



Douglas A. Ducey,
Governor

Arizona State Board of Dental Examiners

“Protecting the Public’s Health”





1740 West Adams Street, Suite 2470
Phoenix, Arizona 85007
P: (602)242-1492
E: info@dentalboard.az.gov
W: <https://dentalboard.az.gov>


OPEN SESSION MINUTES

August 30, 2019 Special Board Meeting

Members of the Arizona State Board of Dental Examiners (“Board”) held a meeting at 8:00 a.m. on Friday, August 30, 2019 at the Board’s office in Boardroom A, 1740 West Adams Street, Phoenix, Arizona 85007. The Board did meet in executive session from 8:22 a.m. to 8:31 a.m.

BOARD MEMBERS:

- Heather N. Hardy, RDH..... President and Licensed Hygienist Member
-  Lisa B. Bienstock, DMD..... Licensed Dentist Member
- Morgan Burg..... Business Entity Member
- Aditya Dynar, Esq..... Public Member
- Nick Goodman..... Public Member
- John N. Harman, IV, DDS..... Licensed Dentist Member
- Anthony Herro, DDS..... Licensed Dentist Member
-  Marilyn J. McClain, RDH..... Licensed Hygienist Member
-  Russell J. Morrow, DDS..... Licensed Dentist Member
-  Leslie D. Seaman, DDS..... Licensed Dentist Member
- Robert B. Taylor, DDS..... Licensed Dentist Member

-  Participated by phone

STAFF AND ASSISTANT ATTORNEY(S) GENERAL PRESENT:

- Ryan P. Edmonson..... Executive Director
- Kristina Gomez..... Deputy Director
- Mary DeLaat Williams, Esq..... Assistant Attorney General
- Sherrie Biggs..... Licensing Manager
- Selena Acuna..... Legal Administrator
- Lisa Schmelling..... Administrative Assistant
- Nancy Elia..... Licensing Administrator

GUESTS PARTICIPATING AND/OR PRESENT:

- Kevin Earle, ADA..... Executive Director for Arizona Dental Association Public Commenter
- Cynthia Craig, RDH..... Registered Dental Hygienist
- Susan I. McLellan, Esq..... Attorney for Pankaj Goyal

OPEN SESSION

The Americans with Disabilities Act: Persons with disabilities may request reasonable accommodations, such as sign language interpreters. Requests should be made as early as possible to allow time to arrange the accommodation. This document is available in alternative format upon request.

The meeting was called to order at 8:05 a.m. by Ms. Heather N. Hardy. The following order of business was then considered:

CALL TO THE PUBLIC

Mr. Kevin Earle spoke about having a monumental event for one of the Arizona dentist, Dr. Dan Clement from Tucson, Arizona being elected president to the American Dental Association.

DECLARATION OF CONFLICTS OF INTEREST - A.R.S. § 38-503

No conflict of interests.

ITEMS FOR BOARD REVIEW, DISCUSSION AND POSSIBLE ACTION

Application(s) for Licensing of Dentist(s) – A.R.S. §§ 32-1237 – 32-1239

Review of Investigation(s)

Case nos. 201400099 and 201700101; Goyal, Pankaj R.

Assistant Attorney General, Ms. Mary DeLaat Williams, Esq. appeared on behalf of the state on the matter of Dr. Pankaj R. Goyal and stated that in lieu of going to a Formal Hearing. She requested the Board to accept the proposed voluntary surrender of Pankaj R. Goyal's license and it would be the final action in this matter. Dr. Robert B, Taylor made a motion to accept the proposed voluntary surrender of license, seconded by Mr. Nick Goodman.

The motion passed unanimously 11-0 by the following roll call vote:

Heather N. Hardy, RDH – Aye
Robert B. Taylor, DDS – Aye
Lisa Bienstock, DMD - Aye
Morgan Burg – Aye
Marilyn J. McClain, RDH – Aye
John M. Harmon, IV, DDS – Aye
Russell J. Morrow, DDS – Aye
Aditya Dynar, Esq. – Aye
Nick Goodman – Aye
Anthony Herro, DDS – Aye
Leslie D. Seaman, DDS - Aye

Dentist' and Hygienists' Requests for a Continuing Education ("CE") Extension – A.R.S. §§ 32-1236 & 32-1287 Hygienists

Robinson, Clyde M.

Dr. Clyde M. Robinson explained the reason he requested an extension to complete his continuing education hours. The Board questioned Dr. Clyde M. Robinson about his ability to safely practice. Dr. Clyde M. Robinson explained that he would like to keep his license active but will not be practicing surgery. Board staff explained where Dr. Clyde M. Robinson falls short with his continuing education hours. The Board discussed the possibility of putting Dr. Clyde M. Robinson on a consent agreement to limit his practice. Ms. Heather N. Hardy moved to grant a six (6) month extension to provide continuing education hours, seconded by Mr. Aditya Dynar.

The motion passed unanimously 8-3 by the following roll call vote:

Heather N. Hardy, RDH – Aye
Robert B. Taylor, DDS – Nay
Lisa Bienstock, DMD - Aye
Morgan Burg – Aye
Marilyn J. McClain, RDH – Aye

John M. Harmon, IV, DDS – Nay
Russell J. Morrow, DDS – Aye
Aditya Dynar, Esq. – Aye
Nick Goodman – Nay
Anthony Herro, DDS – Aye
Leslie D. Seaman, DDS - Aye

Renewal Application for Licensing of Dental Hygienist(s) – A.R.S. § 32-1288

Craig, Cynthia – (submitted 6/2018)

Dr. Robert B. Taylor had questions regarding Ms. Cynthia Craig's ability to practice in a doctor's office. Ms. Cynthia Craig explained, due to her many surgeries and accidents she is unable to practice and recognizes this, however, she still wants to practice once she is able.

EXECUTIVE SESSION

Ms. Heather N. Hardy made a motion to go into executive session, seconded by Dr. Robert B. Taylor and passed unanimously 11 - 0. The Board went into executive session at 8:22 a.m. to seek legal advice pursuant to A.R.S. § 38-431.03(A)(2) and (3) regarding Cynthia Craig's capability to practice.

After executive session, the Board reconvened in open session at 8:31 a.m.

OPEN SESSION

Renewal Application for Licensing of Dental Hygienist(s) – A.R.S. § 32-1288

Craig, Cynthia – (submitted 6/2018)

A motion was made by Ms. Heather N. Hardy to accept the dental hygienist renewal application under the condition that Ms. Cynthia Craig's license will be placed on full practice limitation under the condition that she signs a consent agreement not to practice at all until cleared by her doctor stating she is able to safely practice and she will need to complete the renewal of her license and keep current on her continuing education, seconded by Dr. Robert B., Taylor. The motion passed unanimously 11 - 0.

ANESTHESIA AND INTRAVENOUS SEDATION

Ms. Heather N. Hardy moved to elect the following Anesthesia and Intravenous Sedation Committee members (7 members; 3 board members & 4 public members):

1. Nick Goodman – Chair
2. Lisa B. Bienstock, DMD – Board Member
3. Anthony Herro, DDS – Board Member
4. Jeffrey Neil Brownstien - Public Member
5. Jonathan Jerman - Public Member
6. Joseph A. Rodriguez - Public Member
7. Jason Wayne Brady - Public Member

BOTOX AND DERMAL FILLERS

Mr. Kevin Earle, Executive Director for Arizona Dental Association spoke about botox and dermal fillers and explained that there is a substantive policy that allows for botox and dermal fillers if associated with a dental treatment plan. Mr. Kevin Earle also expressed his interest in changing the statute or modifying the scope of practice to provide botox and dermal fillers.

Ms. Heather N. Hardy made a motion to elect the following Botox and Dermal Fillers Committee Members (5 members; 2 board member & 3 public members):

1. John N. Harman, IV, DDS – Board Chair
2. Morgan Burg – Board Member
3. Kevin Cebrynski - Public Member
4. Michael LaCorte - Public Member
5. Gary A. Shoenrock - Public Member

RECORDS MANAGEMENT

Ms. Heather N. Hardy made a motion to elect the following Records Management Committee members (6 members; 4 board members, & 2 public members):

1. Aditya Dynar – Chair
2. Marilyn McClain, RDH – Board Member
3. Russell Morrow, DDS – Board Member
4. Nick Goodman – Board Member
5. Susan I. McLellan - Public Member
6. Rebecca Schaffer - Public Member

INVESTIGATOR/INTERNAL CONSULTANT POSITION

Executive Director, Mr. Ryan Edmonson explained to the Board how they would like to go about filling the position and explained the job duties. Board members discussed that they would like the board staff to obtain the CV's and present them to the board members at a special board meeting or present the CV's at the upcoming board meeting in October. Ms. Heather N. Hardy directed staff to proceed with all that was discussed.

The Board took a break from 9:25 a.m. to 9:35 a.m.

BOARD MEMBER TRAINING

Ms. Mary DeLaat Williams, Esq. explained to the Board that she will be referencing her powerpoint and has provided a couple of packets for the Board members. Ms. Mary DeLaat Williams, Esq. stated the topics she will cover state law, board's statute and rules and experience her office has gone through with boards and commissions. Give tips on making board meetings more efficient and give some guidance on the laws.

SUMMARY OF CURRENT EVENTS

Mr. Ryan Edmonson spoke to Board members about the new law HB 2569, which took effect. There is a fillable PDF that is submittable to Board staff that allows an application to be sent and explains all of the ways a person can be licensed. This is being referred to as, "Universal Recognition." This information can be found on the board website for further information.

DICUSSION AND POSSIBLE ACTION ITEMS FOR FUTURE MEETING AGENDAS

Ms. Heather N. Hardy would like to talk about their balance and funds and discuss different ways to bring that down so it won't get swept and to place it on the next board meeting agenda.

NEXT BOARD MEETING DATE

Friday, October 4, 2019

ADJOURNMENT

Dr. Robert B. Taylor made a motion to adjourn the meeting, seconded by Mr. Aditya Dynar, Esq. and passed unanimously 11 – 0 to adjourn at 11:50 a.m.

