



President's Message

It is with an expanding sense of humility that I accept the position of President of the West Virginia Board of Dentistry. While honored to be selected in my third year of service on the Board, I also understand the challenges that face this organization in performing its mandate to assure a high level of competence from the licensed professionals that care for the dental needs of West Virginia citizens. By doing this we protect the public. That is the mission of the West Virginia Board of Dentistry.

I would like to commend our past President, Dr. Richard Gerber, for his steady-handed leadership of the Board over the past two years. Those of you who know Dr. Gerber recognize him as a valuable asset to our profession. I met Rich at an ADPAC meeting in Washington, DC. I was impressed with his talents then and have only had that impression re-enforced through the years. Thank you, Dr. Gerber, for your past chairmanship.

Also, I would like to thank my fellow Board members for their efforts during my tenure. From our dentist members, Dr. Buck Conard, Dr. Ed Eckley, Dr. Chuck Smith, Dr. Byron Black, our dental hygiene member, Mrs. Mary Beth Shea, RDH, our dental assistant member, Ms. Beverly Stevens, COMSA, to our public member, Mr. Bill Ford, Attorney-at-Law. These individuals have demonstrated a measure of dedication and professionalism that has been awe inspiring to me. Each has brought their unique insights and talents to each Board function, melding it to our efforts as a whole in an honest and respectful manner. I wish to thank them for their efforts over the years.

I particularly want to thank Dr. Conard for his many years of service to the Board as his fourth term on the Board has expired. What a wealth of knowledge Buck carries with him, not only on the state and local level, but on the national level as well. As Dr. Ed Eckley finishes his term on the Board, I wish to thank him for his counsel and expertise. I am happy to announce that both these past members will still be available to our Board in the future. Dr. Conard has accepted a position as a Board investigator, while Dr. Eckley has agreed to provide us with his evaluation skills as an expert in the field of orthodontics.

As Dr. Conard and Dr. Eckley step away from the Board it is with pleasure I welcome our two new appointees, Dr. Vince Veltri from Clarksburg, WV and Dr. Jack Bogers from Huntington, WV. Thank you, gentlemen, for accepting these positions.

I would be remiss without thanking those people that make the Board function. Since becoming our Executive Director, Susan Combs has carried the business of the Board forward in an exemplary fashion. Our decision to elevate Susan to this position has proved well-founded. She has used her years of experience and knowledge of the rules of Board function to provide continuity and accuracy to the Board. Along with her staff members, Evan Dewey and Carolyn Brewer, she is the person that actually makes the Board a functional entity. Also, I want to thank Ms. Betty Pullin, our assigned attorney from the Office of the Attorney General, for her strong guidance and her efforts to understand the practice of dentistry.

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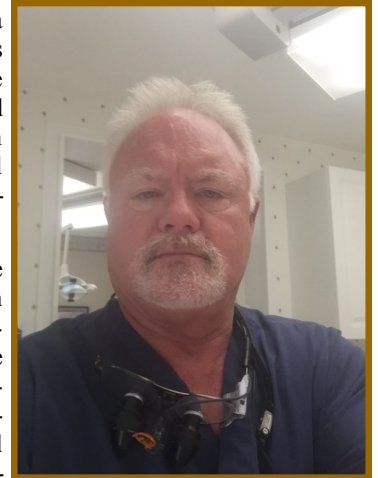
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President's Message Continued ...

As for myself, I have been a practicing dentist in our great state for over forty years. I still maintain a busy five-day week practice in the Charleston area. During my time in practice, dentistry has evolved greatly! New techniques and materials, many new modes of delivery, increasing insurance complexities, involvement of corporate entities, governmental rules and programs have all effected change in the way we practice on a daily basis. To put it succinctly, this is not the dentistry I began to practice four decades ago! The good news, I believe, is that it is better than it was then. During all those years I and my team have attempted to treat our patients the way we would want to be treated - with dignity and respect. I have been lucky to have had an interesting and challenging practice.

During my dental life I have always felt the need to give back to my profession by serving in the organizations that represent dentistry both nationally, as well as on a state and local level. It has been my good fortune to have served as my local component president and member of its legislative affairs committee. As a member of the West Virginia Dental Association, I served on its executive counsel. For four years I served as a member of the ADA Council on Dental Practice at ADA headquarters in Chicago. Also, I represented the West Virginia Political Action Committee in Washington, DC. Presently I am the Board's liaison with the American Board of Dental Examiners Dental Exam Committee as a member of its House of Delegates and chair of the sub-committee on endodontics. I also serve as an examiner for two licensure testing agencies - the Commission on Dental Competency Assessments and the Southern Regional Testing Agency. I will become an examiner for a third agency in the near future. I convey this information to you, not only to familiarize myself to you, but to try to convey my sense of strong commitment of service to the profession of dentistry! And I challenge those of you that see the need to improve the current state of our profession to serve.



Stan Kaczowski, DDS
President

The West Virginia Legislature continues to look at ways to ensure West Virginia professional licensing boards comply with the Supreme Court ruling in the case of the North Carolina State Board of Dental Examiners v. The Federal Trade Commission. During the 2016 Legislative Session, representatives of House Government Organization requested a meeting with members of the Board to discuss the Board's membership makeup in an attempt to replace current members with non-market participants, or individuals not licensed by the Board. The removal of knowledgeable and functional members of our profession from its governance would have dire consequences as dentistry is a fast-evolving profession. Also, one of the very important duties of a Board member is to participate in clinical board examinations of prospective licensees, which requires the Board member to be licensed. Therefore, non-market, or unlicensed Board members could not complete this necessary function, which measures minimal competency for licensure. Licensure and regulation is of the utmost importance to ensure the health, safety and welfare of the citizens of this great state. The West Virginia Association of Licensing Boards, as well as Board staff, will continue to monitor legislative activities affecting licensing Boards.

As you may be aware, state law requires review and re-approval of our rules at specific times per each rule's adoption. Mrs. Combs has accomplished this review for the past legislative session, and we have had those rules that needed review accepted by the legislature and executive branch.

We continue to support the efforts of the state Attorney General in his initiative to deal with the opioid abuse problem in our state. Our stance now, as in the past, supports the ADA guidelines for proper prescribing of opioids. I would encourage members of our profession to be ever mindful of our responsibility to the public in the use of pain relieving medication. I can promise that the entire Board takes infractions in this area of practice very seriously.

We continue our efforts to update the Board's website in an effort to streamline license renewal and access to the Board. This has been a challenging task. While there have been difficulties working with our computer programming representatives, I feel we have turned the corner and are seeing light at the end of that tunnel. Evan Dewey has spent a great deal of effort in reigning in this project. Hopefully we will be able to bring it to conclusion shortly.

These are an overview of some of the issues with which the West Virginia Board of Dentistry concerns itself. I want to re-emphasize that our chief mandate is to protect the public. While our members are involved with the practice of dentistry and we understand the challenges that the profession faces, we represent the citizens of West Virginia. Therefore, in closing, I wish to challenge each member of our profession to aspire to the principals we learned in our dental and dental hygiene training - to treat every patient with dignity and respect and provide the type of dentistry to them as we would like to have provided to ourselves and those close to us.



Public Notification of Expenses

The West Virginia Board of Dentistry remains committed to keeping expenses low and continues to find ways to be more efficient within and outside the office. Recently the Board decided to shorten certain meetings in order to save on travel and conference room expenses. We have also been working diligently to process and complete unresolved complaints, and steps are being taken to administer database maintenance and support in-house, which has the potential to save the Board over \$30,000 annually. As always, the Board utilized a detailed budget during Fiscal Year 2016 and was cautious about every dollar spent. This resulted in significantly lower expenses which are reflected in the report below.

We would also like to take this opportunity to make it clear that all fines collected by the Board are transferred directly to the State's General Revenue Fund. When a fine is paid to this Board, we immediately transfer that amount to an account held within the State Treasurer's Office. We do not benefit in any way from money collected from fines, and have no incentive to issue monetary discipline other than means of resolution.

The West Virginia Board of Dentistry will continue efforts to ensure transparency and maximize efficiency throughout the next Fiscal Year. We look forward to providing more outstanding service to West Virginia citizens and the dental community. Thank you.

Fiscal Year 2016 Expenses	
Salaries and Employee Benefits	\$202,961
Legal Counsel	91,947
Dental Recovery Network	15,000
Office Expenses	87,847
Total Expenses	\$397,755

The Dental Recovery Network is a rehabilitation service offered to licensed dental professionals who are dealing with substance abuse and/or mental disorders.

Future Meetings

October 28 & 29, 2016
Clarksburg, WV

January 20 & 21, 2017
Charleston, WV

March 31 & April 1, 2017
Crab Orchard

July 19 & 20, 2017
White Sulphur Springs



Happy Fall Y'all

Board Actions

2010-DB-0036D - Order of Conditional Reinstatement - Unprofessional Conduct; Evaluation by DRN; Fines \$5,000; Costs \$5,000.

2011-DB-0200D & 2013-DB-0018D - Consent Decree & Order - Violation of Standard of Care; Continuing Education Required; Fines \$5,000; Costs \$6,427.32.

2013-DB-0028D - Consent Decree & Order - Voluntary Surrender - Unprofessional Conduct; Fines \$7,500; Costs \$2,400.

2014-DB-0020D - Consent Decree & Order - Violation of Standard of Care; Reprimand; Continuing Education Stipulation; Fines \$10,000; Costs \$5,000.

2014-DB-0022D - Order of Conditional Reinstatement - Unprofessional Conduct; Evaluation by DRN; Fines \$5,000; Costs \$5,000.

2015-DB-0008H - Consent Decree & Order - Unprofessional Conduct; Evaluation by DRN.

2015-DB-0037D - Final Order - Unprofessional Conduct; Reprimand; Suspension of 20 working days; Fitness for Duty Evaluation; Probation; Continuing Education Required; Fines \$1,000; Costs \$8,512.40.

2015-DB-0037D - Order lifting Suspension.

2015-DB-0040D - Consent Decree & Order - Unprofessional Conduct; Reprimand; Continuing Education Required; Fines \$2,500; Costs \$2,500.

2015-DB-0043D - Consent Decree & Order - Violation of Standard of Care; Continuing Education Required; Restitution \$4,100; Costs \$1,500.

2015-DB-0047D - Consent Decree & Order - Unprofessional Conduct - Voluntary Surrender.

2015-DB-0048D - Consent Decree & Order - Unprofessional Conduct - Evaluation by DRN.

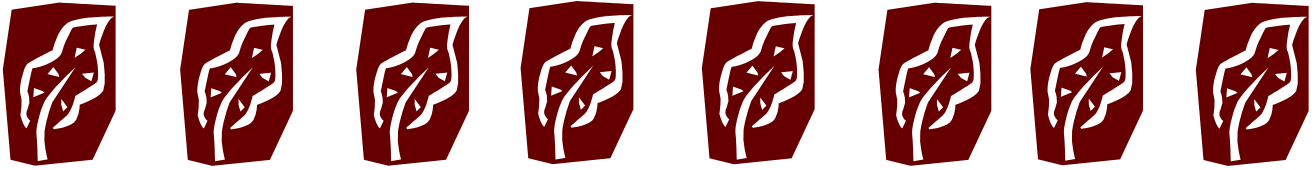
2015-DB-0048D - Order for Suspension - Unprofessional Conduct.



2015-DB-0054D - Consent Decree & Order - Unprofessional Conduct - Violation of Standard of Care - Voluntary Surrender; Fines \$3,000; Costs \$5,000.

2015-DB-0055D-02 - Consent Decree & Order - Improper or Inadequate Supervision; Reprimand; Office Procedure Requirements; Fine \$1,000; Costs \$500.

2015-DB-0062D - Consent Decree & Order - Unprofessional Conduct; Reprimand; Suspended 15 days; Probation; Continuing Education Required; Fine \$5,000; Costs \$1,500.



Continuing Education & Legislative Changes

CONTINUING EDUCATION CHANGES EFFECTIVE SEPTEMBER 1, 2016

Changes to Drug Diversion Training & Best Practices of Controlled Substances - This requirement now includes training on prescribing and administration of an opioid antagonist. This is a legislative mandate from passage of Senate Bill 335 during the 2015 legislative session. Credit for this additional training is required with the CE reporting due on or before February 1, 2018.

Also, the mandate for West Virginia statistics has changed for those licensees practicing outside the State of West Virginia. Dentists practicing in other states may take a course that includes statistical information relative to the state they are practicing in.

Self-Supervised instruction increased from 50% to 80%.

Credit for indigent care increased from 5 to 8 hours for dentists and 3 to 5 hours for hygienists.

EXPANDED DUTIES CHANGES EFFECTIVE SEPTEMBER 1, 2016

The Board sought a change in these rules by removing the word “examining” and words “clinical examinations” from sections concerning dental hygiene expanded duties. Clinical examinations was replaced with “screenings” and screenings was defined. This change clarifies the Board’s opinion that an examination can only be billed if a dentist has examined the patient and made a diagnosis.

BACKGROUND CHECK REQUIREMENTS

HB4340, also known as Lynette’s Law, requires information regarding completed disciplinary actions in which discipline was ordered, to be posted on a website with public access. Requires boards of regulating professions to require a national criminal background check on applicants being licensed for the first time in West Virginia. The Board has proposed rules, which are going through the rule making process, to implement this law by July 1, 2017.

WV Dental Recovery Network (WVDRN)

A little over two years ago the Board obtained authorization to establish standards and requirements to form professional recovery networks and establish an alcohol and chemical dependency treatment program. The Board has been contracting with the WV Pharmacists Recovery Network (WVPRN) to provide evaluation and monitoring services for the WVDRN.

To date the program has been a success. Two dental representatives sit on the WVPRN Board that are involved in the management of WVDRN cases. The WVDRN reports a plan to implement educational programs involving the dental and hygiene programs in the state to increase awareness of the WVDRN program and give information on steps to take if you suspect a colleague is impaired, as well as provide some general information about the disease of addiction. Education at an early stage of an individual’s career is important, because this is primarily the time where these issues begin in many cases.



Renewal Information, Renewal Fees & General Reminders

COMPLETING YOUR FORM

Each year there is a section on your annual renewal form where you are requested to list your current employer and related business information. THIS REQUEST APPLIES TO OUT-OF-STATE LICENSEES AS WELL AS IN-STATE LICENSEES. If you are unemployed or retired, please make a notation indicating your current status. It is important that the Board have complete, accurate, and up-to-date information on each licensee.

Address changes and change of employers are information that need to be sent to the Board whenever they occur. These changes should be faxed, emailed, or mailed no later than 30 days after the change. Your cooperation with these requirements will be greatly appreciated by the Board staff.

The 2017 Dental renewal requires affirmation of access to the Controlled Substance Monitoring Program for those licensees dispensing, administering or prescribing controlled substances in the State of West Virginia.

Please complete the retirement, administrative and dental services data. We are required by legislative mandate to request and report these numbers. Thank you!!!

FEES

Dentists - \$185.00
 Late Fee - \$185.00
 Dental Hygienist - \$75.00
 Late Fee - \$75.00
 Dental Hygienist employed by a public health agency* - \$65.00
 Late Fee - \$65.00

*A hygienist employed by a public health agency such as a federal, state, or county health department qualify for this discounted renewal fee.

WVDRN Fee (add to renewal fee)

Dentists -- \$10.00

Hygienists - \$5.00

2017 Renewal Totals

Dentists—\$195.00

Dental Hygienists—\$80.00

Public Health Hygienists-\$70.00

GENERAL REMINDERS

There is no longer a grace period.

Late fees, as previously mentioned, will be applied to renewals received in the office after February 1, 2017.

CPR certification is to remain current. Also, online CPR certification is not acceptable unless the course includes a skills examination with a certified instructor.

The current Continuing Education period started February 1, 2016 and ends January 31, 2018. CE credits are to be reported by February 1, 2018.



Licensure Statistics

DENTAL

Total Active 1189
 Practicing in WV 886
 Active Volunteer 6
 Teaching Permits 2
 Intern Permits 3

MOBILE DENTAL FACILITIES 3

PORTABLE DENTAL UNITS 21

HYGIENE

Total Active 1412
 Practicing in WV 966

DENTAL ASSISTANTS

Coronal Polishing 191
 Nitrous Monitoring 1166
 Restorative 828
 Restorative & Ortho 26
 Orthodontic 381

DENTAL ANESTHESIA

Class 2 32
 Class 3A 20
 Class 3B 12
 Class 4 36
 Qualified Monitor 248

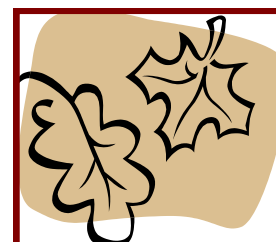
HYGIENE PERMITS

General Supervision 781
 Public Health 132
 Local Anesthesia 413
 Bleaching 548
 Nitrous Monitoring 611

BUSINESS ORGANIZATIONS

Dental Corporations 183
 Dental PLLCs 197

The Board's 2016 annual report has been filed with the legislature. You may view this report at the following link. http://www.legis.state.wv.us/Reports/Agency_Reports/agencylist_all.cfm



Infection Control Information

It is rare for the Board to receive complaints concerning the cleanliness of an office or infection control issues, but these types of complaints are received from time to time. The Board has inspected a number of offices over the last several years to ensure infection control procedures are in place and the guidelines of the Centers for Disease Control and Prevention (CDC) are followed.

All licensees are responsible to ensure infection control procedures are held to the prevailing standards of the CDC guidelines.

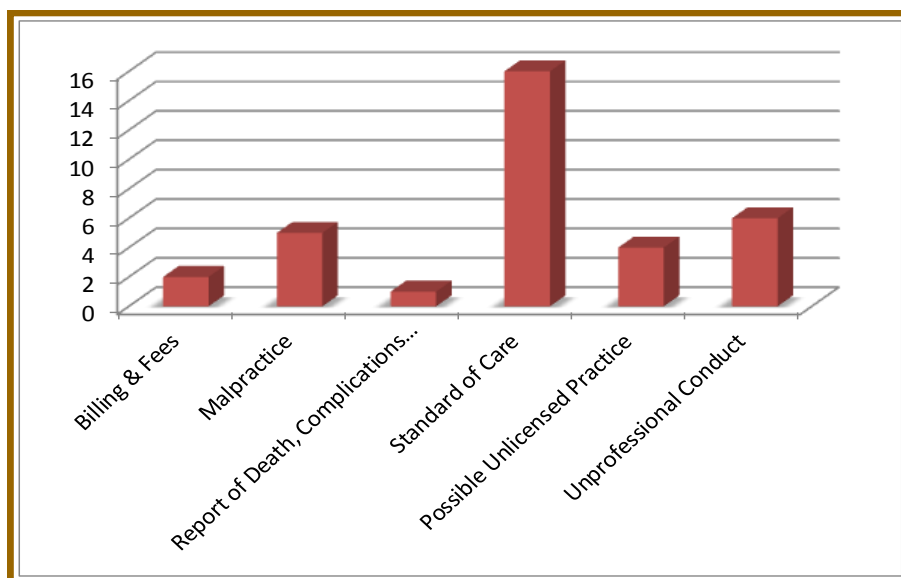
The CDC has recently released materials to aid oral health professionals in the prevention of infections in dental settings. These new resources include a summary of basic infection prevention principles and recommendations for dental settings, a checklist to evaluate staff compliance with infection prevention practices, and key references and resources for each area of focus including sterilization, respiratory hygiene, sharps safety, safe injection practices, cleaning and disinfecting environmental surfaces and hand hygiene in dental settings. You can view these documents at this link - <http://www.cdc.gov/oralhealth/infectioncontrol/guidelines/>

COMMON DENTAL OFFICE CDC VIOLATIONS - (Reported at the AADB Mid-year Meeting April 2016)

- Improper Management and Disposal of Biohazardous Waste
- Inadequate Biological Monitoring of Sterilizer
- Improper Hand Hygiene
- Lack of Appropriate Personal Protective Equipment
- Lack of a Written Exposure Control Plan
- Lack of Verification of Staff Hepatitis B Vaccination Status
- Lack of a Waterline Maintenance Policy
- Failure to Properly Sterilize Handpieces
- Cross Contamination in Sterilization Area and Operatories
- Repeated Use of Single Use Disposables
- Failure to Use Heavy Duty Utility Gloves While Handling Instruments in Sterilization Area

Complaint & Case Statistics

2016 - (through September 30, 2016)





WEST VIRGINIA BOARD OF DENTISTRY

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The West Virginia Board of Dentistry is an agency of the State mandated by legislature to protect the public health, safety, and welfare of its citizens.

The Board regulates the profession of dentistry and licenses dentists and dental hygienists who have proven minimal competency standards by examination.

Mountaineers Are Always Free!

MEMBERS OF THE BOARD	BOARD STAFF & COUNSEL	ANESTHESIA COMMITTEE
Stan W. Kaczkowski, DDS, President	Susan M. Combs	Byron H. Black, DDS, Chairman
Charles L. Smith, DDS, Secretary	<i>Executive Secretary</i>	Lewis D. Gilbert, DDS
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John E. Bogers, II, DDS	<i>Office Manager</i>	Kevin C. Lucky, DDS
C. Richard Gerber, DDS	Evan M. Dewey	William R. Marshall, DDS
Samuel V. Veltri, DDS	<i>Administrative Assistant</i>	Babak D. Noorbakhsh, DDS
Mary Beth Shea, RDH	George D. Conard, Jr., DDS	Elizabeth Pham O'Dell, DDS
Beverly L. Stevens, COMSA	John C. Dixon, DDS	Jon A. Pike, DDS
William E. Ford, III, Citizen Member	Dina A. Vaughan, BSDH, MS	Michael Sokolosky, DDS
	Walter Williams	Timothy G. Thorne, DDS
	<i>Investigators</i>	Bryan D. Weaver, DDS, MD
	Betty A. Pullin	
	<i>Assistant Attorney General</i>	