

**VIRGINIA BOARD OF DENTISTRY
BUSINESS MEETING MINUTES
September 12, 2025**

- TIME AND PLACE:** The meeting of the Virginia Board of Dentistry was called to order at 9:12 a.m., at the Perimeter Center, 9960 Mayland Drive, Board Room 4, Henrico, Virginia 23233.
- PRESIDING:** Sultan E. Chaudhry, D.D.S., President
- MEMBERS PRESENT:** Alf Hendricksen, D.D.S., Vice-President
Surya Dhakar, D.D.S.
Bruce R. Hutchison, D.D.S.
Margaret F. Lemaster, R.D.H.
J. Michael Martinez de Andino, J.D.
Emelia H. McLennan, R.D.H.
Jennifer Szakaly, D.D.S.
- MEMBERS ABSENT:** William C. Bigelow, D.D.S.
Jayson C. Smith, D.M.D.
- STAFF PRESENT:** Jamie C. Sacksteder, Executive Director
Erin T. Weaver, Deputy Executive Director
Arne Owens, Director, Department of Health Professions
Matthew Novak, Agency Regulatory Coordinator
Donna M. Lee, Discipline Case Manager
- COUNSEL PRESENT:** James E. Rutkowski, Senior Assistant Attorney General
- ESTABLISHMENT OF A QUORUM:** With eight members present, a quorum was established.

Ms. Sacksteder read the emergency evacuation procedures.

Dr. Chaudhry welcomed Dr. Bruce Hutchison to the Board as a new Board member.
- PUBLIC COMMENT:** Dr. Chaudhry explained the parameters for public comment and opened the public comment period.

No one registered for public comment.

Dr. Chaudhry closed the public comment period.
- APPROVAL OF MINUTES:** Dr. Chaudhry asked if there were any edits or corrections to the June 13, 2025, Board Business Meeting Minutes. Hearing none, Dr. Hendricksen moved to approve the minutes as presented. The motion was seconded and passed unanimously.

DHP DIRECTOR'S REPORT:

Mr. Owens stated that this January there was a change of administration in Washington and next January there will be a change of administration in Richmond; however, the focus at DHP is its internal management and becoming more efficient as an agency to ensure it's a good steward of the fees paid by licensees.

Mr. Owens informed the Board that DHP will present some legislation to the January 2026 General Assembly. He also stated that even though DHP is a non-general fund agency, a biennial budget still must be submitted to show what is required at DHP, and the final phase is with the Department of Planning and Budget.

BOARD COUNSEL REPORT:

Mr. Rutkowski reported to the Board that there are three pending cases: two appeals and one writ of mandamus. Regarding Dr. Zunka's appeal, Mr. Rutkowski stated that the Circuit Court agreed with the Board's interpretation of the practice of dentistry. Dr. Zunka may appeal against the decision in the Court of Appeals. Dr. Salartash's appeal is pending in Circuit Court, and oral arguments are scheduled for November 7, 2025. Dr. Kiely filed a Writ of Mandamus, but he has recently signed a consent order so it will probably be withdrawn.

LIAISON & COMMITTEE REPORTS:

Ms. Sacksteder addressed the Board regarding the postponement of the Nominating Committee meeting and stated that the Board is waiting to hear about the re-appointment of Dr. Hendricksen. She stated that the Committee would meet in November or December, and a slate of nominees would be presented at the Board's December meeting.

Dr. Hendricksen moved to postpone the Nominating Committee meeting until the Board receives all Board Member appointments; and if not, the Nominating Committee will meet in November or December, with nominations presented at the December Board meeting. The motion was seconded and passed unanimously.

LEGISLATION AND REGULATION:

Mr. Novak reviewed the Regulatory Actions as of August 19, 2025.

Regulatory Actions in the Secretary's Office:

- 18VAC60-21 and 18VAC60-30 – Training in Infection Control; Final Stage.
- 18VAC60-21 and 18VAC60-25 – Continuing Education Requirements for Jurisprudence; NOIRA Stage.
- 18VAC60-15 – Amendment to Allow Agency Subordinates to Hear Credentials Cases; Fast-Track stage.
- 18VAC60-21 – Implementation of the Dentist and Dental Hygienist Compact; NOIRA Stage.
- 18VAC60-21 – Training Requirements for Botulinum Toxin Injections For Cosmetic Purposes; Proposed Stage.

Regulatory Actions at the Office of the Attorney General:

- 18VAC60-25 – Revision of Dental Hygienist Training and Duties to Eliminate Need for Dual Licensure as a Dental Hygienist and Registration as a DAll; Fast-Track Stage.

Mr. Novak stated that 18VAC60-30, the elimination of direct pulp-capping as a delegable task, the public hearing was today, and the comment period closes on October 10, 2025.

Final Stage Action for Digital Scan Technicians - Mr. Novak reviewed with the Board the draft changes to 18VAC60-21 pertaining to the Final Stage Action regarding Training and Supervision of Digital Scan Technicians. He also provided the Board with a copy of the public comments provided on Town Hall.

Ms. Sacksteder stated that the definition for digital scan, digital scan technician and digital work order are defined in the Code of Virginia at 54.1-2700 and only referred to in code at 54.1-2708.5. Ms. Sacksteder explained that this digital scan regulation was proposed to address concerns of digital scans in various pharmacies and organizations operating in malls that did not have appropriate training and did not have oversight of a licensed dentist; not those working in dental offices because assistants in dental offices can scan. The Virginia Code requires the Board to create regulations for training, which is what this regulation is addressing. This training is not for dental assistants.

Mr. Novak and Ms. Sacksteder reiterated that the definition is in the Code and digital scan technicians would only be used in teledentistry practice in accordance to the code. 54.1-2708.5 is the only time the term “digital scan technician” is utilized and states “No person other than a dentist, dental hygienist, dental assistant I, dental assistant II, digital scan technician, or other person under the direction of a dentist shall obtain dental scans for use in the practice of dentistry”. This reiterates that a “digital scan technician” does not take the place of a dental assistant or dental hygienist. The code then goes on to state how a digital scan technician will be utilized in teledentistry.

After discussion, Mr. Martinez moved to adopt the final stage regulatory amendments to 18VAC60-21 as presented. The motion was seconded and passed unanimously.

Fast-Track Action to Correct Outdated Regulatory References – Mr. Novak reviewed with the Board the draft changes to 18VAC60-25 and 18VAC60-30 to correct outdated regulatory references. He explained that during the last round of periodic review actions, the Board repealed sections of regulations, however, references to those sections were not removed. He stated this action would clean up and correct those references.

Dr. Hendricksen moved to amend 18VAC60-25 and 18VAC60-30 by fast-track action to correct outdated regulatory references. The motion was seconded and passed unanimously.

**DEPUTY EXECUTIVE
DIRECTOR’S REPORT:**

Disciplinary Report – Ms. Weaver reviewed with the Board the Disciplinary Report for June 1, 2025 – August 15, 2025. She stated there were no summary suspensions issued or revocations for this period. Ms. Weaver explained there was an increase in cases received in July because of the

Oral Maxillofacial Surgeon (“OMS”) audit conducted by the Board. She also informed the Board that an update will be provided on the OMS and continuing education audits at the December Board meeting.

EXECUTIVE DIRECTOR’S REPORT:

Upcoming Conferences: Ms. Sacksteder informed the Board she will be attending the following:

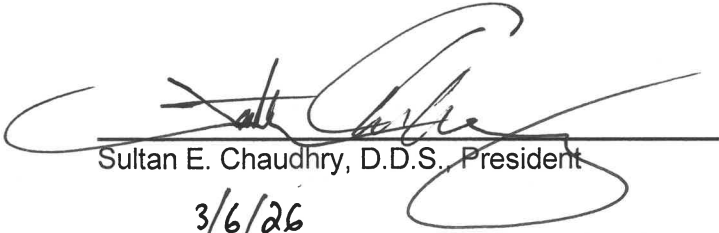
- CLEAR Conference – September 15 - 18, 2025 in Chicago.
- AADA/AADB Meetings – October 15 -19, 2025 in Dallas.

Update on DDH Compact: Ms. Sacksteder advised the Board that there has not been a lot of progress on the Compact. She stated she is on three separate committees, and she is in meetings on average, three times a week to discuss various aspects of the Compact. She further stated there is push back for a hands-on requirement; issues on how to be compliant with the required background checks because Virginia does not do background checks and the current Code does not allow for the Board to conduct background checks; and that the Board was misled to believe that changes could be made to the Compact regarding a requirement for hands-on component for the exam and also, that there could be changes made to require active practice to participate in the compact. There are still discussions about requiring a hands-on component of the exam but there will be no active practice requirements to participate in the compact. So, someone can get a license in a state one day and seemingly apply for a compact privilege in several other states with no required active practice requirements. The Compact will also not require those with a privilege to comply with CE requirements of the state(s) they hold privileges in. The Compact will require a privilege holder to take a jurisprudence exam if the state requires it, however, Virginia is one of the only states that does not have a jurisprudence exam.

Update on SB1475 Licensure Workgroup Meeting: Ms. Sacksteder informed the Board that the Workgroup met on August 22, 2025. The Committee did not make recommended changes to the active practice requirements for credentialing/endorsement/reciprocity of dentists and dental hygienists. The Committee could not come to a consensus to make recommendations to create a pathway for internationally trained dentists to work as dental hygienists. A report will be sent to the General Assembly once it is reviewed.

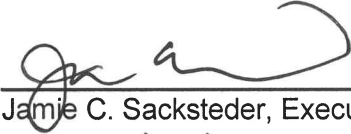
ADJOURNMENT:

With all business concluded, the Board adjourned at 9:54 a.m.


Sultan E. Chaudhry, D.D.S., President

Date

3/6/26


Jamie C. Sacksteder, Executive Director

Date

3/9/26