

**LOUISIANA DENTAL ASSOCIATION
136th MEETING OF THE HOUSE OF DELEGATES
APRIL 16, 2016
NEW ORLEANS DOWNTOWN MARRIOTT AT THE CONVENTION CENTER
859 CONVENTION CENTER BOULEVARD, BLAINE KERN BALLROOM
NEW ORLEANS, LOUISIANA**

MINUTES

CALL TO ORDER

Speaker of the House of Delegates Dr. L. Stephen Ortego called the meeting to order at 8:00 a.m. Dr. Kristi Soileau gave the invocation, followed by the Pledge of Allegiance.

Dr. Ortego welcomed the delegates and guests. He gave announcements on the LDA's non-smoking rule and advised that with the handouts being sent via email this year, there is Wi-Fi available in the meeting room and provided the password. There is also a limited supply of printed copies of delegate packets available at the registration desk. He announced that there is a drive to collect funds for the LAMOM and encouraged 100% participation from all components by the end of the day.

The Speaker recited the LDA Mission, Ethics, and Antitrust Statements.

LDA Mission Statement - Promote, Advocate, Protect.

LDA Ethics Statement - As members of the legislative and governing body of the Louisiana Dental Association, we want to be reminded of our responsibility to act with integrity and exercise our powers and perform our duties relating to professional matters in a manner consistent with the Principles of Ethics and Code of Professional Conduct of the Association.

By acting ethically and with integrity over the course of this annual session, we can be certain that our legislative obligations and decision making authority will be discharged in keeping with the profession's fiduciary obligations.

Finally, we must be mindful of our responsibility for professionalism and respect to each other in our work and deliberations. The ADA's Professional Conduct Policy that appears in the Manual of the House of Delegates speaks to the fact that professionalism is the standard for communications throughout this Association.

LDA Antitrust Statement - The Louisiana Dental Association (LDA) is a not-for-profit organization. The association is not organized to, nor shall it, play any role in the competitive decisions of its members. Nor shall the LDA in any way restrict competition among members, potential members or the businesses with whom they contract. Rather, it serves as an advocate for the betterment of the profession as a whole and a forum for a free and open discussion of diverse opinions in a variety of

settings without in any way attempting to encourage or sanction any particular business practice.

The LDA recognizes the possibility that the association and its activities could be viewed by some as an opportunity for anti-competitive conduct. Therefore, the LDA with this statement declares its support for the principle of competition that antitrust laws are intended to foster and hereby communicates the association's uncompromising policy to comply strictly in all respects with those laws.

The LDA also recognizes the severity of the potential penalties that might be imposed on not only the association, but its members as well, in the event that certain conduct is found to violate the antitrust laws. Consequently, the LDA board of directors believes it is prudent to regularly remind members whose position in the association requires them to act in an official capacity from time to time that federal and state antitrust laws prohibit the exchange of information among competitors in matters pertaining to price, refusals to deal, market division, tying relationships and similar topics which might infringe upon antitrust regulations. Furthermore, no such exchange or discussion will be tolerated during the LDA's official business meetings.

INTRODUCTION OF GUESTS

Dr. Ortego welcomed the families in attendance for award honorees. He recognized the LDA past presidents in attendance. The Speaker also recognized Dean Henry Gremillion, from LSU School of Dentistry; Dr. Rusty Mayer, president of the Louisiana State Board of Dentistry (LSBD); and, Dr. Rusty Hickham, executive director of the LSBD.

INTRODUCTION OF SPECIAL GUEST

Dr. Ortego introduced Dr. Gary Roberts, American Dental Association (ADA) president-elect, from Shreveport, Louisiana. Dr. Roberts thanked the guest for helping him to advance to the level he has attained and that without their help it would not have been possible.

Dr. Roberts discussed what the ADA is doing for its members.

The first topic being "Advocacy". There are two bills currently being proposed. The Non-Covered Service act has many co-sponsors and are he is hopeful that it will have a positive outcome. He is also hopeful that dentists will be exempted from Part D Covered Drug Plan with Medicare.

Dr. Roberts discussed the increasing costs of student loans. The ADA has proposed legislation that would amend the Higher Education Act so as to cap the interest assessed on student loans at a certain level. Student loan debt is a threat to our profession.

In regards to the ADA Budget, Dr. Roberts stated that any non-performing programs need to be cut and replaced with other programs that have better results. He stated that the Current process needs to be changed. Currently the budget is set to far in advance to properly set the

budget. He proposes that the process of setting the budget be turned over to the board and let the delegates set the dues. Hopefully this will allow there to be a much more accurate budge and allow more wisely spent funds.

Lastly, Dr. Roberts stated that he and Dr. Summerhayes sent letters to the Louisiana State Board of Dentistry. They would like to have every dental board except all regional exams.

He reiterated he thank for all the help and support he has received from the members.

Recognition of American Student Dental Association (ASDA) Delegates

Dr. Ortego recognized the ASDA delegate in attendance. The LDA provides two seats for ASDA delegates, however only one has a vote.

Presentation of Past President's Plaque from ADA

Dr. Roberts presented the ADA's constituent past president plaque to Dr. Scott for his outstanding service for 2015-2016.

Recognition of First Time Delegates

Dr. Ortego asked all first time delegates to stand.

Recognition of the ADA 12th District Trustee

Dr. Ortego introduced Dr. Ray Cohlma, ADA 12th District Trustee, from Oklahoma City, Oklahoma. Dr. Cohlma thanked everyone for the opportunity to be there. He said he looks forward to hearing from everyone and that Ward Blackwell will send out his contact information to everyone. He stated that he is always interested in what others have to say and hear their input. He thanked everyone for the invitation.

COMMITTEE ON CREDENTIALS

Dr. Charles Waguespack, chairman of the Committee on Credentials, reported that there is a quorum of certified delegates at the House today and thanked all those present for their service to the profession.

REPORT OF THE COMMITTEE ON RULES AND ORDER

Dr. Gwendolyn Corbit, chairman of the Committee on Rules and Order, presented the proposed agenda of the 2016 House of Delegates with no recommended changes.

MINUTES OF PREVIOUS MEETING

Dr. Daniel Weaver, LDA secretary-treasurer, reported that under provisions of the Manual of the House of Delegates, the Committee on Minutes reviewed and approved the Minutes of the Session of the House of Delegates held on Saturday, April 11, 2015, in New Orleans, Louisiana. (*See Appendix II*) No amendments from the House were presented.

ADOPTED

RESOLVED, that the Minutes of the House of Delegates, held on Saturday, April 11, 2015, in New Orleans, Louisiana, are approved as presented.

REPORT OF THE NOMINATING COMMITTEE

Dr. L. King Scott, LDA president, presented the report of the Nominating Committee that met on January 8, 2016, at the LDA office headquarters in Baton Rouge, Louisiana. (*See Appendix III*) The following were nominated:

President-Elect: **Dr. David Hildebrandt**

ADA Delegate Area 5 - One year term (Northeast/Northwest): **Dr. Brian Basinger**

Alternate Delegate Areas 1 & 2 - One year term (NODA): **Dr. David Hildebrandt**

Alternate Delegate Area 3 - Three year term (Acadiana/SW): **Dr. Lance Savoie**

Alternate Delegate Area 4 - One year term (Greater Baton Rouge): **Dr. Nelson P. Daly**

Alternate Delegate Area 5 - One year term (Northeast/Northwest): **Dr. L. King Scott**

Alternate Delegate Area 6 - One year term (Bayou/Central/NL): **Dr. Charles B. Foy, Jr.**

Alternate Delegate Area 7 - One year term (Bayou/Central/NL): **Dr. Kenneth "Mike" Luminais**

ELECTION OF OFFICERS, DELEGATES AND ALTERNATE DELEGATES TO THE AMERICAN DENTAL ASSOCIATION

Dr. Ortego asked for any nominations from the floor; no new nominations were received. The Speaker declared the nominees are elected by acclamation.

ADOPTED

RESOLVED, that the slate of nominees for 2016 officers, delegates and alternate delegates to the American Dental Association is elected as presented.

PRESENTATION OF AWARDS

Distinguished Service Award

Dr. Ortego invited Dr. Mark S. Chaney, chairman of the Distinguished Service Award (DSA) Committee, to come forward to announce the four DSA recipients. Dr. Chaney provided the criteria for this award and recognized former recipients since its inception in 1987 in a Power Point presentation. The presenters were invited to the podium for presentation of awards.

Dr. Mark S. Chaney presented the 2016 Distinguished Service Award to Dr. Randolph D. Green, a member of the New Orleans Dental Association.

Dr. C.J. Richard presented the 2016 Distinguished Service Award to Dr. John W. Portwood, Jr., a member of the Greater Baton Rouge Area Dental Association.

Dr. Charles B. Foy, presented the 2016 Distinguished Service Award to Dr. Dennis Preau, a member of the Northlake Dental Association.

Dr. Danny Weaver presented the 2016 Distinguished Service Award to Dr. Thomas H. Price, a member of the Southwest District Dental Association.

Humanitarian Award

Dr. Chaney invited Dr. Charles B. Foy, forward to recognize the Humanitarian Award recipients.

Dr. Foy presented the 2016 Humanitarian Award to Dr. Jeff Hooton, a member of the Northeast Louisiana Dental Association.

New Dentist Award

President L. King Scott invited Dr. Catherine Hebert forward to recognize the New Dentist Award recipient. Dr. Hebert presented the 2016 New Dentist Award to Dr. Caesar Sweidan, a member of the Northlake Dental Association.

Service Recognition

President Scott presented LDA service appreciation certificates to the new committee/council chair serving during his/her term – Dr. Reed Owens, Director of Council on Membership and Practice; and, new LDA board members serving during his/her term – Dr. Glen Corcoran, director from Northlake District Dental Association, Dr. Vincent DiLeo, director from New Orleans Dental Association, Dr. Ronald Hermes, director, Northwest District Dental Association, and Dr. Kristie Soileau, director from New Orleans Dental Association.

Remembrance of Deceased LDA Members

Dr. Ortego called for a moment of silence in remembrance of LDA members who passed away during the past year.

REPORT OF THE EXECUTIVE DIRECTOR

Mr. Ward Blackwell, LDA executive director, gave a brief overview of last year. He reported that the ADA tracts all graduating dental students and that Louisiana has the highest percentage of graduates going the Association. He believes this is due in part to the relationship that the LDA has fostered with the LSU School of Dentistry and its students. The LDA supports offers its support through student activities, meetings and lobbying on their behalf. This year the LDA was able to procure \$4,200,000 in capital outlay funding for much needed improvements for the school. The LDA help in passing a bill to add a fee to help funding the ULM Hygiene program. They also passed a bill that would prohibit insurers from requiring a dentist to be re-credentialed just because he moves to a different location, provided that he is already credentialed with that insurance plan. We created a separate pathway for a MEWA for self-insured insurance plan for professional associations such as the LDA. The LDA-LSBD Task Force has created an Advertisement Review program within the state board of dentistry to help dentist be sure that their advertisements are compliant with state laws. For a small fee they can submit their advertisement to the State Board for their review and have their advertisements preapproved by the board. The LDA-LSBD has been working diligently for the last two years to institute reforms to made dental practices more transparent and compliant. He recognized the members of the task

force that were present: Dr. Rusty Hickham, Sr. Nelson Daly, Dr. Jeff Hooton, Dr. Claudia Cavallino and Dr. Marty Garrett. He reported that this year's C.E. events have been fairly profitable. He believe that is due in part to the additional events partners, which brought in over \$37,000 in new revenue. Brown & Brown Insurance has been a partner for several years, in addition we now have Bayou Crown & Bridge, Campus Federal Credit Union, MCNA and Patterson Dental. He asked the members to thank them for their support. On a dire note he stated that the current legislative budget cuts will have a negative impact on the dental industry in the state. For example a temporary sales tax, cuts in funding to the dental schools and cuts to the Medicaid programs. He also stated that trends in Memberships are down and that the Association needs to investigate new ways to attract new members. The LDA Strategic Planning meeting is in June and hopefully there will be some innovative ideas for the future. He thank everyone for the opportunity to serve.

REPORT OF THE SECRETARY/TREASURER

Dr. Weaver presented that his report was located in Appendix IV and that it was divided into 3 section. Section A was the LDA Consolidated Financial Statement for the year 2014 along with the audit provided by Ted Soileau, CPA and that everything was in order. In Section B, Profit and Loss Statement showing the year ending with a deficit of \$91,000.00, which amount is much less than the projected deficit. The projected expenses were much less than anticipated. The problem was also fixed in part by a dues increase last year. Section C is the Audit Engagement letter with Ted Soileau and is the same as last year. The Speaker asked if there were any additions or corrections to the reports as presented, hearing none and without objection he proclaimed the Treasurer's Reports are accepted as presented.

ADOPTED (IV-A-B-C)

RESOLVED, that the LDA financial reports and audit engagement letter are approved as presented.

FINANCIAL IMPLICATION: - \$_____ -

PRESIDENT'S ADDRESS

President Scott thanked everyone for allowing him to serve as the LDA President and that he enjoyed the last year. He also thanked of the Past-Presidents for their guidance and thanked his wife, Keri, for her support. He thanked Stormy Blair with Brown & Brown, Ins., Dr. Rusty Hickham, Dr. Rusty Mayer and Dr. Beaudean and all the other board members. He also thanked the LDA Staff for making his job easy.

INSTALLATION CEREMONIES

Introduction of New LDA Officers and Board Members

President Scott recognized the incoming LDA officers and board members – Dr. Robert E. Barsley, *president*; Dr. David Hildebrandt, *president-elect*; Dr. Danny Weaver, *secretary-treasurer*; Dr. Lige F. Dunaway, III, *Acadiana director*; Dr. Stephen A. Morgan, *Bayou director*; Dr. Daniel G. Lester, *Central director*; Dr. Michael Bond, *Greater Baton Rouge director*; Dr. Kristie Soileau, *NODA director*; Dr. Vincent DiLeo, *NODA director*; Dr. H. Kirt Touchstone, *Northeast director*; Dr. Glenn Corcoran, *Northlake director*; Dr. Ronald Hermes, *Northwest director*; Dr. Bryan Manning, *Southwest director*; Dr. L. Stephen Ortego, *speaker of the house*; Dr. David N. Austin, *editor – LDA Journal*; Dr. Michael J. Maginnis, *president – LDS, Inc.*

Introduction of New LDA Delegates and Alternate Delegates to the ADA

President Scott asked the LDA delegates and alternates delegates to the ADA who served during his term to stand and be recognized when their names were called – Dr. Robert E. Barsley, *delegate Area 1 – NODA*; Dr. Mark S. Chaney, *delegate Area 2 – NODA*; Dr. Stephanie Weaver, *delegate Area 3 – Acadiana/Southwest*; Dr. Marty B. Garrett, *delegate Area 4 – Greater Baton Rouge*; Dr. Brian Basinger, *delegate Area 5 – Northeast/Northwest*; Dr. L. Stephen Ortego, *delegate Area 6 – Bayou/Central/Northlake*; Dr. David Hildebrandt, *alternate delegate Area 1 & 2 – NODA*; Dr. Lance N. Savoie, *alternate delegate Area 3 – Acadiana/Southwest*; Dr. Nelson P. Daly, *alternate delegate Area 4 – Greater Baton Rouge*; Dr. L. King Scott, *alternate delegate Area 5 – Northeast/Northwest*; Dr. Charles B. Foy, Jr., *alternate delegate Area 6 – Bayou/Central/Northlake*; Dr. Kenneth Mike Luminais, *alternate delegate Area 6 – Bayou/Central/Northlake*.

Installation of new LDA Officers and Delegates

Dr. Gary Roberts called the nominated officers, LDA delegates and alternate delegates to the front of the meeting hall. (*See Appendix III*) Dr. Roberts installed the newly elected officers, delegates and alternate delegates.

ADDRESS OF NEWLY INSTALLED PRESIDENT

President Robert Barsley thanked the LDA delegates for the opportunity to serve as the president. He thanked the LDA Staff for their help and support. He thanked LSU to serve the dental field in the capacity that he does. He thanked his wife, Gwen and his daughter, Emily. Dr. Barsley reflexed on the history of the dental industry. He discussed the differences in dentistry from 50 years ago. He stated that as he steps unto the possession of President he will continue to support the programs that Dr. Scott championed. He hopes to lead the way for future generations of LDA leadership. He reiterated the LDA Mission Statement, Promote, Advocate & Protect. He thanked everyone for the opportunity to serve as their President. Dr. Barsley presented Dr. Scott with the LDA past president pin and president's plaque for his dedicated service and outstanding leadership to the LDA for 2015-2016.

CONSIDERATION OF 2015/2016 RESOLUTIONS

Dr. Ortego advised that two microphones were set up for addressing the House; one for “pros” and one for “cons” on a resolution. When stepping to the microphone, delegates need to state their name, the component they represent, and their intention in order to be recognized by the Speaker. He advised that no delegate will be allowed to speak to the same issue a second time until all other delegates who wish to speak have done so first, and that we will dispense with the resolutions presented before any new resolutions will be accepted from the floor. He asked that if any delegate has a question or concern to please do not hesitate to stop and ask questions.

PRESENTATION OF RESOLUTIONS (*See Resolutions – APPENDIX V*)

Dr. Danny Weaver, LDA Secretary-Treasurer, presented the resolutions to the delegates.

RESOLUTION #1. (*Passed.*)

ADOPTED

RESOLVED, to support legislation, rules, or any other means of allowing refiling of claims caught in an audit based on administrative errors and that requires recoupment.

FINANCIAL IMPLICATION: – \$0 –

(LDA Board of Directors Meeting Minutes – January 8, 2016, page 3.)

RESOLUTION #2. (*Passed.*)

ADOPTED

RESOLVED, to approve the proposed changes to rules and statutes as presented by the LDA-LSBD joint task force.

FINANCIAL IMPLICATION: – \$0 –

(LDA Board of Directors Conference Call Minutes – November 19, 2015, page 2.)

RESOLUTION #3. (*Passed.*)

ADOPTED

RESOLVED, that in consideration of the substantial changes proposed (by the LDA-LSBD joint task force) and to be implemented via rules and legislation, the LDA Board of Directors supports the position of the task force that the Louisiana State Board of Dentistry should remain domiciled in the New Orleans area.

FINANCIAL IMPLICATION: – \$0 –

(LDA Board of Directors Conference Call Minutes – November 19, 2015, page 2.)

RESOLUTION #4. *(Passed as amended.)*

ADOPTED

RESOLVED, that the LDA’s Legislative priorities for 2016 shall be:

Primary Legislative Goals:

- LSU School of Dentistry Funding
- Louisiana State Board of Dentistry Legislation
- Medicaid Funding/Medicaid Expansion & Reimbursement Rates
- Defending Sales Tax Exemption
- Audit Legislation

Secondary Legislative Goals:

- Community Water Fluoridation
- Health Professional Shortage Area (HPSA) Credit

FINANCIAL IMPLICATION: – \$0 –

(LDA Board of Directors Meeting Minutes – January 8, 2016, page 3.)

Dr. Marty Saltzman wished to amend the Legislative goal to state “Medicaid Funding and issues related to Medicaid Expansion & Reimbursement Rates”. He didn’t think we should be promoting expansion. LDA Executive Director, Ward Blackwell, said that was not the intent.

Dr. Saltzman made a motion to amend the statement.

RESOLVED, that the LDA’s Legislative priorities for 2016 shall be:

Primary Legislative Goals:

- LSU School of Dentistry Funding
- Louisiana State Board of Dentistry Legislation
- Medicaid Funding/~~Medicaid Expansion~~ and issues related to Medicaid Expansion & Reimbursement Rates
- Defending Sales Tax Exemption
- Audit Legislation

Secondary Legislative Goals:

- Community Water Fluoridation
- Health Professional Shortage Area (HPSA) Credit

FINANCIAL IMPLICATION: – \$0 –

(LDA Board of Directors Meeting Minutes – January 8, 2016, page 3.)

RESOLUTION #5. *(Passed.)*

RESOLVED, that the LDA Board of Directors, in recognition of the vital role that the ULM dental hygiene program plays in facilitating the delivery of oral health care to the citizens of Louisiana, do hereby declare the association's support for the program and such initiatives as may aid it in accomplishing its mission.

FINANCIAL IMPLICATION: – \$0 –

(LDA Board of Directors Meeting Minutes – April 11, 2015, page 12.)

RESOLUTION #6. *(Passed as amended.)*

ADOPTED

RESOLVED, to approve the Council on Insurance resolutions adopted at their September 4, 2015, meeting and authorize the LDA's executive director and secretary-treasurer to make the recommended monetary transactions to complete the MEWA once development of the plan has progressed to the point that, to the fullest extent that such things can be completed prior to expending funds to set up reserves and deposits:

- Specific plan provisions for medical underwriting, premium rate and re-insurance have been approved by an actuary.
- All legal requirements for agreements, trust documents, ERISA filings and similar that have to be completed have been.
- Plan participation agreements have been signed by enough members to meet both legal and actuarial requirements for the plan to be financially viable.
- An actuary has determined that, based on the above and any other relevant factors, the plan is financially viable and there are no significant vulnerabilities that should cause concern for the association or plan participants.

FINANCIAL IMPLICATION: – \$165,000–180,000 –

(LDA Board of Directors Meeting Minutes – September 11, 2015.)

RESOLUTION #7. *(Passed as amended.)*

RESOLVED, that Chapter I, Section 50, Subsection J of the *Bylaws of the Louisiana Dental Association* be amended as follows:

Loss of Membership and Reinstatement

a. [No changes]

b. Reinstatement of active, life, retired or student membership may be secured on payment of all dues and/or assessments of this Association for the ~~entire period of lapsed current~~ year by a former active member in accordance with Chapter I, Section 50A, by a former life member in accordance with Chapter I, Section 50-B (a), by a former retired member in accordance with Chapter I, Section 50-C, and by a former student member in accordance with Chapter I, Section 50-D, and on compliance by a former active, life or retired member with the pertinent bylaws and regulations of the component society involved.

Note: Changes to existing text are highlighted. New language is also underlined; language to be deleted is ~~struck through~~.

FINANCIAL IMPLICATION: - \$0 –

(Note: Financial implication is calculated for the current budget year only. Accordingly, it is estimated that the number of reinstatements that will occur in 2016 due to the bylaws change that would not have otherwise occurred will roughly equal the number amount of back dues no longer being recovered. However, as this change IS expected to lead to a small increase in members, it should have a positive financial impact over time.)

(LDA Board of Directors Meeting Minutes – April 11, 2015)

RESOLUTION #8. *(Passed.)*

ADOPTED

RESOLVED, that the 2016 LDA Operating Budget is approved as presented.

FINANCIAL IMPLICATION: – \$822,857.04 –

(LDA Board of Directors Meeting Minutes – January 8, 2016, page 9.)

NEW BUSINESS

No new business.

ANNOUNCEMENTS

The Speaker announced that the LDA board of directors will convene their quarterly meeting in twenty minutes in meeting room Blaine Kern Ballrooms A & B.

Dr. Ortego asked delegates to return their name badges to the LDA registration desk for use at the next meeting.

The Speaker thanked the delegates for their participation.

Dr. Maria Burmaster announced the results of the LaMOM Component Challenge.

- Acadiana- 0%
- Bayou- 0%
- Central- 75%
- GBR- 100%
- North East- 20%
- North West- 14%
- North Lake- 50%
- NODA- 62%
- South West- 0%

ADJOURNMENT

Dr. Troy Babb, Central first time delegate, made a motion to adjourn.

ADOPTED

RESOLVED, to adjourn the 2016 LDA House of Delegates; meeting adjourned at 11:20 a.m.



Approved: _____
Dr. Daniel A. Weaver, LDA Secretary/Treasurer

Date