



STATE OF WASHINGTON

DEPARTMENT OF HEALTH

PO Box 47852 · Olympia Washington 98504-7852

DENTAL QUALITY ASSURANCE COMMISSION

BUSINESS MEETING MINUTES

Friday, January 21, 2022

MEMBERS PRESENT

David Carsten, DDS, Chair
Lyle McClellan, DDS, Vice Chair
Ronald Marsh, DDS
Aaron Stevens, DMD
McKinley Rainey, Public Member
Karen Clements, DDS
Marlynnne Fulton, Public Member
Kathleen Elling, EFDA
Joy McDaniel, DMD
Sonia Pal, DDS
Tiffany Bass, DDS
Samantha Kofler, DDS

MEMBERS ABSENT

Julia Richman, DDS
Kunal Walia, DDS
Miryam Nossa, EFDA
Abhishake Banda, DMD, MD

STAFF PRESENT

Trina Crawford, Executive Director
Jennifer Santiago, Acting Executive
Director
Bruce Bronoske, Jr., Program Manager
Bill Kellington, Supervising Staff Attorney
Heather Carter, Assistant Attorney General
(AAG)

OPEN SESSION

1. **CALL TO ORDER** – David Carsten, DDS, Chairperson, called the meeting to order at 8:32 a.m.
 - 1.1. The commission and staff introduced themselves.
 - 1.2. The commission approved the agenda as presented.
 - 1.3. The commission approved the December 10, 2021 minutes as presented.
 - 1.4. The commission approved the October 21, 2021 commission retreat minutes as presented.

2. PRESENTATION

Ashley Bell, program manager at the Department of Health provided information regarding implementation of Senate Bill 5229 health equity legislation passed in 2021. Boards and

Commission will need to begin considering rules in December 2022 for implementation by January 1, 2024.

3. LEGISLATION

- 3.1. Dr. McClellan reported that the weekly legislative update calls format has changed from previous years. A brief summary is provided of bills that may affect more than one profession and participants may provide comments associated to those bills.
- 3.2. The commission received listing of legislation that may affect the dental commission and dentistry.
 - Dr. Marsh expressed concerns with House Bill 1885 Dental Therapy. The bill creates a Dental Therapy and Dental Hygiene Board whom will regulate licensed dental therapists and licensed dental hygienists.
 - Dr. McDaniel shared concerns that the bill requires licensed dentists to have a practice plan agreement with dental therapists but the dental commission would have no regulatory oversight of this.
 - The commission also discussed concerns that the new board would have four licensed dental therapists, this creates a transition gap with the anticipated low number of expected licensed dental therapists and length of time it will take to implement licensure.
 - Dr. McClellan provided information related to the Dental Therapy Taskforce under item 12.1 of this agenda. The taskforce as a whole was unable to come to general consensus, so six independent recommendations were made to the legislature in the report. The legislature incorporated a combination of two of the six recommendations into this bill.
 - The commission discussed sending a letter of concern to the legislature or the Secretary of Health. Heather Carter, AAG provided guidance relate to a prohibition for board or commissions lobbying.
 - Dr. Clements suggested concern from an health equity standpoint.
 - Ms. Santiago recommended the commission allow program staff to share these expressed concerns informally with division leadership.
 - Bracken Killpack shared his opinion that the commission communicating concerns to the Secretary of Health is appropriate.
 - Dr. Edgar agreed a separate board for regulation is concerning, additionally the bill does allow for non-Commission on Dental Accreditation (CODA) education.
 - The commission agreed to have program staff informally share commission concerns with division leadership.

4. RULES

- 4.1. WAC 246-817-581 Novel coronavirus disease 2019 vaccination
 - The CR103 was filed on December 22, 2021 as WSR #22-02-005, the rule is effective January 22, 2022.
- 4.2. WAC 246-817-440 Dentist continuing education requirements

- The CR103 was filed on December 28, 2021 as WSR #22-02-022, the rule is effective on January 29, 2022.
- 4.3. WAC 246-817-230 Dentist retired active status
 - The CR103 was filed on December 28, 2021 as WSR #22-02-023, the rule is effective on January 29, 2022.
- 4.4. The commission discussed a rule petition request from Dr. George Merijohn related to WAC 246-817-660 Dental unit water quality.
 - Dr. Merijohn shared the current rule language is procedure based and should be outcome based. He expressed concern licensed dentists will do the minimum to comply with the rule.
 - The commission discussed what the rule change would accomplish.
 - Ms. Carter indicated the recommended change may not change enforcement of the rule.
 - Dr. Edgar expressed concern with the recommendation to change.
 - Dr. McClellan motioned to deny the request, Dr. Marsh seconded, the commission approved with none opposed or abstained.
- 4.5. Dr. Marsh motioned to open the following rules WAC 246-817-110, 135, and 160 related to Commission on Dental Accreditation (CODA) approval of out of country dental schools. Dr. McClellan seconded, the commission approved with none opposed or abstained.
- 4.6. The commission received copy of response letter to Dr. Busacca regarding retired status rule petition request.
- 4.7. The commission received a summary of rules in progress.

5. EDUCATION OUTREACH COMMITTEE

- 5.1. Dr. Stevens provided information on the committee meeting held December 16, 2021. Additionally, the committee met January 20, 2022 and will provide a report at the next commission meeting.
- 5.2. The commission received a copy of November 2021 Commission newsletter.

6. EXPANDED FUNCTION DENTAL AUXILIARY EDUCATION COMMITTEE

- 6.1. Dr. Carsten provided information on the committee meeting held January 12, 2022. The commission evaluated South Puget Sound Community College EFDA program and will schedule a site visit in June. The committee expects Spokane Community College review information in February.
- 6.2. The committee recommends withdrawing the CR101 for changes to WAC 246-817-195 Expanded function dental auxiliary licensure. After discussions, the rule is not specific to number of restoration that must be completed during EFDA education. Dr. Marsh motioned to withdraw the CR101. Kathleen Elling seconded, the commission approved the withdraw with none opposed or abstained.

7. DENTAL ANESTHESIA COMMITTEE

- 7.1. Dr. Marsh reported to the commission on the committee meeting held January 14, 2022.
 - The committee worked on address several stakeholder comments.
- 7.2. The committee will present proposed rule language for WAC 246-817-701 – 790 Administration of Anesthetic Agents for Dental Procedures at the March meeting. Dr. Marsh requested the commission review the proposed rules and provide any comments to staff.

8. OTHER

- 8.1. The commission discussed a request from CODA to participate in site visit of new dental therapy program in Washington State. Because the commission does not regulate dental therapist, the agreed to decline the site visit request.
- 8.2. Dr. Carsten provided the commission information regarding Dental Hygiene Licensure Objective Structured Clinical Exam (DHLOSCE). The group is using similar format to the Dental Licensure Objective Structured Clinical Examination.
- 8.3. Dr. Carsten provided the commission information regarding dental interstate compact.
 - Dr. Carsten is participating with this group and would like input from commission members and dental community.
 - There are two models being considered; national license to work in all states or priveledge model.
 - Dr. McClellan indicated the American Association of Dental Boards (AADB) has been discussing portability of licensure issues.
- 8.4. Dr. Carsten mentioned interoperability for medical and dental record sharing. He recommends inviting Dr. Keith Collins to a future meeting to provide a presentation on the topic.

9. CORRESPONDENCE

- 9.1. The commission discussed email dated December 1, 2021 from Dr. James Rock regarding oral radiology interpretation by providers not licensed in Washington State.
 - The commission indicated the commission’s teledentistry guideline addresses the topic of licensure.
 - The commission agreed to respond indicating license is required and provide copy of the commission’s teledentistry guideline.
- 9.2. The commission discussed email dated December 8, 2021 from Dr. Kyung Kim regarding delegating to dental assistants use of lasers for non-invasive procedures like photobiomodulation.
 - The commission discussed WAC 246-817-540 and use of the term non-invasive.
 - The commission agreed to respond indicating if not invasive, in dentist scope, and under close supervision, it could be delegated.
- 9.3. The commission discussed email dated December 16, 2021 from Dr. Stuart Taylor regarding water quality for hand washing.

- Dr. Chiodo provided the commission with additional context of a plumbing situation at the University of Washington.
 - The commission had no concerns.
 - The commission agreed to respond indicating hand washing is non-surgical and water should comply with 500 or less colony forming CFUs.
- 9.4. The commission received copy of response to CE Brokers regarding continuing education tracking program.
- 9.5. The commission discussed correspondence received from CE Zoom.
- The commission agreed to respond with similar response as provided to CE Brokers.

10. PUBLIC DISCLOSURE

The commission discussed request to be approved professional associations or educational organization to receive list and labels:

- 10.1. DOC's Education
- Dr. Stevens motioned to approve DOCs Education as an approved organization. Dr. Bass seconded, the commission approved with none opposed or abstained.

11. PROGRAM REPORT –Bruce Bronoske, Jr. and Jennifer Santiago.

- 11.1. The commission received November and December 2021 interim operating budget reports.
- 11.2. Ms. Santiago provided the commission with several significant program staffing changes.
- Becky McElhiney has promoted to a new position, effective January 16, 2022.
 - Trina Crawford is official back from reassignment, as of January 12, 2022.
 - Jennifer Santiago has promoted to a new position, as of February 1, 2022.
 - Ms. Santiago asked the commission if committee meetings and projects could be put on hold for four-six months while Ms. Crawford works to fill the vacant positions. Bruce Bronoske and Ms. Crawford will continue to support the commission during this transition. Ms. Santiago will continue to support dental anesthesia committee so anesthesia rules can continue.
 - The commission graciously agreed to put committee work on hold while positions are recruited and hired.
- 11.3. The commission received list of active committees.

12. REGIONAL/NATIONAL ORGANIZATIONS

- 12.1. Dr. McClellan reported to the commission on the Dental Therapy Taskforce during item 3.
- 12.2. Dr. Bass reported on the Commission on Dental Competency Assessment/Western Regional Examining Board joint annual meeting held January 7-8, 2022.
- Dr. Bass and Dr. Pal were appointed to steering committee.

- CITA was approved to join the merger and will be joining the joint organization soon.

13. ADJOURN

Dr. Carsten provided a thank you statement to Jennifer Santiago for the many years of service she has provided the commission.

The commission adjourned at 11:09 a.m.

Submitted By:

Commission Approval By:

Bruce Bronoske, Jr., Program Manager

David Carsten, DDS, Chairperson