice of staff, no action was undertaken since the Legislature is considering the issue at its

June 30th Economic Affairs Interim Committee meeting. The item will be re-considered by the Board.

iii. Discussion of Study v. Working Casts in ARM 24.138.406 from prior rule making **(02:12:16)**

1. Dr. Sims noted that the matter was already referred to the rules committee. No further action was undertaken.

7. Administrative Updates (02:18:45)

a. Oral Medicine and Dental Anesthesiology Specialty **(02:18:50)**

Motion: (02:19:50) Dr. Kevin Miltko moved to recognize Oral Medicine and Dental Anesthesiology as board approved specialties. Further, that the specialties be listed in ARM 24. 138. 3102 through an Amended Rule. Dr. Leslie Hayes seconded the motion. The motion carried.

Small Business Impact Statement: (02:24:44) Dr. Kevin Miltko moved that the proposed rule amendments will not have a significant and direct impact to small businesses in Montana. Dr. Leslie Hayes seconded the motion. The motion carried.

b. Executive Officer Report **(02:25:40)**

i. Financial Report **(02:25:46)**

c. Montana Professional Assistance Program Report **(02:28:21)**

d. Screening Panel Action Report **(02:29:40)**

8. Board/National Associations/General Updates (02:3047)

a. COVID-19 Updates **(02:30:54)**

Motion: (02:51:00) Mrs. Diedri Durocher moved that ARM 24.138.418, "Infection Control," be forwarded to the next scheduled rules committee meeting to discuss possible amendments that might be necessary to cover increased CDC recommendations during emergencies. Dr. George Johnston seconded the motion. The motion carried.

9. Future Meetings (02:58:23)

a. September 11, 2020

b. December 4, 2020

Action Item: Dr. Aimee Ameline, Board President, appointed Allen Casteel to the Screening Panel filling the vacated seat of Cliff Christenot. Further, Dr. Ameline appointed Dr. Leslie Hayes to the Screening Panel, leaving a vacant seat on the Adjudication Panel. Dr. Ameline then appointed Dr. Justin Hicks to the Adjudication Panel to fill the vacant seat.

10. Adjourn (03:06:41)

Motion: (03:06:49) Dr. Kevin Miltko moved to adjourn the meeting at 2:23 p.m. Dr. Leslie Hayes seconded the motion. The motion carried.