

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

**MINUTES OF MEETING**

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: Monday, March 12, 2018
- Time: 9:00 a.m.
- Place: Queen Liliuokalani Conference Room  
King Kalakaua Building  
335 Merchant Street, 1<sup>st</sup> Floor  
Honolulu, Hawaii 96813
- Present: Paul Guevara, D.M.D., M.D.S., Chair, Dental Member  
Candace Wada, D.D.S., Vice Chair, Dental Member  
Pearl Arrington, R.D.H., Dental Hygiene Member  
Mark Chun, D.M.D., Dental Member  
Staphe Fujimoto, D.D.S., Dental Member  
Earl Hasegawa, D.D.S., Dental Member  
Dennis Nagata, D.D.S., Dental Member  
Garrett Ota, D.D.S., Dental Member  
Coy Rebmann, D.D.S., Dental Member  
Joy B. Y. Shimabuku, Public Member  
Sharon Tanaka, Public Member  
Marianne Timmerman, R.D.H., Dental Hygiene Member  
Bryan Yee, Esq., Supervising Deputy Attorney General ("DAG")  
Sandra Matsushima, Executive Officer ("EO")  
Jennifer Fong, Secretary
- Guests: Kim Nguyen, Hawaii Dental Association ("HDA")  
Dayton Lum, HDA  
Gayle Chang, Hawaii Dental Hygienists' Association ("HDHA")  
Sheila Kitamura, Kapiolani Community College ("KCC")  
Joseph P. Mayer, Jr., D.D.S.  
Mark Christensen, D.D.S., M.B.A.  
Robert Sherman, D.M.D.  
Melissa Pavlicek, HDA
1. Call to Order: There being a quorum present, Chair Guevara called the meeting to order at 9:00 a.m.

At this time, Chair Guevara announced the Board's procedural format for agenda matters and stated that the meeting will end no later than 1:00 p.m.

2. Approval of Board Meeting Minutes and Executive Session Minutes of January 22, 2018 and February 5, 2018:

Chair Guevara asked the Board members if there were any comments or concerns regarding the Board meeting minutes of January 22, 2018.

Dr. Hasegawa requested the following correction on page 8 (underlined material added, while bracketed material is to be deleted):

The third paragraph should read "Dr. Hasegawa wants to keep x-rays as preventative and not treatment, which [would] could unnecessarily expose the person to x-rays when there [may be nothing] is no follow up treatment."

Chair Guevara asked the guests if there were any comments or concerns regarding the Board meeting minutes of January 22, 2018.

Dr. Mayer requested the following correction on page 5 (underlined material added, while bracketed material is to be deleted):

Under "6. New Business, a. Legislation", the second paragraph should read "Dr. Mayer of the Koolau Community Medical Center was in support of the bill to allow general supervision of dental hygienists in the public health setting, including the allowance of x-rays, and requested [, if] that the documents that the Board are discussing [could] be made available to the public. [He also asked the Board to take careful consideration when making their decisions.]"

Chair Guevara called for a motion to approve the Board meeting minutes of January 22, 2018.

It was moved by Dr. Fujimoto, seconded by Vice Chair Wada, and unanimously carried to approve the January 22, 2018 Board meeting minutes as amended.

Chair Guevara asked the Board members if there were any comments or concerns regarding the executive session minutes of the January 22, 2018 and February 5, 2018 meetings.

There were none.

Chair Guevara asked the guests if there were any comments or concerns regarding the executive session minutes of the January 22, 2018 and February 5, 2018 meetings.

There were none.

Chair Guevara called for a motion to approve the executive session minutes of the January 22, 2018 and February 5, 2018 meetings.

It was moved by Dr. Hasegawa, seconded by Dr. Ota, and unanimously carried to approve the executive session minutes of the January 22, 2018 and February 5, 2018 meetings as circulated.

Chair Guevara called for a motion to approve the Board meeting minutes of February 5, 2018.

EO Matsushima reported that she had received an email with comments from Gerraine Hignite in which she requested that the Board amend their minutes to include her comments.

DAG Yee noted that Ms. Hignite's email does not state where she is requesting her comments be inserted.

Chair Guevara stated that at the February 5<sup>th</sup> meeting, he announced the Board's procedural format for agenda matters as he has done for awhile which includes "[o]nce the board members are in discussion, there will be no further public comment on this agenda item." He said his recollection is that Ms. Hignite attempted to have additional discussion after board action was taken.

Ms. Arrington noted that Ms. Hignite's email stated that she did not attend the previous two meetings so she may not have been aware of the procedural format for agenda matters.

It was moved by Dr. Hasegawa, seconded by Ms. Shimabuku, and unanimously carried to defer discussion on the February 5, 2018 Board meeting minutes.

3. Presentation by Dr. Mark Christensen, Past President, Chief Floor Examiner for the Western Regional Examining Board ("WREB"):

Dr. Christensen gave a comprehensive presentation on the WREB 2018 Dental Examination which included its history and background, examination content (sections), administration and performance, quality (reliability and validity), and reporting.

The WREB Dental Examination has five sections: comprehensive treatment planning ("CTP"), prosthodontics, endodontics, periodontics, and operative dentistry.

WREB has rigorous examiner training regarding criteria, well-planned examiner teams, team linkage across sites, performance feedback after exams and extensive post-exam review and analyses.

After some discussion, the Board thanked Dr. Christensen for his presentation.

Recess: At 10:13 a.m., Chair Guevara called for a recess.

Reconvene: At 10:24 a.m., the Board returned to its regular order of business.

4. Adjudicatory Matters: At 10:25 a.m., Chair Guevara recessed the Board's meeting to discuss and deliberate on the following adjudicatory matter, pursuant to Chapter 91, HRS.

a. In the Matter of the Dental Hygienist License of YVONNE S. HAIL; DEN 2016-34-L – (Decision-Making Only) Hearings Officer's Findings of Fact, Conclusions of Law and Recommended Order and Board's Final Order

It was moved by Vice Chair Wada, seconded by Dr. Fujimoto, and unanimously carried to accept the Hearings Officer's Findings of Fact, Conclusions of Law and Recommended Order and Board's Final Order.

At 10:29 a.m., the Board moved out of Chapter 91, HRS, and returned to its regular order of business.

5. Applications: a. Ratifications

It was moved by Vice Chair Wada, seconded by Dr. Fujimoto, and unanimously carried to ratify approval of the following licenses and certifications:

- Approved Dentist

Radhika J. Patel

- Approved Community Service License – Dentist

Kristin B. Adair (Waianae Coast Comprehensive Health Center)

- Approved Dentist Permit to Administer Deep Sedation/General Anesthesia and Moderate Sedation

Braden C. Seamons (Moderate Sedation)

- Approved Dental Hygienist

Molly R. Colyer

Emily R. Hill  
Melanie E. Kropp  
Jillian G. Lee  
Lee Ann Ratra

- Approved Certification in the Administration of Intra-Oral Block Anesthesia

Lee Ann Ratra  
Janessa M. Fisher  
Mikioi A.M. Javier

6. Old Business: a. Legislative Matters

- S.B. 738, S.D.1 – RELATING TO HEALTH CARE PRACTITIONERS

*Expands the pool of orthodontists who are eligible to perform medically necessary orthodontic services for treatment of certain orofacial anomalies for which health insurance coverage is mandatory.*

EO Matsushima reported that the bill is scheduled for a hearing on Tuesday. She noted previously the Board had no position. The new proposed language includes “who has completed an orthodontic residency program.” RICO questioned whether a general dentist can provide orthodontic services without having to undergo a residency program.

Chair Guevarra asked the guests if there were any comments.

There were none.

Chair Guevarra asked the Board members if there were any comments.

It was mentioned that members were surprised by the new proposed language in the bill.

After discussion, by consensus, the Board takes no position on this bill.

- S.B. 2201, S.D.1/H.B. 2060, H.D.1 (Companion) – RELATING TO BOARDS

*Removes the word "Examiners" from the State Board of Chiropractic Examiners, Board of Dental Examiners, Board of*

*Examiners in Optometry, and Board of Veterinary Examiners. Renames the boards with titles that accurately reflect their scope and duties.*

EO Matsushima reported that S.B. 2201, S.D. 1 is scheduled for a hearing on Wednesday. She noted previously the Board opposed these bills with comments. Both versions are identical and are moving forward without incorporating the Board's comments.

Chair Guevarra asked the guests if there were any comments.

There were none.

Chair Guevarra asked the Board members if there were any comments.

There were none.

After discussion, by consensus, the Board will submit the same testimony for these bills.

- S.B. 2492 – RELATING TO DENTAL LICENSURE

*Requires the board of dental examiners to issue a license by credentials to a practicing dentist who is licensed in another state and meets other specific requirements.*

EO Matsushima reported that the bill was deferred.

Chair Guevarra asked the guests if there were any comments.

There were none.

Chair Guevarra asked the Board members if there were any comments.

There were none.

- S.B. 2638, S.D.1 – RELATING TO PROFESSIONAL AND VOCATIONAL LICENSING

*Prohibits a licensing authority from using rules to supersede requirements set forth in licensing laws and adopting rules that authorize an unlicensed individual to perform duties, activities, or functions that, if performed by another professional, would require licensure of that professional.*

EO Matsushima reported that the bill is scheduled for a hearing on Wednesday. She noted previously the Board was opposed to this bill as there was concern about overlapping of duties and the need to have the ability to implement changes through administrative rules by using its expertise to protect the health, safety and welfare of the public as well as to keep up with rapid changes in the practice of dentistry and improvements to the technology and equipment used.

Chair Guevarra asked the guests if there were any comments.

There were none.

Chair Guevarra asked the Board members if there were any comments.

There were none.

After discussion, by consensus, the Board will submit the same testimony for this bill.

- S.B. 2799, S.D.1/H.B. 2372, H.D.1 (Companion) – RELATING TO THE SUPERVISION OF LICENSED DENTAL HYGIENISTS IN A PUBLIC HEALTH SETTING

*Allows licensed dental hygienists to practice under the general or direct supervision of any licensed dentist providing dental services in a public health setting.*

EO Matsushima reported that these are Department of Health bills. Both versions are identical and moving forward without incorporating the Board's comments.

Chair Guevarra asked the guests if there were any comments.

There were none.

Chair Guevarra asked the Board members if there were any comments.

There were none.

- S.B. 2926, S.D.1 – RELATING TO DENTISTRY

*Establishes minimum requirements for all dental assistants hired on or after 7/1/2018. Requires dental assistants employed on or after 7/1/2018 to successfully complete the*

*Dental Assisting National Board, Inc.'s ("DANB") National Entry Level Dental Assistant certification within three years of first being hired. Requires dental assistants with four or more years' experience to apply or register for the DANB's Certified Dental Assistant certification. Exempts dental assistants with more than ten years' experience from having to obtain a Certified Dental Assistant certification, but requires these dental assistants to hold a cardiopulmonary resuscitation certification and pass the DANB's Infection Control examination within two years. Effective 7/1/2050.*

EO Matsushima reported that the bill is scheduled for a hearing on Wednesday. She noted that S.D. 1 incorporates DANB's testimony recommendations.

Chair Guevarra read the Board's submitted testimony for the hearing. He asked the guests if there were any comments.

Ms. Pavlicek stated that HDA opposes these bills.

Ms. Kitamura stated that the KCC Dental Assistant Program opposes S.B. 2201 and prefers H.B. 2060. She noted that if the bill passes, KCC intends to offer an online DANB prep course.

Dr. Mayer stated that he testified on this bill before Senator Baker and he noted that he believes the timeline is insufficient for people to be trained to meet the grandfathering requirement. The DANB website does not include one single reference that candidates can use to study. Instead, the suggested references include 18 textbooks and 9 publications. He also remarked that the Sunrise Analysis was released in January 2018 which did not allow anyone sufficient time to go through the issues in the report. He feels this is a problem, especially for those on the neighbor islands. He suggested that this issue be tabled and passed back to the Board.

Chair Guevarra asked the Board members if there were any comments.

Concern was expressed that this bill would more adversely affect neighbor island dental assistants who may have to fly to Oahu to obtain the certification needed. The issues of course availability and cost were raised. Inquiries were also made with regards to when the DANB prep course would be available and how much it would cost.



Ms. Kitamura reiterated that the DANB prep course would be offered online and will include the information necessary to pass. She stated that right now, they believe the course could be made available in early September. Cost has not yet been determined.

- S.B. 2931, S.D.1/H.B. 2149, H.D.1 (Companion) – RELATING TO DENTISTRY

*Amends the ethics training requirement for dentists in the continuing education program to be six hours of ethics training within the previous two years, for each biennial renewal period.*

EO Matsushima reported that both S.B. 2931, S.D. 1 and its companion bill H.B. 2149, H.D. 1 are moving forward. S.B. 2931, S.D. 1 incorporates the Board's comments. H.B. 2149, H.D. 1 does not.

Chair Guevarra asked the guests if there were any comments.

There were none.

Chair Guevarra asked the Board members if there were any comments.

It was mentioned that members were surprised by the new proposed language in the bill.

After discussion, by consensus, the Board will submit the same testimony for these bills.

- S.B. 2298, S.D.1/H.B. 1967, H.D.2 (Companion) – RELATING TO HEALTHCARE PRECEPTOR TAX CREDITS

*Allows advanced practice registered nurses, pharmacists, and physicians to receive income tax credits for acting as preceptors in volunteer-based supervised clinical training rotations provided to eligible students that enable the students to obtain an eligible healthcare professional degree or certificate. Applies to taxable years beginning after 12/31/2018.*

EO Matsushima noted previously the Board had no position on these bills.

Chair Guevarra asked the guests if there were any comments.

There were none.

Chair Guevarra asked the Board members if there were any comments.

There were none.

After discussion, by consensus, the Board takes no position on these bills.

- H.B. 2207, H.D.2 – RELATING TO DENTAL ASSISTANTS

*Requires the Board of Dental Examiners to adopt rules to establish a regulatory structure for the regulation of dental assistants in Hawaii.*

EO Matsushima reported that H.D. 2 incorporates the Board's comments and DANB's recommendations. This measure passed unamended.

Chair Guevarra asked the guests if there were any comments.

Ms. Pavlicek noted that HDA requested that Representative Takumi submit this bill and continues to support this measure. She stated that she does not know if this measure will be feasible with regards to funding and implementation for the Board. HDA will be testifying on S.B. 2926, S.D. 1 asking to have the content of that bill replaced with the language in H.B. 2207, H.D. 2.

Chair Guevarra asked the Board members if there were any comments.

There was an inquiry if the Board could support the bill with reservations because of the requirement to graduate from high school.

EO Matsushima noted that the language has two tiers of certification: 1) basic-level dental assistants and 2) qualified dental assistants. The graduation requirement is only for the qualified dental assistants.

After discussion, by consensus, the Board will submit the same testimony for this bill.

- H.R. 30/H.C.R. 42 (Companion) – REQUESTING THE DEPARTMENT OF HEALTH TO CONDUCT A STUDY ON THE VOLUNTARY USE OF FLUORIDE SUPPLEMENTS BY CHILDREN AND PREGNANT WOMEN IN THE STATE OF

HAWAII AND WHETHER THE VOLUNTARY TAKING OF  
FLUORIDE SUPPLEMENTS SHOULD BE ENCOURAGED BY  
THE STATE

*Requests the Department of Health to conduct a study on the voluntary use of fluoride supplements by children and pregnant women in the State of Hawaii to ensure that medical and dental standards for fluoride intake and use are based on conditions where local water supplies are not fluoridated, to assess the public health benefits of taking fluoride supplements, and to determine whether the taking of fluoride supplements should be encouraged by the State.*

EO Matsushima noted that the Board has not discussed this resolution yet

Chair Guevarra asked the guests if there were any comments.

There were none.

Chair Guevarra asked the Board members if there were any comments.

After discussion, by consensus, the Board supports this resolution.

b. Discussion on the Authority of Dental Hygienist to Apply Silver Diamine Fluoride ("SDF")

Chair Guevara acknowledged receipt of an email dated March 9, 2018 from Ms. Brucato regarding this subject matter. Chair Guevara noted that this agenda item will be deferred until the next Board meeting. He then asked for volunteers to form a permitted interaction group to further investigate silver diamine fluoride. Dr. Ota volunteered and will Chair the committee with Dr. Fujimoto, Dr. Nagata, Ms. Arrington and Ms. Timmerman. The Committee will conduct research and report back to the Board at its next meeting.

7. New Business: a. Approval/Ratification of Continuing Education ("CE") courses

The Board reviewed a request for approval of the following CE course:

- Basic Life Support (BLS) for Healthcare Providers  
EMS Safety (Krysten Winstead)  
6 hours

By consensus, this matter was deferred to the end of the meeting to allow Board members time to review the submitted documents.

For Informational Purposes Only

b. Matters Related to the American Dental Association ("ADA")

- List of ADA Continuing Education Recognition Program ("CERP") Recognized Providers Approved by the Commission for Continuing Education Provider Recognition ("CCEPR")

A listing of ADA CERP Recognized Providers (November 2017) was circulated to the members for their information.

- The Commission on Dental Accreditation ("CODA") Directs Elimination of "Specialty" Terminology

CODA took action to remove the word "specialty" from all CODA documentation as well as its website and will refer to all advanced dental education disciplines as "advanced education programs". CODA believes that the change in terminology decreases its legal risk in restriction of free speech and restriction of trade and clarifies that the Commission accredits education programs, but does not designate which disciplines in dentistry are "specialties".

- CODA Unofficial Report of Major Actions (February 1-2, 2018)

Six new programs were granted accreditation. One in advanced education in general dentistry, one in general practice residency, one in orofacial pain, one in dental hygiene, and two in pediatric dentistry.

CODA affirmed the reported voluntary discontinuance effective date or planned closure date for one dental assisting program, two dental hygiene programs, and one oral and maxillofacial surgery education program.

c. Matters Related to the American Association of Dental Boards ("AADB") and the American Board of Dental Administrators ("AADA")

- 29<sup>th</sup> Edition of the Composite Report

The Composite, published by the AADB, contains updated charts detailing the structure, licensure, and disciplinary activities of all state dental boards. This publication was circulated to the members for their information.

- 2018 Mid-Year Meeting, April 22-23, 2018, Chicago, IL

Vice Chair Wada will be attending this meeting as the Board's delegate.

- 135<sup>th</sup> Annual Meeting, September 22-23, 2018, Chicago, IL

This year's Annual Meeting has been de-coupled from the ADA Annual Meeting that'll be held in Honolulu, HI in October 2018.

- Executive Director's Report – January 2018
- Tele-Seminar – The Current State of Tele-Dentistry, March 8, 2018

AADB will present their latest tele-seminar series "The Current State of Tele-Dentistry" on March 8, 2018. This program will examine the current state of tele-dentistry in the U.S. and offer observations about the future of "long distance" dental practice.

- In the News – Dental Therapists Legislation

News on legislation, local advocacy and commentary on the topic of dental therapists in Arizona, Maine, Wisconsin, and Florida were circulated to the members for their information.

d. Matters Related to the American Board of Dental Examiners, Inc. ("ADEX")

- 2018 ADEX Meeting, August 10-11, 2018, Chicago, IL
- New Executive Director of ADEX, Ms. Kathleen J. Kelly

As the Director of Human Resources for a division of a global Engineering Consulting firm, Ms. Kelly has an impressive background in administration. She has also served as the former Executive Director of the Nevada State Board of Dental Examiners and is familiar with the issues and challenges that dentists and dental hygienists in the U.S. have to face.

- Re-appointment of Dr. Candace Wada, as the ADEX House of Representative Member and the ADEX Dental Examination Member

EO Matsushima reported that Vice Chair Wada was

re-appointed as the ADEX House of Representative Member and the ADEX Dental Examination Member for this year.

e. Matters Relating to the Central Regional Dental Testing Service, Inc. ("CRDTS")

- The CRDTS Report – Winter 2018

This newsletter was circulated to the members for their information.

- CRDTS Presentation to the Board – May 21, 2018

EO Matsushima announced that CRDTS will be giving a presentation to the Board at their next meeting.

f. Matters Relating to the Western Regional Examining Board ("WREB")

- Re-appointment of Ms. Marianne Timmerman as the WREB Hygiene Exam Review Board Representative

EO Matsushima reported that Ms. Timmerman was re-appointed as the WREB Hygiene Exam Review Board Representative for this year.

8. Executive Officer's Report on Matters Related to the Board of Dental Examiners:

a. Department of Commerce and Consumer Affairs ("DCCA") Disciplinary Actions through January 2018

A listing of DCCA Disciplinary Actions through January 2018 was circulated to the members for their information. There were no sanctions from the Board of Dental Examiners.

a. License Renewal Statistics as of February 1, 2018

EO Matsushima provided the following renewal statistics as of February 1, 2018:

	<u>DH</u>	<u>DT</u>	<u>CSD</u>
Number of Licenses Eligible to Renew:	1,167	1,575	31
Number of Licenses Renewed:	1,036	1,435	19
Percentage of Licenses Renewed Online:	95.9%	96.2%	100%

9. Next Meeting:

Chair Guevara announced the next meeting as:

Monday, May 21, 2018  
9:00 a.m.  
Queen Liliuokalani Conference Room

King Kalakaua Building  
335 Merchant Street, 1<sup>st</sup> Floor  
Honolulu, Hawaii 96813

10. Adjournment: It was moved by Dr. Fujimoto, seconded by Dr. Rebmann, and unanimously carried to adjourn the meeting at 11:47 a.m.

At 11:48 a.m., Dr. Nagata left the meeting room.

1. Call to Order: There being a quorum present, Chair Guevara called the meeting to order at 11:50 a.m.

Chair Guevara announced that the Board would be resuming the meeting to discuss the following agenda item:

7. New Business: a. Approval/Ratification of Continuing Education ("CE") courses

Upon a motion by Ms. Shimabuku, seconded by Vice Chair Wada, it was voted on to approve the following CE course with Chair Guevara, Vice Chair Wada, Ms. Arrington, Dr. Chun, Dr. Fujimoto, Dr. Hasegawa, Dr. Ota, Dr. Rebmann, Ms. Shimabuku, Ms. Tanaka and Ms. Timmerman voting aye:

- Basic Life Support (BLS) for Healthcare Providers  
EMS Safety (Krysten Winstead)  
6 hours

The motion passed.

10. Adjournment: It was moved by Ms. Shimabuku, seconded by Dr. Rebmann, and unanimously carried to adjourn the meeting at 11:55 a.m.

Reviewed and approved by:

/s/ Sandra Matsushima

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Sandra Matsushima  
Executive Officer

Taken and recorded by:

/s/ Jennifer Fong

\_\_\_\_\_  
Jennifer Fong  
Secretary

SM:jaf

3/22/18

[ X ] Minutes approved as is.

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