

**SD State Board of Dentistry
Regular Meeting
Delta Dental Shared Conference Room
Friday February 5, 2010 10:00 a.m.**

President Randy Sachau called the meeting to order at 10:00 am CST.

Present: Dr. Randy Sachau, Joan Adams, Dr. Geoffrey Johnson, Audrey Ticknor, Dr. Robin Hattervig Brittany Novotny, Shirley Dettman. Guests: Clay Cudmore, Sean Epp, Tammy Filipiak, Dr. Jeffrey Moos, Larry Long.

Sachau approved the agenda as rearranged.

Motion to approve minutes of October 16, 2009 as amended by Sachau. Second by Johnson. Motion carried. Motion to approve minutes of January 4, 2010 teleconference by Sachau. Second by Johnson. Motion carried.

Novotny presented the financial statements. Motion to approve financial statements by Sachau. Second by Johnson. Motion carried.

Novotny gave an office update.

Board discussed Local Anesthetic Reversal Agent Declaratory Ruling draft language. Motion to approve Local Anesthetic Reversal Agent Declaratory Ruling language by Johnson. Second by Adam. Motion carried.

Board discussed Botox and dermal fillers. The Board chose to refer back to the statutes and regulations and not draft a formal policy at this time. The Board will consider inquiries and issues in this area on a case by case basis.

Board discussed need for outside counsel. Motion to retain Kristine Kreiter O'Connell from Wods, Fuller Schultz & Smith, P.C. for a \$125 hourly rate, capped at \$10,000, for FY 2010 by Adam. Second by Hattervig. Motion carried.

Motion to retain Kristine Kreiter O'Connell from Wods, Fuller Schultz & Smith, P.C. for a \$125 hourly rate capped at \$25,000, for FY 2011 by Hattervig. Second by Johnson. Motion carried.

Novotny gave a legislative update.

Board discussed contracts for FY 2011. Motion to approve a contract with Dr. Pat Coyne to provide investigative services for a \$150 hourly rate, capped at \$25,000, for FY 2011 and to approve a contract with Dr. Vince Jones for investigative services for a \$150

hourly rate, capped at \$25,000, for FY 2011 by Adam. Second by Hattervig. Motion carried.

Motion to approve three contracts for FY 2011 with Midwest Solutions, Inc. to provide administrative services for a contract rate of \$38,000, financial services for a contract rate of \$13,000, and professional services at a contract rate of \$48,360 and to cap expenses at \$15,000 by Adam. Second by Hattervig. Motion carried.

Motion to approve Central Regional Dental Testing Service (CRDTS) Examiners contracts for FY 2011 that provide a \$60 per day per diem, capped at \$2,500, by Hattervig. Second by Johnson. Motion carried.

Clay Cudmore, CPA, provided an overview of the results of the financial audit completed for FY 2009. Board reviewed the financial audit. Motion to approve financial audit by Adams. Second by Hattervig. Motion carried.

Sean Epp, Dr. Jeffrey Moos and Tammy Filipiak joined via teleconference. Discussion was held regarding Midwest Dental, a dental practice support company.

Discussion was held regarding revisions to the advertising rules and statutes. Dr. Johnson will bring forward proposal for Board review.

The Board interviewed a candidate for licensure by credential verification. Dentist credential applicant was Dr. Mark Anderson.

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Board convened in executive session at 1:18pm. Board came out of executive session at 1:40 pm.

Motion to deny dental license by credential verification for Dr. Mark Anderson by Ticknor. Second by Hattervig. Motion carried.

Board considered application for licensure by credential verification for Dr. Michael Freimuth. Board noted additional information was received per the Board's request following the October 2009 board meeting. Motion to approve dental license by credential verification for Dr. Michael Freimuth by Johnson. Second by Hattervig. Motion carried.

Motion to approve dental license by regular application for Dr. Kari Bolen and Dr. Robert VanLaecken by Johnson. Second by Adam. Motion carried.

Motion to approve dental hygiene license by credential verification for Michelle Sayler by Hattervig. Second by Johnson. Motion carried.

Motion to approve dental hygiene license by regular application for: Jessica Kaseforth, Rebecca Hanson, and Lindsay Stoeser by Hattervig. Second by Johnson. Motion carried.

Motion to approve corporate applications of Cris & Wenande Orthodontics, Prof. LLC, Wenande Orthodontics. P.C., and Spencer D.D.S., Prof LLC by Johnson. Second by Hattervig. Motion carried.

Board convened in executive session at 1:48pm. Board came out of executive session at 2:20pm.

Larry Long joined the meeting via teleconference. Board discussed proposed Patient Assistance Fund. Motion to rescind the motion made on August 26, 2009 to approve the Patient Assistance Fund by Adam. Second by Johnson. Motion carried.

Motion to adjourn by Johnson. Second by Hattervig. Motion carried.

Meeting adjourned at 3:25 p.m.

Audrey Ticknor, Secretary