



July 2020

Agency News

by Dr. Boyd Bush, Executive Director

What a difference a year makes. This time last year I was preparing to go on vacation. Unfortunately, this year with so many travel restrictions in place, we are planning a stay-cation. I want to applaud our board members for the hard work and dedication they provide to the dental profession every day, especially during these difficult times with COVID-19. In the picture to the left, one of our board members, Dr. David Yu, is working with Governor Abbott as the state prepares to distribute much needed PPE in response to the COVID-19 pandemic. I appreciate all the time and effort every board member has contributed to address the needs of the dental community across this state and their willingness to adjust their schedules to attend the many necessary meetings we have had since March.



Board Member Dr. David Yu
[far left of Governor Abbott]

They have fought hard to protect your profession and to implement safety measures for your practice. I also want to thank all of you in the dental community for making the necessary adjustments to your practice to protect yourselves and your patients during these times of uncertainty.

Regretfully, I am announcing my retirement from state service at the end of August. After almost 30 years of state service, it is time to embrace the next stage in my life. I have enjoyed my time with the board and working in this industry. Thank you for your diligence in taking care of the people of Texas. If you know of a good fish'n hole, let me know!

The Mission of the Texas State Board of Dental Examiners is to protect the public health and safety and promote high quality and safe dental care by providing enforcement, licensing, peer assistance, and related information services to licensees and their patients

ADOPTED RULES

JUNE 5, 2020 BOARD MEETING

101.3 Licensure by Credentials

101.4 Temporary Licensure by Credentials

101.14 Military Spouse

101.15 Reinstatement of Cancelled License

103.3 Licensure by Credentials

103.4 Temporary Licensure by Credentials

103.10 Military Spouse

103.11 Reinstatement of Cancelled License

114.7 Military Spouse Rules

PROPOSED RULES

JUNE 5, 2020 BOARD MEETING

102.1 Fees

110.2 Sedation Anesthesia Permit

110.9 Anesthesia Permit Renewal

111.5 Electronic Prescribing Waiver

Proposed rules will be posted in the Texas Register

The information expressed in the newsletter is created or compiled by agency staff. It does not reflect the official position of the board or its members, and it should not be construed as legal advice.

ASA Classifications by Robert G. McNeill, D.D.S., M.D.

One of the common challenges we see at the board while reviewing complaints is that charts will often lack an appropriate selection of the American Society of Anesthesiologist's (ASA) Physical Status classification.

The purpose of the system is to assess and communicate a patient's pre-anesthesia medical co-morbidities. Board rule 110.13 requires the documentation of the ASA classification on the preoperative checklist for the administration of nitrous oxide and Levels 1, 2, 3 and 4 sedation/anesthesia.

The classification may also determine if you may need a high-risk sedation permit per board rule 110.16 to treat ASA 3 or 4 patients with sedation levels 2, 3 or 4. The following are some common examples of ASA classifications:

ASA PS Classification	Definition	Adult Examples, Including, but not Limited to:
ASA I	A normal healthy patient	Healthy, non-smoking, no or minimal alcohol use
ASA II	A patient with mild systemic disease	Mild diseases only without substantive functional limitations. Examples include (but not limited to): current smoker, social alcohol drinker, pregnancy, obesity (30 < BMI < 40), well-controlled DM/HTN, mild lung disease
ASA III	A patient with severe systemic disease	Substantive functional limitations; One or more moderate to severe diseases. Examples include (but not limited to): poorly controlled DM or HTN, COPD, morbid obesity (BMI ≥40), active hepatitis, alcohol dependence or abuse, implanted pacemaker, moderate reduction of ejection fraction, ESRD undergoing regularly scheduled dialysis, premature infant PCA < 60 weeks, history (>3 months) of MI, CVA, TIA, or CAD/stents.
ASA IV	A patient with severe systemic disease that is a constant threat to life	Examples include (but not limited to): recent (< 3 months) MI, CVA, TIA, or CAD/stents, ongoing cardiac ischemia or severe valve dysfunction, severe reduction of ejection fraction, sepsis, DIC, ARD or ESRD not undergoing regularly scheduled dialysis
ASA V	A moribund patient who is not expected to survive without the operation	Examples include (but not limited to): ruptured abdominal/thoracic aneurysm, massive trauma, intracranial bleed with mass effect, ischemic bowel in the face of significant cardiac pathology or multiple organ/system dysfunction
ASA VI	A declared brain-dead patient whose organs are being removed for donor purposes	

**The addition of "E" denotes Emergency surgery: (An emergency is defined as existing when delay in treatment of the patient would lead to a significant increase in the threat to life or body part)*

chart via



Thinking about retiring? Among all other things that go with retirement, be sure to submit your retirement form to the board. Otherwise your license will expire and then cancel. Visit the boards website to obtain information on placing your dental or dental hygiene license on a retirement status.



<https://tsbde.texas.gov/licensing/dentists/dentist-retire-a-license/>.

Did you know that all licensees or registrants are required to hold a current BLS CPR certification, which includes a demonstration of skills and a written evaluation?





BOARD MEMBER SPOTLIGHT: Jorge Quirch, DDS, FAGD

Dr. Jorge Quirch is highly fluent in Spanish, having been born in Havana, Cuba and then moving to Houston at the age of three. He graduated from John Foster Dulles High School in 1982, obtained his B.S. at Texas A&M University in 1987, and received his Doctorate in Dental Surgery in 1992 from the University of Texas Dental Branch Houston.

Dr. Quirch is dedicated to providing all of his patients the highest quality, and most comprehensive dentistry available, including restorative treatment, root canal therapy, crown & bridge, and treatment of periodontal disease. He also has a special interest in esthetic dental procedures emphasizing veneers, all porcelain crowns, wireless orthodontics (Invisalign) and whitening.

In April 2016, Dr. Quirch was very humbled and honored to be appointed by Governor Greg Abbott to the Texas State Board of Dental Examiners for a full term. Subsequently he was re-appointed in 2017 for a term ending in 2023. Since that appointment, Dr. Quirch has been elected Secretary of the Board and Chairman of the Licensing Committee, and he has played many roles on the Board, including the Anesthesia, Executive and CE Committees.

He continues to play an active role in alumni organizations, including the Association of Former Students, Texas A&M University, and the University of Texas Dental Branch Alumni Association. Dr. Quirch is an adjunct associate professor at the University of Texas School of Dentistry, and maintains active staff status at The Methodist Hospital and St. Lukes Episcopal Hospital.

Dr. Quirch is also a member of several professional organizations, including the American Dental Association, the Texas Dental Association, The Greater Houston Dental Society as well as the Executives Association of Houston.

Continuing education interests include memberships in the Southwest Society of Oral Medicine, Dawson Center for the Advancement of Dentistry and the Academy of General Dentistry where he was awarded a Fellowship in 2007. His community involvement includes a membership in the Christ United Methodist Church of Sugar Land, Texas, the Rotary Club of University Area: Rice University (President 2000-2001) and the Houstonian Golf & Country Club.

Dr. Quirch enjoys a wide range of outdoor activities, including golf, skiing, fly fishing and hunting. He is blessed with his wife of 32 years, two wonderful children and a new grandchild.

PMP NOTICE

REMINDER: Beginning March 1, 2020, prescribers were required to check a patient's Texas Prescription Monitoring Program (PMP) history before dispensing or prescribing opioids, benzodiazepines, barbiturates, or carisoprodol.

Visit the Texas PMP home page for additional information and resources.

The Pharmacy Board also has a link to TMB's guidance on the use of [PMP](#),

Texas Medical Board Releases Initial Guidance on Physician Requirements to Check the [Texas PMP](#)

The Texas Medical Board (TMB) has released a statement outlining initial guidance regarding new physician requirements to check the [Texas Prescription Monitoring Program \(PMP\)](#) outlined in recent legislation.

CE NOTICE

At the June Board meeting, the Board agreed to allow licensees to obtain their CE's via online or live (interactive) webinar for the duration of 2020. The webinars/online CE courses (non interactive) will count towards the required 8 hours of self study. The interactive webinars will count towards the required up to 16 hours of technical or scientific.

New CE Requirements. **NEW – Pain Management** (104.1)(B) Effective January 1, 2021, a licensed dentist whose practice includes direct patient care must complete not less than 2 hours of continuing education annually, and not less than 4 hours for each biennial renewal, regarding safe and effective pain management related to the prescription of opioids and other controlled substances. These 4 hours may be used to satisfy the 16-hour technical and scientific requirement. The courses taken to satisfy the safe and effective pain management requirement must include education regarding:

- (i) reasonable standards of care;
- (ii) the identification of drug-seeking behavior in patients; and
- (iii) effectively communicating with patients regarding the prescription of an opioid or other controlled substance.

NEW- Prescribing and Monitoring Controlled Substances (111.1)

Effective until September 1, 2020, each dentist who is permitted by the Drug Enforcement Agency to prescribe controlled substances shall complete every three years a minimum of two hours of continuing education in the abuse and misuse of controlled substances, opioid prescription practices, and/or pharmacology. This continuing education may be utilized to fill the continuing education requirements of annual renewal.(b)

CE NOTICE

Effective beginning September 1, 2020, each dentist who is permitted by the Drug Enforcement Agency (or any subsequent permitting authority authorized by state and federal law) to prescribe controlled substances must complete 2 hours of continuing education related to approved procedures of prescribing and monitoring controlled substances as outlined in paragraphs (1) - (3) of this subsection.

These 2 hours of continuing education may be used to satisfy the record keeping continuing education requirements of §104.1 of this title (relating to Requirement). After completing the initial requirement, a dentist may, no more than once annually, take the course under this subsection to fulfill hours toward the record keeping continuing education requirement.

(1) For dentists authorized to prescribe controlled substances before September 1, 2020, the 2 hours of required continuing education must be completed no later than September 1, 2021.

(2) For dentists who are authorized to prescribe controlled substances on or after September 1, 2020, the 2 hours of required continuing education must be completed not later than the first anniversary after the person is issued an authorization to prescribe.

(3) For dentists who have surrendered the permit or authorization to prescribe controlled substances or have their permit or authorization to prescribe controlled substances revoked by any administrative, civil, or criminal proceeding, the requirements of paragraph (2) of this subsection shall apply to any new permit or authorization granted on or after September 1, 2020, regardless of whether the dentist previously satisfied the requirements of this subsection.

Reminder! Once a dentist has undertaken a course of treatment, the dentist, absent reasonable cause, shall not discontinue that treatment without giving the patient adequate notice and the opportunity to obtain the services of another dentist. A dentist shall exercise the level of care necessary to prevent jeopardizing the patient's oral health during this process. Please refer to Rule §108.5

Anesthesia Reminders

Prescribing Controlled Substances and Dangerous Drugs:

Reminder to review new requirements in 22 Tex. Admin. Code § 111.1-4, Standards for Prescribing Controlled Substances and Dangerous Drugs

Preoperative Sedation/Anesthesia Checklist:

Reminder, effective May 10, 2018 Pursuant to 22 Tex. Admin. Code § 110.13 Sedation and Anesthesia, Required Preoperative Checklist for Administration of Nitrous Oxide and Levels 1,2,3, and 4 Sedation/Anesthesia effective May 10, 2018 and amended to be effective March 20, 2019.

Pursuant to 22 Tex. Admin. Code § 110.18 TSBDE is conducting Sedation and Anesthesia Compliance inspections. Failure to allow the inspection to take place may result in suspension in one or more of your permit(s).

Pursuant to 22 Tex. Admin. Code § 110.18, regardless of issue date, all level, 3, and 4 permit holders will be subject to at least one inspection prior to September 1, 2022.

All level 2, 3, and 4 permit holders who received their initial permit after March 1, 2018, must be inspected within a year of receiving their permit.

Texas Dentists who hold a Level 2, 3, and 4 Sedation Permit please ensure you have a current work address, phone number, and email on file with TSBDE. If you need to update your information, you may email the following information to anesthesiainfo@tsbde.texas.gov.

1. Full Name
2. Dental License Number
3. Work Address
4. Email
5. Phone Number
6. Indicate if your work address is your mailing address

[click here for our tsbde.texas.gov website](https://www.tsbde.texas.gov)