



STATE OF WASHINGTON

DEPARTMENT OF HEALTH

PO Box 47852 · Olympia Washington 98504-7852

**DENTAL QUALITY ASSURANCE COMMISSION
BUSINESS MEETING MINUTES
Friday, January 19, 2024**

MEMBERS PRESENT

David Carsten, DDS, Chair
Sonia Pal, DMD
Marlynne Fulton, Public Member
Cheon Joo Yoon, DDS
Rama Oskouian, DMD
Tiffany Bass, DDS
Joy McDaniel, DMD
Sarah Khan, DMD
Nisha Sharoff, DDS
McKinley Rainey, Public Member
Bryan Swanson, DDS, Vice-Chair
Ronald Marsh, DDS

MEMBERS ABSENT

Miryam Nossa, EFDA
Samantha Kofler, DDS
Carolyn Spice, Public Member
Evelyn Harry, EFDA

STAFF PRESENT

Trina Crawford, Executive Director
Amber Freeberg, Program Manager
Bruce Bronoske Jr., Program Manager
Cassandra Gerard, Administrative Assistant
Sierra McWilliams, Assistant Attorney
General
Heather Carter, Assistant Attorney General
Catherine Roner-Reiter, Supervising Staff
Attorney
Mikala Lord, Policy Analyst

OPEN SESSION

OPEN SESSION – 10:04 a.m.

1. CALL TO ORDER – Dr. David Carsten, D.D.S., Chairperson

- 1.1 Introduction of commission members and staff.
 - Ms. Freeberg introduces the commission and staff.
- 1.2 Public Comment - The public will have an opportunity to provide comments. If you would like to comment during this time, please limit your comments to two minutes. Please identify yourself and who you represent, if applicable, when the Chair opens the floor for public comment.
 - Dr. Carsten opens the floor for public comment.
 - No comments received.

1.3 Approval of agenda.

- Dr. Carsten requests amendments that include the addition of: Item 3.2. Senate Bill (SB) 5822; 3.3 House Bill (HB) 2176; Item 5. Dental Therapy Committee – committee meeting held on January 16, 2024; 9.2 Commission on Dental Accreditation (CODA) 2024 site visit evaluation; 9.3 Correspondence.
- There is a motion to approve the agenda with requested amendments.
- The motion is moved and seconded.

1.4 Approval of the December 8, 2023, business meeting minutes.

- There is a motion to approve the December 8, 2023, business meeting.
- The motion is moved and seconded.

2. RULE HEARING

The commission will consider for public comment and adoption of proposed rule WAC 246-817-150 to remove specific references about granting licenses to University of Washington faculty and replacing this with a reference to a faculty of any institution of higher education in Washington state accredited by the Commission on Dental Accreditation (CODA). Filed on November 07, 2023, as WSR 23-23-053.

- The hearing begins at 10:09 am and is held via Zoom webinar and in person at The Department of Health room 167 located at 111 Israel Rd. S.E. in Tumwater, WA 98501.
- Dr. Carsten shares Senate Bill 5113 amends RCW 18.32.195 to include any institution of higher education in Washington state accredited by the Commission on Dental Accreditation (CODA).
- The proposed amendment to WAC 246-817-150 will remove specific references about granting licenses to University of Washington faculty and replace this with a reference to faculty of any dental school in Washington state accredited by CODA. The proposed rule also amends existing language to a gender-neutral format.
- Lauren Johnson representing Washington State Dental Association testifies in support of the rule modifications.
- Dr. Andre Ritter testifies in support of the rule modifications.
- Dr. Rachael Hogan, dental director at the Swinomish tribe, requests other faculty roles be used in the language to include allied health program teaching positions.
- Ms. Freeberg clarifies this rule only applies to faculties at schools of dentistry and does not impact dental hygiene, dental therapy, or dental assistants.
- The hearing is concluded at 10:19 am.
- No changes were recommended by the Commission during discussion.
- There is a motion to approve the proposed rule to amend WAC 246-817-150.
- Dr. Carsten reopened the hearing for two minutes to receive Dr. Cheyanne Warren's question.
- Dr. Cheyanne Warren asks for clarification of the term faculty and how it applies to dental hygiene or dental therapy programs.
- Ms. Freeberg explains this rule is specific to schools of dentistry and other rules apply to dental hygiene or dental therapy programs.

- Dr. Rachael Hogan believes the intent of the legislative language was to include allied health and dental education programs.
- Sierra McWilliams, Assistant Attorney General confirms this rule applies specifically to schools of dentistry.
- A roll call vote is taken and unanimously passes by all present Commission members and the rule is passed.
- The notice of adoption will be filed with the Code Reviser, and the rules will be effective 31 days from the date they are filed with the Code Reviser.

3. LEGISLATIVE UPDATE

3.1 House Bill (HB) 2009 – Use of dental records in missing person investigations.

- Ms. Freeberg explains this bill is asking the Commission to work with Washington State Patrol to develop a release of information that dentists may give to their patients, citing it would allow their dental records to be used if they become the subject of a missing person investigation. The Commission has been asked to make rules regarding the regulations of this release.

3.2 Senate Bill (SB) 5822 – Increasing licensure fees for Washington Physicians Health Program (WPHP)

- Ms. Freeberg shares in this bill The Washington Physician Health Program is asking to increase the fee that dentists are paying from \$50.00 to \$70.00. The dentist fee increase would take effect in January 2026.

3.3 House Bill (HB) 2176 – Preventive dental assistant

- Ms. Freeberg summarizes this bill would create a new credential of a preventative dental assistant. The Commission is required to create rules to define the scope of practice and can adopt rules for continuing education requirements and extended function dental auxiliaries.

4. RULES UPDATE

4.1 The Commission will discuss amending WAC 246-817-187 Temporary practice permit – military spouse eligibility and issuance to align with language in Second Substitute House Bill (SSHB) 1009 – Military spouses – professional licensing and employment.

- Ms. Freeberg explains House Bill 1009 passed legislature in 2023 relating to military spouse employment and expediting the issuance of a license. She suggests a CR105 to amend WAC 246-817-187 to align with statute.
- A motion is made to align the rule language with House Bill 1009 relating to military spouse licensing and employment.
- The motion is moved, seconded, and unanimously passes.

5. DENTAL THERAPY COMMITTEE – Committee meeting held on January 16, 2024 – Dr. Bryan Swanson

- Dr. Swanson shares the committee began the dental therapy rule process at the last meeting.
- Discussion of language for rules and definitions will continue at the next committee meeting scheduled for February 5th, 2024.

6. CONTINUING COMPETENCY COMMITTEE – Committee meeting held on January 4, 2024 – Dr. Ronald Marsh

6.1 Second Substitute House Bill (SSHB) 1724 Section 8

a. Review of other states dental licensing standards to determine substantially equivalent standards for SSHB 1724 only.

- Dr. Marsh shares the continuing competency committee recommends that other states dental licensing standards are not substantially equivalent to Washington state.
- A motion is made that the Commission finds no other states have substantially equivalent standards for licensing through SSHB 1724.
- The motion is moved, seconded, and unanimously passes.

b. Discussion of Jurisprudence Exam requirement for licensing.

- This item was discussed at the same time as item 6.1a and the commission determined the Jurisprudence Exam is required for licensing.

7. DENTAL ANESTHESIA COMMITTEE – Committee Meeting held on January 10, 2024 – Dr. Ronald Marsh

7.1 Discussion of Frequently Asked Questions (FAQ's) for WAC 246-817-701 through 790 Administration of anesthetic agents for dental procedures.

- Dr. Marsh provides the draft FAQ Web Page with the Commission.
- Lauren Johnson with the Washington State Dental Association comments on the last FAQ that references minimal anesthesia. She suggests expanding the definition to include all levels of anesthesia including topical.
- Dr. Marsh agrees with the recommendation and suggests adding sedation to the definition.
- The Commission decides to adjust the question to include anesthesia and sedation.
- A motion was made to move forward with the publication of the list of amended FAQs.
- The motion is moved and seconded.
- A vote is taken and unanimously passes.

8. PROGRAM REPORT

8.1 Staffing Update.

- Ms. Crawford updates the Commission that Adriana Barcena has taken a new position and Sherry Stratton is being hired as of February 1, 2024, to fill the position in support of the board.

9. OTHER

9.1 Board/Commission authority.

- Heather Carter, Assistant Attorney General, presents an overview of rulemaking authority and lobbying to the Commission.

9.2 Commission on Dental Accreditation (CODA) 2024 site visit evaluation.

- Ms. Freeberg shares Commission members have been invited to join CODA during their upcoming site evaluations of dental education programs.
- Evelyn Harry and Dr. Marsh volunteer to attend the site visit at PNWU School of Dental Medicine in Yakima on 4/2/24 to 4/3/24.
- Dr. McDaniel volunteers to attend the site visit at Skagit Valley College in Mount Vernon on 10/8/24 to 10/10/24.
- Dr. Khan volunteers to attend the site visit at University of Washington School of Dentistry in Seattle on 11/19/24 to 11/21/24.

9.3 Correspondence from Dr. Busacca regarding revised CE rules for dentists providing no cost dental care.

- The Commission discusses letter received from Dr. Busacca.
- Ms. Freeberg shares current volunteer provisions regarding CE license requirements.
- Dr. Busacca shares his suggestions for revised CE requirements for dentists providing free care and recommends less CE requirements based on years of experience.
- Dr. McDaniel shares her concern with the difficulty in narrowing down CE requirements to specific procedures.
- Dr. Khan appreciates the comments of Dr. Busacca and thinks this should be open to discussion.
- Dr. Oskouian comments updates to procedures and guidelines are constantly occurring.
- The Commission decides incentives for retired dentists have already been addressed during recent CE rule discussions.
- A motion is made to deny the petition.
- The motion is moved and seconded.
- A vote is taken and unanimously passes.

10. FUTURE BUSINESS

No items were addressed by the Commission.

11. ADJOURN

The meeting is adjourned at 11:23am.

Submitted by:
Amber Freeberg, Program Manager

Approved by:
David Carsten, DDS, Chair

Dental Quality Assurance Commission

Dental Quality Assurance Commission

on file
Signature

on file
Signature

Date

Date

DRAFT