



Douglas A. Ducey, Governor

Arizona State Board of Dental Examiners

“Caring for the Public’s Dental Health and Professional Standards”

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

September 18, 2020

Anesthesia and Sedation Committee

Members of the Arizona State Board of Dental Examiners’ (“Board”) Anesthesia and Sedation Committee (“Committee”) held a meeting at 1:03 p.m. on Friday, September 18, 2020, which was held virtually and telephonically due to the COVID-19 pandemic. All participants, including guests participated either telephonically or virtually. The Committee did not meet in executive session.

COMMITTEE MEMBERS

- Nick Goodman Chairperson and Board Member
Ali Baghai, CRNA Public Committee Member
[checked] Lisa B. Bienstock, DMD Board Member
Randall J. Blazic, DDS Public Committee Member
[hand] Jason W. Brady, DMD Public Committee Member
Jeffrey N. Brownstein, DDS Public Committee Member
Ed Christensen, DDS Public Committee Member
[hand] Anthony Herro, DDS Board Member
Jonathan Jerman, MD Public Committee Member
Randall Lout, DDS Public Committee Member
[checked] Heath Snell, DDS Public Committee Member
[hand] Left the meeting at 3:18 p.m.
• Arrived at 1:07 p.m.
[checked] Absent

STAFF AND ASSISTANT ATTORNEY(S) GENERAL PRESENT

- Ryan P. Edmonson Executive Director
Kristina C. Gomez Deputy Director
Seth T. Hargraves, Esq. Assistant Attorney General
Sherrie Biggs Licensing Manager
Susie V. Adams Programs and Project Specialist
Nancy Elia Licensing Administrator
Miriam Thompson Chief Compliance Officer

OPEN SESSION

CALL TO ORDER AND ROLL CALL

The meeting was called to order at 1:03 p.m. by Nick Goodman. Roll call of the Committee members was taken and a quorum was established. The following order of business was then considered.

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.

CALL TO PUBLIC

No one from the public wished to speak.

REVIEW, DISCUSSION AND POSSIBLE ACTION ON COMMITTEE MEETING MINUTES

After making an amendment, a motion was made by Dr. Jonathan Jerman, seconded by Dr. Randall Lout and passed unanimously to approve the Open Session Minutes from the March 3, 2020 committee meeting.

Dr. Jason W. Brady arrived at 1:07 p.m.

REPORTS OF ADVERSE OCCURRENCES

After hearing an update from the board staff, the Committee discussed the delineation of the report provided by the staff. The Committee discussed going back prior to 2015, including the outcomes of the complaints and the level of the permit holders involved in the complaints. Board staff requested a legal opinion on what information can be shared based on the confidentiality rules and the resolution of the cases. Seth T. Hargraves stated that it's hard to determine what can and can't be shared unless and until we know the outcomes of the Board's review. The Committee requested staff to provide a similar report of adverse occurrences beginning in 2010 to include, outcome of the case, permit holder's permit type, who and how many administered the anesthesia and what was the drug(s) used.

RESEARCH OF U.S. STATES AND TERRITORIES/JURISDICTIONS REGARDING ANESTHESIA & SEDATION STATUTES AND RULES

The Committee discussed the shared report, including the hours of continuing education required in each U.S. jurisdiction.

REVIEW AND DISCUSS MOBILE PERMITS VERSUS MULTIPLE OFFICE LOCATION PERMITS

The Committee addressed the rule provisions regarding mobile permits and expressed concern about the mobility of equipment based on the extreme heat in Arizona. A few Committee members who offer anesthesia provided the environment and training they have and offer their patients as mobile permit providers. The Committee discussed whether or not there should be a specific regulation regarding the storage and transportation of medications, equipment, etc. for mobile permit holders. The Committee believed that the current rules regarding mobile permits and/or office location permits is sufficient.

REVIEW AND DISCUSS AUTOMATED EXTERNAL DEFIBRILLATORS (AED) MACHINE

The Committee discussed its chief concern is public safety and being dentists in dental offices, AEDs should be mandatory in all dental offices. Ryan P. Edmonson recommended that the Committee make a recommendation for the Board to review and discuss a revision in its rules to mandate that all dental offices have at least one AED in their offices versus waiting for this Committee to complete all of its tasks.

A motion was made by Dr. Randall J. Blazic, seconded by Dr. Jason W. Brady and passed unanimously to recommend that the Board adopt a rule to require that all dental offices have an AED in their dental offices.

REVIEW AND DISCUSS 1304 PERMIT RECOMMENDATIONS FROM THE BOARD'S CHIEF INVESTIGATIVE CONSULTANT, DR. JOHN W. DOVGAN

Dr. John W. Dovgan was present to present his report. The Committee discussed the training of all dental personnel, including dentists, staff and others who may be in the office providing anesthesia. The Committee discussed crisis management and having measurements in place to prevent or mitigate risks.

CURRENT STATUTE(S) AND/OR RULE(S) REGARDING ANESTHESIA & SEDATION STATUTE AND RULES

The Committee discussed Dr. Randall Lout's and Dr. Lisa B. Bienstock's suggested amendments to A.A.C. R4-11-1303, including adding an additional definition in A.A.C. R4-11-101, titled Section 1303-P for pediatric administration of anesthesia/sedation to children less than eight years of age.

After discussing the provided amendments, a motion was made by Ali Baghai, seconded by Dr. Randall J. Blazic and passed unanimously to accept the amendments provided by Drs. Lout and Bienstock.

The Committee discussed Ali Baghai's suggested amendments to A.A.C. R4-11-1304, including that the Board certify CRNAs and physician anesthesiologists to enable them to go into offices prior to dentists having completed an on-site evaluation by the Board. The Committee discussed the Board's inability to certify other professions. Mr. Baghai stated that he has heard of some dental providers have waited a year for an onsite evaluation.

The Committee discussed access of care and changes in the permitting process that would allow for a certification by the Board of CRNAs allowing them to perform sedation for dentists who had applied for a A.A.C. R4-11-1304 permit, but had not yet completed the application process.

A motion was made by Nick Goodman, seconded Dr. Jonathan Jerman and passed unanimously to conceptual accept Mr. Baghai's amendments understanding that it's not a full acceptance of all amendments, but rather an understanding that access to care is the larger concern.

The Committee requested staff's perspective regarding the length of time the evaluation process takes. Sherrie Biggs and Susie V. Adams addressed comment regarding the length of time it takes to schedule evaluations and stated that the evaluators are volunteers and that the average length of time it takes to complete an evaluation is approximately 90 days. The Committee discussed what some of the stumbling blocks may be stalling evaluations and discussed ways to help to speed up the process.

DISCUSSION AND POSSIBLE ACTION ITEMS FOR FUTURE MEETING AGENDAS

The Committee discussed adding the matters to a future agenda:

- The benefits of a two-provider model or single provider model;
- Using the FAA and NASA model on safety as a potential model to improve safety when administering anesthesia;
- Potential guidelines/framework for to run an adverse occurrence report;
- Dental Specialties and/or their respective associations safety models; and
- The Arizona Society of Oral Maxillofacial Surgeons presentation.

ADJOURNMENT

A motion was made by Dr. Jason W. Brady, seconded by Nick Goodman and passed unanimously to adjourn at 3:26 p.m.