UNAPPROVED

BOARD OF DENTISTRY

MINUTES
CREDENTIALS COMMITTEE

TIME AND PLACE: The Credentials Committee convened on April 5, 2013 at 1:20 p.m., at the Department of Health Professions, Perimeter Center, 2nd Floor Conference Center, 9960 Mayland Drive, Henrico, Virginia 23233.

FIRST CONFERENCE: 1:20 p.m.

PRESIDING: Jeffrey Levin, D.D.S.

MEMBERS PRESENT: Charles E. Gaskins, III, D.D.S.
Melanie C. Swain, R.D.H.

STAFF PRESENT: Kelley W. Palmatier, Deputy Executive Director
Donna Lee, Discipline Case Manager
Indy Toliver, Adjudication Specialist

QUORUM: All three members of the Committee were present.

Anita M. Neel, D.M.D., Applicant
Case No.: 149148

Dr. Neel appeared without counsel to discuss her Application for a Permit to Administer Conscious/Moderate Sedation by an enteral method in the Commonwealth of Virginia, and the allegations set forth in a Notice of the Board dated March 13, 2013. The Committee received statements from Dr. Neel and discussed the allegations with her.

Closed Meeting: Ms. Swain moved that the Committee convene a closed meeting pursuant to § 2.2-3711(A)(27) of the Code of Virginia for the purpose of deliberation to reach a decision in the matter of Anita Neel. Additionally, Ms. Swain moved that Ms. Palmatier, Ms. Lee and Ms. Toliver attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Committee in its deliberations. The motion was seconded and passed.

Reconvene: Ms. Swain moved that the Committee certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and passed.

DECISION:
Case No.: 149148

Ms. Toliver reported that the Committee found Dr. Neel did not meet the requirements of 18VAC60-20-120 of the Board of Dentistry's 2005 Regulations Governing the Practice of Dentistry and further defined in Section III of the American Dental Association's 2005 Guidelines for Teaching the Comprehensive Control of Anxiety and Pain in Dentistry, which were in effect at the time Dr. Neel's training occurred, in that she had not completed a required continuing education course that consists of 18 hours of instruction, plus 20 clinically-oriented experiences.

The Committee agreed to recommend to the Board that Dr. Neel's Application for a Permit to Administer Conscious/Moderate Sedation by an enteral method in the Commonwealth of Virginia be denied.

Dr. Gaskins moved to adopt the decision of the Committee. The motion was seconded and passed.

SECOND CONFERENCE: 2:40 p.m.

PRESIDING: Jeffrey Levin, D.D.S.

MEMBERS PRESENT: Charles E. Gaskins, III, D.D.S.
Melanie C. Swain, R.D.H.

STAFF PRESENT: Kelley W. Palmatier, Deputy Executive Director
Donna Lee, Discipline Case Manager
Indy Toliver, Adjudication Specialist

QUORUM: All three members of the Committee were present.

Deborah D. Adams, C.D.A., Applicant
Case No.: 148819

Ms. Adams appeared without counsel to discuss her Application for Registration to Practice as a Dental Assistant II by Endorsement in the Commonwealth of Virginia, and the allegations set forth in a Notice of the Board dated March 13, 2013. The Committee received statements and additional evidence from Ms. Adams and discussed the allegations with her.

Closed Meeting:

Ms. Swain moved that the Committee convene a closed meeting pursuant to § 2.2-3711(A)(27) of the Code of Virginia for the purpose of deliberation to reach a decision in the matter of Anita Neel. Additionally, Ms. Swain moved that Ms. Palmatier, Ms. Lee and Ms. Toliver attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will

aid the Committee in its deliberations. The motion was seconded and passed.

Reconvene:

Ms. Swain moved that the Committee certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded and passed.

DECISION:
Case No.: 148819

Ms. Toliver reported that the Committee found Ms. Adams did not meet the requirements for Registration to Practice as a Dental Assistant II by Endorsement in that she does not hold a credential, registration, or certificate with qualifications substantially equivalent in hours of instruction and course content to those set forth in 18VAC60-20-61 of the Regulations Governing Dental Practice nor could she document experience in the restorative and prosthetic expanded duties for at least 24 of the past 48 months preceding her application, as required by 18VAC60-20-72(A)(3) of the Regulations.

The Committee also found that Ms. Adams did not meet the requirements of 18VAC60-20-61(B) of the Regulations Governing Dental Practice in that she did not complete an educational program that was substantially equivalent in hours of instruction and course content to document completion of 50 hours of didactic coursework in dental anatomy and operative dentistry; 40 hours of laboratory training in amalgam restorations; 60 hours of laboratory training in composite resin restorations; 80 hours of clinical experience in performing amalgam restorations; and 120 hours of clinical experience in performing composite resin restorations.

The Committee further found that in the alternative to the requirement of substantial equivalency, Ms. Adams failed to document experience in the restorative and prosthetic expanded duties for at least 24 of the past 48 months preceding her Application for Registration to Practice as a Dental Assistant II as set forth in 18VAC60-20-230 of the Regulations Governing Dental Practice.

The Committee agreed to recommend to the Board that Ms. Adams' Application for Registration to Practice as a Dental Assistant II by Endorsement in the Commonwealth of Virginia be denied.

Dr. Gaskins moved to adopt the decision of the Committee. The motion was seconded and passed.

ADJOURNMENT: With all business concluded, the Committee adjourned at 1:50 p.m.

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Jeffrey Levin, Chair

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Sandra K. Reen, Executive Director

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Date

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Date