

**BOARD OF DENTISTRY  
GENERAL BUSINESS MEETING MINUTES  
May 17, 2019  
DoubleTree by Hilton Orlando Airport  
5555 Hazeltine National Drive  
Orlando, FL 32812  
(407) 856-0100  
7:30 A.M.**

Participants in this public meeting should be aware that these proceedings are being recorded and that an audio file of the meeting will be posted to the board's website.

**I. CALL TO ORDER/ROLL CALL**

**MEMBERS PRESENT**

Claudio Miro, DDS, Chair  
Naved Fatmi, DMD, Vice-Chair  
Catherine Cabanzon, RDH, BASDH  
Matthew Freedman, DMD  
Angela Sissine, RDH  
Nick Kavouklis, DMD  
Nick White, DMD  
Fabio Andrade, Consumer Member

**MEMBERS ABSENT**

T.J. Tejera, DMD, MD

**STAFF PRESENT**

Jennifer Wenhold, Executive Director  
Jessica Sapp, Program Administrator

**BOARD COUNSEL**

Ed Tellechea, Esq.  
Chief Assistant Attorney General

**PROSECUTION SERVICES UNIT**

John Wilson, Esq.  
Octavio Ponce, Esq.  
Chad Dunn, Esq.

**COURT REPORTER**

American Court Reporting  
Cindy Green  
3213 Hargill Drive  
Orlando, FL 32806  
(407) 896-1813

Dr. White read the Department of Health's mission: To protect, promote & improve the health of all people in Florida through integrated state, county, & community efforts.

Dr. Miro welcomed students from Valencia College.

**II. DISCIPLINARY PROCEEDINGS**

**A. Settlement Agreements**

- i. Wendy Pinales Swanson, DDS, Case No. 2018-04914  
(PCP – Gesek, Melzer, Miro)

Dr. Swanson was present and sworn in by the court reporter. She was represented by Jon Pellett, Esq.

Mr. Dunn summarized the case for the board. Respondent was charged with the following violation: Section 466.028(1)(m), Florida Statutes, by failing to maintain dental records justifying treatment.

A Settlement Agreement was presented to the Board with the following terms:

- Appearance
- Letter of Concern
- Fine of \$3,000.00 to be paid within one (1) year
- Costs of \$2,375.24 to be paid within one (1) year
- Continuing Education to be completed through a Florida accredited college of dentistry: 3 hours in Record Keeping
- Successful completion of the Laws and Rules exam within twelve (12) months

After discussion, the following action was taken:

Motion: by Ms. Sissine to dismiss the case  
There was no second, the motion failed

Motion: by Dr. Freedman to accept the Settlement Agreement  
Second: by Dr. White  
Vote: Carried 6/1

- ii. Anatoly Ripa, DDS, Case Nos. 2013-15361 & 2014-12981  
(PCP – Melzer, Morgan, Perdomo/Fatmi, Thomas, Britten)

Dr. Ripa was present and sworn in by the court reporter. He was represented by Sean Ellsworth, Esq.

Mr. Ponce summarized the case for the board. Respondent was charged with the following violations:

Case No. 2013-15361: **Count I:** Section 466.028(1)(l), Florida Statutes, by making deceptive, untrue, or fraudulent representations that he performed alveoloplasty, in conjunction with the extractions of four or more teeth or tooth spaces, per quadrant, in each of the four quadrants of the patient's mouth. **Count II:** Section 466.028(1)(m), Florida Statutes, by failing to keep written dental records justifying the performance of a gingival flap procedure; justifying his performance of a full mouth debridement; justifying the performance of a comprehensive orthodontic treatment of the adult dentition; justifying the performance of the extraction of teeth with completely bony impaction with unusual surgical complications; and justifying the performance of a crown lengthening procedure. **Count III:** Section 466.028(1)(x), Florida Statutes, by failing to accurately diagnose the patient's dental condition before proceeding with extractions, by failing to recognize that the roots of the patient's tooth number 17 were not intact upon extraction.

Case No. 2014-12981: **Count I:** Section 466.028(1)(m), Florida Statutes, by failing to keep written dental records justifying the performance of an extraction of tooth number 31; justifying the provision of crowns; justifying the performance of a root canal treatment on

tooth number 14. **Count II:** Section 466.028(1)(x), Florida Statutes, by failing to acquire, at a minimum, a recent panoramic radiograph or a full mouth series before proceeding the extraction of tooth number 31.

A Settlement Agreement was presented to the Board with the following terms:

- Appearance
- Letter of Concern
- Fine of \$5,000.00 to be paid within twelve (12) months
- Costs of \$5,000.00 to be paid within twelve (12) months
- Continuing Education to be completed through a Florida accredited college of dentistry: 3 hours in Risk Management and 3 hours in Record Keeping
- Patient reimbursement of \$385.00 to be paid within twelve (12) months
- Successful completion of the Laws and Rules exam within twelve (12) months

After discussion, the following action was taken:

Motion: by Dr. White to reject the Settlement Agreement

Second: by Ms. Cabanzon

Vote: Unanimous

Motion: by Dr. White to offer a counter agreement with the following terms to be completed within twelve (12) months:

- Reprimand
- Fine of \$15,000.00 for Case No. 2013-15361
- Fine of \$17,000 for Case No. 2014-12981
- Costs of \$5,000.00
- Level II in Fixed Prosthodontics to be completed through a Florida accredited college of dentistry
- Three semester hours in Ethics
- Successful completion of the Laws and Rules exam
- Patient reimbursement of \$385.00 to be paid within twelve (12) months

Second: by Ms. Cabanzon

Vote: Unanimous

Respondent has ten (10) days to consider the counter agreement.

iii. Baltasar Jimenez, DMD, Case No. 2016-17265  
(PCP – Fatmi, Thomas, Britten)

Dr. Jimenez was present and sworn in by the court reporter. He was represented by David Fernandez, Esq.

Mr. Ponce summarized the case for the board. Respondent was charged with the following violation: Section 466.028(1)(x), Florida Statutes, by failing to appropriately interpret the radiographs taken in formulating patient's diagnosis; by failing to conduct a sufficient examination to determine the etiology of patient's left sided mouth pain.

A Settlement Agreement was presented to the Board with the following terms:

- Appearance
- Letter of Concern
- Fine of \$2,500.00 to be paid within twelve (12) months
- Costs of \$4,469.66 to be paid within twelve (12) months
- Continuing Education to be completed through a Florida accredited college of dentistry: 3-6 hours in Diagnosis and Treatment Planning
- Successful completion of the Laws and Rules exam within twelve (12) months

After discussion, the following action was taken:

Motion: by Dr. Kavouklis to accept the Settlement Agreement  
There was no second, the motion failed

Motion: by Ms. Cabanzon to reject the Settlement Agreement  
Second: by Ms. Sissine  
Vote: Unanimous

Motion: by Ms. Cabanzon to offer a counter agreement with the following terms to be completed within twelve (12) months:

- Reprimand
- Fine of \$5,000.00
- Costs of \$4,469.66
- Level II in Diagnosis and Treatment Planning to be completed through a Florida accredited college of dentistry
- Three semester hours in Ethics
- Successful completion of the Laws and Rules exam within twelve (12) months

Second: by Mr. Andrade  
Vote: Unanimous

Respondent has ten (10) days to consider the counter agreement.

iv. Italo Aquiles Lozado, DDS, Case No. 2018-21641  
(PCP – Fatmi, Morgan, White)

Dr. Lozado was present and sworn in by the court reporter. He was represented by Edwin Bayo, Esq.

Mr. Wilson summarized the case for the board. Respondent was charged with the following violation: Section 466.028(1)(b), Florida Statutes, by having his dental licenses acted against by the licensing authorities of other states.

A Settlement Agreement was presented to the Board with the following terms:

- Appearance
- Suspension of license until his Massachusetts and Rhode Island licenses are unencumbered
- Fine of \$8,000.00 to be paid within twenty-four (24) months

- Costs of \$3,500.00 to be paid within twenty-four (24) months
- Thoroughly review, study and possess a clear understanding of the laws and rules governing the practice of Dentistry in Florida

After discussion, the following action was taken:

Motion: by Ms. Cabanzon to reject the Settlement Agreement

Second: by Dr. Miro

Vote: 3/3; the motion failed

Motion: by Ms. Sissine to accept the Settlement Agreement

Second: by Dr. Freedman

Vote: Carried 5/1

v. Tarranay M. Steyn, DDS, Case No. 2017-04656  
(PCP – Fatmi, Morgan, Britten)

Dr. Steyn was present and sworn in by the court reporter. She was represented by Dennis Vandenberg, Esq.

Mr. Dunn summarized the case for the board. Respondent was charged with the following violation: Section 466.028(1)(x), Florida Statutes, by failing to identify the shape and width of tooth 30 as wider at mid-root than the osseous crest and failing to section tooth 30 prior to attempting extraction.

A Settlement Agreement was presented to the Board with the following terms:

- Appearance
- Reprimand
- Fine of \$2,500.00 to be paid within six (6) months
- Costs of \$2,500.00 to be paid within six (6) months
- Continuing Education to be completed through a Florida accredited college of dentistry: 7-12 hours in Oral Surgery
- Successful completion of the Laws and Rules exam within twelve (12) months

After discussion, the following action was taken:

Motion: by Dr. Miro to reject the Settlement Agreement and offer a counter agreement with the following terms:

- Letter of Concern
- Actual cost of the investigation of \$2730.00 to be paid within twelve (12) months

Second: by Ms. Cabanzon

Vote: Unanimous

The Respondent accepted the counter agreement on the record.

### **III. PROSECUTION REPORT**

A. Octavio Ponce, Assistant General Counsel

Mr. Dunn presented the prosecution report.

Motion: by Dr. Miro to allow prosecution to continue processing year and older cases

Second: by Dr. Fatmi

Vote: Unanimous

### **IV. REQUEST FOR RECONSIDERATION**

A. Michael Sampson, DN 8609

Case No. 2018-11845

Dr. Sampson was present and sworn in by the court reporter. He was not represented.

Dr. Sampson's license was suspended by the Board at the February 15, 2019 board meeting until he is in compliance with all recommendations of the Professionals Resource Network, Inc. (PRN). He filed a petition requesting the Board to reconsider their decision.

After discussion, the following action was taken:

Motion: by Dr. Miro to reject the request to reconsider

Second: by Mr. Andrade

Vote: Unanimous

### **V. PETITION FOR MODIFICATION OF FINAL ORDER**

A. Scott Kareth, DN 19591

Case No. 2014-06902

Dr. Kareth was not present nor represented by counsel. He submitted a petition on February 25, 2019 requesting the Board grant an extension of time to complete the Laws and Rules Exam, which was due March 1, 2019. Dr. Kareth since completed this requirement on March 25, 2019.

After discussion, the following action was taken:

Motion: by Ms. Cabanzon to approve

Second: by Mr. Andrade

Vote: Unanimous

B. Carolina Ospina, DN 20909

Case No. 2017-06884

Dr. Ospina was present and sworn in by the court reporter. She submitted a petition on April 12, 2019 requesting the Board grant an extension until December 31, 2019 to pay her outstanding fines and cost.

Dr. Groper, PRN, addressed the Board.

After discussion, the following action was taken:

Motion: by Dr. Fatmi to grant a 90-day extension to pay the outstanding fine and costs

Second: by Dr. Kavouklis

Vote: 7/1

## **VI. PETITION FOR VARIANCE OF WAIVER OF RULE**

### **A. Falastin Abu-Samn, DN 22279**

Dr. Abu-Samn was present and sworn in by the court reporter. She has filed a Petition for Variance or Waiver of Rule requesting the board to accept her 20 sedation cases although they were completed outside of the 24-month requirement.

#### **i. Petition of Rule 64B5-14., F.A.C.**

Mr. Tellechea advised the Board that the filed petition was insufficient due to the petitioner not citing a rule. After discussion, Dr. Abu-Samn withdrew her petition and stated she will complete the AAPD course and file an amended petition.

#### **ii. Application**

Dr. Abu-Samn requested to table her application to a future meeting.

## **VII. REVIEW OF APPLICATIONS**

### **A. Application for Dental License**

#### **i. Joseph Seabrook, DDS**

Dr. Seabrook was present and sworn in by the court reporter. He was represented by Edwin Bayo, Esq.

His application was placed on the agenda due to his past disciplinary history. He was disciplined by the Florida Board of Dentistry on July 9, 2010 for violating Section 466.028(1)(m)(x) and (t) of the Florida Statutes. He was ordered to pay investigative costs of \$12,576.03 within 30 days. On June 6, 2011, the Board revoked his license for failing to pay said costs.

After discussion, the following action was taken:

Motion: by Ms. Sissine to approve contingent upon completing the outstanding continuing education requirements impose by his previous order and pay a \$5,000.00 fine.

There was no second so the motion failed

Motion: by Ms. Sissine to approve contingent upon completing Level I in Diagnosis and Treatment Planning, Level I in Crown and Bridge, Level I in Periodontics and pay all

outstanding fines and costs.  
Second: Dr. Fatmi  
Vote: failed with a 2/6 vote

Motion: by Dr. Miro to deny the application due to previous disciplinary history and failure to comply with a previous board order.  
Second: by Dr. White  
Vote: Carried 6/2

## **B. Application for Dental Limited License**

### **i. Albert Giallorenzi, DMD**

Dr. Giallorenzi was not present nor represented by counsel. His application was brought before the Board by the Chair for consideration. He answered "yes" to a question in the disciplinary history section: "Are you now or have you ever been a defendant in civil litigation in which the basis of the complaint against you was in alleged negligence, malpractice or lack of professional competence?" and submitted documentation for two cases in 2009 and 2012.

After discussion, the following action was taken:

Motion: by Ms. Sissine to approve the application for licensure  
Second: by Dr. Fatmi  
Vote: Unanimous

## **C. Application for License Reactivation**

### **i. Christine Bush, DH 6715**

Ms. Bush was present and sworn in by the court reporter. She applied for reactivation of her retired Florida Dental Hygiene license. Ms. Bush changed her license status to retired on January 11, 2012. She has successfully completed a total of 75 CE hours and paid the required reactivation fee. She has indicated that she has not been engaged in activities related to dental hygiene since her license was retired.

After discussion, the following action was taken:

Motion: by Dr. Fatmi to approve  
Second: by Freedman  
Vote: Unanimous

## **D. Request for CE Approval**

### **i. NetCE – Strategies for Appropriate Opioid Prescribing**

The Board considered the continuing education course on opioid prescribing submitted by NetCE.

After discussion, the following action was taken:

Motion: by Ms. Cabanzon to approve

Second: by Ms. Sissine

Vote: Unanimous

## **VIII. REPORTS**

### **A. Board Counsel**

- i. Rules Report
- ii. JAPC Correspondences
  - Rule 64B5-4.003, F.A.C.

Motion: by Dr. Fatmi to revise the language to include the year “2019”

Second: by Dr. Miro

Vote: Unanimous

- Rule 64B5-10, F.A.C.

Motion: by Dr. Fatmi to revise the language to clarify that a license must provide the board with official documents issued by the military and a marriage certificate

Second: Dr. Freedman

Vote: Unanimous

- Rule 64B5-12.017, F.A.C.

Motion: by Ms. Cabanzon to authorize board counsel to incorporate the CE Broker application into rule

Second: Dr. Fatmi

Vote: Unanimous

- Rule 64B5-15.006, F.A.C.
- Rule 64B5-16.001, F.A.C.

Motion: by Dr. Fatmi to revise the language to clarify that the rule applies to dental assistants and dental hygienists.

Second: Ms. Cabanzon

Vote: Unanimous

- Rule 64B5-16.0051, F.A.C.
- Rule 64B5-16.0061, F.A.C.

iii. Brewer vs. DOH Case

**B. Executive Director**

i. Financial Reports

Ms. Wenhold provided the financial reports as FYI.

ii. 2019 Legislation

Ms. Wenhold provided the following updates:

HB 549: This bill is enrolled and requires a minimum of 2 hours of continuing education on the prescribing of controlled substances.

SB 188: This bill amended portions of the dental practice act but failed to pass

HB 23: This bill authorizes out-of-state health care professionals to use telehealth to deliver health care services to Florida patients if they register with the Department, meet certain eligibility requirements, and pay a fee. A registered telehealth provider is prohibited from opening an office in Florida and from providing in-person health care services to patients in Florida.

Ms. Sissine requested a Rules Committee meeting in person to begin drafting rules to implement this bill.

HB 843: This bill is enrolled and establishes the Dental Student Loan Repayment Program to support dentists who practice in public health programs located in certain underserved areas.

HB 831: This bill is enrolled and requires all prescriptions be electronically generated and transmitted for medicinal drugs upon license renewal or by a specified date and authorizes the prescribing boards to adopt rules. It provides for an effective date of July 1, 2020.

HB 851: This bill is engrossed and requires certain healthcare providers to complete instruction on human trafficking.

HB 451: This bill is enrolled and requires the Department of Health to produce an educational pamphlet regarding the use of nonopioid alternatives for the treatment of pain.

Ms. Wenhold also informed the Board that the repeal of a health access dental license in Section 466.00673, F.S. was not amended or reenacted by the legislature during session, therefore the Board will no longer have the authority to issue health access dental licenses effective January 1, 2020.

- iii. CSG Interstate Compact Meeting
- iv. Inspection Program Update – Chris Ferguson, Chief of Enforcement

Mr. Ferguson provided the Board with an update on the transition of the dental sedation program. The Board is comfortable moving forward with this transition knowing the Department will continue to use dentists as inspectors. Dr. White and Dr. Miro stated they support this transition and hope this will ensure inspections are completed consistently across the state.

### C. Chair

### D. Board Members

- i. Ms. Sissine, Rules Committee Proposal

Ms. Sissine provided an overview of the Rule Committee conference call held on April 25, 2019. The committee proposed the following rule amendments:

#### **64B5-25.002 Definitions.**

(1) “Sterilization” is defined to mean the process by which all forms of **microbial** life within an environment are totally destroyed.

(2) “Disinfection” is defined to mean the destruction or inhibition of most pathogenic bacteria while they are in their active growth phase and the inactivation of some viruses. Disinfection allows the potential for viable pathogens to remain (e.g., Tubercle bacilli and some viruses, including A, B and C hepatitis virus, and nonA-nonB (NANB) viruses which may survive depending upon the chemicals used).

(3) For purposes of this rule, the term “infected with the Hepatitis B virus” means that the licensee is sero-positive for the Hepatitis B surface antigen and the Hepatitis B e-antigen.

(4) “CDC Guidelines” are the Center for Disease Control’s Guidelines for Disinfection and Sterilization in Healthcare Facilities, 2008, adopted and incorporated by reference, and available at <https://www.cdc.gov/infectioncontrol/pdf/guidelines/disinfection-guidelines.pdf>.

(5) “OSHA’s Bloodborne Pathogen Standards” are the Occupational Safety and Health Standards, 29 CFR §1910.1030 (2012), adopted and incorporated by reference, and available at [https://www.osha.gov/pls/oshaweb/owadisp.show\\_document?p\\_id=10051&p\\_table=STANDARDS](https://www.osha.gov/pls/oshaweb/owadisp.show_document?p_id=10051&p_table=STANDARDS).

#### **64B5-25.003 Required Sterilization and Disinfection Procedures.**

(1) At least one of the following procedures must be used in order to provide proper sterilization:

- (a) Steam under pressure (e.g., autoclave);
- (b) Dry-heat;
- (c) Chemical vapor;
- (d) Ethylene oxide;

**(e) Devices used to achieve sterilization must be approved by the U.S. Food and Drug Administration (FDA) for sterilization.**

**(f) Disinfectant/sterilant.** U.S. Environmental Protection Agency (EPA) approved disinfectant/sterilants or U.S. Food and Drug Administration (FDA) approved sterilant may be used but are only appropriate for sterilization when used in appropriate dilution and for the time periods set forth in the manufacturer’s **instructions for use recommendation** and only on non-heat tolerant instruments which do not penetrate soft tissue.

(2)(a) Surgical and other instruments that normally penetrate soft tissue or bone, including, but not limited to, forceps, scalpels, bone chisels, scalers, and surgical burs, must be sterilized after each use.

(b) Instruments that are not intended to penetrate oral soft tissue or bone, including, but not limited to, **high speed dental handpieces, contra-angles, slow speed motors, prophylaxis angles**, amalgam condensers, plastic instruments, and burs, but that may come into contact with oral tissues must be sterilized after each use **according to the manufacturer's instructions for use**.

(c) However, if heat, steam under pressure, or chemical vapor sterilization of an instrument is not technically feasible, due to its size or composition, the instrument must undergo sterilization with a disinfectant/sterilant that destroys viruses and spores. Disinfectants must be registered by the U.S. Environmental Protection Agency (EPA) as a disinfectant/sterilant and must be used in accordance with the manufacturer's recommendations and ~~the recommendations of the Centers for Disease Control (CDC)~~ **in accordance with CDC Guidelines as defined and incorporated by reference in Rule 64B5-25.002(4), F.A.C.**

(d) High speed dental handpieces, slow speed dental sleeves and contra-angles, **slow speed motors**, and prophylaxis angles must be sterilized after each use using a heat or heat with pressure or heat with chemical method. The method used must be capable of sterilization.

(e) Heat-sensitive instruments may require up to 10 hours of exposure in a liquid chemical agent registered by the U.S. Environmental Protection Agency (EPA) as a disinfectant/sterilant.

(3) Before sterilization, instruments must be cleaned to remove debris. Cleaning must be accomplished by a thorough **scrubbing** with soap or a detergent and water or by using **an FDA approved** mechanical device, such as an ultrasonic cleaner or **an FDA-approved instrument washer** following the manufacturer's **instructions for use recommendations**. Metal or heat-stable dental instruments must be sterilized after each use by one of the procedures identified in paragraphs (a)-(d), of subsection (1), above.

(4) Oral prosthetic appliances received from a dental laboratory must be washed with soap or a detergent and water, rinsed well, appropriately disinfected and rinsed well again before the prosthetic appliance is placed in the patient's mouth.

(5) At the completion of dental treatment, all surfaces that may have become contaminated with blood, saliva or other bodily fluids must be disinfected **in accordance with CDC Guidelines as defined and incorporated by reference in Rule 64B5-25.002(4), F.A.C.** ~~using a procedure recommended by the Centers for Disease Control (CDC).~~

(6) Disinfectant/sterilants appropriate for use under paragraph (e), of subsection (1), above, are only those disinfectant/sterilants that are registered by the EPA. Those disinfectant/sterilants must be used in accordance with the manufacturer's recommendations for correct use as a disinfectant/sterilant.

(7) The sterilization and disinfection procedures required by this rule must be followed unless appropriate disposable items are used. Disposable items may only be used on a one time basis and may never be used on more than one dental patient. The use of disposable items is encouraged.

(8) Surgical or examination gloves and surgical masks shall be worn by all dentists, dental hygienists, and dental assistants while performing or assisting in the performance of any intra-oral dental procedure on a patient in which contact with blood and/or saliva is imminent. Surgical or examination gloves must be changed between patients. Hands shall be washed with soap and water and dried immediately after removing and prior to replacing gloves. **A healthcare grade alcohol-based hand rub may also be used according to the most current CDC Guidelines as defined and incorporated by reference in Rule 64B5-25.002(4), F.A.C.** Gloves are never to be washed and reused. Surgical or examination gloves that are punctured or torn must be removed and replaced immediately with new gloves following rewashing of provider's hands with soap and water. ~~It is recommended that~~ **Protective eye wear protection must** be worn by all dentists, dental hygienists, and dental assistants while performing or assisting in the performance of any dental procedure on a patient in accordance with **OSHA's Bloodborne Pathogen Standard, as defined and incorporated by reference in Rule 64B5-25.002(5), F.A.C., and the CDC Guidelines as defined and incorporated by reference in Rule 64B5-25.002(4), F.A.C.** ~~recommendations.~~

(9) The procedures and equipment used for sterilization must have their efficacy tested periodically. Adequacy of steam under pressure (e.g. autoclave) or chemical vapor sterilization must have their efficacy verified by appropriate biological monitoring **weekly or more frequently as needed in accordance with the most current CDC Guidelines as**

~~defined and incorporated by reference in Rule 64B5-25.002(4), F.A.C. at least once every 40 hours (2400 minutes) of use or at least once every thirty days, whichever comes first. Dry heat and ethylene oxide sterilizers must have their efficacy verified weekly or more frequently as needed in accordance with the most current CDC Guidelines as defined and incorporated by reference in Rule 64B5-25.002(4), F.A.C. with appropriate biological monitoring every 120 hours of operation at sterilization parameters or every thirty days, whichever comes first. (Use time is determined by multiplying the number of cycles by the individual cycle time.)~~ Disinfectant/sterilants as set forth in paragraph (e), of subsection (1), above, when used instead of heat sterilization procedures, must be used according to the manufacturer's recommended dilution and exposure time and must be changed according to the manufacturer's recommendations.

(10) All OSHA category 2 employees must be provided with and must use the barrier techniques required by this rule when they are in situations where they may be exposed to blood, saliva, or other bodily fluids from the patient during the treatment or examination process.

The committee also voted to repeal Rules 64B5-25.004, .005, and .006.

After discussion, the following action was taken:

Motion: by Ms. Sissine to approve the proposed language

Second: by Dr. Freedman

Vote: Unanimous

Motion: by Ms. Cabanzon that a Statement of Estimated Regulatory Cost will be required. Ms. Wenhold will prepare and bring before the Board for discussion

Second: by Dr. Fatmi

The rules committee will schedule a call to discuss what parts of this rule should be deemed a minor violation.

## **IX. DISCUSSION**

### **A. Application Revisions**

Motion: by Dr. Fatmi to approve the application changes without the fees, only the revised health history questions

Second: Dr. Freedman

Vote: Unanimous

## **X. FOR YOUR INFORMATION**

### **A. AADB Message**

## **XI. NEW BUSINESS**

### **A. Licensure Ratification Lists**

After discussion, the following action was taken:

Motion: by Dr. Freedman to approve

Second: by Ms. Sissine  
Vote: Unanimous

B. Anesthesia Ratification List

After discussion, the following action was taken:

Motion: by Dr. Freedman to approve  
Second: by Dr. Fatmi  
Vote: Unanimous

**XII. OLD BUSINESS**

A. Approval of Board Meeting Minutes – February 15, 2019

After discussion, the following action was taken:

Motion: by Dr. Freedman to approve  
Second: by Dr. White  
Vote: Unanimous

**XIII. ADJOURNMENT**

There being no further business, the meeting adjourned at 12:35 p.m.