

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION  
ILLINOIS DIVISION OF PROFESSIONAL REGULATION

MINUTES  
ILLINOIS STATE BOARD OF DENTISTRY

Meeting Date: January 17, 2008  
 Meeting Convened: 10:05 a.m.  
 Meeting Adjourned: 4:24 p.m.  
 Meeting Location: IDFPR Chicago Office, Room 171 B & C

Board Members Present:

Dr. Barbara L. Mousel, Chairman	Dr. Alpa T. Patel, Member
Dr. J. Michael Krisko, Vice-Chairman	Dr. Alan J. Shapiro, Member
Dr. Anthony M. Spina, Secretary	Ms. Carlene R. Snell, R.D.H., Member
Dr. Geri Ann DiFranco, Member	Dr. Melanie Watson-Montgomery, Member
Dr. Thomas Fonner, Member	Mr. Robert Wesley, Public Member

Board Member Absent:

Ms. Debra Grant, R.D.H., Member

Department Staff Present:

Dr. Mary C. Ranieli, Dental Coordinator  
 Daniel Kelber, Legal Counsel  
 Bill Laskaris, Legal Counsel  
 Alicia Purchase, Liaison, Professional Services Section via conference call  
 Doris Barnes, Department/Chicago office

TOPIC	DISCUSSION	ACTION
Call to order	Meeting was called to order at 10:05 a.m.	
Introduction	Introduction of audience members was provided.	
Chairman Time	<p>Dr. Mousel introduced Dr. Alpa Trushar Patel as a new Board member.</p> <p>Dr. Mousel asked for any agenda additions. Bill Laskaris stated there was an additional case to discuss and Dr. Spina received a letter regarding a restricted faculty license to be discussed as part of the Rules.</p>	Motion made and passed to accept agenda as amended.
Report from Dr. Ranieli, Dental Coordinator	<p>Dr. Ranieli spoke regarding teeth bleaching being done at a jewelry show with no dentist on site. It was investigated and a cease and desist order was issued. Dr. Mousel received information that it is occurring in Woodfield and in Bloomington at a mall. Dr. Mousel would like for the Board to give Dr. Ranieli guidelines on why it is inappropriate. Daniel Kelber spoke regarding the issue.</p> <p>Advertising violations was also discussed by Dr. Ranieli.</p>	A rule which will focus on unlicensed practice will be drafted by the next meeting.

Committee Reports	<b>Legislative</b> – Nothing to report.	
	<b>AADE</b> – The meeting will be held in Chicago March 11-12, 2008. Need one member to attend the advisory forum held on March 12 <sup>th</sup> . Dr. Mousel asked for a volunteer.	Motion made and passed that Dr. Melanie Watson-Montgomery will represent the board.
	<b>ADEX</b> – Dr. Johnson is willing to continue to serve and supply the board with a written report.	Motion made and passed that Dr. Johnson continues to be the Board’s representative to ADEX.
	<b>Policy and Procedures</b> – Picture I.D.’s were discussed. Dr. Ranieli volunteered to inquire about I.D.’s during break.  Daniel Kelber discussed conflict of interest with the dental board and reminded them if they have any interest in a case to recuse themselves. In addition, he talked about how Board members represent themselves in public. If representing yourself as a Board member, they may do so only after consultation with the Department. Prior approval is required. The Board is advisory and represents the Department.	
	<b>Rules</b> – The grid for the Characteristics of Levels of Anesthesia was disseminated.  Minimum Requirements for Permit Holders - Bill Laskaris discussed that there are rumors abounding that the Department may be trying to eliminate Permit A through non-renewal. The Department’s response was that our Rules are tightening up on this issue. Dr. Mousel stated that the Board has a very serious task and this Board is not taking it lightly. The Board needs to be thoughtful in their remarks and give reasons behind what the conclusions are for the protection of the public.  Dr. Shapiro asked Mr. Kelber if the Board should be wordsmithing the Rule book or make recommendations and the Department fits them into the Rules. Mr. Kelber stated the Board is to make recommendations and the Department will then fit them into the Rules and bring them back to the Board.	Alicia Purchase will provide Dr. Mousel with the minutes from this meeting as soon as possible.  Dr. Mousel would like for Craig Cellini to have the Rules changes for the Board to review at the March 17, 2008 meeting.

	<p>Dr. Mousel discussed the grid that was disseminated. She stated that the Board has made changes to it. The areas in bold was where the Board finished up on the grid. There was also discussion on keeping the previous terminology and adding new terminology. The new terminology of "minimal" is the old terminology of anxiolysis and the "moderate", conscious sedation requires Permit A and the other two (deep and general) remain the same. Also, one of the tasks is to define what "trained" person to monitor the patient means and some equipment has been added under Monitoring under Permit B by adding the precordial stethoscope. Dr. Mousel asked Dr. Spina to lead the discussion.</p> <p>Dr. Spina stated that he would like to give the Board his recommendations. Dr. Spina believes that everyone who delivers anesthesia needs to be Advanced Cardiac Life Support (ACLS) certified. Illinois does not have it currently but it is an easy change. It is an every two year renewal. In order to take the course, one has to have a current basic life support card so it would take care of both for the provider. The ACLS cannot count toward the CE requirement, just as the basic life support does not.</p> <p>Dr. Spina also believes that people having anesthesia permits need to be doing anesthesia in order to maintain their skills. He recommends that when they reapply for licensure that they be required to submit a case log with a minimum number of cases per year or per the three-year cycle. Alicia questioned if this will be in the CE requirements and Daniel Kelber stated it would be in the renewal section of the Rules. Dr. Spina asked for feedback on the minimum number of hours. He recommends 12-15 cases per year.</p> <p>Dr. Spina is also recommending keeping the current definitions on the grid because they are very descriptive and putting the new ADA definitions in parentheses.</p> <p>Dr. Watson-Montgomery spoke regarding the verbiage of definition of "Conscious Sedation" used by Arkansas. Dr. Spina stated this language was from the ADA document. The Board agreed that this could be in our definition of the Permit A holder.</p>	<p>Rule Change: Section 1220.500 "Conscious Sedation" – this mechanism and route of sedation is a controlled pharmacologically induced, depressed level of</p>
--	---	--

	<p>Equipment Requirements - Dr. Spina believes all the anesthetic complications that occur in the dental world are related to airway issues. The failure to have the equipment and knowledge to properly manage an airway is one area that the permit holders get in trouble. Dr. Spina recommends an increase the equipment requirement for Permit A holders. This would not only be an equipment requirement, but a training requirement that they know how to have advanced airway management and support in place which includes knowing how to put an endotracheal tube in. Dr. Shapiro stated that he thought the Board had already discussed that the same requirements that are in the Rules on page 27 (Section 1220.520 d)) for Permit B holders be the same for Permit A holders. Dr. Spina agreed with a minor modification. Dr. Spina doesn't believe that conscious sedation requires any monitoring of temperature or hypothermia; therefore, d) 1 through 4 applies. Dr. Spina talked about d) 6) regarding the EKG and defibrillator. He believes that one who is performing conscious sedation should at least have an AED in the office. Also, Dr. Spina believes the ability to start an intravenous line is important as well d) 8). The drugs needed to reverse other drugs have to be given via IV. Dr. Spina further recommends adding d) 10) which is an operating table or an operating chair the permits appropriate access to the patient and provides a firm platform for the management of cardiopulmonary resuscitation. D) 11) needs to be added as well but will have to be word-smith as well. At the very least there needs to be a recovery area that has available oxygen, lighting, suction and electrical outlets. The recovery area may be the operating theatre.</p> <p>Training Hours – Discussion ensued regarding the minimum number of hours for conscious sedation. Dr. Mousel suggested finding out what the training is currently under the guidelines and finding out where we need to go. If we could get the information and then put it on the agenda for March. Dr. Watson-</p>	<p>consciousness. The drugs, doses, and techniques used must carry a margin of safety wide enough to render unintended loss of consciousness unlikely.</p> <p>Rule changes for proper equipment for Permit A holders:</p> <p>The following requirements which are in Section 1220.520 d) need to be added to Section 1220.510 h):</p> <p>1220.520 d) 1), 2), 3), 4), 6) – AED only, 8), 10) and 11) – modified to read "A recovery area that has available oxygen, lighting, suction and electrical outlets. The recovery area may be the operating theatre."</p> <p>The sub-committee of Dr. Spina, Dr. Fonner and Dr. Watson-Montgomery was formed to gather information relative to what is available for the proposed 100 hours with a</p>
--	--	--

	<p>Montgomery believes the Board should state their position of intentions for Permit A and B. Dr. Spina stated the opening statement of the summary that the dental board believes that Permit A should exist. Dr. Spina spoke on the number of hours it would take to teach the required material. Currently the requirement is 40 didactic hours and he believes that could be increased a smaller portion and have a bigger clinical proponent. Dr. Mousel commented that with all due respect to the Department, she found out about the change of hours at 11:00 p.m. the evening before the meeting and is annoyed that the Board got no input about this change and an opportunity for the 11 members of this Board to research this and look at resources and come to the meeting with something that's been thought about. Daniel Kelber stated with all due consideration to the Board, the Board started working on this over a year ago and made very little progress in that time. The time to act on this is now. Dr. Mousel also stated that they have had a year of bumpy roads with documents not being produced for them and meetings cancelled. She stated the Board has been working pretty hard with no support system. Dr. Spina stated that he understands the Department wants something on paper today and if the Board needs to spend a few days putting this together...but then stated that the Board could not have a conference call outside of the open meeting due to the new Open Meetings Act. Dr. Spina stated that currently is it 60 hours and asked for input to what the Board feels it should be. Dr. Fonner would like to know what the material is that is being taught. Dr. Shapiro stated that he wasn't sure if the original 60 hours, broken down into 40 and 20 hours was a Board decision or information from the educational system, but suggested that the hours being increased to 100 hours, 50 didactic and 50 clinical hours. Mr. Kelber suggested forming a sub-committee to work on this in the next week.</p> <p>Trained Staff – Previous discussion was making sure they've been in the field for 1000 hours, minimum of 18 years of age. Dr. Mousel has documents from AAPD and the State Dental Society recommending a 12 hour approved course. Another item Dr. Spina spoke of earlier was breaking it down into considering circulation, ventilation, monitoring of other vitals. Dr. Mousel is</p>	<p>50/50 split. Motion made and passed.</p> <p>Item to be placed on June agenda to place checklist to send out along with the application regarding a local anesthetic course.</p> <p>The Board's decision is to re-list items under the</p>
--	--	--

	<p>suggesting 12 hours of training for the staff people. The AAOMS training course is 12 hours nationwide. Several states make it a requirement to take the AAOMS course.</p> <p>Discussion ensued regarding the number of hours of CE for the assistants to the permit holder. Dr. Spina stated that the more effective training is in-office training. It was discussed to add and affidavit to the dentist's permit renewal stating that they have had quarterly emergency drills with their staff.</p> <p>Language on RESCUE – no discussion</p>	<p>monitoring of nitrous and then add to that. The additions to this list will be decided by the sub-committee. The wording will be "Board approved sedation monitoring course content shall include, but not be limited to..." and then list the items.</p>
Old Business	<p>Approval of Minutes</p> <p>October 17, 2007  June 21, 2007  April 16, 2007  January 23, 2007  November 28, 2006  September 14, 2006  May 10, 2006  April 4, 2006</p>	<p>Motion made and passed to accept all minutes as presented with a correction to the June 21, 2007, minutes for a fine amount of \$20,000.</p> <p>The Board members who were not present at these meetings abstained from voting.</p>
New Business	<p>House Resolution 426 – Mr. Kelber explained that this is calling for all health related boards to approve a resolution that states that patients are entitled to a level of pain management.</p>	<p>Motion made and passed to endorse House Resolution 426.</p>
	<p>Ethics Officer – a notice was received from the governor's office that not only does each agency have an ethics officer, but each board must appoint one. It was recommended to appoint Scott Seder as the Ethics Officer. The Board will report to him on any ethical issues.</p>	<p>Motion made and passed to appoint Scott Seder as the Board's Ethics Officer.</p>
	<p>CE Sponsors outside colleges – discussion ensued concerning CE sponsors doing local anesthesia outside of colleges. The concern is that someone will have an adverse reaction. Daniel Kelber suggested the board develop specific criteria they would like to see with an application for a local anesthetic course for dental hygienist.</p>	<p>This will be placed on the agenda for the June 2007 meeting.</p>
	<p>Bleaching Centers</p>	<p>Matter was discussed under old business.</p>

	<p>Restricted Faculty License – the Board received a letter from an individual who has a restricted faculty license at the U of I and plans to teach or practice dentistry at Loyola University. Our regulations require they have a certification from the institution at which they are practicing. It does not expand to a second institution.</p>	<p>Dr. Mousel will forward this request to Ms. Purchase for follow-up. In turn, she will respond and request the same levels of certification from the second institution and inquire if he is leaving the first institution or if he is working at both.</p>
	<p>Dr. Mousel has one addition for a potential examiner which she disseminated.</p>	<p>Motion made and passed for Dr. Joy Poskozim to be an examiner.</p> <p>Ms. Purchase will initiate correspondence to the appropriate entity.</p>
	<p>Dr. Mousel stated the next meeting date is March 17, 2008 in Springfield and then June 3, 2007 in Chicago. The meeting dates for the remainder of the year will be discussed at the March 17, 2007 meeting.</p>	
	<p>The NERB meeting is in Orlando June 12, 13, 14, 2008.</p>	<p>Ms. Purchase will forward Dr. Patel's name to NERB.</p>
<p>Motion to go into Closed Session</p>	<p>Deliberations</p>	<p>Motion made and passed to go into closed session at 3:05 p.m. to discuss matters set forth in Section 2(c) (15) of the Open Meetings Act.</p> <p>A roll call was taken:</p> <p>Dr. Mousel – Yes  Dr. Krisko – Yes  Dr. Spina – Yes  Dr. DiFranco – Yes  Dr. Fonner – Yes  Dr. Patel – Yes  Dr. Shapiro – Yes  Ms. Snell – Yes  Dr. Watson-Montgomery – Yes  Mr. Wesley – Yes</p>
<p>Motion to go into Open Session</p>		<p>Motion was made and passed to go into Open Session at 4:16 p.m.</p>

Deliberations	<p>Subsequent to discussion in Closed Session, the Board made the following motions:</p> <p>Daryl Ashbeck (019-024635) – the Dentist, Specialist in Dentistry, and Controlled Substance Prescriber/Dispenser License be indefinitely suspended</p> <p>Albert Beitz (019-014794) – revocation of license and \$10,000 fine to be paid in 60 days</p> <p>Karen Williams-Cooper (019-025001) – revocation of license and \$30,000 fine to be paid in 60 days</p>	Motion was made and passed to accept the consent orders.
Application Review	<p>Michele Blair – Dental Hygienist</p> <p>Deborah Atchley Overoyen, DDS – Endorsement</p> <p>De’Avlin V. Olguin, DDS – Permit A</p> <p>Kenneth B. Kaplin – Out of State CE</p>	Board recommendations are delineated on Action Sheets 080279 through 080282. Refer to action sheets for particulars
Signatures		Signatures were affixed to action sheets and travel reimbursement forms.
Adjournment		There being no further business to be brought before the Board, the Board meeting adjourned at 4:24 p.m.