

**MINUTES OF THE ANNUAL MEETING
OF THE
LOUISIANA STATE BOARD OF DENTISTRY
HELD AT ITS BOARD OFFICE
LOCATED AT
ONE CANAL PLACE-SUITE 2680-365 CANAL STREET
NEW ORLEANS, LOUISIANA 70130
BEGINNING AT 10:00 A.M. ON
SATURDAY, DECEMBER 4, 2010**

The annual meeting of the Louisiana State Board of Dentistry was held on Saturday, December 4, 2010, at the offices of the Louisiana State Board of Dentistry located at One Canal Place, Suite 2680, 365 Canal Street, New Orleans, Louisiana, 70130. The meeting was held pursuant to public notice, each member received notice, and notice was properly posted. The meeting was called to order at 10:05 a.m. by Dr. Charles T. McCabe, Jr., President.

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

PRESENT WERE:

Dr. Charles McCabe, President
Dr. Romell Madison, Vice-President
Dr. David Melancon, Secretary-Treasurer
Dr. Wilton Guillory, Member
Dr. H.O. Blackwood, Member
Christine Guillaume, R.D.H., Member
Dr. Lynn Philippe, Member
Dr. Dean Manning, Member
Dr. Frank Martello, Member
Dr. Russell Mayer, Member
Dr. James Moreau, Member
Dr. Sam Trinca, Member
Dr. Conrad McVea, Member
Dr. John Taylor, Member

ALSO PRESENT BY BOARD INVITATION WERE:

C. Barry Ogden, Executive Director
Brian Begue, Board Counsel
Erin Conner, Director of Licensing

Diana Chenevert, Board Staff

Rachel Daniel, Board Staff

John Roth, Board Staff

John Gallo, D.D.S., LSUSD

Ward Blackwell, Executive Director, LDA

Suzanne Farrar, R.D.H., LSUSD, LDHA

Carrie Mason, R.D.H., LSUSD

John Saunders, Esq.

Greg Folse, D.D.S., Lafayette

Bradley Mittendorf, Baton Rouge

Billy F. Booty, D.D.S.

Michie McHardy, R.D.H.

Joseph Ellis Bernard, III, D.D.S.

James R. Bush, D.D.S.

Dean Henry Gremillion, LSUSD

Melvin Anderson, D.D.S.

William Schmidt, D.D.S.

Charles Brown

Ed Holt, D.D.S.

Dr. James L. Granger, Delta College

At this point, Dr. McCabe asked all the guests to introduce themselves. After the introductions, Dr. McCabe addressed the board. He expressed his deep gratitude to the board members and the staff for all of their hard work over the years. Dr. McCabe related that after fifteen years he was being term limited from the board and that this would be his and Ms. Christine Guillaume's last meeting of the Louisiana State Board of Dentistry. He expressed his hopes that Dr. David Melancon would be reappointed to the board as soon as possible.

Dr. McCabe related that the mobile dentistry issue needs resolution. He felt that the relationship between the Louisiana State Board of Dentistry (LSBD) and the Louisiana Dental Association (LDA) has been both good and bad in the past and he hoped for it to return to its cooperative symbiotic relationship in the future as it had been in the past.

At this point, Dr. McCabe asked for public comment. Hearing none he began the meeting when Dr. Trinca made the motion which was seconded by Dr. Melancon that it be:

RESOLVED, the Louisiana State Board of Dentistry hereby amends its agenda to hear from Dean Henry Gremillion of Louisiana State University School of Dentistry.

After the board voted unanimously in the affirmative, Dr. McCabe declared the motion passed.

Dr. Gremillion stated that the school has been steadily improving since hurricane Katrina. The faculty was very young with a career in education ahead of them. Unfortunately, the finances of the state of Louisiana are putting a tremendous strain on higher education. The school has gone from \$120 million dollars per year to \$68 million dollars per year funding from the state of Louisiana. They are continuing cuts at this time. In percentages, the state used to give 52% support for the maintenance of the school. It now only provides 25%. In 2001, it cost \$80,000 per year to educate a dental school with \$42,000 coming from the state. It now costs \$108,000 to train a dental student and the school is only receiving \$26,000 from the state. He feels that the new clinical educational model which they are implementing will enhance clinical outcomes for students.

Dr. Gremillion related that the tuition at Louisiana State University School of Dentistry (LSUSD) is lower than anywhere in the country. The tuition for a student is only \$12,000 per year whereas the southern regional average is \$21,000 per year. It is Dr. Gremillion's opinion that Governor Jindal feels that any tuition increase is the equivalent to a tax and he does not want to raise the tuition. LSUSD is hoping to be able to charge \$21,000 for tuition which is at the southern regional average.

Dr. Gremillion made a very important point that 50% of the dentists in the state of Louisiana are presently over the age 50. This will necessitate a great deal of training by LSUSD in the future.

Dr. Gremillion then answered all the questions of the board members who agreed that all should be done to assist the school in funding its endeavors.

Dr. McCabe then referred to Agenda item 4 wherein Dr. Blackwood made the motion which was seconded by Dr. Guillory that it be:

RESOLVED, that the minutes, as circulated, of the Special Board meeting of August 13, 2010, in New Orleans, Louisiana, are hereby adopted, ratified and approved in their entirety.

After the board voted unanimously in the affirmative, Dr. McCabe declared the motion passed.

Next, Dr. Blackwood made the motion which was seconded by Ms. Guillaume that it be:

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 August 13, 2010, be and they are hereby approved, adopted, and ratified in full by the board.

After voting unanimously in the affirmative, Dr. McCabe declared the motion passed.

Dr. McCabe then referred to Agenda item 6, **Licensing and Credentials Committee**, Dr. Dean Manning, Chairman. Dr. Manning then made the motion which was seconded by Dr. Trinca that it be:

RESOLVED, having considered the application for licensure by credentials in the State of Louisiana by the persons named below, the Louisiana State Board of Dentistry hereby approves said applications and awards said named persons, their requested licenses to practice dentistry or dental hygiene in the State of Louisiana, granting them all the privileges, duties, and responsibilities associated therewith.

- a. Dr. Brad Bryan
- b. Dr. Rosalynn Crawford
- c. Barbara Briggs, R.D.H.

After the board voted unanimously in the affirmative, Dr. McCabe declared the motion passed.

Next, Dr. Manning made the motion which was seconded by Dr. Trinca that it be:

RESOLVED, having considered the application for licensure by credentials by Melissa Farmer, R.D.H., her request shall be deferred until the next meeting of the Louisiana State Board of Dentistry.

After the board voted unanimously in the affirmative, Dr. McCabe declared the motion passed.

Next, Dr. Manning stated that board would meet with Dr. Edwin Holt in Executive Session later in the meeting.

All concurred.

Next, Dr. Manning made the motion which was seconded by Dr. Blackwood that it be:

RESOLVED, that under the authority of R.S. 37:760 (A)(12), the Louisiana State Board of Dentistry hereby approves the issuance of restricted dental licenses to the following persons:

ISSUE	NAME	SCHOOL
8/17/2010	Dr. Mariam Hanna	LSU School of Dentistry
11/18/2010	Dr. Mir Islam	LSU School of Dentistry
8/26/2010	Dr. Suezan McCormick	LSU School of Dentistry
9/7/2010	Dr. Mohammad Chowdhury	LSU School of Dentistry
9/21/2010	Dr. Rosalynn Crawford	LSU School of Dentistry
10/19/2010	Dr. Ardavan Kheradpir	LSU Medical Center—Shreveport

11/4/2010	Dr. Gary Klasser	LSU School of Dentistry
11/5/2010	Dr. Stefan Hienz	LSU School of Dentistry

After the board voted unanimously in the affirmative, Dr. McCabe declared the motion passed.

Dr. Manning then referred to the request of Dr. Blackwood to revise LAC 46:XXXIII.306(C).

After some discussion, Dr. Blackwood made the motion which was seconded by Dr. Martello that LAC 46:XXXIII.306(C) be amended as follows:

§306. Requirements of Applicants for Licensure by Credentials

A.- B...

C. A person in a residency program approved by the Commission on Dental Accreditation of the American Dental Association or any other residency program may not apply for licensure by credentials unless ~~they have~~ he has held an active license ~~for at least two years~~ during said residency. The fact of passing a regional board examination is not acceptable unless the license has been activated.

After the board voted unanimously in the affirmative, Dr. McCabe declared the motion passed.

Next, Dr. Manning brought the board’s attention to the new licenses and certificates which had been prepared by Ms. Erin Conner, Director of Licensing. The board was satisfied with the revised permits and instructed the staff to commence using them.

No action was taken on Agenda item 6 (vii) regarding the requirement of graduation from a CODA accredited program in applying for a license by credentials.

Dr. McCabe then referred to Agenda item 7, **Office Management Committee**, Dr. Lynn Philippe, Chairman. Dr. Philippe asked Mr. Ogden to explain the financial statements for the quarter ending September 30, 2010. Mr. Ogden explained that the statement being reviewed was in line with previous years. However, he cautioned the board that there had been a great deal of litigation in the last several months which was not reflected in this statement and that the next statement will show a dramatic uptick in the amount of attorney’s fees expended. At that point it may be necessary to amend the budget to add extra attorney’s fees to the final budget.

Discussion of the Optional Pay Adjustment Policy and salary of the Executive Director was deferred until after Executive Session.

Next, Ms. Conner instructed the board as to how the new online licensing renewal system would be working. The board reviewed the letter which had been sent to all licensees explaining

the process. The board members were extremely satisfied with this new technological improvement.

Discussion then ensued on the utilization of I-Pads and laptops for board members. After some discussion, it was decided to do a dry run with several members participating. Those members are: Drs. Guillory, Manning, Madison, Taylor, and McVea. Ms. Conner was instructed to get together with the board's IT personnel and see if they could get this test run moving.

At this point, Ms. Guillaume then made the motion which was seconded by Dr. Moreau that it be:

RESOLVED, the Louisiana State Board of Dentistry hereby amends its Agenda to take up three requests for reconsideration and one request for licensure by credentials in Executive Session.

After the board voted unanimously in the affirmative, Dr. McCabe declared the motion passed.

Next, Ms. Guillaume then made the motion which was seconded by Dr. Moreau that it be:

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.

After the board voted unanimously in the affirmative, Dr. McCabe declared the motion passed.

Upon returning from Executive Session, Dr. McCabe referred to Agenda item 8, **Examination Committee**, Dr. Samuel Trinca, Chairman. Dr. Trinca reported that CITA was doing fine. He said that there would be some changes in some criteria soon but that the examination was being accepted in more and more states all the time. Texas recently elected to accept the CITA examination back dated to January 1, 2009. There is also some discussion going on regarding the acceptance by the state of Florida of the CITA examination.

Next, Dr. Trinca brought the board's attention to the problems which had recently occurred with the Northeast Regional Board of Dental Examiners, Inc. (NERB). Dr. Trinca stated that approximately 200 people had taken the Florida examination which had been administered by NERB, but that the certificates given to those 200 applicants stated that they

passed the NERB examination, not the Florida examination. This would create difficulties for many states which recognize the NERB examination but not the Florida examination. Fortunately, at this point no applicants had applied to Louisiana who had incorrectly taken the Florida examination.

Discussion then ensued on which regional clinical licensing examinations the board would continue to accept. Dr. McVea presented his suggested changes to LAC 46:XXXIII.1709(C), (D), (E), and .1711(C)(2). After some discussion, Dr. Melancon made the motion which was seconded by Dr. Blackwood to amend said rules as follows:

§1709. Examination of Dentists

A.- B...

~~C. — To be licensed as a dentist in this state, an applicant must successfully complete the clinical licensing examination as administered by the Council of Interstate Testing Agencies (CITA), Central Regional Dental Testing Service (CRDTS), Northeast Regional Board (NERB), Southern Regional Testing Agency (SRTA), American Dental Examination (ADEX), or Western Regional Examining Board (WREB).~~

C. To be licensed as a dentist in this state, an applicant for initial licensure must successfully complete the clinical examination administered by the Louisiana State Board of Dentistry approved testing agency. This agency will be named by the board and this relationship may be changed or amended as deemed necessary by the board.

~~D. — The board is expressly authorized to utilize the services of other licensed dentists to facilitate the examination.~~

D. To be licensed by credentials as stated in Rule 306(B)(5), a candidate may use a passing grade from a clinical examination administered by any clinical licensing examination which meets the criteria outlined in Rule 1713.

E. No clinical licensing examination may be conducted in the state of Louisiana without the written permission from the Louisiana State Board of Dentistry. For permission to be granted, the agency conducting the examination must have at least four current members of the Louisiana State Board of Dentistry participating in the clinical licensing examination.

§1711. Examination of Dental Hygienists

A.- C. (1)...

~~2. — a practical or clinical examination as administered by the Council of Interstate Testing Agencies (CITA), Central Regional Dental Testing Service (CRDTS), Northeast Regional Board (NERB), Southern Regional Testing Agency (SRTA), American Dental Examination (ADEX), or Western Regional Examining Board (WREB) which shall test the competency of the applicant's ability.~~

2. To be licensed as a dental hygienist in this state, an applicant for initial licensure must successfully complete the clinical examination administered by the Louisiana State Board of Dentistry approved testing agency. This agency will be named by the board and this relationship may be changed or amended as deemed necessary by the board.

3. To be licensed by credentials as stated in Rule 711(C)(2), a candidate may use a passing grade from a clinical examination administered by any clinical licensing examination which meets the criteria outlined in Rule 1713.

4. No clinical licensing examination may be conducted in the state of Louisiana without the written permission from the Louisiana State Board of Dentistry. For permission to be granted, the agency conducting the examination must have at least four current members of the Louisiana State Board of Dentistry participating in the clinical licensing examination.

Dr. Trinca recused himself from the vote as he is Vice President of CITA. All other board members voted in the affirmative, and Dr. McCabe declared the motion passed.

Mr. Ogden was instructed to send notice to the Southern Regional Testing Agency (SRTA) that the LSBD will no longer accept their examination after January 1, 2012. This pertains to both dentists and dental hygienists. The reason for this denial of acceptance is due to the fact that SRTA has no live patient utilization in the periodontal portion of their clinical licensing examination.

At this point, Dr. Trinca made the motion which was seconded by Dr. Blackwood that it be:

RESOLVED, the Louisiana State Board of Dentistry hereby establishes a deadline of 30 days prior to a board meeting for the receipt of all licensure by credentials applications and information from the Professional Background Information Service.

After the board voted unanimously in the affirmative, Dr. McCabe declared the motion passed.

Dr. McCabe then referred to Agenda item 9, **Legislative Committee**, Dr. Conrad McVea, Chairman. Dr. McVea stated at this time the board had no legislation planned for the 2011 session.

Next, Dr. Melvin Anderson addressed the board seeking an exemption to R.S. 37:752 “Exemptions from Licensure.” He asked the board to allow out of state dental students to perform rotations at Federally Qualified Healthcare Centers in Louisiana. After some discussion, Dr. McVea made the motion which was seconded by Dr. Martello that it be:

RESOLVED, the Louisiana State Board of Dentistry hereby rejects the request of Melvin W. Anderson, D.D.S., Dental Director of the Iberia Comprehensive Community Health Center to alter R.S. 37:752.

After the board voted unanimously in the affirmative, Dr. McCabe declared the motion passed.

Next, Mr. Ogden then related to the board the conversation in which he had with Mr. Ronnie Coleman of Kool Smiles, Inc. at the Louisiana Dental Association Council on Governmental Affairs meeting a few weeks prior. Mr. Coleman had asked the LDA to present or at least to support legislation which would require the board to rescind its citizenship requirement for licensure because they are having a difficult time recruiting dentists to work for them; and to rescind the board's prohibition on in-person solicitations as stated in Rule 301. After little discussion, Dr. Moreau made the motion which was seconded by Dr. Taylor that it be:

RESOLVED, the Louisiana State Board of Dentistry hereby rejects the proposals made by Kool Smiles, Inc.

After the board voted unanimously in the affirmative, Dr. McCabe declared the motion passed.

Next, Dr. McCabe referred to Agenda item 10, **Anesthesia Committee**, Dr. Lynn Philippe, Chairman. Dr. Philippe related that he had been talking with Drs. Martello, McCabe, and Ben Record of LSU regarding amending the term "Anxyolysis" because of some confusion within the profession. Dr. McCabe then appointed Drs. Philippe and Martello to form an Ad Hoc Committee with Dr. Ben Record and a member of the LDA to study this issue. It was agreed that Dr. Madison will revisit the issue when he decides on his committee list.

Discussion then ensued on the Nitrous Oxide course being taught at the University of Louisiana at Monroe wherein Dr. Philippe made the motion which was seconded by Dr. Blackwood that it be:

RESOLVED, the Louisiana State Board of Dentistry has reviewed the continuing education and undergraduate courses of the University of Louisiana at Monroe in regards to teaching the administration of Nitrous Oxide by dental hygienists and hereby approves same.

After the board voted unanimously in the affirmative, Dr. McCabe declared the motion passed.

At this point Dr. McCabe referred to Agenda item 11, **Rulemaking Committee**, Dr. Romell Madison, Chairman. Dr. Madison first brought the board's attention to the Notices of Intent which were published in the November 20, 2010 edition of the *Louisiana Register* which will become effective on February 20, 2011.

Due to the fact that most of the rulemaking had been addressed the day before during the rulemaking meeting, Dr. Martello made the motion which was seconded by Dr. Taylor that all of the rules to be revised be voted on in globo at the end of the discussion.

After the board voted unanimously in the affirmative, Dr. McCabe declared the motion passed.

Dr. Madison then brought the board through the various rulemaking changes pertaining to LAC 46:XXXIII.701 “Authorized Duties”; .712 “Nitrous Oxide Inhalation Analgesia”; .714 “Minimal Educational Requirements for the Granting of Permits to Administer Nitrous Oxide Inhalation Analgesia”; .720 “Sanctions”; .1511 “Required Facilities, Personnel and Equipment for Sedation Procedures”; .130 “Automated External Defibrillator”; .313 “Portable and Mobile Dentistry”; and a yet to be determined title for the regulation of Botox and Dermal Fillers; .1611 (J), .1709 (C), (D), and (E), and .1711. At this point, Dr. Martello made the motion which was seconded by Dr. Taylor that it be:

RESOLVED, the Louisiana State Board of Dentistry hereby directs, empowers, and authorizes its Rulemaking Committee, President, Executive Director, and Counsel to go forward with the amendments of LAC 46:XXXIII.130, .313, .701, .712, .714, .720, .1511, .1611(J), .1709 (C), (D), and (E), and .1711, as attached hereto and made a part hereof; and

BE IT THEREFORE RESOLVED, those parties are instructed to commence promulgation of these as Notices of Intent as soon as possible.

After the board voted unanimously in the affirmative, Dr. McCabe declared the motion passed.

Dr. McCabe then referred to Agenda item 12, **Continuing Education Committee**, Dr. John Taylor, Chairman. Dr. Taylor related that there was confusion in regards to which courses licensees had to be trained in as it relates to PALS, ACLS, and BLS. After some discussion, the board decided that licensees must provide verification of the full ACLS or PALS course to receive the maximum credit hours. Licensees may only receive credit for the highest level of CPR course completed, and may not cumulate the different courses for continuing education credits.

Dr. McCabe then referred to Agenda item 13, **Nominating Committee**, Dr. Lynn Philippe, Chairman. Dr. Philippe stated that the Nominating Committee had met and recommended Dr. Dean L. Manning to serve as the next Secretary-Treasurer of the LSBOD. All agreed and Dr. Manning was elected unanimously by acclamation. Next, Dr. Philippe made the motion which was seconded by Dr. Melancon that it be:

RESOLVED, the Louisiana State Board of Dentistry does hereby authorize, confirm, and ratify the signature of any of the officers elected this day and enlisted herein on all accounts of the Louisiana State Board of Dentistry.

After the board voted unanimously in the affirmative, Dr. McCabe declared the motion passed.

Dr. Madison is now President. Dr. Melancon is now the Vice-President and Dr. Manning is the Secretary-Treasurer.

Dr. McCabe then referred to Agenda item 14, **New Business and any other business which may properly come before the board**. At this point, Dr. McVea made the motion which was seconded by Dr. Martello that it be:

RESOLVED, that the action of the President in entering into a resolution in the matter involving Vintage L. Poirier, D.D.S. via Consent Decree by and between the Louisiana State Board of Dentistry and Vintage L. Poirier, D.D.S. (as per copy of Amendment Agreement Containing Consent Decree which is attached hereto and made a part hereof), be adopted, confirmed, and ratified by this Board; and further that all acts of the President, Board members, and Executive Director in the furtherance of this purpose are hereby ratified.

After the board voted unanimously in the affirmative, Dr. McCabe declared the motion passed.

Dr. McVea made the motion which was seconded by Dr. Martello that it be:

RESOLVED, that the action of the President in entering into a resolution in the matter involving Bruce J. Kestler, D.D.S. via First Amendment to Consent Decree by and between the Louisiana State Board of Dentistry and Bruce J. Kestler, D.D.S. (as per copy of First Amendment Agreement Containing Consent Decree which is attached hereto and made a part hereof), be adopted, confirmed, and ratified by this Board; and further that all acts of the President, Board members, and Executive Director in the furtherance of this purpose are hereby ratified.

After the board voted unanimously in the affirmative, Dr. McCabe declared the motion passed.

Dr. McVea made the motion which was seconded by Dr. Martello that it be:

RESOLVED, that the action of the President in entering into a resolution in the matter involving Louis M. Genard, D.D.S. via First Amendment to Consent Decree by and between the Louisiana State Board of Dentistry and Louis M. Genard, D.D.S. (as per copy of First Amendment Agreement Containing Consent Decree which is attached hereto and made a part hereof), be adopted, confirmed, and ratified by this Board; and further that all acts of the President, Board members, and Executive Director in the furtherance of this purpose are hereby ratified.

After the board voted unanimously in the affirmative, Dr. McCabe declared the motion passed.

Dr. McVea made the motion which was seconded by Dr. Martello that it be:

RESOLVED, that the action of the President in entering into a resolution in the matter involving Paul M. Clark, D.D.S. via Consent Decree by and between the Louisiana State Board of Dentistry and Paul M. Clark, D.D.S. (as per copy of Agreement Containing Consent Decree which is attached hereto and made a part hereof), be adopted, confirmed, and ratified by this Board; and further that all acts

of the President, Board members, and Executive Director in the furtherance of this purpose are hereby ratified.

After the board voted unanimously in the affirmative, Dr. McCabe declared the motion passed.

Dr. McVea made the motion which was seconded by Dr. Martello that it be:

RESOLVED, that the action of the President in entering into a resolution in the matter involving Thomas D. McMichael, D.D.S. via Consent Decree by and between the Louisiana State Board of Dentistry and Thomas D. McMichael, D.D.S. (as per copy of Agreement Containing Consent Decree which is attached hereto and made a part hereof), be adopted, confirmed, and ratified by this Board; and further that all acts of the President, Board members, and Executive Director in the furtherance of this purpose are hereby ratified.

After the board voted unanimously in the affirmative, Dr. McCabe declared the motion passed.

Dr. McVea made the motion which was seconded by Dr. Martello that it be:

RESOLVED, that the action of the President in entering into a resolution in the matter involving Phillip J. Stelly, D.D.S. via Consent Decree by and between the Louisiana State Board of Dentistry and Phillip J. Stelly, D.D.S. (as per copy of Agreement Containing Consent Decree which is attached hereto and made a part hereof), be adopted, confirmed, and ratified by this Board; and further that all acts of the President, Board members, and Executive Director in the furtherance of this purpose are hereby ratified.

After the board voted unanimously in the affirmative, Dr. McCabe declared the motion passed.

No action was taken on the discussion of placement of steel crowns on Medicaid patients by an endodontist.

Next, Dr. William Schmidt addressed the meeting. He was upset with a letter that he had received from the board in an investigation following a complaint received by the board. He asked that the board send him a new letter deleting the words “As a dentist in Louisiana” and replace it with the phrase “As Chairman of the Louisiana Dental Association peer review”. Mr. Ogden was instructed to send said letter to Dr. Schmidt.

At this point, Dr. McVea made the motion which was seconded by Dr. Taylor that it be:

RESOLVED, the Louisiana State Board of Dentistry hereby rejects the application for reconsideration of sanctions made by Dr. Billy F. Booty.

Ms. Christine Guillaume recused herself from the vote. All other board members voted in the affirmative, and Dr. McCabe declared the motion passed.

Next, the board directed Mr. Ogden to prepare a consent decree for Dr. James R. Bush and Dr. Joseph Ellis Bernard to allow them to reenter the profession after evaluation and remediation.

Next, Dr. James Granger addressed the board on behalf of Delta College of Arts and Technology. His request was to be a recognized provider of radiology courses now that Ascension College is no longer in business. After hearing the address, Dr. Blackwood made the motion which was seconded by Dr. Martello that it be:

RESOLVED, the Louisiana State Board of Dentistry hereby grants the request of Delta College of Arts and Technology to be an approved instructor for radiology courses to be accepted by the Louisiana State Board of Dentistry.

After the board voted unanimously in the affirmative, Dr. McCabe declared the motion passed.

The staff was instructed to change its listing of approved x-ray providers.

At this point, Dr. Moreau made the motion which was seconded by Dr. Melancon that it be:

RESOLVED, the Louisiana State Board of Dentistry hereby approves and ratifies the contract entered into by the board president with Sharp and Company.

After the board voted unanimously in the affirmative, Dr. McCabe declared the motion passed.

At this point, Dr. Moreau made the motion which was seconded by Dr. Melancon that it be:

RESOLVED, the Louisiana State Board of Dentistry hereby approves and ratifies the contract entered into by the board president with MiraComp Technologies, Inc.

After the board voted unanimously in the affirmative, Dr. McCabe declared the motion passed.

At this point, Dr. Moreau made the motion which was seconded by Dr. Melancon that it be:

RESOLVED, the Louisiana State Board of Dentistry hereby approves and ratifies the contract entered into by the board president with Donald P. Harris, D.D.S.

After the board voted unanimously in the affirmative, Dr. McCabe declared the motion passed.

At this point, Dr. Moreau made the motion which was seconded by Dr. Melancon that it be:

RESOLVED, the Louisiana State Board of Dentistry hereby approves and ratifies the contract entered into by the board president with Arthur Hickman, Esq.

After the board voted unanimously in the affirmative, Dr. McCabe declared the motion passed.

At this point, Dr. Moreau made the motion which was seconded by Dr. Melancon that it be:

RESOLVED, the Louisiana State Board of Dentistry hereby approves and ratifies the contract entered into by the board president with Camp Morrison Investigations, Inc.

After the board voted unanimously in the affirmative, Dr. McCabe declared the motion passed.

The board then briefly reviewed the information regarding Minnesota's mid-level dental healthcare providers.

The board then reviewed the LDA peer review report from January through October 2010 and was satisfied.

Mr. Ogden then gave the board an update on the National Practitioner Data Bank (NPDB). He stated that all dental boards were presently being audited by the NPDB to assure compliance with same. He also related a new service being offered by the NPDB for \$3.25 per licensee they will keep track of any disciplinary action throughout the year and notify a board as soon as a disciplinary action has been taken in another jurisdiction against a licensee. Everyone felt the expense was too great at this point but it might be advantageous in the future.

At this point, Dr. Trinca made the motion which was seconded by Dr. Madison that it be:

RESOLVED, that the Louisiana State Board of Dentistry go into Executive Session for the purpose of discussing the Rewards and Recognition Program and 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.

After the board voted unanimously in the affirmative, Dr. McCabe declared the motion passed.

Upon returning from Executive Session, the board members instructed Mr. Ogden to provide a 10% Rewards and Recognition to Ms. Diana Chenevert; 10% Rewards and Recognition to Mr. John Roth; and 2% Rewards and Recognition to Ms. Carolyn Perez.

The board instructed Mr. Ogden that the raise which he had received from Dr. McCabe was ratified by the board at this time.

Next, discussion ensued on the “Optional Pay Adjustment Policy” of the LSB. Mr. Ogden then explained that this was an extra tool that can be used to retain valuable employees. This Optional Pay Adjustment Policy must be presented to the Civil Service for approval after same is approved by the board. At this point, Dr. Philippe then made the motion which was seconded by Dr. Blackwood that it be:

RESOLVED, the Louisiana State Board of Dentistry has considered the Optional Pay Adjustment Policy for the Louisiana State Board of Dentistry and hereby accepts, adopts, and ratifies said policy.

After the board voted unanimously in the affirmative, Dr. McCabe declared the motion passed.

At this point, Mr. Ogden presented new LSB member lapel pins to all members and staff of the board.

At this point, Dr. Guillory made the motion which was seconded by Ms. Guillaume that it be:

RESOLVED, that the Louisiana State Board of Dentistry hereby authorizes and directs its Secretary-Treasurer to pay all per diem and authorized expenses to those Board members in connection with the August 13, 2010 board meeting and hearings held in New Orleans, Louisiana; and

BE IT FURTHER RESOLVED, that the Secretary-Treasurer is authorized and directed to pay up to two additional travel days in per diem to board members requiring same in connection with their attendance at said meeting.

After the board voted unanimously in the affirmative, Dr. McCabe declared the motion passed.

Next, Dr. Guillory made the motion which was seconded by Ms. Guillaume that it be:

RESOLVED, that the Louisiana State Board of Dentistry hereby authorizes and directs its Secretary-Treasurer to pay all per diem and authorized expenses to those Board members in connection with the August 19, 2010 Legislative Oversight Committee meeting held in Baton Rouge, Louisiana.

After the board voted unanimously in the affirmative, Dr. McCabe declared the motion passed.

Next, Dr. Guillory made the motion which was seconded by Ms. Guillaume that it be:

RESOLVED, that the Louisiana State Board of Dentistry hereby authorizes and directs its Secretary-Treasurer to pay all per diem and authorized expenses to those Board members in connection with the Vincent L. Dileo, D.D.S. hearing on September 10, 2010 held in New Orleans, Louisiana.

After the board voted unanimously in the affirmative, Dr. McCabe declared the motion passed.

Next, Dr. Trinca made the motion which was seconded by Dr. Madison that it be:

RESOLVED, that the Louisiana State Board of Dentistry hereby authorizes and directs its Secretary-Treasurer to pay all per diem and authorized expenses to those Board members in connection with the disciplinary hearing on September 24-25, 2010 held in New Orleans, Louisiana; and

BE IT FURTHER RESOLVED, that the Secretary-Treasurer is authorized and directed to pay up to two additional travel days in per diem to board members requiring same in connection with their attendance at said meeting.

After the board voted unanimously in the affirmative, Dr. McCabe declared the motion passed.

Next, Dr. Guillory made the motion which was seconded by Ms. Guillaume that it be:

RESOLVED, that the Louisiana State Board of Dentistry hereby authorizes and directs its Secretary-Treasurer to pay all per diem and authorized expenses to those Board members in connection with the Council for Interstate Testing Agencies and American Association of Dental Boards meeting on October 5-8, 2010 held in Orlando, Florida; and

BE IT FURTHER RESOLVED, that the Secretary-Treasurer is authorized and directed to pay up to two additional travel days in per diem to board members requiring same in connection with their attendance at said meeting.

After the board voted unanimously in the affirmative, Dr. McCabe declared the motion passed.

Next, Dr. Guillory made the motion which was seconded by Ms. Guillaume that it be:

RESOLVED, that the Louisiana State Board of Dentistry hereby authorizes and directs its Secretary-Treasurer to pay all per diem and authorized expenses to those members in preparation of the formal disciplinary hearing on October 21, 2010 in New Orleans, Louisiana, in connection with the Vincent L. Dileo, D.D.S. hearing held on October 29-30, 2010 in New Orleans, Louisiana.

After the board voted unanimously in the affirmative, Dr. McCabe declared the motion passed.

Next, Dr. Guillory made the motion which was seconded by Ms. Guillaume that it be:

RESOLVED, that the Louisiana State Board of Dentistry hereby authorizes and directs its Secretary-Treasurer to pay all per diem and authorized expenses to those Board members in connection with the disciplinary hearing on October 22-23, 2010 held in Shreveport, Louisiana; and

BE IT FURTHER RESOLVED, that the Secretary-Treasurer is authorized and directed to pay up to two additional travel days in per diem to board members requiring same in connection with their attendance at said meeting.

After the board voted unanimously in the affirmative, Dr. McCabe declared the motion passed.

Next, Dr. Guillory made the motion which was seconded by Ms. Guillaume that it be:

RESOLVED, that the Louisiana State Board of Dentistry hereby authorizes and directs its Secretary-Treasurer to pay all per diem and authorized expenses to those Board members in connection with the Vincent L. Dileo, D.D.S. hearing on October 29-30, 2010 held in New Orleans, Louisiana.

BE IT FURTHER RESOLVED, that the Secretary-Treasurer is authorized and directed to pay up to two additional travel days in per diem to board members requiring same in connection with their attendance at said meeting.

After the board voted unanimously in the affirmative, Dr. McCabe declared the motion passed.

At this point, Dr. Moreau then made the motion which was seconded by Dr. Taylor that it be:

RESOLVED, that the Louisiana State Board of Dentistry hereby adjourns its meeting of December 4, 2010.

After the board voted unanimously in the affirmative, Dr. McCabe declared the motion passed.

Dr. McCabe then adjourned the meeting at 4:45 P.M.

Dean Manning, D.D.S.
Secretary/Treasurer
Louisiana State Board of Dentistry