



JENNIFER M. GRANHOLM  
GOVERNOR

STATE OF MICHIGAN  
DEPARTMENT OF COMMUNITY HEALTH  
LANSING

JANET OLSZEWSKI  
DIRECTOR

## MICHIGAN BOARD OF DENTISTRY OCTOBER 9, 2008 MEETING

### APPROVED MINUTES

In accordance with the Open Meetings Act, 1976 PA 267, as amended, the Michigan Board of Dentistry met in regular session on October 9, 2008 at the Ottawa Building, 611 W. Ottawa Street, Upper Level Conference Center, Conference Room 3, Lansing, Michigan.

#### **CALL TO ORDER**

Rhonda Hennessy, D.D.S., Chairperson, called the meeting to order at 10:04 a.m.

#### **ROLL CALL**

**Members Present:** Rhonda M. Hennessy, D.D.S., Chairperson  
Lynn Beatty-Desonia, R.D.H.  
Julie Bera, R.D.A.  
JoAnne A. Hodder, R.D.H.  
Randy M. Freij, D.D.S.  
Deborah Manos, D.D.S.  
Charles Marinelli, D.D.S.  
Raymond Maturo, D.D.S.  
Deborah E. Priestap, D.D.S.  
Rosetta Sanders, Public Member (arrived at 10:11 a.m.)  
Timothy R. Schmakel, D.D.S., M.D.  
Charlene Snow, Public Member  
Craig W. Spencer, D.D.S.  
Martha Swiger, R.D.H.  
Charlotte Wyche, R.D.H.

**Members Absent:** JoAnn Buchheister, C.D.A., R.D.A., B.S.  
Lawrence M. Haber, D.D.S., Vice Chairperson  
Faiz Khan, Public Member  
Solomon K. Pesis, D.D.S.

**Staff Present:** Brooke Parmalee, Secretary  
Rae Ramsdell, Director, Licensing Division  
Amy Shell, Manager, Licensing Division

Ray Garza, Director, Health Regulatory Division  
Kiran Parag, Analyst, Enforcement Section  
Michelle Wagner-Gutkowski, Assistant Attorney General  
Merry Rosenberg, Assistant Attorney General

**Others Present:**

Bonnie Nothoff, MDHA  
Mark M. Johnston, D.D.S., MDA  
Paula Weidig, R.D.H., MDHA  
Caroline Ruddell, MDA  
Lisa Boettger, MDA  
Michael H. Vanderveen, ABDE  
Sheila Vandebush, MDCH  
Max Hoffman, representing William Pourcho

## **APPROVAL OF MINUTES**

**MOTION** by Swiger, seconded by Hodder, to approve the August 14, 2008 meeting minutes as presented.

*MOTION PREVAILED*

## **APPROVAL OF AGENDA**

**MOTION** by Marinelli, seconded by Wyche, to approve the agenda with the following corrections:

Add **Introductions** after Approval of Agenda; delete MAPS Presentation from New Business; and move Public Health Certificate Proposal to follow Committee Reports.

*MOTION PREVAILED*

## **INTRODUCTIONS**

Hennessy gave a brief introduction of the new members recently appointed to the board.

## **COMMITTEE REPORTS**

### **A. Allegation Review Committee**

44 allegations were reviewed; 21 were authorized for investigation; 20 were closed; 2 were returned for additional information; and 1 was sent to the Attorney General. There are 29 files to review today if anyone is able to help.

**B. Professional Behavior Committee**

Wyche stated that the committee is in the process of reviewing several documents concerning ethics and professional behavior.

**C. Anesthesia Committee**

Schmakel indicated that within approximately a week he will have a proposed rules draft regarding sedation ready for the committee's review.

**D. Continuing Education Committee**

See Addendum #1.

**MOTION** by Hodder, seconded by Schmakel, to approve the Continuing Education sponsors.

*MOTION PREVAILED*

Hodder indicated that the committee is also working on a project involving CE credit for volunteer work. The committee would like to develop criteria to establish what would be considered volunteer work and what would not qualify. A maximum number of hours that could be applied for CE would also be established.

**MOTION** by Hodder, seconded by Schmakel, that the Continuing Education Committee explore the concept and develop criteria for CE Credit for volunteer work in an access-to-care, not for profit, dental clinic and/or dental program.

*MOTION PREVAILED*

**E. Endorsement Committee**

Marinelli stated that only one individual, Cathleen Gilleran, R.D.H., came before the committee for endorsement without opinion as a NERB consultant. Marinelli indicated Gilleran is a good candidate for endorsement.

**MOTION** by Marinelli, seconded by Wyche, to recommend Cathleen Gilleran, R.D.H., for endorsement.

*MOTION PREVAILED*

**F. RDA Committee**

Bera indicated that the committee is looking over the equivalency for the radiology programs.

**G. RDH Committee**

The committee is exploring how hygienists can be more effective in the care of the underserved.

**H. Rules Committee**

Swiger recently received draft 9 of the proposed rules as well as information on relicensure and will be reviewing that information. The committee is in the process of addressing relicensure in the field of Dentistry. It has received information from other states regarding their process and will be discussing that at the next meeting.

**I. Parameters of the Practice of Dentistry Special Committee**

No report.

**J. Sanction Monitoring Committee**

The committee is currently looking at the DSC resolution and a possible sliding scale for sanctions. Pesis will be giving a full report at the next meeting.

**MOTION** by Hodder, seconded by Wyche, to approve all committee reports.

*MOTION PREVAILED*

**K. Chairperson's Report**

No report.

***PUBLIC HEALTH CERTIFICATE PROPOSAL***

Sheila (Semler) Vandembush, Ph.D., gave a presentation on a proposal for improving access to dental care for underserved populations. The department will review the proposal to determine possible options for pursuing this objective.

**MOTION** by Marinelli, seconded by Sanders, to refer the creation of a dental health permit to the RDH and RDA Committees for review.

*MOTION PREVAILED*

***NEW BUSINESS***

**A. Volunteer for Wayne County Community College Site Visit**

Hodder has volunteered for the site visit.

**B. Orthodontic Specialty Examination Appeal**

Ramsdell indicated that there was a candidate that took the exam in June and failed. Candidate #001 requested to review the exam and has since requested that the exam be reconsidered by the committee of examiners. After review, the committee recommended that her score status not change. Another review was requested, and based on the second review, the score was decreased.

**MOTION** by Marinelli, seconded by Spencer, to recommend that the status not change and the score remain failing for Candidate #001.

*MOTION PREVAILED*

**C. Disciplinary Process Review**

Ramsdell provided the board members with a detailed handout on the disciplinary process and imposing sanctions or conditions on an individual's license.

**D. Department Update**

Ramsdell stated that all new licensees will undergo a fingerprinting process for criminal background checks. Every new applicant and applicants for relicensure or reinstatement must complete this process. Information regarding the fingerprinting process is included in the application packets.

Shell indicated that there will be a board member orientation in December. All new board members are encouraged to attend, however, anyone is welcome.

## **REGULATORY CONSIDERATIONS**

**A. William Pourcho, D.D.S. – Circuit Court Order**

Rosenberg indicated that the Circuit Court reversed the final order and denial of reinstatement in the Pourcho matter. The Circuit Court Order requires the board to reinstate Pourcho's license.

**MOTION** by Swiger, seconded by Marinelli, to accept the Circuit Court Order and reinstate Petitioner's license in the matter of William Pourcho, D.D.S.

Discussion followed.

A roll call vote followed: Yeas – Freij, Hodder, Priestap, Marinelli, Maturo, Snow, Swiger, Wyche, Hennessy  
Abstain – Bera, Manos, Sanders, Schmakel, Spencer, Beatty-Desonia

*MOTION PREVAILED*

**MOTION** by Marinelli, seconded by Sanders, to place a limitation on Petitioner's license for a period of two years in the matter of William Pourcho, D.D.S. The terms of limitation are as follows:

- 1) Petitioner's practice of dentistry shall be under the direct on-site supervision of a Board-approved supervising dentist; and
- 2) Petitioner is required to petition for reclassification of the limited license.

Petitioner is also placed on probation for a period of two years to run concurrent with the period of limitation. The terms of probation are as follows:

- 1) During the first year of Petitioner's probationary period, Petitioner shall successfully complete eight hours of Board-approved continuing education in each of the following areas:
  - a) Endodontics [participation course to include instrumentation for cleaning and shaping of canals and root canal fill];
  - b) Fixed prosthetics;
  - c) Occlusion;
  - d) Oral surgery;
  - e) Pharmacology;
  - f) Radiology diagnosis;
  - g) Record keeping;
  - h) Risk management; and
  - i) Limitation of duties by law for RDA's and RDH's.

This continuing education may be completed in a Board-approved curriculum coordinated with a dental school such as the University of Michigan and/or the University of Detroit Mercy. This continuing education **shall not apply** in computing Petitioner's current continuing education requirements for license renewal.

The Board acknowledges that as part of his reinstatement application, Petitioner completed 67 hours of continuing education. This continuing education may apply, if Petitioner demonstrates that this completed continuing education satisfies any of the probationary continuing education requirements and is board-approved.

- 2) During the probationary period, Petitioner shall be subject to, at minimum, bi-annual unannounced random visits at Petitioner's place of practice by a Board member to review Petitioner's practice and supervised work performance.
- 3) During the probationary period, Petitioner's supervising dentist shall file quarterly reports with the Department advising of Petitioner's work performance.

## **PUBLIC COMMENT**

Nothoff stated that the MDHA is helpful with many hygienists who want to apply for PA 161 programs and takes calls daily from those who have an interest in PA 161. Applications are made to the State of Michigan. A workgroup within the OH coalition is looking into developing a standard form for collecting data. Nothoff stated the MDHA is concerned about collecting reliable data.

Vanderveen stated that the 3<sup>rd</sup> ADEX House of Representatives meeting was recently held. NERB does accept the ABDE and it will soon have a website that will be very helpful for board members. NERB has a bylaw change that does not require board members to serve as examiners while they are serving on the board.

Johnston commented on the role of the board in today's regulatory consideration.

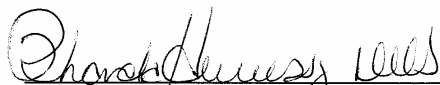
## **ANNOUNCEMENTS**

The next regularly scheduled meeting will be held December 4, 2008 at the Ottawa Building, 611 W. Ottawa, Upper Level Conference Center, Conference Room 3, Lansing, MI.

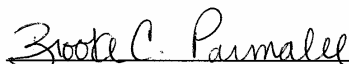
## **ADJOURNMENT**

**MOTION** by Marinelli, seconded by Hodder to adjourn at 11:52 a.m.

**MOTION PREVAILED**

  
Rhonda Hennessy, D.D.S., Chairperson

12-11-08  
Date Minutes Approved

  
Brooke Parmalee, Secretary

10-9-2008  
Date Minutes Prepared

**ADDENDUM #1**

***DENTISTRY CONTINUING EDUCATION REVIEW***  
**October 9, 2008**

**NEW SPONSOR APPLICATIONS**

1. PERFORMANCE PLUS  
APPROVED SPONSOR OCTOBER 2008 THROUGH OCTOBER 2009 (1 YEAR)
2. MICHIGAN EFFECTIVE MANAGEMENT  
APPROVED SPONSOR OCTOBER 2008 THROUGH OCTOBER 2009 (1 YEAR)

**SPONSOR APPLICATIONS - NEW LAST YEAR**

3. PRO CPR LLC  
APPROVED SPONSOR AUGUST 2008 THROUGH AUGUST 2012 (4 YEARS)
4. PROFESSIONAL ENDODONTICS  
APPROVED SPONSOR SEPTEMBER 2008 THROUGH SEPTEMBER 2012 (4 YEARS)

**SPONSOR APPLICATIONS - PREVIOUSLY APPROVED**

5. LIVINGSTON DISTRICT DENTAL SOCIETY  
APPROVED SPONSOR SEPTEMBER 2008 THROUGH SEPTEMBER 2012 (4 YEARS)
6. MICHIGAN ASSOCIATION OF ENDODONTISTS  
APPROVED SPONSOR OCTOBER 2008 THROUGH OCTOBER 2012 (4 YEARS)
7. PERIODONTAL SPECIALTIES  
APPROVED SPONSOR SEPTEMBER 2008 THROUGH SEPTEMBER 2012 (4 YEARS)
8. SUNRISE SIDE DISTRICT DENTAL HYGIENISTS' SOCIETY  
APPROVED SPONSOR SEPTEMBER 2008 THROUGH SEPTEMBER 2012 (4 YEARS)
9. THE ALLAN GROUP LLC  
APPROVED SPONSOR OCTOBER 2008 THROUGH OCTOBER 2012 (4 YEARS)