

**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 9:00 A.M. ON
SATURDAY, DECEMBER 3, 2011**

The annual meeting of the Louisiana State Board of Dentistry was held on Saturday, December 3, 2011, 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 9:00 a.m. by Dr. Romell Madison, President.

Next, Dr. Madison addressed the board and members of the audience. He expressed his gratitude for the work of his fellow board members during his tenure as president. He also thanked the public and LSUSD for the help he received.

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

PRESENT WERE:

Dr. Romell Madison, President
Dr. David Melancon, Vice-President
Dr. Dean Manning, Secretary-Treasurer
Dr. Aubrey Baudean, Member
Dr. Wilton Guillory, Member
Dr. H.O. Blackwood, Member
Patty Cassidy, R.D.H., Member
Dr. Lynn Philippe, 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:

Peyton B. Burkhalter, 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

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

Carrie Mason, R.D.H., LSUSD

Chris Brown, D.D.S.

Henry Gremillion, D.D.S., LSUSD

Jamie Manders, D.D.S.

Roberto Llopis, D.D.S.

Shawna Steele Battier, D.D.S.

Jesse McCormick, D.D.S.

C. L. Wise, D.D.S.

Julie Alleman

Verne Thibodeaux

Laurie Moeller, D.D.S.

Raymond Unland, D.D.S.

Victor Jackson, M.D.

C. Barry Ogden

Gregg May, D.D.S.

At this point, Dr. Madison asked all the guests to introduce themselves. After the introductions, Dr. Madison asked for public comment. Hearing none he began the meeting by addressing item 4 on the Agenda, the approval of the minutes from the August 5, 2011 meeting, wherein Dr. Blackwood made the motion which was seconded by Dr. Martello that it be:

RESOLVED, that the minutes, as circulated, of the Special Board meeting of August 5, 2011, in New Orleans, Louisiana, are hereby adopted, ratified and approved in their entirety.

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

Next, Dr. Guillory made the motion which was seconded by Dr. Baudean 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 5, 2011, be and they are hereby approved, adopted, and ratified in full by the board.

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

Dr. Madison then referred to Agenda item 6, **Licensing and Credentials Committee**, Dr. Dean Manning, Chairman. Dr. Manning elected to give his committee report after consideration of the licensing matters on the agenda. Dr. Manning then made the motion which was seconded by Dr. Blackwood 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. Manmeet Bala
- B. Dr. Brandon Coleman
- C. Dr. Jeffrey Davis
- D. Dr. Kim Chi Do
- E. Dr. Lacy Garrett
- F. Dr. Thomas Leach
- G. Dr. Roberto Llopis
- H. Dr. Melisa Polhamus
- I. Dr. Anitra Roberts
- J. Dr. Byron Scott
- K. Mary Leahy, R.D.H.
- L. Amanda Roberts, R.D.H.
- M. Staci Teitelbaum, R.D.H.
- N. Brenda Whitehurst, R.D.H.

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

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

RESOLVED, having considered the applications for licensure by credentials in the State of Louisiana by Dr. Raymond Layne and Dr. Michael Long, the Louisiana State Board of Dentistry hereby approves said applications and awards Dr. Raymond Layne and Dr. Michael Long, their requested licenses to practice dentistry in the State of Louisiana, granting them all the privileges, duties, and responsibilities associated therewith contingent upon the board's receipt of satisfactory fingerprint background check results and successful completion of the examination in jurisprudence.

- A. Dr. Raymond Layne
- B. Dr. Michael Long

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

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

RESOLVED, having considered the application for licensure by credentials in the State of Louisiana by Dr. Luciana Sweis, the Louisiana State Board of Dentistry hereby approves said application and awards Dr. Luciana Sweis, the requested license to practice dentistry in the State of Louisiana, granting her all the privileges, duties, and responsibilities associated therewith contingent upon the board's receipt of satisfactory fingerprint background check results and verification of references.

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

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:

- | | |
|-------------------------|-------------------------|
| A. Dr. Matthew T. Bronk | LSU Hospital |
| B. Dr. Rinku Parmar | LSU School of Dentistry |
| C. Dr. David Wilson | LSU School of Dentistry |
| D. Dr. Joseph Zeidan | LSU School of Dentistry |
| E. Dr. Gordon Stabley | LSU Hospital |
| F. Dr. George Hwang | LSU Hospital |
| G. Dr. Lindsay Porath | LSU Hospital |
| H. Dr. Michelle Prather | LSU Hospital |
| I. Dr. James Shirley | LSU Hospital |

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

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

RESOLVED, under the authority of R.S. 37:760 (A) (6) and LAC 46:XXXIII.120, the Louisiana State Board of Dentistry hereby approves the issuance of temporary dental hygiene license to the following persons:

Mary Leahy, R.D.H.
Staci Teitelbaum, R.D.H.

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

Dr. Manning then began his committee report. The initial item for discussion was the Licensing and Credentials Committee meeting that was conducted Friday, December 2, 2011. During the meeting the committee discussed and addressed the issue of standardizing the requirements of reinstatement of a license whether dental or hygiene. The committee instructed staff to prepare the amended rule for consideration at the next meeting of the board. The focus of the amended rule is to address cases where the licensee has been out of practice for in excess of

one (1) year. Accordingly, the board passed on consideration of this issue until staff has drafted the new rule.

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

RESOLVED, the Louisiana State Board of Dentistry has discussed reducing the renewal fees charged to Restricted Professors for renewal in December through June 2012 and hereby approves the fee reduction.

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

The board next discussed the committee's recommendation that dental assistants that have completed and passed the Dental Assisting National Board (DANB) certification for dental assistants be recognized as expanded duty dental assistants. Ms. Suzanne Farrar voiced concern over the proposed board action citing that DANB is a national board certification program but it does not have any "hands-on" clinical requirement. Dr. McVea advised the board members and audience that Louisiana is one of the states that does not accept the DANB certification for qualification as an EDDA. After a limited discussion, Dr. McVea suggested that the clinical portion requirement for qualification as an EDDA could be accomplished by DANB graduates through their employers. The board passed on consideration of accepting DANB for EDDA licensure status.

Dr. Manning next discussed the Major Actions of the Commission on Dental Accreditation as set forth in its report of August 5, 2011. The board reviewed the number of programs that received accreditation. Further, the commission maintained its position that DANB does not have the authority, nor does it have the expertise, to evaluate the quality of dental assisting educational programs. The report continued with a discussion on the development of accreditation standards for dental therapy educational programs which originated with a request from the University of Minnesota. Dr. Moreau advised the board that Dr. Gary Roberts reported recently that CODA was not moving forward with developing the standards as announced. Dr. Blackwood added that Missouri was initiating legislation to accept dental therapy programs.

Dr. Madison then referred to Agenda item 7, **Office Management Committee**, Dr. Lynn Philippe, Chairman. Dr. Philippe provided the board with his report beginning with a discussion of the committee's meeting with Pete Burkhalter on Friday December 2, 2011. During said

meeting multiple items were discussed and the committee was satisfied with the overall progress of the office changes instituted since the last meeting.

Dr. Philippe then asked Mr. Burkhalter to review for the board the financial statements for the quarter ending September 30, 2011. Mr. Burkhalter 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 which was the reason for the increase in the legal expense identified therein. In addition and as a result of the board's request to resume CDC and anesthesia inspections, the investigative fees have increased. Dr. Philippe pointed out to the board that the inspections had resulted in a large increase in the number of applications for anesthesia permits. Further, the board agreed that the expenditure was one that promoted the board's mission.

Next, Dr. Philippe moved to agenda item 7(ii) and Dr. McVea made a motion, seconded by Dr. Blackwood that it be:

RESOLVED, the Louisiana State Board of Dentistry has considered the necessity of oversight regarding purchases made by staff and hereby grants the executive director authority to expend board funds in the amount of \$3,000.00 with oversight by the board President.

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

Dr. Philippe then reviewed the report of the Agreed-Upon Procedure Audit of the fiscal year ending June 30, 2011, for the board. The board had received this information at the August meeting, and the report was merely confirmation of the verbal report given in August.

Next, Mr. Burkhalter, at the request of Dr. Philippe, discussed the status of online renewals. Mr. Burkhalter advised the board that the process was going smoothly and that by December 1, 2011, over 50% of the dentists and 33% of the dental hygienists had already renewed via the online system. Diana Chenevert advised the board that only 48 dentists and 12 hygienists had submitted paper renewals by mail. Ms. Farrar inquired about an ACH withdrawal from a checking account to satisfy the renewal fee. Dr. McVea advised Ms. Farrar that Pay Pal could take the withdrawal from a checking account. Staff advised that the online system at this time does not allow for this type of payment.

The next item for discussion was agenda item 7(iv). After considerable discussion on the addition of the consent decrees to the database and the website, Dr. McVea made a motion seconded by Dr. Martello that it be:

RESOLVED, the Louisiana State Board of Dentistry has discussed the proposed charges for synchronizing the database and QuickBooks software and additions to the database including consent decrees and disciplinary actions and hereby approves those charges.

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

The board decided to table the addition of the consent decrees to the website and administering the jurisprudence examination online.

Dr. Madison next referred to Agenda item 8, **Impaired Dentists Committee**. Dr. Jamie Manders addressed the board and asked that the matter be passed to allow for other members for her presentation to arrive. Dr. Blackwood asked that Dr. Manders address the board's concerns over payment of the fee for monitoring, creation of, and following the medical society's model and how the board can constitutionally give public funds for private treatment. The board passed the matter and continued with the agenda.

Dr. Madison next addressed those members of the public who had arrived which included Dr. Henry Gremillion, Dr. C. Leonard Wise, Julie Alleman, Vern Thibodeaux and Jessie McCormick. Dr. Madison recognized each individual and welcomed them to the meeting.

Dr. Madison next referred to Agenda item 9, **Examination Committee**, Dr. Samuel Trinca, Chairman. Dr. Trinca reported that CITA was doing fine. He advised the members that the new manuals were being written and that JoLynne and Nicole in conjunction with Dr. Kinlaw were moving forward in the process. Next Dr. Trinca advised the members that the grader pool had increased three fold with the largest increase coming from North Carolina. The issue of some boards requesting graders from only their state was addressed by CITA. In response to the request, CITA advised the states that a certain percentage of the graders must be from outside the state in order to make it a regional exam.

Next, Dr. Trinca addressed the AADB Expert Assessment Program. He offered the information regarding the program and advised anyone that was interested in participating to contact the AADB.

Dr. Madison then referred to Agenda item 10, **Legislative Committee**, Dr. Wilton Guillory, Chairman. Dr. Guillory stated that he or a member of staff had attended the recent LDA Council on Government Affairs meetings. The legislative package approved by the State Board Of dentistry was submitted to the LDA and addressed at the November 11, 2011 meeting. The only amendment to the package previously submitted was in 37:793(B) regarding routes of

administration to specify that sublingual administration is considered enteral rather than parenteral. Dr. Guillory made a motion seconded by Dr. Martello that it be:

RESOLVED, the Louisiana State Board of Dentistry has reviewed the proposed legislative changes for the 2012 Legislative Session and hereby amends the package to return sublingual administration to enteral sedation.

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

Next, Dr. Madison referred to Agenda item 11, **Anesthesia Committee**, Dr. Lynn Philippe, Chairman. Dr. Philippe discussed the amendment of the board rules on anesthesia whether it be for initial licensure or continuing education to specifically exclude online courses as training for enteral, parenteral, deep sedation and general anesthesia. Dr. Philippe made a motion seconded by Dr. Blackwood that it be:

RESOLVED, the Louisiana State Board of Dentistry has discussed the amendment of anesthesia rules to specifically exclude online courses as training for enteral, parenteral deep sedation or general anesthesia and hereby directs staff to prepare the amended rules for consideration at the next board meeting.

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

Next Dr. Moreau made a motion, seconded by Dr. Blackwood that it be:

RESOLVED, the Louisiana State Board of Dentistry has discussed the amendment of board rules to specifically exclude online courses as training for ACLS and hereby directs staff to prepare the amended rules for consideration at the next board meeting.

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

At this point Dr. Madison referred to Agenda item 12, **Rulemaking Committee**, Dr. David Melancon, Chairman. Dr. Melancon initially discussed the Rulemaking Committee meeting conducted on Friday December 2, 2011. He thanked the members of the board and staff for their assistance and hard work in completing the mission of the board. Due to the fact that most of the rulemaking had been addressed during the rulemaking meeting, Dr. Melancon advised the board of the discussions and recommendations of the committee.

Dr. Melancon next directed the board's attention to the Notice of Intent which was published in the September 20, 2011 edition of the *Louisiana Register* which will become effective on December 20, 2011.

Discussion then ensued on LAC 46:XXXIII.132 “Administration of Botox and Dermal Fillers.” Dr. Melancon related that the board had received written comments from Chad L. Prather, M.D., of the Louisiana Dermatological Society; Richard G. Bennett, M.D., President of the Louisiana Medical Society; and Robert L. Marier, M.D., Executive Director of the Louisiana State Board of Medical Examiners, as well as the transcribed public hearing conducted on August 24, 2011 at the request of the Louisiana Dermatological Society. Dr. Martello discussed the issues presented during the August 24 public hearing. After which, Dr. Moreau made the motion which was seconded by Dr. Manning 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 completion of LAC 46:XXXIII.132 “Administration of Botox and Dermal Fillers”; and

BE IT THEREFORE RESOLVED, those parties are instructed to complete promulgation of the rule as soon as possible.

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

Dr. Madison inquired of Dr. Gremillion of LSUSD why the number of LSU applicants has decreased in specialty programs. Dr. Blackwood explained the match system in place for the specialty program and Dr. Philippe advised the board that the LSU program is six years versus some programs at other institutions which are only four years.

The next item for discussion was the revision to board rules 103 and 306. Dr. Melancon made the motion which was seconded by Dr. Moreau that it be:

RESOLVED, the Louisiana State Board of Dentistry has discussed a complete rewrite of LAC 46:XXXIII.103 “Evidence of Graduation” and LAC 46:XXXIII.306 “Licensure by Credentials” and hereby directs staff to prepare the rules for dissemination and consideration at the board’s next meeting.

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

Dr. Melancon then directed the board’s attention to proposed changes to LAC 46:XXXIII.105-Restricted Licensees, LAC 46:XXXIII.120-Temporary Licenses, LAC 46:XXXIII.318-Patient’s Records, and LAC 46:XXXIII.1505-Conscious Sedation with Parental Drugs identified at agenda item number 12(v). A discussion was conducted and Dr. Melancon advised the board that the committee recommended the changes to the rules at issue with one amendment, namely, that the wording in proposed rule 318 be changed to read as follows: A. Upon written request from the patient or the patient’s legal representative, each dentist shall

furnish a copy of any of the patient's dental records maintained by the dentist within 15 business days, from receipt of the request... Dr. Melancon made the motion which was seconded by Dr. Blackwood that it be:

RESOLVED, the Louisiana State Board of Dentistry has reviewed the proposed changes to LAC 46:XXXIII.105, .120, .318, and .1505 and hereby directs, empowers, and authorizes its Rulemaking Committee, President, Executive Director, and Counsel to go forward with the amendments of the rules attached hereto and made a part hereof with the noted change to rule 318.

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. Madison declared the motion passed.

Consideration was next given to item 12(vi). Dr. Moreau made the motion seconded by Dr. Melancon that this matter be tabled for consideration at a later date. After the board voted unanimously in the affirmative, Dr. Madison declared the motion passed. The board further directed staff to call other licensing authorities to determine if the existing rule for expungements will allow dentists who have expunged disciplinary actions to become licensed in their state. Further, they were instructed to determine whether they allow for the expungement of multiple violations.

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

After some discussion, Dr. Melancon made the motion which was seconded by Dr. Martello that it be:

RESOLVED, the Louisiana State Board of Dentistry has reviewed the proposed changes to the Louisiana Dental Practice Act, specifically 37:760 and hereby approves the proposed legislative changes and instructs its President, Legislative Committee, Executive Director, and Counsel to introduce this proposed legislation into the next regular session of the legislature to be held in 2012.

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

Dr. Blackwood then made a motion to amend the agenda seconded by Dr. Taylor to take up the presentation by Dr. Jamie Manders on the LDA Well Being program. After the board voted unanimously in the affirmative, Dr. Madison declared the motion passed.

Dr. Manders answered the board's questions regarding the program and her intentions to retire this year. She advised the board that she sees approximately 10 to 20 dentists per year in the program. She then introduced Julie Alleman who advised the board of the current program in place that services the medical profession. Ms. Alleman discussed the cost and the LDA's desire

to move forward with this program. She next addressed the fee charged for the program is charged to all licensees. She advised the board that the fees are contracted in response to an RFP. The board agreed that the program was worthy but expressed concern about the legality of the model utilized by the medical profession. Drs. Chris Brown and Raymond Unland rose in support of the plan as did Dr. Victor Jackson. Next the discussion turned to legislative action needed in order to put the program in place. Dr. Brown asked the board to consider using licensing fees currently collected by the board to satisfy the cost of the program should the LDA not receive legislative approval for a separate fee. Dr. Wise offered that the fee discussed was a small price to pay to promote the profession and protect the public. Suzanne Farrar then inquired about coverage of hygienists. Both Jamie Manders and Julie Alleman advised that the hygienists could be included in the plan for the same fee as is charged to the dentists. Ms. Farrar felt that the fee issue would not present a problem. The board was advised by staff that dental renewal fees have not reached their statutory maximum but the renewal fee for hygienists had. The board expressed that the cost of the program would require a separate fee. The board passed on any action regarding this matter.

Dr. Madison then referred to Agenda item 13, **Continuing Education Committee**, Dr. John Taylor, Chairman. Dr. Taylor addressed the nitrous courses now being offered at LSUSD. The program was outlined and while new class dates were not available, Dr. Taylor advised the board that these classes would be offered by LSU twice next year in May or June and November or December.

Dr. Madison next addressed Dr. Gremillion who discussed the current LSUSD applicant pool. He advised the board that this was one of if not the most competitive pools to date. The average science GPA of the pool was 3.77 and 3.80 overall. In addition the average DAT score was 20. He added that the applicants were not only great academically, but they also had significant community service activities making them well rounded. Dr. Martello next discussed D-PREP with Dr. Gremillion and meeting with Dr. Simmons to develop a standardized evaluation and remediation program for inactive licensees returning to practice. The board thanked for Dr. Gremillion for his work and leadership at LSUSD.

Dr. Madison then referred to Agenda item 14, **Nominating Committee**, Dr. Lynn Philippe, Chairman. Dr. Philippe stated that the Nominating Committee had met and recommended Dr. Francis Martello to serve as the next Secretary-Treasurer of the LSBD. All

agreed and Dr. Martello 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. Madison declared the motion passed.

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

Dr. Madison then referred to Agenda item 15, **Yellow Page Review**, Dr. John Taylor, Chairman. Dr. Taylor discussed the accumulation of yellow page books by the board staff and members. After discussing the review of one book it was suggested that all yellow page books should be reviewed. Staff was asked to compile a list of books that have been secured and those that the committee needs to begin the process.

Dr. Madison then referred to Agenda item 16, **LSBD/LDA Task Force**, Dr. Romell Madison, Chairman. Dr. Madison asked Dr. Martello to provide the report. Dr. Martello advised the board that the task force met on November 18 at LSUSD. The meeting was a success and the two groups continue to work toward common ground on a variety of issues. Dr. Chris Brown advised the board that the LDA is pleased with the progress and the improvement in the relationship between the organizations. Dr. Taylor agreed that continued meetings and effort from both groups will improve the relationship.

Dr. Madison next addressed Item 17 on the agenda, **New Business and any other business which may properly come before the board**. At this point, Dr. Taylor made the motion which was seconded by Dr. Guillory that it be:

RESOLVED, that the action of the President in entering into a resolution in the matter involving Dr. Gregg Adam May via First Amendment to Agreement Containing Consent Decree by and between the Louisiana State Board of Dentistry and Gregg Adam May, D.D.S. (as per copy of First Amendment to Agreement Containing Consent Decree and 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. Madison declared the motion passed.

Dr. Taylor made the motion which was seconded by Dr. Guillory that it be:

RESOLVED, that the action of the President in entering into a resolution in the matter involving Dr. Greg S. Phillips, via Consent Decree by and between the Louisiana State Board of Dentistry and Greg S. Phillips 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. Madison declared the motion passed.

Dr. Taylor made the motion which was seconded by Dr. Guillory that it be:

RESOLVED, that the action of the President in entering into a resolution in the matter involving Rhonda A. Lorraine, D.D.S., via Consent Decree by and between the Louisiana State Board of Dentistry and Rhonda A. Lorraine, 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. Madison declared the motion passed.

Dr. Taylor made the motion which was seconded by Dr. Guillory that it be:

RESOLVED, that the action of the President in entering into a resolution in the matter involving James Matthew Randall, D.D.S., via Consent Decree by and between the Louisiana State Board of Dentistry and James Matthew Randall, 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. Madison declared the motion passed.

Dr. Taylor made the motion which was seconded by Dr. Guillory that it be:

RESOLVED, that the action of the President in entering into a resolution in the matter involving David E. Reed, D.D.S., via Consent Decree by and between the Louisiana State Board of Dentistry and David E. Reed, 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. Madison declared the motion passed.

Dr. Taylor made the motion which was seconded by Dr. Guillory that it be:

RESOLVED, that the action of the President in entering into a resolution in the matter involving Virginia Locke, D.D.S., via Consent Decree by and between the Louisiana State Board of Dentistry and Virginia Locke, 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. Madison declared the motion passed.

Next Dr. Madison addressed the Petitions for Reconsideration for Adverse Sanctions. After hearing from the respective committee members, Dr. Taylor made the motion which was seconded by Dr. Guillory that it be:

RESOLVED, that after considering the Petition for Reconsideration of Adverse Sanctions filed by Edgardo L. Rabel, D.D.S., and the recommendation of the disciplinary oversight committee, the Louisiana State Board of Dentistry after discussing the matter, hereby approves the request for reconsideration and the action of the President in entering into a resolution in the matter involving Edgardo L. Rabel, D.D.S., via Consent Decree by and between the Louisiana State Board of Dentistry and Edgardo L. Rabel, 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. Madison declared the motion passed.

After hearing from the respective committee members, Dr. Taylor made the motion which was seconded by Dr. Guillory that it be:

RESOLVED, that after considering the Petition for Reconsideration of Adverse Sanctions filed by Gene L. Dongieux, D.D.S., and the recommendation of the disciplinary oversight committee, the Louisiana State Board of Dentistry after discussing the matter, hereby approves the request for reconsideration and the action of the President in entering into a resolution in the matter involving Gene L. Dongieux, D.D.S., via Consent Decree by and between the Louisiana State Board of Dentistry and Gene L. Dongieux, 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. Madison declared the motion passed.

After hearing from the respective committee members, Dr. Taylor made the motion which was seconded by Dr. Guillory that it be:

RESOLVED, that after considering the Petition for Reconsideration of Adverse Sanctions filed by Vintage L. Delahoussaye, D.D.S., and the recommendation of the disciplinary oversight committee, the Louisiana State Board of Dentistry after discussing the matter, hereby approves the request for reconsideration and the action of the President in entering into a resolution in the matter involving Vintage L. Delahoussaye, D.D.S., via Consent Decree by and between the Louisiana State Board of Dentistry and Vintage L. Delahoussaye, D.D.S. (as per copy of First Amendment to Agreement Containing Consent Decree and 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. Madison declared the motion passed.

Next, Dr. Madison moved to item 17(iii). Dr. Melancon made a motion which was seconded by Dr. Blackwood that it be:

RESOLVED, the Louisiana State Board of Dentistry has discussed changing the date of the May meeting and hereby changes the date of the May meeting to May 18, 2011.

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

The board next addressed the presentation by Dr. Barsley on D-PREP and ASP. Dr. Barsley was unable to attend the meeting so the board agreed to move this matter to the March board meeting.

Dr. Madison next addressed agenda item number 17(v). At this point, Dr. Melancon made the motion which was seconded by Dr. Guillory that it be:

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

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

At this point, Dr. Guillory made the motion which was seconded by Dr. McVea 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. Madison declared the motion passed.

The board then reviewed the LDA Peer Review report from January through November 2011 and was satisfied.

The board next reviewed the obligations and control of Miracomp over the database and technology of the LSBDD. Dr. Guillory made the motion seconded by Dr. Taylor that it be:

RESOLVED, that the Louisiana State Board of Dentistry hereby authorizes and directs its Executive Director to discover and confirm the extent of Miracomp's ownership and control over the LSBDD website and database.

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

passed.

Dr. Martello made a motion seconded by Dr. McVea that items x, xi, xii and xiii be removed from consideration. After the board voted unanimously in the affirmative, Dr. Madison declared the motion passed.

Dr. Melancon made a motion seconded by Dr. Baudean 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. Madison declared the motion passed.

The next item for consideration was the LSBD's withdrawal from the AADB. Dr. Baudean made a motion seconded by Dr. Melancon that it be:

RESOLVED, the Louisiana State Board of Dentistry has discussed the withdrawal from the American Association of Dental Boards (AADB) and hereby directs staff to transmit Dr. Trinca's letter withdrawing from the AADB with reasons.

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

The board withdrew from consideration the amendments to the rulemaking process and imposition of time limits on discussion.

The board next considered the fee waiver for Barksdale Air Base residents. Dr. Martello made the motion seconded by Dr. Moreau that it be:

RESOLVED, the Louisiana State Board of Dentistry hereby waives the \$100.00 license fee for the Barksdale Air Force Base residents.

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

Dr. Moreau made a motion seconded by Dr. Melancon that it be:

RESOLVED, the Louisiana State Board of Dentistry has discussed the American Dental Association's request for proposal to develop a portfolio-style clinical licensing examination and hereby directs its President to express the board's opinion that the American Dental Association should not develop a portfolio style licensing examination which examination should be left to the individual states.

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

Dr. Trinca then made a motion which was seconded by Dr. Melancon 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 will discuss litigation in Executive Session because 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. Madison declared the motion passed.

Upon returning from Executive Session, the board members instructed Mr. Burkhalter to provide 4.5% of her annual salary as a Rewards and Recognition payment to Ms. Diana Chenevert; 4.5% of his annual salary as a Rewards and Recognition payment to Mr. John Roth; a 4.5% of her annual salary as a Rewards and Recognition payment to Ms. Rachel Daniel and of her annual salary as a 4.5% Rewards and Recognition payment to Ms. Carolyn Perez.

The board next considered requests of C. Barry Ogden discussed in executive session. Dr. McVea made the motion seconded by Dr. Baudean that it be:

RESOLVED, the Louisiana State Board of Dentistry will not allow Mr. C. Barry Ogden to use a portion of the Louisiana State Board of Dentistry President's message in the Louisiana Dental Association newsletter for advertisement.

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

Dr. McVea made a motion seconded by Dr. Manning that it be:

RESOLVED, the Louisiana State Board of Dentistry shall reimburse Mr. Ogden reasonable out of pocket expenses he incurs in the defense of the Haygood and Llopis lawsuits which arose during the course and scope of his employment of the Louisiana State Board of Dentistry.

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

At this point, Dr. Melancon made the motion which was seconded by Dr. Blackwood 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 5, 2011 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. Madison declared the motion passed.

At this point, Dr. Melancon made the motion which was seconded by Dr. Blackwood 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 24, 2011 public hearing meeting on Notice of Intent published on July 20, 2011 pertaining to LAC 46:XXXIII.132 "Administration of Botox and Dermal Fillers" meeting held in New Orleans, Louisiana.

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

At this point, Dr. Melancon made the motion which was seconded by Dr. Blackwood 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 6-8, 2011, Council of Interstate Testing Agencies (CITA) meeting held in Las Vegas, Nevada.

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

At this point, Dr. Melancon made the motion which was seconded by Dr. Blackwood 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 8-11, 2011, American Association of Dental Boards (AADB) meeting held in Las Vegas, Nevada.

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

Board counsel, Brian Begue next administered the oaths of office to the new officers including Dr. Melancon, incoming President; Dr. Dean Manning, incoming Vice-President and Dr. Frank Martello, incoming Secretary-Treasurer. Dr. Dean Manning then presented to Dr. Romell Madison an award in recognition of his tenure as President.

Dr. Melancon made the motion seconded by Dr. Martello that it be:

RESOLVED, that the Louisiana State Board of Dentistry hereby adjourns its meeting of December 3, 2011.

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

Dr. Madison then adjourned the meeting at 1:25 P.M.

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