

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, July 17, 2017
- Time: 9:00 a.m.
- Place: Queen Liliuokalani Conference Room
King Kalakaua Building
335 Merchant Street, 1st 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
Mark Chun, D.M.D., Dental Member
Earl Hasegawa, D.D.S., Dental Member
Garrett Ota, D.D.S., Dental Member
Janet Primiano, R.D.H., M.P.H., Dental Hygiene Member
Coy Rebmann, D.D.S., Dental Member
Staphe Fujimoto, D.D.S., Dental Member
Dennis Nagata, D.D.S., Dental Member
Marianne Timmerman, R.D.H., Dental Hygiene Member
Daniel K. Jacob, Esq., Deputy Attorney General ("DAG")
James Kobashigawa, Executive Officer ("EO")
Lisa Kalani, Secretary
- Excused: Joy B. Y. Shimabuku, Public Member
- Guests: Robert Baysa, Hawaii Dental Association ("HDA")
Diane Brucato, RDH, EF, BS, FAADH, Hawaii Dental Hygienists' Association ("HDHA")
Gerraine Hignite, Hawaii Dental Hygienists' Association ("HDHA")
Joseph P. Mayer, Sr., Public
Kim Nguyen, Hawaii Dental Association ("HDA")
Pearl Arrington, Public
Sheila Kitamura, Kapiolani Community College
Ann Kiyabu, Kapiolani Community College

Kathleen Lee, HPPA
Melissa Pavlicek, HPPA
Lei Fukumura, SDAG, Professional & Vocational Licensing Division

1. Call to Order: There being a quorum present, Chair Guevara called the meeting to order at 9:00 a.m. and excused Ms. Shimabuku from today's meeting.

EO Kobashigawa requested corrections and additions to the following agenda items (additions underscored and corrections stricken through):

4. Adjudicatory Matters:
- b. In the Matter of the License to Practice Dentistry of **Grace Chen, D.D.S.; DEN 2016-63-L**, Settlement Agreement Prior to Filing of Petition for Disciplinary Action and Board's Final Order; and In the Matter of the Assurance of Voluntary Compliance of **Grace Chen, D.D.S.; DEN 2016-~~63~~27-L**.
6. New Business:
- b. Matters Related to the American Association of Dental Boards ("AADB") and the American Board of Dental Administrators ("AADE")
 - April, ~~and~~ May and June Monthly Report from AADB Executive Director, Richard Hetke;
 - h. Anesthesia Site Inspection – Does CRNA or MD need to be at every site inspection?
7. Correspondence:
- ~~a. Anesthesia Site Inspection – Does CRNA or MD need to be at every site inspection?~~
 - a. Letter from John Biting of DOCS Education

Chair Guevara called for a motion to accept the corrections and additions to the agenda as requested (additions underscored and corrections stricken through).

It was moved by Vice Chair Wada, seconded by Dr. Chun, voted on and unanimously carried to accept the corrections and additions to the agenda as requested.

2. Approval of Board Meeting Minutes and Executive Session Minutes of May 8, 2017 Chair Guevara called for a motion in regards to the Board meeting minutes of May 8, 2017.
- Ms. Primiano requested on page 12, 5th paragraph to correct as follows: “Ms. Primiano was an examiner at the ADEX dental hygiene exam held on a “limited facility” at Maui Community College...”

There being no further discussion, it was moved by Vice Chair Wada, seconded by Dr. Fujimoto, voted on and unanimously carried to approve the Board Meeting minutes as amended (corrections stricken through).

Chair Guevara called for a motion in regards to the Executive Session Minutes of May 8, 2017.

There being no discussion, it was moved by Dr. Ota, seconded by Vice Chair Wada, voted on and unanimously carried to approve the Executive Session minutes of May 8, 2017 as circulated.

3. Applications: a. Ratifications

Ms. Brucato requested to present oral and written testimony on behalf of HDHA. The written testimony presented is attached to these minutes.

DAG Jacob stated as this particular issue is not on the agenda for discussion today, he would like to see this on an agenda in the future to allow the Board to fully discuss it. For clarification purposes, Mr. Jacob asked Ms. Brucato what exactly it is that the HDHA thinks should be done?

Ms. Brucato quoted her written testimony provided on page 2, item D. 1.a.b.c. and d..

Chair Guevara called for a motion in regards to the ratification lists.

It was moved by Dr. Ota, seconded by Vice Chair Wada, voted on and unanimously carried to ratify the following:

Approved Dentist

BRAUN, Andrea
CHAVDA, Sheena
CROUSE, Cory
CUCOLO, Joseph
HINZ, Jonathan
JAKUJ, Denis
KIM, Edwin
LEIKIN, Jennie
NAIK, Sonal
OISHI, Neil
SHAHINIAN, Thomas
STEWART, Matthew
TRUONG, Anna
VONGCHANPHEN, Brian
VU, Vy Vy
WESTPHAL, Joshua

It was moved by Vice Chair Wada, seconded by Ms. Timmerman, voted on and unanimously carried to ratify the following:

Approved Community Service License – Dentist

Bay Clinic Inc.

JOHNSON, Madalyn

It was moved by Ms. Timmerman, seconded by Dr. Nagata, voted on and unanimously carried to ratify the following:

Approved Dental Hygienist

ACOSTA, Crystal
AYRE, Natalie
BALLESTEROS, Jinnelle
BARANGAN, Lesley
BARROGA, Shelbi
BOGGESS, Sandra
CHAVES, Ja'nae
CHENG, Alice
CHUN, Shay
COLOMA, Christen
FALALES, Jennifer
GAMBOA, Christopher

HINES, Tonya
ISHII, Kari-Ann
JOHNSON, Sharon
KODAMA, Megumi
LYMAN, Marisa
MALDONADO, Shannon
MINATO, Kira
OLIVEIRA, Jessica
ROCETES, Christina
ROSSI, Peggi
SATO, Joelle
SHIMABUKURO, Skye
SILDORA, Abcydie Jane
WHIDDON, Amanda
SNYDER, Joseph
TABION, Sherilyn
TANCAYO, Heaven
TOKUMOTO, Chantel
TRAN, Tara Anne
UBL, Rhonda
VALLE, Noemi
WAIPA, Cayce
WRIGHT, Brenda

It was moved by Ms. Primiano, seconded by Ms. Timmerman, voted on and unanimously carried to ratify the following:

Approved Certification in the Administration of Intra-Oral

Block Anesthesia

ACOSTA, Crystal
AYRE, Natalie
BARANGAN, Lesley
BARROGA, Shelbi
CHAVES, Ja'nae
CHENG, Alice
CHUN, Shay
COLOMA, Christen
FALALES, Jennifer
GAMBOA, Christopher
ISHII, Kari-Ann
JOHNSON, Sharon
KODAMA, Megumi

LYMAN, Marisa
MALDONADO, Shannon
MINATO, Kira
OLIVEIRA, Jessica
ROCETES, Christina
ROSSI, Peggi
SATO, Joelle
SHIMABUKURO, Skye
SILDORA, Abcydie Jane
SNYDER, Joseph
TANCAYO, Heaven
TOKUMOTO, Chantel
TRAN, Tara Anne
UBL, Rhonda
VALLE, Noemi
VARNES, Christie
WAIPA, Cayce

It was moved by Vice Chair Wada, seconded by Dr. Ota, voted on and unanimously carried to ratify the following:

Approved Temporary License – Dentist

GELINAS, Amber
HONDA, Brett
HUYNH, Johnny
KIM, Andrew
KOIRALA, Supriya
LEE, Kira
NAGAO, Arielle
NEHRING, Richard
NGUYEN, Tiffany
PHAM, Demi
TORRES, Kamille
VELASCO, Valerie
YANG, Michelle
YAO, Xu

4. Adjudicatory
Matters:

Chair Guevara called for a recess from the meeting at 9:24 a.m., to discuss and deliberate on the adjudicatory matters pursuant to Chapter 91, HRS:

Guests were excused from the meeting room.

Dr. Ota recused himself from the following:

- a. In the Matter of the License to Practice Dentistry of **Jonathan W. Mah, D.D.S.; DEN 2016-38-L**, Settlement Agreement Prior to Filing of Petition for Disciplinary Action and Board's Final Order.

It was moved by Vice Chair Wada, seconded by Dr. Chun, voted on and unanimously carried (with Dr. Ota recused) to approve and sign the Board's Final Order.

Ms. Primiano left the meeting at 9:51 a.m.

Dr. Ota recused himself from the following:

- b. In the Matter of the License to Practice Dentistry of **Grace Chen, D.D.S.; DEN 2016-63-L**, Settlement Agreement Prior to Filing of Petition for Disciplinary Action and Board's Final Order; and In the Matter of the Assurance of Voluntary Compliance of **Grace Chen, D.D.S.; DEN 2016-27-L**.

It was moved by Vice Chair Wada, seconded by Dr. Nagata, voted on and unanimously carried (with Dr. Ota recused and with the absence of Ms. Primiano) to approve and sign the Board's Final Order.

- c. In the Matter of the License to Practice Dentistry of **Russell Hiroshi Masunaga, D.D.S.; DEN 2014-55-L**, Settlement Agreement After Filing of Petition for Disciplinary Act and Board's Final Order, Petition for Disciplinary Action Against Dental License, Demand for Disclosure.

It was moved by Dr. Ota, seconded by Vice Chair Wada, voted on and unanimously carried (with the absence of Ms. Primiano) to approve and sign the Board's Final Order.

Following the Board's review, deliberation, and decisions in these matters, pursuant to Chapter 91, HRS, Chair Guevara announced that the Board was reconvening its scheduled meeting at 9:52 a.m. and immediately called to recess the meeting.

At 10:21 a.m., the meeting reconvened (*with the absence of*

Ms. Primiano).

The following agenda item was moved as the next order of business:

Executive
Session:

At 10:21 a.m., it was moved by Dr. Ota, seconded by Dr. Fujimoto, voted on and unanimously carried (by roll call with Chair Guevara, Vice Chair Wada, Dr. Chun, Dr. Hasegawa, Dr. Ota, Dr. Rebmann, Dr. Fujimoto, Dr. Nagata and Ms. Timmerman voting aye) 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 regarding practices, policies and procedural matters of the Board meeting.

Guests were excused from the meeting room.

At 10:28 a.m., it was moved by Vice-Chair Wada, seconded by Dr. Nagata, and unanimously carried (by roll call with Chair Guevara, Vice Chair Wada, Dr. Chun, Dr. Hasegawa, Dr. Ota, Dr. Rebmann, Dr. Fujimoto, Dr. Nagata and Ms. Timmerman voting aye) to move out of executive session.

5. Old Business: a. Discussion on Administrative Rules

- Approval of the Rules Committee Minutes of May 8, 2017

There being no discussion, it was moved by Vice Chair Wada, seconded by Dr. Ota, voted on and unanimously carried to approve the Rules Committee minutes of May 8, 2017 as circulated.

- Discussion on Proposed Administrative Rules Amendment referred from Committee/approved by Board;
 - §16-79-3 Renewal of a dental or dental hygiene license
 - §16-79-3.1 Restoration of forfeited license
 - §16-79-69.1 Allowable duties and training for a dental assistant;

- §16-79-69.5 Prohibited duties of dental assistants;
- §16-79-78 Administration of general anesthesia and sedation; (*may need to discuss further amendments due to HB561 HD2 SD1 CD1*)
- §16-79-141 Continuing education categories;
- §16-79-141.5 Ethics
- §16-79-142 Approved sponsoring organizations
- §16-79-143 Requirements for approval by the board
- §16-79-146 Certification of compliance and audit
- §16-79-149 Retention of dental records

DAG Jacob stated the proposed rules amendments listed that were previously approved by the Board have been posted in entirety with today's agenda for the Board to vote again to ensure that adequate notice is given.

Mr. Mayer asked where the proposed rules are posted?

Ms. Kalani stated copies of the proposed rule amendments were not posted in their entirety with today's agenda.

Chair Guevara stated that due to the proposed rule amendments not being posted in their entirety to the agenda, he is calling for discussion on this agenda item be deferred to the Board's next meeting.

It was moved by Dr. Hasegawa, seconded by Vice Chair Wada, voted on and unanimously carried to defer the following to the Board's next meeting:

- Discussion on Proposed Administrative Rules Amendment referred from Committee/approved by Board;
 - §16-79-3 Renewal of a dental or dental hygiene license
 - §16-79-3.1 Restoration of forfeited license
 - §16-79-69.1 Allowable duties and training for a dental assistant;

- §16-79-69.5 Prohibited duties of dental assistants;
- §16-79-78 Administration of general anesthesia and sedation; (*may need to discuss further amendments due to HB561 HD2 SD1 CD1*)
- §16-79-141 Continuing education categories;
- §16-79-141.5 Ethics
- §16-79-142 Approved sponsoring organizations
- §16-79-143 Requirements for approval by the board
- §16-79-146 Certification of compliance and audit
- §16-79-149 Retention of dental records

b. Legislative Matters

The Board discussed the status of the following bills:

- HB374 HD2 SD2 Relating to Dental Assistants
Requires the auditor to conduct a study on the effects of regulation of dental assistants in the State via the certification requirements for dental assistants offered by Kapiolani Community College.

EO Kobashigawa stated Act 84 was signed by the Governor on July 5, 2017 with an effective date of July 1, 2017.

Ms. Kitamura stated that the description on the agenda is misleading. They are not doing the study on the certification requirements for dental assistants offered by Kapiolani Community College, but on certification of dental assistants in general.

EO Kobashigawa stated this is the specific language that was provided in the bill.

- HB561 HD2, SD1 Relating to Dentistry
Requires dentists who administer general anesthesia, deep sedation, or moderate sedation to post contact

information to verify licensure and authorization to administer anesthesia and sedation. Specifies requirements, including inspection, for written authorization or permit to administer general anesthesia, deep sedation, or moderate sedation.

EO Kobashigawa stated Act 106 was signed by the Governor July 10, 2017 with an effective date of July 1, 2017.

- HB563 HD1 SD1 Relating to Dental Hygienists
Permits licensed dental hygienists in the State to operate under general, rather than direct, supervision of a licensed dentist in specified circumstances that protect patient health and safety

EO Kobashigawa stated Act 83 was signed by the Governor July 5, 2017 with an effective date of July 1, 2017.

6. New Business: a. Approval of Continuing Education (“CE”) courses

- Form DT-02 0517N Program Sponsor Agreement for Continuing Education

The Board was provided with a copy of the new Sponsor Agreement form for Continuing Education for their review. This form is to be used going forward to apply for approval of CE courses.

- Physicians Compliance Connection “Ethics” (3 CE hours)

It was moved by Vice Chair Wada, seconded by Dr. Rebmann, voted on and unanimously carried to approve Physicians Compliance Connection “Ethics” for 3 CE hours.

- Dental Educational Solutions & Training – OSHA Training (4 CE hours)

It was moved by Dr. Hasegawa, seconded by Vice Chair Wada, voted on and unanimously carried to

approve Dental Educational Solutions & Training – OSHA for 4 CE hours.

- Intra-Oral Infiltration and Block Anesthesia – Sandra Kramer
 - Full Certification course (27 CE hours)
 - Refresher course (8 CE hours)
 - Lecture only (5 CE hours)

It was moved by Vice Chair Wada, seconded by Ms. Timmerman, voted on and unanimously carried to approve the Intra-Oral Infiltration and Block Anesthesia – Sandra Kramer courses for the following:

- Full Certification course (27 CE hours)
 - Refresher course (8 CE hours)
 - Lecture only (5 CE hours)
- EMS Safety CPR, AED, and First Aid Training (6 CE hours)

It was moved by Dr. Hasegawa, seconded by Dr. Ota, voted on and unanimously carried to defer approval for clarification if Child AED is included and if this is equivalent to the BLS for Healthcare Providers.

b. Matter Related to the American Association of Dental Boards (“AADB”) and the American Board of Dental Administrators (“AADA”)

- AADA 33rd Annual Meeting October 15-17, 2017 and the AADB 134th Annual Meeting October 17-18, 2017 Atlanta, GA;

Chair Guevara stated EO Matsushima will be attending the AADA 33rd Annual Meeting and the AADB 134th Annual Meeting. He will be attending the AADB 134th Annual Meeting.

- April, May and June 2017 Monthly Report from AADB Executive Director Richard Hetke

The Board was provided with copies of the monthly reports to review at their perusal.

- Report from Dr. Jill Burns, President, Regarding ADA Letter and AADB Response Letter relating to ADA Presentation of the National Objective Structural Clinical Examination (“OSCE”);

The Board was provided with a copy of the report from Dr. Jill Burns for their information.

- AADB Tele-Seminar Program;

The Board was provided with a copy of an email announcing AADB’s first Tele-Seminar and how to access it.

- Executive Richard Hetke’s report on the Decision of the U.S. Court of Appeals for the 5th Circuit regarding advertising as specialist in Texas;

The Board was provided with a copy of Executive Director Richard Hetke’s report on the Decision of the U.S. Court of Appeals for the 5th Circuit regarding advertising as specialist in Texas. The decision affirms an opinion by a federal district court in Texas, which held that certain dental advertising restrictions enforced by the Texas State Board of Dental Examiners violated dentists’ First Amendment right to engage in commercial speech. The appeals court decision enjoins enforcement of the restrictions.

- Value of AADB Membership:

The Board was provided with a flyer detailing some of the benefits of AADB membership. The Board is currently a member of AADB.

- Call for Board Nominations;

The Board was provided with a copy of the AADB Call for Board Nominations. AADB encourages members who are

interested in serving on the association's Board of Directors to submit their curriculum vitae, headshot photo and vision statement to the AADB Center Office no later than 5 p.m. U.S. Central Time, August 1, 2017.

c. Matters Related to the Commission on Dental Competency Assessments ("CDCA")

- June 2017 Newsletter

The Board was provided with a copy of the Newsletter for their perusal. Chair Guevara asked if there were any comments from the Board; there was none. Chair Guevara offered meeting guests a copy of the June 2017 newsletter.

d. Matters Relating to the American Board of Dental Examiners ("ADEX")

- 2017 ADEX House of Representatives Meeting, Rosemont, Illinois, August 13, 2017

Chair Guevara announced the 2017 ADEX House of Representatives meeting will be August 13, 2017 in Rosemont, IL.

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

- Notice of Annual Meeting – Kansas City, MO, August 25-26, 2017

Chair Guevara announced the CRDTS annual meeting will be August 25-26, 2017 in Kansas City, MO.

f. Matters Relating to the Dental Assisting National Boards, Inc. ("DANB")

- 2017 State Publications

The Board was provided with a copy of the 2017 State Publications to review at their perusal.

g. Matters relating to the American Dental Association (“ADA”)

The Board was provided with copies of the following for their information:

- Proposed New ADA Agency to Recognize Dental Specialties and Certifying Boards
- Proposed Revisions to ADA CERP Standards to Calculate Credits for CE credits

h. Anesthesia Site Inspection – Does CRNA or MD need to be at every site inspection?

Chair Guevara stated the question arose that if an MD or CRNA does sedation at multiple locations, does that MD or CRNA need to be at every site inspection? Or if they have already been inspected once, is that enough.

Dr. Ota stated yes, they need to be at every site inspection. It is a “site” inspection, so they need to be there. If we need to do inspections at 10 different offices, they need to be at all 10 inspections.

Dr. Hasegawa agreed with Dr. Ota.

Chair Guevara called for a motion to require the MD or CRNA performing the anesthesia for the dentist be present at every site inspection he/she performs at.

It was moved by Vice Chair Wada, seconded by Dr. Ota, voted on and unanimously carried that the Board’s understanding of the law is that the MD and/or CRNA be present at every site inspection.

7. Correspondence: a. Letter from John Biting of DOCS Education

The Board received a letter from John Biting inviting the members to attend one of their upcoming seminars to audit their course offerings.

8. Executive Officer’s Report on Matters a. DCCA Disciplinary Actions

Related to the Board
of Dental Examiners:

The DCCA disciplinary actions were provided to the members for their information. EO Kobashigawa reported there were no dental actions, however there were actions for other healthcare related boards.

b. Hawaii Composite Report

EO Kobashigawa reported the AADB Composite is a compilation of the requirements, structure and composition of the Board.

c. Hawaii Report

The Board was provided with the May 2017 copy of the Hawaii Report given to CDCA, ADEX, CRDTS, and WREB when attending meetings. The Hawaii report contains information regarding the 2017 legislative session, licensee statistics and information on proposed rule amendments

d. Alternative Pathways to Licensure with California Dental Boards

EO Kobashigawa reported that in California you may become licensed by the following:

- Licensure by WREB;
- Licensure by Residency; and
- Licensure by Credential (LBC3)

e. New HDA Executive Director – Ms. Kim Nguyen

EO Kobashigawa introduced HDA's new Executive Director, Ms. Kim Nguyen.

f. Federal Trade Commission – Comments on Diverse Occupation

The Board was provided with a copy of the May 2017 circular from the Federal Trade Commission for their information.

Ms. Brucato inquired on what the comments on diverse occupation were.

Chair Guevara offered Ms. Brucato the circular.

9. Public Comment: Ms. Hignite requested if the Board could post on their website updated information on the CE requirements for dental hygienist.
EO Kobashigawa replied there is a memo Concerning the 2017 Renewal and Continuing Education Requirements for Dentist and Dental Hygienists under Important Announcements on the webpage.
- Ms. Hignite asked if it could include more information, like exactly how many hours and in what areas.
- EO Kobashigawa stated the rules, which are also posted on the webpage, specify the hours.
- Mr. Mayer stated he has a question regarding Chapter 448-12 temporary licenses. His question is, a person with a temporary license that is not in a residency training program, are they under general supervision or direct supervision.
- DAG Jacob stated this particular question is not on the agenda today for discussion.
- Mr. Mayer asked if he should submit a letter?
- DAG Jacob stated that is always a good way to have your question addressed at a Board meeting.
10. Announcements: EO Kobashigawa announced the following reappointments were confirmed:
- Staphe Fujimoto, D.D.S.;
 - Dennis Nagata, D.D.S.; and
 - Joy Shimabuku, Public Member.
- He also announced Public Member Rodney Ching's resignation from the Board.
11. Next Meeting: Chair Guevara announced the next meeting as Monday, September 18, 2017.

Monday, September 18, 2017
9:00 a.m.
Queen Liliuokalani Conference Room
King Kalakaua Building
335 Merchant Street, 1st Floor
Honolulu, Hawaii 96813

12. Adjournment: Chair Guevara adjourned the meeting at 11:21 a.m.

Reviewed and approved by:

Taken and recorded by:

/s/ James Kobashigawa
James Kobashigawa
Executive Officer

/s/ Lisa Kalani
Lisa Kalani, Secretary

JK:lk

8/11/17

Minutes approved as is.

Minutes approved with changes; see minutes of _____.



7/17/2017 TESTIMONY presented by Diane Brucato, RDH, EF, BS, FAADH, on behalf of HDHA at Hawaii Board of Dental Examiners' Meeting

A. According to HRS Chapter 436B- Professional and Vocational Licensing Act:

1. General definitions:

“Board” means any board or commission which is created and authorized by statute to issue a professional or vocational license, and is established within or transferred to the department for administrative purposes or subject to the administrative control or supervision of the director.

“Department” means the department of commerce and consumer affairs.

“Director” means the director of commerce and consumer affairs.

“Executive Secretary” or equivalent expressions means the individual employed by the department subject to chapters 76 and 77, who shall assist the licensing authority in administering this chapter, its licensing laws, rules, and orders, and who shall perform such other ministerial duties and delegated functions as authorized by law.

“Licensing authority” or “authority” means the director, or any licensing board or commission under the administrative control of the director pursuant to section 26-9(c), authorized by statute to grant or to deny licenses.

2. Purpose of this chapter according to HRS 436B-3(c) and 436B-4 is:

a. To protect the health, safety, and welfare of consumers of services provided by a profession or vocation regulated by the licensing authority.

3. According to HRS 437B-7 Powers and duties of licensing authority include:

(2) Grant... licenses”

4. HRS 437B-8 Delegation of authority.

(b) A licensing authority may delegate to the executive secretary, or other designee, any of its powers or duties as it deems reasonable and proper... However the licensing authority shall not delegate its discretionary functions resulting in a final decision, including...

(3) Granting... license applications, unless the granting... of a license does not require the exercise of the licensing authority’s expertise and discretion.”

B. NOTE: HBODE Agenda Item 3. Applications a. Ratifications lists Approved Dentists, Dental Hygienists, etc. for various licensures...



C. SEE: Table Demonstrating Approved Dental Hygienists listed officially licensed prior to ratification by the HBODE.

1. Consider possible errors concerning two new graduates from the same school and training:
 - a. Sherilyn Tablion's license reveals "No Special Privileges", although she did complete the criteria for the privilege to administer block anesthesia, and she is missing from the list for approval for such certification.
 - b. Jinelle Ballesteros' license states the privilege to administer block anesthesia and she is missing from the list for approval for such certification.
2. Note date of licensure precedes today's date for Ratification by the Board.

D. The Hawaii Dental Hygienists' Association (HDHA) would bring to the attention of the Hawaii Board of Dental Examiners, the practice of the granting of licenses to license applicants by the DCCA prior to the ratification of approved applications by the Board. HDHA questions this practice as possibly putting "the cart before the horse", so to speak.

1. Through the Professional and Vocational Licensing Act, the HDHA observes a system meant to be set up for checks and balances, where:
 - a. DCCA initially determines whether all criteria for licensure is met;
 - b. DCCA provides list of approved applicants for licensure to Board;
 - c. Board utilizes expertise to determine that indeed, these applicants are worthy of ratification; and
 - d. THEN the DCCA completes the clerical work of informing licensees and sending out licenses.
2. The HDHA observes in actual practice:
 - a. DCCA initially determines whether all criteria for licensure is met;
 - b. DCCA completes the clerical work of informing licensees and sending out licenses.
 - c. DCCA provides list of approved licensees for ratification by the Board; and
 - d. The Board votes to Ratify blindly AFTER the fact.

E. HDHA recognizes the difficulties imposed upon the applicants during a waiting period AND wishes to honor proper protocol designed to "protect the health, safety, and welfare of consumers of services provided by a profession or vocation regulated by the licensing authority. **HDHA would ask the Board to bring this to discussion as an agenda item to consider the purpose of the HBODE and determine if the granting of a license requires "the exercise of the...(Board's)... expertise and discretion" or if it is simply a clerical duty.**

“HYGIENISTS LICENSED PRIOR TO 7/17 HBODE RATIFICATION”

| NAME | LICENSE | DATE | BLOCK | APPROVAL | RATIFICATION |
|-----------------------|---------|------------------|-----------------|--------------|--------------|
| HINES, TONYA | DH-2048 | 4/28/17-12/31/17 | No Special Priv | NONE | PENDING 7/17 |
| WHIDDON, AMANDA | DH-2049 | 4/13/17-12/31/17 | No Special Priv | NONE | PENDING 7/17 |
| UBL, RHONDA | DH-2050 | 5/15/17-12/31/17 | INFIL&BLOCK | PENDING 7/17 | PENDING 7/17 |
| OLIVEIRA, JESSICA | DH-2051 | 6/5/17=12/31/17 | INFIL&BLOCK | PENDING 7/17 | PENDING 7/17 |
| SHIMABUKURO, SKYE | DH-2052 | 6/14/17=12/31/17 | INFIL&BLOCK | PENDING 7/17 | PENDING 7/17 |
| BOGESS, SANDRA | DH-2053 | 5/12/17-12/31/17 | No Special Priv | NONE | PENDING 7/17 |
| ROCETES, CHRISTINA | DH-2054 | 6/15/17-12/31/17 | INFIL&BLOCK | PENDING 7/17 | PENDING 7/17 |
| TRAN, TARA ANNE | DH-2055 | 6/15/17-12/31/17 | INFIL&BLOCK | PENDING 7/17 | PENDING 7/17 |
| TANCAYO, HEAVEN | DH-2056 | 6/15/17-12/31/17 | INFIL&BLOCK | PENDING 7/17 | PENDING 7/17 |
| FALALES, JENNIFER | DH-2057 | 6/15/17-12/31/17 | INFIL&BLOCK | PENDING 7/17 | PENDING 7/17 |
| SATO, JOELLE | DH-2058 | 6/15/17-12/31/17 | INFIL&BLOCK | PENDING 7/17 | PENDING 7/17 |
| ROSSI, PEGGI | DH-2059 | 6/15/17-12/31/17 | INFIL&BLOCK | PENDING 7/17 | PENDING 7/17 |
| CHAVES, JA'NAE | DH-2060 | 6/15/17-12/31/17 | INFIL&BLOCK | PENDING 7/17 | PENDING 7/17 |
| VALLE, NOEMI | DH-2061 | 6/15/17-12/31/17 | INFIL&BLOCK | PENDING 7/17 | PENDING 7/17 |
| BARROGA, SHELBI | DH-2062 | 6/15/17-12/31/17 | INFIL&BLOCK | PENDING 7/17 | PENDING 7/17 |
| COLOMA, CHRISTEN | DH-2063 | 5/23/17-12/31/17 | INFIL&BLOCK | PENDING 7/17 | PENDING 7/17 |
| SNYDER, JOSEPH | DH-2064 | 5/22/17-12/31/17 | INFIL&BLOCK | PENDING 7/17 | PENDING 7/17 |
| SILDORA, ABCYDIE JANE | DH-2065 | 5/23/17-12/31/17 | INFIL&BLOCK | PENDING 7/17 | PENDING 7/17 |
| TABION, SHERILYN | DH-2066 | 5/19/17-12/31/17 | No Special Priv | NONE | PENDING 7/17 |
| LEE, SUNG | DH-2067 | 5/15/17-12/31/17 | No Special Priv | NONE | PENDING 7/17 |
| BALLESTEROS, JINNELLE | DH-2068 | 5/23/17-12/31/17 | INFIL&BLOCK | NONE | PENDING 7/17 |
| MINATO, KIRA | DH-2069 | 5/26/17-12/31/17 | INFIL&BLOCK | PENDING 7/17 | PENDING 7/17 |
| GAMBOA, CHRISTOPHER | DH-2070 | 6/8/17-12/31/17 | INFIL&BLOCK | PENDING 7/17 | PENDING 7/17 |
| TOKUMOTO, CHANTEL | DH-2071 | 5/30/17-12/31/17 | INFIL&BLOCK | PENDING 7/17 | PENDING 7/17 |
| KODAMA, MEGUMI | DH-2072 | 5/30/17-12/31/17 | INFIL&BLOCK | PENDING 7/17 | PENDING 7/17 |
| MALDONADO, SHANNON | DH-2073 | 5/31/17-12/31/17 | INFIL&BLOCK | PENDING 7/17 | PENDING 7/17 |
| BARANGAN, LESLEY | DH-2074 | 5/30/17-12/31/17 | INFIL&BLOCK | PENDING 7/17 | PENDING 7/17 |
| JOHNSON, SHARON | DH-2075 | 6/1/17-12/31/17 | INFIL&BLOCK | PENDING 7/17 | PENDING 7/17 |
| CHENG, ALICE | DH-2076 | 6/19/17-12/31/17 | INFIL&BLOCK | PENDING 7/17 | PENDING 7/17 |
| WAIPA, CAYCE | DH-2077 | 6/7/17-12/31/17 | INFIL&BLOCK | PENDING 7/17 | PENDING 7/17 |
| AYRE, NATALIE | DH-2078 | 6/9/17-12/31/17 | INFIL&BLOCK | PENDING 7/17 | PENDING 7/17 |
| CHUN, SHAY | DH-2079 | 6/19/17-12/31/17 | INFIL&BLOCK | PENDING 7/17 | PENDING 7/17 |

“HYGIENISTS LICENSED PRIOR TO 7/’17 HBODE RATIFICATION”

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| LYMAN, MARISA | DH-2080 | 6/19/17-12/31/17 | INFIL&BLOCK | PENDING 7/17 | PENDING 7/17 |
| WRIGHT, BRENDA | DH-2081 | 6/26/17-12/31/17 | No Special Priv | NONE | PENDING 7/17 |
| ISHII, KARI-ANN | DH-2082 | 6/30/17-12/31/17 | INFIL&BLOCK | PENDING 7/17 | PENDING 7/17 |
| ACOSTA, CRYSTAL | DH-2083 | 6/30/17-12/31/17 | INFIL&BLOCK | PENDING 7/17 | PENDING 7/17 |
| VARNES, CHRISTIE | DH-2027 | 9/20/16-12/31/17 | INFIL&BLOCK | PENDING 7/17 | MILITARY |
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