

**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 8:30 AM ON
SATURDAY, DECEMBER 6, 2014**

The annual meeting of the Louisiana State Board of Dentistry was held on Saturday, December 6, 2014, 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 8:40 a.m. by Dr. Wilton Guillory, President.

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

PRESENT WERE

Dr. Wilton Guillory, President
Dr. Aubrey Baudean, Vice President
Dr. Russell Mayer, Secretary-Treasurer
Dr. H.O. Blackwood, Member
Ms. Patricia Cassidy, R.D.H., Member
Dr. Claudia Cavallino, Member
Dr. Marija LaSalle, Member
Dr. Dean Manning, Member
Dr. Ronald Marks, Member
Dr. Lynn Philippe, Member
Dr. J. Jerome Smith, Member
Dr. Richard Willis, Member

ABSENT WERE

Dr. Leonard Breda, Member
Dr. David Melancon, Member

ALSO PRESENT BY BOARD INVITATION WERE

Arthur Hickham, Jr., Executive Director

Erin Conner, Director of Licensing

Rachel Daniel, Board Staff

Julie Alleman, Physicians' Health Foundation of Louisiana

Dr. Louis Cataldie, Physicians' Health Foundation of Louisiana

Ronald Coleman

Brian Bégué

Dr. Chris Brown, LDA

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

Dr. Jonathan Gold

C. Barry Ogden

John Saunders

Dr. Guillory stated that it had been an eventful year and two board members would be leaving the board after years of service. Dr. Guillory asked all guests to introduce themselves. After the introductions, Dr. Guillory asked for public comment. Hearing none, he referred to Agenda item number 4 wherein Dr. Manning made the motion which was seconded by Dr. Baudean that it be:

RESOLVED, that the minutes, as circulated, of the Annual Board meeting of August 22, 2014 in New Orleans, Louisiana, are hereby adopted, ratified and approved in their entirety.

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

Next, Dr. Manning made the motion which was seconded by Dr. Blackwood 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 22, 2014, be and they are hereby approved, adopted, and ratified in full by the board.

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

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

RESOLVED, having considered the applications 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 license to practice dentistry or dental hygiene in the State of Louisiana, granting them all the privileges, duties, and responsibilities associated therewith.

- a. Dr. Jeremy Alexander
- b. Dr. Jennifer LaQuay
- c. Dr. Bar Nguyen
- d. Carly Eubank, R.D.H.
- e. Marilyn Holt, R.D.H.
- f. Janine Nootz, R.D.H.

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

Dr. Blackwood then made the motion which was seconded by Dr. Cavallino that it be

RESOLVED, having considered the application for licensure by credentials in the State of Louisiana by Dr. Christy Jen, the Louisiana State Board of Dentistry hereby approves said application and awards Dr. Jen her requested license to practice dentistry in the State of Louisiana, granting her all the privileges, duties, and responsibilities associated therewith contingent upon successful completion of the fingerprint background check.

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

Dr. Blackwood then made the motion which was seconded by Dr. Cavallino 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 person:

- | | | |
|----|-----------------------|-------------------------|
| a. | Dr. Dennis Beeson | LSU School of Dentistry |
| b. | Dr. Dwight Brown | LSU School of Dentistry |
| c. | Dr. Jonathan Esquivel | LSU School of Dentistry |
| d. | Dr. Mariam Gawargi | LSU School of Dentistry |
| e. | Dr. Benjamin Johnson | LSU Hospital |

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

Dr. Guillory then brought the board's attention to Agenda item 7 **Office Management Committee**, Dr. Lynn Philippe, Chairman. Dr. Philippe asked Mr. Arthur Hickham to give the report.

Mr. Hickham reviewed the board's financial statements for the recently ended quarter, and the board was satisfied. Mr. Hickham then explained that the board's expected revenues for anesthesia permits and reinstatement, EDDAs, and interest should adjusted on the 2014-

2015 budget. Dr. Blackwood then made the motion which was seconded by Dr. Baudean that it be

RESOLVED, the Louisiana State Board of Dentistry having reviewed its budget for fiscal year 2014-2015, hereby revises the budget to increase its means of financing projection a total of \$15,000, reflecting a \$12,000 decrease in reinstatement, EDDA, and interest, and a \$27,000 increase in anesthesia permits.

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

Mr. Hickham then brought the board's attention to two new board policies as instructed by the state. Dr. Manning made the motion which was seconded by Dr. Blackwood that it be

RESOLVED, the Louisiana State Board of Dentistry has reviewed the revised Employees section of the Louisiana State Board of Dentistry's Policies and Procedures Manual and hereby approves same.

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

Dr. Guillory then referred to Agenda item 8 **Impaired Dentists Committee**, Dr. H.O. Blackwood, Chairman. Dr. Blackwood stated that he had no report but Ms. Alleman and Dr. Cataldie of the Physicians' Health Foundation were present and available to answer questions any questions the board had.

Ms. Alleman reviewed their operation and stated they were currently working with a seven dental healthcare practitioners. She also gave examples of active monitoring contracts with practitioners. She also stated that the Physician's Health Foundation had recently amended their bylaws to specify that a dentist be on their policy making committee. She also asked the board to inform its licensees of the Physicians' Health Foundations services in its publications and on its website.

Dr. Guillory then brought the board's attention to the **Examination Committee**, Dr. Aubrey Baudean, Chairman. Dr. Baudean stated that he had no report.

Dr. Guillory then referred to Agenda item 10, **Legislative Committee**, Dr. Claudia Cavallino, Chairperson. Dr. Cavallino stated that the board has no proposed legislation for the 2015 session. She had attended the recent LSB/D/LDA Task Force meetings and reported that the LDA seemed amenable to seeking an elimination of the advertising rule change if the board would agree to preapprove advertising for a fee.

Dr. Guillory then brought the board's attention to Agenda item 11, **Anesthesia Committee**, Dr. Lynn Philippe, Chairman. Dr. Blackwood made the motion which was seconded by Dr. Baudean that it be

RESOLVED, that the minutes, as circulated, of the Anesthesia Committee meetings of September 29, 2014, October 13, 2014, and October 20, 2014 in New Orleans, Louisiana, are hereby adopted, ratified and approved in their entirety.

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

Discussion then ensued on the committee's proposed rule changes for anesthesia permit requirements. Dr. Philippe reported that the committee's proposed changes would bring the rules in line with current American Dental Association guidelines for anesthesia administration. He stated that the proposed rule revisions would be presented at the next board meeting for a vote.

Dr. Guillory then referred to Agenda item 12, **Rulemaking Committee**, Dr. David Melancon, Chairman. Dr. Melancon stated that the only rulemaking activity since the last meeting was the publication of the final rule change to 1508 in the September 20, 2014, edition of The Register.

Dr. Guillory then referred the board members to Agenda item 13, **Nominating Committee**, Dr. Lynn Philippe, Chairman. Dr. Philippe stated that the committee had met the previous day to discuss their nominations. Dr. Blackwood then made the motion which was seconded by Dr. Marks that it be

RESOLVED, the Louisiana State Board of Dentistry hereby appoints the following individuals to the positions of President, Vice-President and Secretary-Treasurer.

President: Dr. Aubrey Baudean

Vice-President: Dr. Russell Mayer

Secretary-Treasurer: Dr. Claudia Cavallino

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

Dr. Guillory then referred to Agenda item 14, **New business and any other business which may properly come before the board.**

Dr. Manning then made the motion which was seconded by Dr. Philippe that it be

RESOLVED, that the action of the President in entering into a resolution in the matter involving John D. Stover, D.D.S. via consent decree by and between the Louisiana State Board of Dentistry and John D. Stover, 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. Guillory declared the motion passed.

Dr. Manning then made the motion which was seconded by Dr. Philippe that it be

RESOLVED, that the action of the President in entering into a resolution in the matter involving Ronald J. Gustafson, D.D.S. via an amendment to the consent decree by and between the Louisiana State Board of Dentistry and Ronald J. Gustafson, D.D.S. (as per copy of First Amendment to 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. Guillory declared the motion passed.

Mr. Hickham then reviewed the LDA Peer Review report for the board.

Dr. Blackwood then made the motion which was seconded by Dr. Baudean that it be

RESOLVED, the Louisiana State Board of Dentistry hereby amends its agenda to discuss agenda item 14 (iii) following agenda item 14 (v).

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

Mr. Hickham then stated that the board may wish to move the May 16, 2015, meeting to another date as the hotel rooms would be extremely high that weekend. The board agreed and moved the May meeting to May 8, 2015.

Discussion then ensued on the board's resuming office inspections for compliance with CDC requirements. Dr. Baudean then made the motion which was seconded by Dr. Blackwood that it be

RESOLVED, the Louisiana State Board of Dentistry will revisit the possibility of resuming inspections until the Anesthesia Committee presents its finalized proposed rule changes.

Dr. Cavallino then made the motion which was seconded by Dr. Marks that it be

RESOLVED, the Louisiana State Board of Dentistry hereby amends the motion on the floor to revisit the possibility of resuming inspections at the next board meeting.

All members voted in the affirmative for the motion's amendment with the exception of Dr. Blackwood who opposed the motion.

Dr. Blackwood then made the motion which was seconded by Dr. Mayer that it be

RESOLVED, the Louisiana State Board of Dentistry hereby amends the motion on the floor to delay discussion of the issue no more than six months.

All members voted in the affirmative for the motion's amendments with the exception of Dr. Baudean who opposed the motion.

After additional discussion, all members voted unanimously against the motion.

Dr. Marks then made the motion which was seconded by Dr. Manning that it be

RESOLVED, the Louisiana State Board of Dentistry will revisit the possibility of resuming inspections at its next meeting with the intention to resume inspections within six months.

All members voted in the affirmative with the exception of Dr. Baudean who opposed the motion. Dr. Guillory declared the motion passed.

At this point, Dr. Guillory indicated that Mr. Barry Ogden, Mr. John Saunders, and Mr. Ronald Coleman wished to address the board. Mr. Ogden introduced Mr. Saunders and Mr. Coleman. Mr. Saunders wish to discuss the possibility of an amendment to R.S. 37:761 regarding the requirement of citizenship or permanent resident status for a license. He stated that dentists who do not meet the citizenship requirement are employed in other states using a visa which requires them to be sponsored by an employer. The employer remains responsible for the visa holder and the visa is itself conditional on employment by the sponsor. He stated if the Louisiana State Board of Dentistry were to accept these visa holders for licensure, it would satisfy a need for dental health care practitioners in underserved areas.

The board next recognized the president, Dr. Wilton Guillory. He was presented with an award to thank him for his service to the board. He stated that it had been an eventful year and he thanked everyone for their hard work.

Next the board recognized Drs. Blackwood and Philippe for their years of service. Dr. Blackwood stated that he will miss the board and he has been proud of the work the board

does in protecting the public. Dr. Philippe stated that he will miss working with the other board members and he thinks they have all done commendable work as a board.

Dr. Blackwood then made the motion which was seconded by Dr. Manning 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 listed herein on all accounts of the Louisiana State Board of Dentistry.

President: Dr. Aubrey Baudean

Vice-President: Dr. Russell Mayer

Secretary-Treasurer: Dr. Claudia Cavallino

Executive Director Arthur Hickham, Jr.

Director of Licensing Erin K. Conner

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

Dr. Manning then made the motion which was seconded by Dr. Blackwood that it be

RESOLVED, the Louisiana State Board of Dentistry hereby grants authority to the President and Executive Director to release bank security on board bank accounts.

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

Discussion then ensued on attendance at the 59th Southern Conference of Dental Deans and Examiners. No action was taken.

Discussion then ensued on the LSB/D/LDA Task Force meeting. The board members were hopeful that the task force acts as a bridge between the two organizations. It was reported that the proposed legislation was being discussed and they were attempting to refine the details.

Dr. Guillory then stated that lunch had arrived and the board members would eat lunch while they continued with the meeting. He referred to Agenda item 15 **Reports on investigations, adjudications, and litigation**. Dr. Smith then made the motion which was seconded by Dr. Blackwood 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. Guillory declared the motion passed.

Upon returning from executive session, Dr. Philippe made the motion which was seconded by Dr. Mayer that it be

RESOLVED, the Louisiana State Board of Dentistry under the authority of its Rewards and Recognition policy regarding classified employees hereby awards:

5% of Carolyn Perez's annual salary for her exemplary service to the Louisiana State Board of Dentistry, its members, and the public

5% of Diana Chenevert's annual salary for her exemplary service to the Louisiana State Board of Dentistry, its members, and the public

5% of Rachel Daniel's annual salary for her exemplary service to the Louisiana State Board of Dentistry, its members, and the public

5% of Joshua Besson's annual salary for his exemplary service to the Louisiana State Board of Dentistry, its members, and the public

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

Dr. Manning then made the motion which was seconded by Dr. Baudean 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 21, 2014 Anesthesia committee meeting 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. Guillory declared the motion passed.

Dr. Manning then made the motion which was seconded by Dr. Baudean 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 22, 2014 board meeting and hearings 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. Guillory declared the motion passed.

Dr. Manning then made the motion which was seconded by Dr. Baudean 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 October 7-8, 2014 American Association of Dental Boards (AADB) meeting 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. Guillory declared the motion passed.

Dr. Manning then made the motion which was seconded by Dr. Baudean 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 8, 2014 Joint LDA-LSBD Task force meeting held in Baton Rouge, 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. Guillory declared the motion passed.

Dr. Manning then made the motion which was seconded by Dr. Baudean 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 November 7, 2014 Joint LDA-LSBD Task force meeting held in Baton Rouge, 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. Guillory declared the motion passed.

Dr. Manning then made the motion which was seconded by Dr. Baudean 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 attending the depositions in litigation in which they have been named parties and which arise from board business, which depositions have been held in New Orleans and Shreveport; 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. Guillory declared the motion passed.

Dr. Smith then made the motion which was seconded by Ms. Cassidy that it be

RESOLVED, that the Louisiana State Board of Dentistry hereby adjourns its meeting of December 6, 2014.

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

Dr. Guillory then adjourned the meeting at 1:00 PM.

Russell Mayer, D.D.S.
Secretary/Treasurer
Louisiana State Board of Dentistry