



STATE OF IOWA

IOWA DENTAL BOARD

CHESTER J. CULVER, GOVERNOR
PATTY JUDGE, LT. GOVERNOR

MELANIE JOHNSON, J.D.
EXECUTIVE DIRECTOR

October 18, 2010

Mr. Charlie Smithson
Executive Director and Legal Counsel
Iowa Ethics and Campaign Disclosure Board
501 E. 12th Street, Suite 1A
Des Moines, IA 50319

Dear Mr. Smithson:

In accordance with Iowa Code section 68B.4, the Iowa Dental Board recently granted consent for members of the Board to sell or lease goods and services as follows:

1. Members of the Board may sell or lease goods or services to any individual, association or corporation regulated by any division within the Department, other than the Board on which that official serves. This consent is granted because such sale or lease of goods or services does not affect the Board member's duties or functions on the Board.
2. Members of the Board may sell or lease goods or services to any individual, association, or corporation regulated by the Board if those goods or services are routinely provided to the public as part of that person's regular professional practice. This consent is granted because the sale or lease of such goods or services does not affect the Board member's duties or functions on the Board. In the event a complaint is filed with the Board concerning the services or goods provided by a Board member to any member of the public, the Board member is prohibited from participating in a decision by the Board in that case. See, for example, Code of Administrative Judicial Conduct, 11 IAC 10.29(3)(b).
3. Individual application and approval are not required for the sales or leases authorized by this Consent unless there are unique facts surrounding a particular sale or lease that would cause the sale or lease to affect the seller's or lessor's duties or functions on the Board, would give the buyer or lessee an advantage in dealing with the Board, or would otherwise present a conflict of interest as defined in Iowa Code section 68B.2A or the common law.

4. Individual application and approval, when required, shall conform to the procedures and guidelines outlined in 351 IAC 6.11

Attached is a copy of the "Consent to Sales and Leases of Goods and Services" resolution adopted by the Iowa Dental Board on October 14, 2010 and signed by the Chair of the Board.

If you have any questions about this resolution, please contact me.

Sincerely,

A handwritten signature in cursive script that reads "Melanie Johnson".

Melanie Johnson, J.D.
Executive Director

Enclosure

CONSENT TO SALES AND LEASES OF GOODS AND SERVICES

The Iowa Dental Board (Board) is established in Iowa Code sections 147.13. The Board is comprised of nine members appointed by the Governor . The Board regulates the practice of dentists, dental hygienists and dental assistants. For organizational, administrative and budgetary purposes only the Board is part of the Iowa Department of Public Health (Department). Pursuant to Iowa Code section 68B.4, Board members shall not sell or lease, either directly or indirectly, any goods or services to individuals, associations, or corporations that are subject to the regulatory authority of the Board except as authorized by Iowa Code section 68B.4 and the administrative rules adopted by the Iowa Ethics and Campaign Disclosure Board at 351 Iowa Administrative Code (IAC) 6.11.

On the 14th day of October, 2010, the Board granted consent for members of the Board to sell or lease goods and services as follows:

1. Members of the Board may sell or lease goods or services to any individual, association or corporation regulated by any division within the Department, other than the Board on which that official serves. This consent is granted because such sale or lease of goods or services does not affect the Board member's duties or functions on the Board.
2. Members of the Board may sell or lease goods or services to any individual, association, or corporation regulated by the Board if those goods or services are routinely provided to the public as part of that person's regular professional practice. This consent is granted because the sale or lease of such goods or services does not affect the Board member's duties or functions on the Board. In the event a complaint is filed with the Board concerning the services or goods provided by a Board member to any member of the public, the Board member is prohibited from participating in a decision by the Board in that case. See, for example, Code of Administrative Judicial Conduct, 11 IAC 10.29(3)(b).
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4. Individual application and approval, when required, shall conform to the procedures and guidelines outlined in 351 IAC 6.11

For the Iowa Dental Board:

By:



Gary Roth, D.D.S., Chairperson of the Iowa Dental Board