

BOARD OF DENTAL EXAMINERS  
Professional & Vocational Licensing Division  
Department of Commerce and Consumer Affairs  
State of Hawaii

MINUTES OF COMMITTEE MEETINGS  
Applications and Rules Committee

The agenda for this meeting was filed with the Office of the Lieutenant Governor, as required by Section 92-7(b), Hawaii Revised Statutes ("HRS").

Date: Wednesday, July 15, 2015

Time: 12:00 p.m.

Place: Prince Leleiohoku Conference Room.  
King Kalakaua Building  
335 Merchant Street, 3rd Floor  
Honolulu, Hawaii 96813

Present: Paul Guevara, D.M.D., M.D.S., Rules Committee Chair  
Candace Wada, D.D.S., Applications Committee Chair  
Rodney Ching, Public Member  
Mark Chun, D.M.D., Dental Member  
James Kobashigawa, Executive Officer  
Sandra Matsushima, Executive Officer  
Daniel Jacob, Deputy Attorney General

Via teleconference

Garrett Ota, D.D.S., Dental Member  
Earl Hasegawa, D.M.D., Dental Member  
Janet Primiano, R.D.H., Dental Hygiene Member

Guests: Gayle Chang, R.D.H., Hawaii Dental Hygienists' Association  
("HDHA")  
Sandra Kirkoski, K, R.D.H., Hawaii Dental Hygienists' Association  
("HDHA")  
Loren Leibling, Hawaii Dental Association ("HDA")

Call to Order: Chair Guevara called the meeting to order at 12:05 p.m.

## **Discussion on Possible Amendments to Chapter 16-79, Hawaii Administrative Rules**

### a. Continuing Education Requirements for Dentists

Chair Guevara stated that Act 28 requires three hours of ethics training per year for dentists. At the last Board meeting, the Board had concerns whether the 6 hours of training would be in addition to the required 32 hours, or included as part of the required 32 hours. The Board requested clarification from their counsel on this new law.

#### Executive Session:

At 12:10 p.m., it was moved by Dr. Chun, seconded by Mr. Ching, and unanimously carried to enter into executive session pursuant to HRS §§ 92-4 and 92-5(a)(4) to consult with the Board's attorney on questions and issues pertaining to the Board's powers, duties, privileges, immunities, and liabilities.

Guests were excused from the meeting room.

At 12:15 p.m., it was moved by Dr. Chun, seconded by Mr. Ching, and unanimously carried to move out of executive session.

*Ms. Janet Primiano joined in via teleconference at this time 12:15 p.m.*

### a. Continuing Education Requirements for Dentists

Chair Guevara stated that after discussion with the Board's counsel, it is the Committee's recommendation by consensus to include language in the rules in response to the new law (Act 28) relating to continuing education / ethics course requirement for dentists, which would be in addition to the thirty-two hours already required.

Chair Guevara stated the following proposed amendment to the rules will be submitted to the Board for approval.

§16-79-144 Biennial renewal.

- (1) (D) In addition to subsections (A), (B), or (C) above, after January 1, 2016, each licensee who is a dentist shall complete at least three hours of ethics training per year.

*Dr. Hasegawa joined the meeting via teleconference at this time 12:20 p.m.*

b. Licensure Requirements for Dental Hygienists

Executive Session:

At 12:25 p.m., it was moved by Dr. Chun, seconded by Mr. Ching, and unanimously carried to enter into executive session pursuant to HRS §§ 92-4 and 92-5(a)(4) to consult with the Board's attorney on questions and issues pertaining to the Board's powers, duties, privileges, immunities, and liabilities.

Guests were excused from the meeting room.

At 12:30 p.m., it was moved by Mr. Ching, seconded by Dr. Chun, and unanimously carried to move out of executive session.

Chair Guevara stated that basically there are three types of dental hygiene licenses.

Mr. Jacob noted the following types:

1. Those who were licensed prior to the local anesthesia privileges. These licensees have no infiltration or anesthesia privileges.
2. The new licensees who have met the requirements of §447-1(a) for initial license. These licensees are allowed to administer intra-oral infiltration local anesthesia, but no block anesthesia.
3. Licensees who have certification and training for a dental hygiene license and the additional certification course which fulfills the requirements of §447-3.5 Educational requirements for intra-oral block anesthesia. These licensees are allowed to administer both intra-oral infiltration local anesthesia and block anesthesia.

*Dr. Candace Wada attended the meeting at this time 12:45 p.m.*

Guest Sandra Kirkoski commented that the laws may have changed since she recalls that the application process was not this way when she was initially licensed. She believed that she needed to take the additional block anesthesia course for a dental hygiene license.

Guest Gayle Chang stated that some dental hygiene training programs do not properly train their dental hygiene students thoroughly and believes that they are not adequately trained to perform such duties.

Chair Guevara stated that the Committee was unable to make any amendments to the rules on this matter, as it would require a statute change, not a rule change.

*Mr. Ching left the meeting at this time 12:50 p.m.*

c. Fluoride Application by Dental Assistants

Chair Guevara referenced Dr. Fujii's email regarding medical assistants' ability to apply fluoride varnish after receiving some form of training.

Ms. Primiano clarified whether topical fluoride included fluoride varnish.

After a brief discussion, it was moved by Dr. Wada, seconded by Dr. Chun, to recommend allowing dental assistants to perform topical fluoride while under the direct supervision of a licensed dentist. The dental assistant should first be trained by the supervising dentist.

d. Anesthesia and Sedation Provision

Chair Guevara noted that the Board previously ruled that the DOCS course was not acceptable for moderate sedation; however it appears to meet the requirements and ADA criteria for minimal sedation.

Dr. Wada commented that it would be good for the Board to include minimal sedation requirements, as the Board has set requirements for moderate and deep sedation.

Guest Loren Leibling noted that the goal of the HDA is that they would like the requirements for sedation to be clear (intra; oral; source of entry etc.).

Chair Guevara stated that the Committee will bring to the Board the minimal sedation criteria and ask them to define minimal sedation.

e. Other Possible Provision

None.

**Discussion on Possible Revisions to the Board's Application Forms**

a. Application to Administer General Anesthesia and Sedation

b. Checklist for Application to Administer General Anesthesia and Sedation

Dr. Wada noted that at the last meeting, the Board discussed the questions raised by Dr. Hasegawa and most of them were resolved at the meeting. Also, it appears that Dr. Hasegawa had already amended the checklist to conform to the Board's comments.

Guest LorenLeibling stated that the HDA would like to see the new application be highlighted in separate sections for anesthesia and ethics.

*Dr. Ota ended his teleconference/exited the meeting at this time 1:10 p.m.*

Executive Session:

At 1:10 p.m., it was moved by Dr. Chun, seconded by Dr. Wada, and unanimously carried to enter into executive session pursuant to HRS §§ 92-4 and 92-5(a)(4) to consult with the Board's attorney on questions and issues pertaining to the Board's powers, duties, privileges, immunities, and liabilities.

Guests were excused from the meeting room.

At 1:30 p.m., it was moved by Dr. Wada, seconded by Dr. Chun, and unanimously carried to move out of executive session.

c. Other Application Forms

None.

As there was no further discussion, Chair Guevara adjourned the meeting at 1:30 p.m.

Respectfully submitted by:

/s/ Sandra Matsushima  
Sandra Matsushima  
Executive Officer

[ X ] Minutes approved as is.  
[ ] Minutes approved with changes; see minutes of \_\_\_\_\_.