



# Arizona State Board of Dental Examiners

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

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## OPEN SESSION MINUTES

June 15, 2023

### Guideline Steering Committee Meeting

On the aforementioned date, members of the Arizona State Board of Dental Examiners’ (“Board”) Guideline Steering Committee (“Committee”) held a virtual/telephonic meeting. The Committee did not meet in executive session.

#### COMMITTEE MEMBERS

Anthony Herro, DDS

Aditya Dynar

Russell Jeffrey Morrow, DDS

Anthony Caputo, DDS

Kevin Earle

Brown “Skip” Harris, DDS

Jeffery J. Tonner

Chairperson and Board President

Board Member

Board Member

Committee Member

Committee Member

Committee Member

Committee Member



Joined/deperted as denoted in the body of the minutes

X

Absent

#### STAFF PRESENT

Ryan P. Edmonson

Kristina C. Gomez

Roberto Pulver, Esq.

Sherrie Biggs

April Romero

Yazmin Bustamante

Executive Director

Deputy Director

Assistant Attorney General

Assistant Deputy Director

Chief Compliance Officer

Executive Assistant

#### I. CALL TO ORDER AND ROLL CALL

The meeting was called to order at 3:00 p.m. by Dr. Herro. Roll call of the committee members was taken and a quorum was established.

#### II. REVIEW, DISCUSSION AND POSSIBLE ACTION ON COMMITTEE MEETING MINUTES

A. Discussion and approval of the Open Session Minutes from the March 20, 2023 committee meeting.

**Motion:** Dr. Herro moved to approve the Open Session Minutes from the March 20, 2023 committee meeting.

**Second:** Mr. Dynar

**Vote:** 7-aye, 0-nay, 0-abstain, 0-recuse, 0-absent. Motion passed.

### III. GUIDELINES AND COMPLIANCE WITH AUDIT RECOMMENDATIONS

The Committee referenced South Carolina's five principles of ethics and discussed how it was incorporated into its rules. During discussion, the Committee considered whether it would be necessary for a state agency to adopt the code of professional conduct.

### IV. AGENCY SUBSTANTIVE POLICY STATEMENTS ("SPS")

The Committee reviewed the current Agency Substantive Policy Statements and discussed which are relevant and would be appropriate to codify in statute or rule and which are no longer relevant and should be repealed. During discussion, the Committee considered having the Anesthesia & Sedation Committee review SPS numbers 17 and 28.

**Motion:** Dr. Herro moved to direct the Anesthesia & Sedation Committee to review substantive policy statement numbers 17 and 28 and provide the Board with a recommendation.

**Second:** Mr. Dynar

**Vote:** 7-aye, 0-nay, 0-abstain, 0-recuse, 0-absent. Motion passed.

**Motion:** Dr. Herro moved to repeal the rest of the substantive policy statements with the exception of 22.

**Second:** Dr. Caputo

During discussion, Mr. Tonner suggested pulling SPS number 14 regarding patient abandonment.

*Dr. Herro rescinded his motion.*

The Committee further discussed that although SPS served as guidance at the time, they do not carry any weight in law. As a result, the Committee concurred that if new substantive policy statements need to be created in the future, they should be reviewed within two years to determine if they should be codified in rule.

**Motion:** Dr. Herro moved to recommend that the Board repeal all SPS.

**Second:** Dr. Harris

During discussion, the Committee concurred to discuss in rule infectious disease, unprofessional conduct involving sexual boundary violations and patient abandonment.

**Vote:** 7-aye, 0-nay, 0-abstain, 0-recuse, 0-absent. Motion passed.

### V. DISCUSSION AND POSSIBLE ACTION ITEMS FOR FUTURE MEETING AGENDAS

None were discussed.

### VI. NEXT COMMITTEE MEETING DATE(S)

A. August 17, 2023 (*tentative*)

### VII. ADJOURNMENT

Dr. Herro adjourned the meeting at 4:00 p.m.