



STATE OF WASHINGTON  
**DEPARTMENT OF HEALTH**  
PO Box 47852 · Olympia Washington 98504-7852

**DENTAL QUALITY ASSURANCE COMMISSION**  
**BUSINESS MEETING MINUTES**  
**Friday, June 17, 2022**

**MEMBERS PRESENT**

David Carsten, DDS, Chair  
Lyle McClellan, DDS, Vice-Chair  
Aaron C. Stevens, DMD  
Ronald Marsh, DDS  
Sonia Pal, DMD  
Tiffany Bass, DDS  
Marlynnne Fulton, Public Member  
McKinley Rainey, Public Member  
Miryam Nossa, EFDA  
Joy McDaniel, DMD  
Abhishake Banda, DMD, MD  
Kunal Walia, DDS

**MEMBERS ABSENT**

Julia Richman, DDS  
Samantha Kofler, DDS  
Kathleen Elling, EFDA  
Karen Clements, DDS

**STAFF PRESENT**

Trina Crawford, Executive Director  
Amber Freeberg, Program Manager  
Adriana Barcena, Assistant Program Manger  
Bruce Bronoske, Jr., Program Manager  
Heather Carter, Assistant Attorney General  
Bill Kellington, Supervising Staff Attorney  
Erin Obenland, Case Manager  
Ashley Bell, Behavioral Health Program  
Coordinator

**OPEN SESSION**

**OPEN SESSION- 8:30 a.m.**

**1. CALL TO ORDER – Dr. David Carsten, D.D.S., Chairperson**

- Dr Carsten shares about his experience as a commission member and thanks the commission, staff and public members as he transitions out of his role as Dental Quality Assurance Commission chairperson.

1.1 Introduction of commission members and staff- Mr. Bronoske introduced commission and staff.

## 1.2 Determination of safety of holding a public meeting. – Heather Carter, AAG

- Ms. Carter shares that before proceeding with business meeting, it must be decided whether the commission deems it reasonably safe at this time to hold in person meetings during the state of emergency.
- Ms. Carter explains commission may determine their time frame as business meetings may take place without having to adjourn before conducting business.
- Ms. Carter provides clarification, stating if commission deems meetings safe to do in person, a physical location must be found allowing space for the public to attend. Other options include having commissioners present via webinar, and some in person with space for public members, continue fully remote, or have commission members in person and exclude public members.
- After discussion, the commission is in agreeance and deems at this time, it is unsafe to hold in person meetings.
- Dr. Marsh motions it is unsafe to meet in person, today.
- Dr. Bass moves and seconds this motion.
- Dr. McDaniel motions it is unsafe to meet in person for business meeting occurring July 29th.
- Dr. Marsh moves and second this motion.

## 1.3 Public Comment - The public will have an opportunity to provide comments. If you would like to comment during this time, please limit your comments to two minutes. Please identify yourself and who you represent, if applicable, when the Chair opens the floor for public comment.

- Ms. Carter shares the new requirement of public comments to be included in business meeting agendas.
- Dr. Carsten opens meeting to public comments.

## 1.4 Approval of agenda.

- Approval for agenda is moved and seconded.

1.5 Approval of the April 29, 2022, Business Meeting Minutes.

- Approval for April 29, 2022 business meeting is moved and seconded.

2 **WASHINGTON PHYSICIANS HEALTH PROGRAM (WPHP) ANNUAL REPORT** - Dr. Chris Bundy, MD, MPH Executive Medical Director will provide the Commission with information regarding the 2021 WPHP annual report.

- Mr. Bundy, Executive Medical Director for Washington Physician Health Program is introduced and annual statistic reports are shared.
- WPHP's mission is to assist with getting dental professionals to get rehabilitated and get back to work while also keeping the public safe.
- Provides as an alternative to discipline.
- Challenges include meeting needs of providers and public safety.
- The process of WPSP includes a case management model: referral, initial assessment, independent evaluation, treatment, and monitoring.
- In 2021, 62% of referrals were for non-SUD problems. 37% behavioral, 10% medical and 8% Problematic Workplace behavior (PWB).
- Dentists are historically under reported as most referrals come from employers.
- In 2021, monitoring illness exit surveys from participants show 0% not all: current symptoms meet criteria for active illness, 15% partial: some symptoms are present but not enough to meet criteria for relapse/recurrence of illness; 85% full: no symptoms of the illness are present.
- SSB 5496: legislation was passed which will strengthens confidentiality protections for WPHP participants.

3 **HEALTH EQUITY AND INCLUSION LEGISLATION UPDATE** – Ashley Bell, Department of Health, Behavioral Health Programs Coordinator, will provide the commission with an update regarding SB 5229 health equity legislation, passed in 2021.

- Ashley Bell, behavioral health program coordinator is introduced.
- SB 5229 will require health care professionals to take health equity continuing education every four years.
- Minimum standards must be developed by 1/1/2023.
- A free training program must be developed and identified by 7/1/2023.
- Ms. Bell reviews draft rules for the minimum standards for health equity continuing education training for health care professionals.
- Draft of minimum standard states professionals must complete a minimum of two hours in health equity continuing education every two years, unless the relevant rule-making authority specifies a higher number of hours in rule.
- Training must include implicit bias to identify strategies to reduce bias.
- Trainers must have demonstrated knowledge and experience related to health equity.
- Ms. Bell welcomes training information so providers may have more than one option when seeking health equity trainings.
- Feedback is available to [healthequityimplementation@doh.wa.gov](mailto:healthequityimplementation@doh.wa.gov)
- Dr. Marsh asks for clarification on the five areas of training and informs commission that within risk management trainings there are equity trainings throughout malpractice companies.
- Ms. Bell confirms and also adds per this legislation, if healthcare providers receive trainings which include and meet criteria for implicit bias it may be counted toward health equity continuing education, unless dental commission chooses to increase hours needed for training.

#### 4 RULES

4.1 WAC 246-817-701 through 790 – Administration of anesthetic agents for dental procedures.

- Ms. Freeberg shares the rules are making progress, finished division, and are

going through agency.

4.2 Formal rule writing request for Rural Health Center (RHC) facilities to have opioid prescribing exemptions- commission may vote on this request.

- Mr. Bronoske provided rules from the medical commission on opioid prescribing.
- Mr. Bronoske provides commission with reminder that Dr. Mirajli has requested an exemption rule to opioid prescribing to rural health centers and similar settings.
- Dr. Carsten motions to open rules for opioid prescribing exception for rural health centers.
- This motion is moved and seconded.

4.3 WAC 246-853-655 (new), Administration of deep sedation and general anesthesia by osteopathic physicians in dental offices.

- Ms. Crawford provides update that the board of Osteopathic Medicine held rules hearing last week and have voted to adopt this rule. Board of Osteopathic Medicine has made additional requirement that osteopathic physician must have a residency in sedation prior to administration of sedation in a dental office.

5 **MODERATE SEDATION PERMIT WITH PARENTERAL AGENTS** – Dr. Marsh and Bill Kellington, supervising staff attorney, will discuss with the commission possible draft language for a moderate sedation permit with parenteral agents interpretive statement.

- Dr. Marsh explains that previously, applicants for moderate sedation with parental license required 15 moderate sedation under supervision. The level of anesthesia according to the professional opinion of the commission members

who review applications were insufficient based on professional knowledge.

- Mr. Kellington shares that proposing this draft of interpretive statement will support training programs with clarifying requirements and also support applicants with being able to avoid going back and completing additional procedures with additional moderate sedations in order to meet training requirements.
- Mr. Kellington asks commission to move this to anesthesia committee for additional discussion so there is an opportunity for the association to give thoughts and what this statement will look like.
- Kathleen Marcus, DOCS general counsel shares concerns as there is no supporting science which connects body weight alone to a minimum amount below which an individual will not enter a level of moderate sedation since the model which is envired by the regs is one of the state of consciousness. Concerns therefore lead to the outcome of providers using more drugs than necessary.
- Ms. Marcus requests that revisions are made to avoid individuals overdosing out of the fact their application for moderate sedation would not meet the threshold in addition to many other health factors an individual may have in addition to body weight measures.
- Dr. Marsh shares this topic has been an ongoing issue for years and will continue discussion in anesthesia committee meetings before requesting adoption from the commission.

## **6 EXPANDED FUNCTION DENTAL AUXILIARY COMMITTEE - Committee meeting held on May 17, 2022 – Dr. Carsten**

- Dr. Carsten shares approval has been made for EFDA Committee to complete site visits for three colleges to ensuring all program requirements are being made.

- Ms. Colleen Gaylord asks if there are processes established for EFDA site visits and if they are comparable to CODA requirements.
- Dr. Carsten confirms that establish criteria is in place for site visits.
- Seattle Central College site visit will be completed July 22<sup>nd</sup>.
- Spokane Community College site visit will be completed October 28<sup>th</sup>.
- South Puget Sound site visit will be completed November 9<sup>th</sup>.

**7 EDUCATION OUTREACH COMMITTEE** - Committee meeting held on May 19, 2022 – Dr. Stevens

- Dr. Stevens shares the newsletter has been resumed with the onboarding of new staff.
- Dr. Stevens provides the committee has also been working on licensure display FAQ's and paragraphs to provide clarification on interpretation of these rules in dental offices.
- Dr. Stevens also shares that discussion and planning of Dental Retreat is being discussed.
- Dr. Stevens shares about previous dental retreats and trainings and how they have greatly impacted the knowledge and work of commission members.
- Dr. Stevens opens discussion for retreat scheduled for October 20, 2022 and asks to keep in mind the number of new commission members and staff.
- Mr. Kellington provides clarification the dental retreat is subject to the OPMA, requiring public attendance.
- Dr. Carsten is in favor of holding dental retreat to better prepare commission members and better serving Washington public members.
- Dr. McDaniel is in favor of holding dental retreat.
- Dr. Carsten asks all commissioners if anyone is opposed to holding in person dental retreat- no one opposes.
- Dr. Stevens confirms the committee will begin preparation for training taking place on October 20<sup>th</sup>.
- Dr. Carsten volunteers for running a training session for retreat.

## **8 PUBLIC DISCLOSURE**

The commission will consider requests for approval from professional associations or educational organizations to receive list and labels:

### **8.1 Skagit County Public Health**

- Motion to approve list and labels to Skagit County Public Health is moved and seconded.

## **9 PROVIDENCE ST. PETER MEDICAL CENTER - Commission will review application from Providence St. Peter for a general dental practice residency in Olympia, WA.**

- Ms. Carter shares there are guidelines for approving these sites which have been used previously. It is recommended the commission review the guidelines and ask for additional information if it is not already provided.
- Ms. Carter shares one piece of information was not provided and that includes whether this site will be serving predominately low-income patient or located in a dental health shortage area.
- Mr. Bronoske confirms he will contact medical center and will send guidance on what information is required.

## **10 PROGRAM REPORT**

### **10.1 Interim Operating Budget Report**

- Ms. Crawford shares there will be a fee increase in the dental profession.
- Fees have been impacted by professions large number of licensees, HELMS, and discipline.
- The fee increase will be around \$10-35 for application and renewal fees and is anticipated to begin next summer.



- There will be continued analysis until cost drivers are completed in the fall providing more details.
- Ms. Crawford shares HELMS is the Health Enforcement Licensure Modernization System which will replace the current licensure and discipline database. HELMS will also allow individuals to check licensing status applications, and additional information such as Judice Prudence exams.
- Emily Lovell with WSDA recommends the cost driver document be sent to the public in the fall as many questions cannot be answered until more information and data is gathered.
- Ms. Crawford will bring this feedback forward to leadership.

## 10.2 Board Recruitment Update

- Ms. Freeberg reports there were twenty-six applicants for the vacant Dental Quality Assurance commission member, and six were interviewed.
- Four to ten applicants withdrew their name from consideration or declined an interview.
- All required documentation has been submitted to the governor's office and is now waiting for appointment decision.
- Staff will also be announcing recruitment for an additional public member July 1st and asks any recommendations to be sent to Ms. Freeberg.

## 10.3 List of Active Committees

- Ms. Freeberg shares the current active Committees are the EFDA and Educational Outreach.
- Ms. Freeberg opens volunteers to join the EFDA and Dental Anesthesia committee as several commission members will be departing.
- Dr. McDaniel and Dr. Pal volunteer to join the EFDA Committee.
- Ms. Freeberg requests approval for the commission to reactivate the Continuing Competency and Dental Anesthesia Committee.

- The motion to reactivate the Continuing Competency and Dental Anesthesia Committee has been moved and seconded.
- Dr. McDaniel asks staff place her name on the Jurisprudence Examination Committee as it was not noted.
- An audience member inquires about what content is included in the EFDA committee.
- Mr. Bronoske shares committee is made up of Commission member and content includes rule writing and site visits.
- Dr. Carsten provides reminder committee meetings are open to the public and are sent out via gov delivery

## 11 OTHER

### 11.1 Bylaws review – Commission may vote on updates

- Ms. Freeberg shares that additional public member is not reflected in Article three.
- Revisions would include changing article to state the commission consists of seventeen members and three public members.
- Motion to revise this bylaw was moved and seconded.
- Dr. Carsten request all commissioners review the bylaws and request any changes to be brought forward and discussed in future business meetings.

### 11.2 2023 Commission Meeting Dates – Commission will set meeting dates and locations for 2023.

- Ms. Freeberg provides 2023 business meeting dates and times for commissioners to approve.
- Ms. Freeberg confirms the 2023 dental retreat is confirmed to take place the day before the business meeting on October 19<sup>th</sup>, 2023.
- Dates of 2023 commission business meetings is moved and seconded.

## 12 ELECTIONS

- The commission will elect the 2022-2023 Chairperson and Vice-Chairperson.
- Dr. Carsten asks public members and newer commission members to be considered and also consider the timing of commission appointments.
- The election of chair for Dr. Lyle McClellan is moved and seconded.
- The election of vice chair for Dr. Ron Marsh is moved and seconded.

### 13 ACKNOWLEDGEMENTS

The commission will acknowledge members whose appointment terms expire June 30, 2022.

- Dr. McClellan provides recognition to Dr. Walia, Dr. Richman and Dr. Banda for their commitments and dedication to the Dental Quality Assurance Commission through the years.

### 14 ADJOURN

- The meeting is adjourned at 11:14 a.m.

**Submitted by:**

Amber Freeberg, Program Manager  
Dental Quality Assurance Commission

**Approved by:**

David Carsten, DDS, Chair  
Dental Quality Assurance Commission

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Signature

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