



Douglas A. Ducey,
Governor

Arizona State Board of
Dental Examiners
“Protecting the Public’s Health”

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OPEN SESSION MINUTES

November 1, 2019
Botox and Dermal Fillers Committee

Committee Members of the Arizona State Board of Dental Examiners (“Board”) Botox and Dermal Fillers Committee held a meeting at 9:16 a.m. on Friday, November 1, 2019 at the Board’s office in Boardroom B, 1740 West Adams Street, Phoenix, Arizona 85007.

COMMITTEE MEMBERS:

John N. Harman, IV, DDS Chairperson and Licensed Dentist Member
Morgan Burg Business Entity Member
Kevin Brian Cebrynski, DDS Licensed Dentist Member
Michael LaCorte, DDS Licensed Dentist Member
Gary A. Schoenrock, DDS Licensed Dentist Member

STAFF AND ASSISTANT ATTORNEY(S) GENERAL PRESENT:

Ryan P. Edmonson Executive Director
Kristina Gomez Deputy Director
Seth T. Hargraves, Esq. Assistant Attorney General
Sherrie Biggs Licensing Manager
Miriam Thompson Chief Compliance Officer
Selena Acuna Legal Administrator
Lisa Schmelling Administrative Assistant
Nancy Elia Licensing Administrator

GUESTS PARTICIPATING AND/OR PRESENT:

Deborah Kappes, RDH, MPH President for Arizona Dental Hygienists’ Association

CALL TO ORDER AND ROLL CALL

The meeting was called to order at 9:16 a.m. by Dr. John Harman. The following Committee Members were present: Dr. John Harman, Ms. Morgan Burg, Dr. Kevin Cebrynski (entered the meeting at 9:20 a.m.), Dr. Michael LaCorte (entered the meeting at 9:45 a.m.) and Dr. Gary Schoenrock. With a quorum achieved, the Committee considered the following agenda items:

CALL TO THE PUBLIC

No statements from members of the public.

SCOPE OF WORK

Dr. Harman stated that his vision for the Committee would be to engage in a discussion about taking steps towards a revision of current statutory provisions, rules or substantive policies in order to keep up with the rest of the nation as far as the administration of Botox and Dermal Fillers by dentists and dental hygienists in the State of Arizona. Mr. Edmonson noted that the Committee had an advisory role in that it could submit recommendations to the Board. Mr. Edmonson also apprised the Committee about various facets involved in the legislative process.

CURRENT STATUTE(S) AND/OR RULE (S) REGARDING THE APPLICATION OF BOTOX AND/OR DERMAL FILLERS

Dr. Harman led the discussion on the language in A.R.S. §32-1201.01 (3) of the Dental Practice Act and proposed that the following verbiage could be inserted in the statutory provision: “with the exception of Botulinum, Toxin Type A and/or or dermal fillers”. He added that another possible revision could include the deletion of the word “dental” and a re-examination of the phrase “other than medically indicated”. Dr. Harman referred the Committee to R4-11-1404 (B) and proposed a deletion of the word “dental” in the last sentence of the Rule.

Ms. Deborah Kappes of the Arizona Dental Hygienists’ Association was present to represent the interests of Dental Hygienists. Mr. Edmonson recommended a review of A.R.S. §32-1202 which referred to the scope of practice and review the provision related to unprofessional conduct. He further advised that the Committee broadens any review to include dentists, dental hygienists, denturists and dental therapists. The Committee explored recommendations for certification and continuing education courses as requirements and possible language to insert in A.R.S. §32-1202. Committee Members also reviewed and considered A.R.S. §32-1281 as it relates to the licensing and regulation of Dental Hygienists.

Dr. Harman made a motion to change the language in A.R.S §32-1201.01 (3) to read as follows: “Prescribing, dispensing or using drugs for other than accepted therapeutic purposes or for other than medically indicated supportive therapy in conjunction with managing a patient’s needs.” A discussion ensued and no vote was taken.

Dr. Harman made another motion to change the language in A.R.S. §32-1202.01 (3) to read as follows: “Prescribing, dispensing or using drugs for other than accepted dental therapeutic purposes or for other than medically indicated supportive therapy in conjunction with managing a patient’s needs in conjunction with the scope of practice as referenced in A.R.S. §32-1202.” Dr. Cebrynski seconded, motion passed unanimously.

Dr. Harman made a motion to incorporate A.R.S §32-1281 and A.R.S. §32-1276.03 into the proposed revision to A.R.S. §32-1202.01 (3), Dr. Schoenrock seconded, motion passed unanimously.

Dr. Schoenrock made a motion to amend A.R.S. §32-1202 to add the phrase, “of the oral facial complex” after the phrase, “associated tissues” in A.R.S. §32-1202, Dr. Harman seconded, motion passes unanimously.

Dr. Cebrynski made a motion to amend A.R.S §32-1202 insert, “to administer Botulinum, Toxin A and dermal fillers” after the phrase, “discolorations and concretions”, Dr. Harman seconded, motion passed unanimously.

Dr. Cebrynski made a motion to amend A.R.S. §32-1202 to amend the previous motion to substitute “oral maxillofacial complex” for “oral facial complex”, Dr. Harman seconded, motion passed unanimously.

SUBSTANTIVE POLICY STATEMENT

The Committee took no action.

DISCUSSION AND POSSIBLE ACTION ITEMS FOR FUTURE MEETING AGENDAS

No future agenda items.

NEXT COMMITTEE MEETING DATE

To be announced at a future date.

ADJOURNMENT

Dr. John Harman made a motion to adjourn the meeting, seconded by Dr. Kevin Cebrynski and passed unanimously 5– 0 to adjourn at 10:50 a.m.