

PROVINCIAL DENTAL BOARD

OF

NOVA SCOTIA



PROCEEDINGS

2013

2013 BOARD PROCEEDINGS

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PROVINCIAL DENTAL BOARD OF NOVA SCOTIA
December 31, 2013



Chair – Dr. Ian Doyle
Vice Chair – Dr. Tom Raddall III
Registrar – Dr. Martin R. Gillis

Board Membership 2013

<u>Member</u>	<u>Appointment</u>	<u>Term</u>
Dr. Ian Doyle, Chair	NSDA	Dec. 2013 (3)
Dr. Tom Raddall III, Vice-Chair	Government	July 2014 (2)
Dr. Eric Hatfield	NSDA	Dec. 2013 (3)
Dr. Clare Champoux	NSDA	Dec. 2014 (2)
Dr. Lee Erickson	NSDA	Dec. 2014 (2)
Dr. Merryl Lawton	NSDA	Dec. 2013 (2)
Dr. Chris A. Baker	Government	July 2014 (1)
Dr. David Dignan	Government	July 2014 (1)
Ms. Judy Oakley	NSDAA	Dec. 2013 (3)
Ms. Laurie Brenton	Government	August 2015 (1)
Mr. Brian Slaney	Government	August 2015 (1)
Mr. Stuart Beaton	Government	August 2015 (1)
Dr. Tom Boran, Dean	Observer	



Provincial Dental Board of Nova Scotia

Left to right; Dr. Clare Champoux, Ms. Judy Oakley, Dr. Martin Gillis (Registrar), Ms. Laurie Brenton, Dr. Merryl Lawton, Dr. Ian Doyle (Chair), Dr. Chris Baker, Dr. Tom Raddall III (Vice-Chair), Dr. Eric Hatfield, Dr. Lee Erickson, Mr. Brian Slaney, Dr. David Dignan, Ms. Jane Donovan (Executive Assistant).

Missing; Mr. Stuart Beaton

Functional Committees

Discipline Committee

Complaints Committee

Dr. Tom Boyle, Chair

Dr. John S. Christie, Chair

Discipline Committee Membership

Complaints Committee Membership

Dr. Tom Boyle	Oct. 2014	Dr. John Christie	June 2014
Dr. Janet Cullinan	Dec. 2014	Dr. Simone Abbass	May 2015
Dr. Norm Layton	Dec. 2014	Dr. Ron MacGillivray	Oct. 2014
Dr. Sue Lewis	Dec. 2015	Dr. Paul MacEachern	Oct. 2014
Dr. David MacLeod	Dec. 2014	Dr. Richard Raftus	Oct. 2014
Dr. Don Penwell	Oct. 2014	Dr. Earle Carson	Oct. 2014

Ms. Michelle Fowler, RDA	Oct. 2014	Dr. Blair Raddall	Oct. 2014
Ms. Angela Worsley, RDA	June 2014	Dr. Naida. Hadar	Oct. 2014
Dr. Ian Ross	May 2015	Dr. Claire Karst	Oct. 2014
Dr. Natalie Brothers	Oct. 2014	Dr. Kim Mailman	Oct. 2014
Dr. Peter Thomson	Oct. 2014	Ms. Marina Crawford, RDA	Jan. 2015
Dr. William Whyte	Oct. 2014	Ms. Natalie Penney, RDA	June 2014
Dr. Stuart Kirby	Oct. 2014	Mr. Bill Watson, Public	Oct. 2014
Dr. Karen Furlong	Oct. 2014	Ms. Harriet Davies, Public	Dec. 2013
Dr. Yvon Belliveau	Oct. 2014		
Dr. David Quigley	Oct. 2014		
Dr. Wayne Raimer	Oct. 2014		
Dr. Mark Sutherland	Oct. 2014		
Mrs. Kore-Lee Cormier, Public	Oct. 2014		
Mr. Michael Muise, Public	Oct. 2014		
Mr. R. Desborough, Public	June 2014		
Mr. Greg Fevens, Public	Oct. 2014		

MCDE Committee

Dr. Ken Rhodenizer, Chair

MCDE Committee Membership

Dr. Ken Rhodenizer	Sept. 2013
Dr. Joanne Carson	Oct. 2014
Dr. Natalie Bouchard	Oct. 2014
Ms. Nichole Auby, RDA	Nov. 2014
Ms. D. Rushton, RDA	Oct. 2014

DPR Committee

Dr. Graham Opie, Chair

Dental Practice Review Committee
Membership

Dr. Graham Opie, Chair	Dec. 2014
Dr. Daryl West	Dec. 2015
Dr. Glenn Anderson	Dec. 2014

Board Committees

Finance & Audit Committee 2013

Dr. Lee P. Erickson, Chair	NSDA	Dec. 2014
Dr. Merryl J. Lawton	NSDA	Dec. 2013
Mr. Stuart Beaton	Public	August 2015

Human Resources Committee 2013

Dr. Thomas H. Raddall, III Chair	Government	July 2014
Dr. Clare B. Champoux	NSDA	Dec. 2014
Dr. Eric Hatfield	NSDA	Dec. 2013
Mr. Brian Slaney	Public	August 2015

Governance Committee 2013

Dr. Dave Dignan, Chair	Government	July 2014
Dr. Ian Doyle	NSDA	Dec. 2013
Dr. Chris Baker	Government	July 2014
Ms. Judy Oakley	NSDAA	Dec. 2013
Ms. Laurie Brenton	Public	Dec. 2013

Report of the Chair 2013

The Provincial Dental Board held its regular meetings on January 25, May 31 and September 27, 2013. Conference call meetings of the whole Board were also held on February 10 and December 23, 2013.

2013 was both busy and transitional for the Board. This year saw the retirement of our Registrar of eight years, Dr. Bill MacInnis. Dr. MacInnis brought to the Board a wealth of experience and organizational skills. Thank you to Dr. MacInnis for your dedication in serving the Board and for your mentorship in achieving the positive growth of our present day Dental Board. This year the Board welcomed our new Registrar Dr. Martin Gillis, who arrives with experience in general dentistry, academia, research, and as the Board's Deputy Registrar. 2013 saw the terms ending for long time Board members, Ms. Judy Oakley, Dr. Merryl Lawton, and Past Chair Dr. Eric Hatfield. Thank you for serving the Board and public over these many years with professionalism and dedication.

As of January 2014, the Board will welcome three appointees from the Nova Scotia Dental Association and one appointee from the Nova Scotia Dental Assistants Association. They are Dr. Dan Albert, Dr. Kevin Walsh, Dr. Shelly Anderson, and Ms. Donna Rushton. The Board has also accepted the resignation of Ms. Laurie Brenton who served on the Board as NSDAA representative. Thank you for your contributions to the Board in the past year.

At the September 2013 meeting, the Board elected Dr. Tom Raddall III as Chair of the Provincial Dental Board and Dr. Lee Erickson as Vice Chair. They will begin their terms on January 1, 2014.

The Board received and reviewed the Ad-hoc Committee report on Botulinum Toxin and Dermal Fillers in Dental Practice which was provided by the Canadian Dental Regulatory Expert Panel. It was decided after lengthy discussion to forward the report to the NSDA and to the Specialist Society requesting comments on both the scope of practice issues as well as suggestions for educational requirements for licensees.

The Board received the Report on Blood Borne Pathogens from the working group developed through the Canadian Dental Regulatory Authorities Federation in January. The report was discussed at length with input from Dr. Blaine Cleghorn of Dalhousie Dental School. It was decided that Dr. Cleghorn will report back to the Board in 2014 with further input that he will receive as the dental member on the Public Health Agency of Canada working group.

With the support of both the NSDA and NSDAA, the Dental Board has instituted a policy that requires both dentists and dental assistants to complete a certified CPR Course once in each three year Continuing Education cycle.

The Board received a request from the Denturist Licensing Board of Nova Scotia to review the draft of proposed legislative amendments to the Denturist Act. Dr. Bob Loney, Dalhousie University, Faculty of Dentistry reviewed the draft legislation on behalf of the Board and provided his recommendations to the Board regarding the content of the proposed changes. The Board forwarded these recommendations to legal counsel for the Denturist Licensing Board of Nova Scotia.

The Board has received the new NSDA Code of Ethics document which was passed by the Association. The Dental Board's Regulation No. 3 uses the CDA Code of Ethics as the Code of Ethics for the Province of Nova Scotia. Until the Board undertakes revision of the Dental Act and reviews Regulation No. 3, the Board will continue to use the CDA Code and ask dentists to be knowledgeable of both documents.

The Board has become aware that the Commission on Dental Accreditation of Canada and the Irish Dental Council have signed a mutual recognition agreement for general dentistry graduates of two accredited programs in Ireland - Trinity College, Dublin and University College, Cork.

The Dental Board has received and reviewed reports from the American Dental Association, the American Academy of Orthopaedic Surgeons and the Canadian Dental Association concerning dental management of patients with prosthetic joints. The Board felt that it has neither the capacity nor the expertise to determine whether antibiotics coverage is required for patients with prosthetic joints. In these situations the Orthopaedic Surgeon or Physician should make the judgement call, not the Dentist.

At the September meeting, the Dental Board unanimously passed a balanced budget for 2014. The licensing fees that were passed for the 2014 year were: Dentists \$ 980.00 and Dental Assistants \$202.00. Although the Board recognized that this was a significant increase from last year, it was noted that since 2007, the Board had adopted deficit budgeting to reduce net assets to a one year net operating expense level. Due to increased expenses in 2013, anticipated costs due to disciplinary activity, upcoming revision of the Dental Act and Policy Guideline Development, the Board felt the increase was needed.

This report will be my last duty as Chair of the Provincial Dental Board. It has been a pleasure serving on the Board over the last nine years – three years as Board member, four years as Vice Chair and two years as Chair. Thank you to Dr. Tom Raddall for his support as Vice Chair and his work as Chair of the Human Resources Committee; to Dr. Lee Erickson, Chair of the Finance Committee and to Dr. Dave Dignan, Chair of the Governance Committee. Thank you to all the Board members I have served with for their input and dedication; to Ms. Jane Donovan for her consistency and assistance; to Dr. Bill MacInnis for his wise counsel and to Dr. Martin Gillis for his attention to detail and understanding during his seamless transition in assuming the Registrar's position.

Hopefully in the future I will be able to contribute in some small way to the Board if my services are required.

Respectfully Submitted,

Dr Ian Doyle,
Chair, Provincial Dental Board of Nova Scotia

Report of the Registrar – 2013

Statistics (December 31, 2013)

DDS	549
DDS Students	11
RDA	795
Incorporations	417

Board Appointments

Registrar

Dr. Martin Gillis

Provincial Dental Board

Dr. Dan Albert (NSDA)

Dr. Shelly Anderson (NSDA)

Dr. Kevin Walsh (NSDA)

Ms. Donna Rushton (NSDAA)

Functional Committees

The following appointments and reappointments to the Board's Functional Committees were approved:

Complaints Committee

Appointments

None

Reappointments

Dr. Simone Abbass

Dental Practice Review Committee

Appointments

None

Reappointments

None

Discipline Committee

Appointments

None

Reappointments

Dr. Sue Lewis

Dr. Ian Ross

Mandatory Continuing Dental Education

Appointments

Dr. Doug Mackey

Ms. Krista Emino-Savory

Reappointments

None

Board Committees

Finance and Audit Committee

Appointments

Mr. Stuart Beaton

Governance Committee

Appointments

Ms. Laurie Brenton

Human Resources

Appointments

Mr. Brian Slaney

Thank you

The Board would like to thank Dr. Bill MacInnis, Dr. Ian Doyle, Dr. Eric Hatfield, Dr. Merryl Lawton, Ms. Judy Oakley, Ms. Laurie Brenton, Dr. Ken Rhodenizer, and Ms. Harriet Davies for their years of service to the Provincial Dental Board for protecting the public's interest in dentistry in Nova Scotia.

Respectfully submitted,
Dr. Martin R. Gillis, DDS
Registrar

Complaints Committee Report for 2013

2013 continued the trend of increased activity. There is no doubt that the public, in increasing numbers, is turning to the Provincial Dental Board. Frequently they are seeking financial compensation from their dentist. The Act does not allow us to do that. Nevertheless every complaint has to be adjudicated by the Committee and most are either dismissed or concluded with one of the limited sanctions available to us. A very few are forwarded to Discipline for more comprehensive action.

The Complaints Committee has observed that many complaints would be easily resolved if dentists had been keeping records that indicated at a minimum the factual basis and reasoning that led to a diagnosis and treatment plan. Ideally, records should include something to support that informed consent had been achieved.

2013 marked the end of an era as Dr. Bill MacInnis retired and was succeeded by Dr. Martin Gillis. I congratulate Bill on deservedly achieving one of life's major milestones and thank him for his friendship in excess of 40 years. Welcome aboard Dr. Gillis. On behalf of the committee I also wish to thank our public representative, Harriet Davies for several years of dedicated and effective service to the Complaints Committee. Her contribution has been a model of professionalism and critical thinking.

Respectfully submitted,
Dr. John Christie, Chair

Report of the Discipline Committee 2013

This past year, 2013, was not a busy one for the Discipline Committee of the Provincial Dental Board of Nova Scotia. After several months of work by the Complaints Committee, the Discipline Committee was asked to consider four Settlement Agreements involving four separate dentists. According to the Provincial regulations, oversight by the Discipline Committee is a requirement. All four settlements were approved and this became the last of many accomplishments of Dr. Bill MacInnis in his term as Registrar. It has been a pleasure dealing with Bill these past ten years and we will all miss him, but Dr. Martin Gillis is ably filling his position and the transition has been seamless.

For the Settlement Agreement hearings, several recent additions to the Discipline Committee got their feet wet as panel members and were welcome additions. Our work was made easy by the fine job done by the Complaints Committee. Their hard work in achieving settlements made long costly trials unnecessary.

I would like to thank the members of my Committee for their continued dedication to our important duty.

Respectfully submitted,
Thomas H. Boyle DDS
Chair Discipline Committee PDBNS

Report of the Mandatory Dental Education Committee - 2013

The MCDE committee met on February 15, 2013. Through the previous year issues that were brought forward were dealt with by e mail communication between the committee members. There was also the usual number of requests for CE category clarification. Most of these requests could have been resolved simply by the members taking a look at the guidelines themselves.

The committee would like to remind the dentists of the province that in order for members to claim Study Club CE credits, their Study Club is required to be approved and registered with the Provincial Dental Board. This registration must be renewed every three years. This decision was approved by the committee in the past year.

The Board has adopted a policy which states that all licensed dentists and dental assistants must complete a certified CPR course at least once every three years.

CE Audit

This past year the audit included 24 dentists and 18 dental assistants. After review the committee found the following:

- 2 dental assistants were not eligible to relicense

- 13 dental assistants had properly completed their audit
- 2 dental assistants had incomplete audits and were required to provide further CE verification
- 1 dental assistant was required to verify her working hours
- 16 dentists completed their audit properly
- 7 dentists failed to satisfy the requirement and were required to confirm additional CE
- 1 dentist did not submit any CE

After follow up by the Registrar all dentists completed their continuing education requirements. Two dental assistants did not satisfactorily complete their continuing education requirements and are not in good standing with the Board.

Extension Requests

The committee granted two dental assistants extensions of their CE cycles: one for medical reasons, the other due to a maternity leave. One dentist was granted an extension due to medical reasons.

One decision of the MCDE Committee was appealed to the Board in 2013. A dental assistant appealed a decision to not grant her a one year extension of her Continuing Dental Education Cycle (CDEC). This resulted in an incomplete CDEC (January 1, 2010- December 31, 2012) and she was struck from the Register and became a member not in good standing. The Board upheld the decision of MCDE committee. A license will be issued when: 1. The MCDE requirements for the cycle ending December 31, 2012 are satisfied, 2. Payment of the \$40.00 reinstatement fee, and 3. Payment of the dental assistant licensing fee.

General Comments

Although the vast majority of the membership are found to be both compliant with and supportive of the regulation, it continues to be apparent to the committee we have a number of members in the dental profession in Nova Scotia who will either try to get by without complying with the requirement for CE or when they are audited, try to circumvent the regulation by doing something they feel is "close enough". The regulations in effect in this province are for the protection of the public, and are not an option. Please be advised the regulation is headed for an overhaul and will make it less able to be a member of this "minimalist" group.

Respectfully submitted
Dr. Ken Rhodenizer, Chair

Report of the National Dental Examining Board (NDEB) for 2013

The National Dental Examining Board of Canada (NDEB) had a busy and successful year in 2013. All of our examinations and assessment were conducted and performed well. The office was very busy and continues to adapt to the dynamic demands and challenges that are present.

The major challenges continue to be dealing with the sheer volume of applicants for the various exams and assessments, credential verification, and exam security.

In 2013, there were 753 graduates of accredited dental programs who took the examinations required to obtain an NDEB certificate which is required for dental licensure in Canada. (Accredited programs include those in Canada, as well as those in countries which have a reciprocal agreement with Canada for mutual recognition of their respective accredited programs.) The pass rates for these examinations were in the low 90% range for the written examinations and in the high 90% range for the OSCE examinations.

A significant amount of time and resources are devoted to the administering of evaluation processes for graduates of non-accredited dental programs. This is known as the NDEB Equivalency Process and continues to be a well-developed mechanism to facilitate entry into the profession for those graduates who meet the standards required to ensure the safety of the Canadian public. In 2013, 188 participants in this process either successfully completed the process or were admitted to qualifying or degree completion programs at Canadian faculties of dentistry.

There continues to be a need for the NDEB to be involved in international activities, and to be actively engaged with governments in the development of policies pertaining to dental licensure.

The NDEB has begun the process of conducting a task analysis, with the assistance of several general dentists from across the country. The analysis will identify which "tasks" are most frequently performed in practice and which are critically important even if not frequently performed. The results will allow the NDEB to ensure that the blueprint for examinations is closely aligned with the clinical requirement for a dentist in general practice.

An incredible amount of work goes into the various meetings, workshops, and examinations that are required for the NDEB's processes to run effectively. Much gratitude is due to the Registrar and Executive Director, Dr. Jack Gerrow, the NDEB provincial representatives, the office staff, and the multitude of dentists from across Canada who give their time to contribute to the Board's various activities.

Respectively submitted,
Douglas Mackey, DDS

Report of the Dental Practice Review Committee 2013

In January of 2013, a stratified random sample of 76 dentists was selected to complete the Dental Practice Review Self Assessment document. The sample included 43 dentists from HRM, 15 from Yarmouth-South Shore-Valley and 18 from Northeastern-Cape Breton.

The Dental Practice Review Committee met in March of 2013 to review the returned Self Assessment forms. There were a number of forms which required clarification and these were followed up by the Registrar for completion.

Subsequently, a secondary stratified random sample of 13 dentists was selected to participate in an office visitation. The sample included 7 dentists from HRM, 3 from Yarmouth-South Shore-Valley and 3 from Northeastern-Cape Breton.

As a result of the office visitations, a number of suggestions were made relating mostly to guidelines concerning sterilization and infection control, emergency kits and their drugs and record keeping.

The Dental Practice Review process was conducted with transparency, co-operation and support from the members.

Respectfully submitted,
Dr. Graham Opie, Chair
Dr. Glen Anderson
Dr. Daryl West