

**MINUTES OF THE SPECIAL MEETING OF THE
LOUISIANA STATE BOARD OF DENTISTRY
HELD AT THE PATRON ROOM OF THE
RENAISSANCE NEW ORLEANS ARTS WAREHOUSE DISTRICT HOTEL
LOCATED AT 700 TCHOUPITOULAS STREET, NEW ORLEANS, LA 70130-3612
BEGINNING AT 12:30 P.M. ON
FRIDAY, MAY 14, 2021**

A special meeting of the Louisiana State Board of Dentistry was held on Friday, May 14, 2021. The meeting was held pursuant to public notice, each member received notice, and notice was properly posted.

CALL TO ORDER

The meeting was called to order at 12:30 by Dr. Ike House, President.

1. ROLL CALL

At the request of Dr. House, a roll call was taken. Dr. House stated that a quorum of the Board was present.

PRESENT

Dr. Ike House, President
Dr. Don Bennett, Vice-President
Dr. Thomas Price, Member, Secretary Treasurer
Dr. Glenn Appleton, Member
Dr. Griffin Deen, Member
Mr. Carlos Zelaya, Member
Dr. Claudia Cavallino, Member
Dr. Kimberly Caldwell, Member
Dr. Jay Dumas, Member
Dr. David Baughman, Member
Dr. Jerry Smith, Member
Dr. Marija Lasalle, Member
Joelle Breaux, RDH, Member
Dr. L. Stephen Ortego, Member
Dr. Rick Willis, Member

ABSENT

Dr. Jeetendra Patel, Member

ALSO PRESENT WERE

Arthur Hickham, Jr., Executive Director
Erin Conner, Assistant Executive Director
Rachel Daniel, Board staff
Alexx Smith, Board staff

Kirk Groh, General Counsel
Felix Vanderlick, HPFL
Dr. Peter Tufton
Annette Droddy
Dr. Jacob Derrickson
Dr. Lucas Glevicius
Ashley Mayeaux, RDH

2. OPENING REMARKS BY PRESIDENT

Dr. House thanked everyone for attending the meeting and asked Dr. Ortego to do the invocation. After the invocation Dr. House asked all guests to introduce themselves and introduced the new board members.

3. PUBLIC COMMENT

Dr. House asked for public comment but none was offered.

4. APPROVAL OF MINUTES OF PREVIOUS BOARD MEETING

Mr. Zelaya moved

Resolved, that the minutes, as circulated, of the special Board meeting of March 5, 2021 in Baton Rouge, Louisiana, are hereby adopted, ratified, and approved in their entirety.

The motion was adopted after a unanimous vote in the affirmative.

5. CONFIRMATION OF ACTS SINCE PREVIOUS BOARD MEETING

Dr. Cavallino moved

Resolved, that the acts and decisions taken by the President, Vice-President, Secretary/Treasurer and Executive Director in the general conduct and transactions of Board business since March 5, 2021, be and they are hereby approved, adopted, and ratified in full by the Board.

The motion was adopted after a unanimous vote in the affirmative.

STANDING COMMITTEES

6. LICENSING AND CREDENTIALS COMMITTEE, Dr. Jeet Patel;, Chair

Dr. Patel was absent, so the board staff indicated that there were several license applications that needed to be discussed.

Dr. Cavallino moved

Resolved, that agenda be revised to go into executive session at this time.

The motion was adopted after a unanimous vote in the affirmative.

Dr. Cavallino moved

Resolved, that the Louisiana State Board of Dentistry go into Executive Session for the purpose of discussing investigations, adjudications, litigations, and professional competency of individuals and staff; and

Be it further resolved, that the Louisiana State Board of Dentistry may discuss litigation in Executive Session when an open meeting would have a detrimental effect on the bargaining and litigating position of the Louisiana State Board of Dentistry.

The motion was adopted after a unanimous vote in the affirmative.

Upon returning from Executive Session, Dr. Cavallino moved

Resolved, having considered the application for licensure by examination in the State of Louisiana by A.M., the Louisiana State Board of Dentistry hereby approves said application and awards her the requested license to practice dental hygiene in the State of Louisiana, granting her all the privileges, duties, and responsibilities associated therewith.

The motion was adopted after a unanimous vote in the affirmative

Upon returning from Executive Session, Dr. Cavallino moved

Resolved, having considered the application for licensure by examination in the State of Louisiana by J.D., the Louisiana State Board of Dentistry hereby approves said application and awards him the requested license to practice dentistry in the State of Louisiana, granting him all the privileges, duties, and responsibilities associated therewith.

The motion was adopted after a unanimous vote in the affirmative

Upon returning from Executive Session, Dr. Cavallino moved

Resolved, having considered the application for licensure by examination in the State of Louisiana by L.G., the Louisiana State Board of Dentistry hereby approves said application and awards him the requested license to practice dentistry in the State of Louisiana, granting him all the privileges, duties, and responsibilities associated therewith.

The motion was adopted after a unanimous vote in the affirmative

7. OFFICE MANAGEMENT COMMITTEE, Dr. Thomas Price, Chair

Dr. Price reviewed the quarterly financial reports. He also reviewed the proposed amendments to the budget.

Dr. Bennett moved

Resolved, that the proposed amendments to the 2020-2021 budget be approved.

The motion was adopted after a unanimous vote in the affirmative.

Dr. Price then mentioned that the Committee had voted to recommend the disciplinary matrix in the board book and asked for a motion to amend the agenda to discuss the matrix.

Mr. Zelaya moved

Resolved, that the agenda be revised to consider the disciplinary matrix recommended by the Office Management Committee.

The motion was adopted after a unanimous vote in the affirmative.

Dr. Ortego moved

Resolved, that the proposed disciplinary matrix in the meeting materials be adopted as part of the Board Policy and Procedures manual.

The motion was adopted after a unanimous vote in the affirmative

Mr. Zelaya moved

Resolved, that the minutes, as circulated, of the Office Management Committee meeting of March 5, 2021, in Baton Rouge, Louisiana, are hereby adopted, ratified, and approved in their entirety.

The motion was adopted after a unanimous vote in the affirmative.

8. *EXAMINATION COMMITTEE*, Dr. Steve Ortego, Chair

Dr. Ortego gave his report.

9. *LEGISLATIVE COMMITTEE*, Dr. Claudia Cavallino, Chair

Dr. Cavallino gave her report.

10. *CE COMMITTEE*, Dr. Kimberly Caldwell, Chair

Dr. Caldwell gave her report. She indicated that the Committee recommended allowing licensees renewing at the end of 2021 to be able to obtain all of their CE online, including any anesthesia CE requirements, with the exception of BLS, ACLS and PALS, due to COVID-19.

Mr. Zelaya moved

Resolved, that licensees who are to renew their licenses at the end of 2021 be allowed to do all their continuing education online, with the exception of BLS, ACLS and PALS, and licensees who complete anesthesia CE online in 2021 may use that to renew their permits in 2021 or 2022.

The motion was adopted with all but one vote in favor; Dr. Bennet votes against the motion.

Dr. Caldwell indicated that the Committee recommended revising LAC 46XXXIII.1615 regarding accepting continuing education courses sponsored by the American Association of Dental Boards ACE program.

Dr. Cavallino moved

Resolved, that LAC 46XXXIII.1615 be revised to include courses sponsored or approved by the ACE program of the American Association of Dental Boards as courses that are accepted for continuing education requirements.

The motion was adopted after a unanimous vote in the affirmative.

11. *IMPAIRED DENTIST COMMITTEE*, Dr. Glenn Appleton, Chair
Mr. Vanderlick of the HPFL presented his report.

12. *ANESTHESIA COMMITTEE*, Dr. Rick Willis, Chair
Dr. Willis gave his report.

13. *RULEMAKING COMMITTEE*, Dr. Jay Dumas, Chair
Dr. Dumas gave his report.

14. *NEW BUSINESS AND ANY OTHER BUSINESS WHICH MAY PROPERLY COME BEFORE THE BOARD*

Dr. Cavallino moved

Whereas, the Board is in need of legal representation and that because of the possible conflicts of interest in complaint cases where the Board would need a prosecuting attorney and an attorney to represent the Board's interest, more than one attorney is essential;

Whereas, the Board is in need of legal services necessary to facilitate the Board in its prosecuting violations of the Louisiana Dental Practice Act whether in judicial or administrative proceedings, which will be directed by officers or employees of the Board acting in their official capacities; counsel and/or assistance in legislative or other general activities, as directed by the Board;

Whereas, the Board's contract for legal services with the firm of **TALLEY, ANTHONY, HUGHES & KNIGHT, L.L.C.** be executed July 1, 2021 through June 30, 2024 and not to exceed a maximum of \$150,000.00 for that period. The Board shall pay \$225.00 per hour for attorneys having experience of ten (10) years or more in the practice of law; \$175.00 per hour for attorneys having experience of five (5) to ten (10) years in the practice of law; \$150.00 per hour for attorneys having experience of three (3) to five (5) years in the practice of law; \$125.00 per hour for attorneys having experience of zero (0) to three (3) years in the practice of law; \$60.00 per hour for paralegal services; and \$40.00 per hour for law clerks; and

Whereas, this resolution shall take effect immediately.

Therefore be it resolved that the Louisiana State Board of Dentistry, pursuant to La. R.S. 42:262, does hereby retain and employ **TALLEY, ANTHONY, HUGHES & KNIGHT, L.L.C.** as special counsel; and

Be it further resolved, that this Resolution and proposed contract described herein be submitted to the Attorney General for the State of Louisiana for approval.

The motion was adopted after a unanimous vote in the affirmative

There was a discussion regarding dates for the 2022 board meetings; none were chosen yet. Board members were reminded of their tire 2.1 reports and their training requirements.

16. ADJOURNMENT

Mr. Zelaya moved

Resolved, that the Louisiana State Board of Dentistry hereby adjourns its meeting of May 14, 2021.

The motion was adopted after a unanimous vote in the affirmative.

Dr. House adjourned the meeting at 3:05 PM.

Thomas Price, D.D.S.
Secretary/Treasurer
Louisiana State Board of Dentistry