

SOUTH DAKOTA STATE BOARD OF DENTISTRY
MINUTES OF PUBLIC HEARING

Dr. Wilson called the public hearing to order at 10:10 a.m. on Friday, October 17, 2014, in the large conference room, High School Activities Association Building, 804 N. Euclid Ave., Pierre, South Dakota, and noted that this was the time and place for the Board of Dentistry Public Hearing to consider the amendment and adoption of proposed rules ARSD 20:43:08:10, 20:43:08:11, 20:43:09:13, and 20:43:09:13.1.

Dr. Wilson noted that minutes were being taken and that due notice of this hearing had been published in three South Dakota newspapers and was made to interested parties in advance of the hearing. Dr. Wilson noted that the proposed rules were edited for compliance with the requirements for form, style and legality as requested by the South Dakota Legislative Research Council pursuant to SDCL 1-26-6.5.

Hearing Officer: Dr. Roger Wilson, Board President, Rapid City, South Dakota. Members of the Board in attendance: Dr. Roy Seaverson, Dr. Amber Determan, Dr. Tara Schaack, Dr. Robin Hattervig, Tina Van Camp and Audrey Ticknor.

Others in Attendance: Kris O'Connell, Brittany Novotny, Rachel Day, Al Schmitt (SDANA), Donald Roesler (SDANA), Kara McMachen (SDANA), Paul Knecht (SDDA), Dr. Mark Kampfe (SDDA), Chris Miller, and Justin Bell (SD State Medical Association).

Written Testimony: Dr. Wilson entered into the record letters from the following: Dr. Scott Van Dam, Dr. Josh Brower, Dr. Jay Crossland, Dr. Denis Miller, Dr. Louis George, Dr. Isaac Morgan and the South Dakota Dental Hygienists' Association (SDDHA) which were received in advance of the hearing.

Oral Testimony: Oral testimony was presented by the following individuals:

- Al Schmitt (SDANA), Kara McMachen (SDANA) and Donald Roesler (SDANA) spoke in opposition to 20:43:08:10 and 20:43:08:11. Kara McMachen (SDANA) provided a written statement from SDANA at the hearing. Donald Roesler (SDANA) provided a written statement from Dr. Ryan Schellpfeffer of Anesthesiology Associates, Inc. at the hearing.
- Justin Bell (SD State Medical Association) spoke in opposition to 20:43:08:10 and 20:43:08:11, noting concern for patient safety.
- Paul Knecht (SDDA) testified that the SDDA does not have any concerns regarding the proposed changes to 20:43:08:10, 20:43:08:11, 20:43:09:13, and 20:43:09:13.1.

Dr. Wilson closed testimony and opened the public hearing to Board discussion and/or action.

The Board reviewed the proposed rules section by section, noting minor changes recommended for form, style and legality, and allowed for additional questions from those in attendance.

Dr. Seaverson moved that the South Dakota State Board of Dentistry approve the adoption of amended rules 20:43:08:10, 20:43:08:11, 20:43:09:13, and 20:43:09:13.1 including the edits for

compliance with the requirements for form, style and legality. Second by Hattervig. Motion carried.

There being no further business, the public hearing was adjourned at 10:40 a.m.

Audrey Ticknor, RDH, MA
Audrey Ticknor, Secretary