

**GEORGIA BOARD OF DENTISTRY**  
**Board Meeting**  
**2 Peachtree St., N.W., 6<sup>th</sup> Floor**  
**Atlanta, GA 30303**  
**February 7, 2020**  
**10:00 a.m.**

**The following Board members were present:**

Dr. Greg Goggans, President  
Dr. Tracy Gay, Vice-President  
Dr. Richard Bennett  
Dr. Michael Knight  
Dr. Ami Patel  
Mr. Mark Scheinfeld  
Dr. Debra Wilson  
Dr. Bert Yeargan

**Staff present:**

Tanja Battle, Executive Director  
Eric Lacefield, Deputy Director  
Max Changus, Assistant Attorney General  
Kirsten Daughdril, Senior Assistant Attorney General  
Kimberly Emm, Attorney  
Brandi Howell, Business Support Analyst I

**Visitors:**

Kendra McKune, GDHA  
Shannen Dalton  
Dixianne Parker, GOHC  
Randy Kluender, Georgia School of Orthodontics  
Scott Lofranco, GDA  
Lauren Pollow, PDS  
John Watson, ADSO  
Shayna Overfelt, CDCA  
Dr. Kim Turner, FC BOH  
Emily Yona, GDA  
James E. Barron, GDS  
Hannah Weiss, Smile Direct Club  
Ashton Blackwood, Augusta University  
Kevin Frazier, Augusta University

**Open Session**

Dr. Goggans established that a quorum was present and called the meeting to order at 10:30 a.m.

**Introduction of Visitors**

Dr. Goggans welcomed the visitors.

**Approval of Minutes**

Mr. Scheinfeld made a motion to approve the Public and Executive Session minutes for the January 10, 2020 meeting. Dr. Bennett seconded and the Board voted unanimously in favor of the motion.

**Report of Licenses Issued**

Dr. Yeargan made a motion to ratify the list of licenses issued. Dr. Wilson seconded and the Board voted unanimously in favor of the motion.

**Rule Variance Petition from Tyrous D. Ward**

Dr. Gay made a motion to deny the rule variance petition. Dr. Yeargan seconded the motion. Discussion was held by Mr. Changus, who commented that in response to Dr. Ward's correspondence at the January

meeting, the Board suggested Dr. Ward submit a rule petition in light of the discussions the Board has had regarding examinations. Dr. Gay responded by stating that the Board is evaluating other exams, but as the current rule applies, the Board would have to grant the petition and that could open it up for more. Mr. Changus stated that Dr. Ward's petition describes a substantial hardship but asked if it was unique as is required. Dr. Bennett commented that Dr. Ward is at a training program that would offer the exam twice. Dr. Gay added that in that program Dr. Ward would have better access to patients than most people do. With no further discussion held, the motion passed.

### **General – Dr. Greg Goggans**

Dr. Goggans asked GDA to discuss any proposed bills. Mr. Lofranco responded by stating one bill being proposed is to address the volunteer licensure issue. He stated that GDA previously proposed this request to the Board and the Board's legal counsel stated there was no statutory authority for the proposed changes. Mr. Lofranco stated that the language proposed in legislature is essentially the same. He stated that the license itself would be a five-day license. Mr. Lofranco stated that, in previous discussions they proposed the license be for three days, but another group wanted ten days, so compromised with five. For dental faculty, it can be for non-consecutive days where for everyone else it would be consecutive. Mr. Lofranco continued by stating the license would only be valid for six months. Mr. Lofranco stated that the bill also addressed some concerns the Dental College of Georgia had regarding the use of live patients. He stated that there is a limitation on live patient continuing education courses to help them get the training for their students. He stated that the Board still has control as to whether or not to grant the license.

Mr. Lofranco reported there are two licensure bills out there. He stated that one is a House Bill which would allow for any resident of Georgia, or spouse of military member or transitioning service member, to be eligible for expedited licensure. He stated the other bill is on the Senate side regarding expedited licensure by endorsement.

Mr. Lofranco discussed Surprise Billing. He stated that Surprise Billing will be one of the biggest issues to come out of healthcare. He explained that typically in an emergency or non-emergent setting, the patient goes into the hospital and receives care from a doctor he/she thought was in their network, but there are other physicians not in the network that treated the patient and he/she ends up paying a large out of network bill. He stated that bankruptcies due to unpaid medical bills is one of the largest issues currently. Mr. Lofranco stated that Representative Lee Hawkins is carrying the bill on the House side and Senator Chuck Hufstetler is carrying the bill on the Senate side.

Dr. Goggans asked if any other associations had any items to discuss. There were none.

### **Exam Review Committee – Dr. Richard Bennett**

Dr. Bennett reported that there has been a lot of talk recently regarding the clinical exam requirement. He stated that currently, Georgia is a CRDTS member state. He stated that the Board has had several testing agencies come and provide information about their particular exams. Dr. Bennett stated that one of the concerns this Board has is for the students. He stated that currently, most of the clinical exam is integrated into the curriculum. He added that a student has the opportunity to learn different criteria and perform those in a testing environment. Dr. Bennett stated that if the student is unsuccessful, he/she has the opportunity to remediate at that school. He stated that one concern is the availability for the student to retest either in the integrated format, or at the Dental College of Georgia where they have one time to attempt in May. He explained that if the student is unsuccessful, there is an extended period the candidate would have to wait to reattempt that. He stated it is important to get students to work so they can be successful tax paying citizens. Dr. Bennett stated that this committee was charged with bringing back recommendations on a clinical exam. Dr. Bennett recommends the Board needs to move forward for the students to have additional opportunities. Dr. Bennett made a motion for the Board to amend its rule to continue to accept CRDTS, and start accepting ADEX as administered by a testing agency to be approved

by the Board. Dr. Yeargan seconded. Discussion by Mr. Scheinfeld was held. Mr. Scheinfeld asked if this motion includes CITA. Dr. Bennett affirmed the motion does include CITA. With no further discussion, the motion passed.

### **Executive Director's Report – Ms. Tanja Battle**

No report.

### **Attorney General's Report – Mr. Max Changus**

No report.

### **Legal Services – Ms. Kimberly Emm**

No report.

### **Miscellaneous**

IC Peer Reviewer: Discussion was held regarding a curriculum vitae submitted by Dr. Kenneth Sellers, Jr., that was considered by the Board at its January meeting. Dr. Bennett commented that he submitted Dr. Sellers' name to the Board for consideration. He stated that he would like to withdraw that submission as Dr. Sellers does not currently qualify as an expert witness. Mr. Scheinfeld added that the name is being withdrawn due to the length of time Dr. Sellers has been practicing his specialty. He added that O.C.G.A. § 24-7-702 requires an expert witness to be in active practice in the area of his/her specialty for at least three of the last five years.

### **Rules**

**Rule 150-3-.09 Continuing Education for Dentists:** Mr. Lofranco discussed GDA's proposed amendments to Rule 150-3-.09 Continuing Education for Dentists. Mr. Lofranco stated that as part of the remediation process for a licensee who may have been under investigation is to take the Law, Ethics and Professionalism (LEAP) course. He stated that GDA is finding that when they teach these courses, some of the follow up questions are alarming. He explained that the law and rules are constantly evolving and GDA feels it is important to protect the citizens and patients of Georgia. Mr. Lofranco asked that similar to the required opioid course, if the Board would consider including one hour on legal ethics, which also encompasses risk management. He stated that hopefully in doing it will reduce the amount of complaints received. Mr. Scheinfeld asked if GDA was proposing to deliver that seminar and if there would be an additional cost to the licensee. Mr. Lofranco responded by stating it would be a continuing education course that would be under the approved organizations listed under the Board's existing rules. Dr. Goggans commented that an opioid course was held at the annual GDA meeting. Mr. Lofranco commented that this is just an opportunity to keep people informed. Dr. Goggans commented that he thought it was a great idea. Dr. Wilson asked if it would be a one-hour course. Mr. Lofranco affirmed that it would be a minimum of one-hour credit. Ms. Emm commented that the Board is currently amending this rule to remove "2019" from section (3)(d). Dr. Goggans stated that if the Board was in agreement, it could add the changes proposed by GDA and vote to post at the same time. Dr. Patel asked if this would be an additional required course? The Board confirmed it would be an additional required course. Mr. Lofranco stated that they would like to take the stigma away from the LEAP course. He stated it is just a course to make sure the person is aware of the law and rules. Mr. Lofranco added that it would make the licensee a more effective provider. Dr. Bennett agreed and commented that he thinks it is a great idea to have an additional guideline for dentist as things are constantly changing. He stated that every month the Board receives complaints. He added that ignorance is not an excuse. Dr. Bennett made a motion to amend and post Rule 150-3-.09 with GDA's proposed language. Dr. Gay seconded. Discussion was held by Ms. Battle who stated that the Board will need to review the amended rule with the proposed changes prior to voting to post it. She further stated that if the Board wants to make the LEAP requirement it would need to allow for ample time for licensees to learn about the requirement and meet it. With no further discussion held, the motion passed.

Dr. Richard Bennett made a motion and Dr. Tracy Gay seconded and the Board voted to enter into **Executive Session** in accordance with O.C.G.A. §43-1-19(h)(2), §43-11-47(h) and §43-1-2(k) to deliberate and receive information on applications, investigative reports, and the Assistant Attorney General's report. Voting in favor of the motion were those present who included Dr. Richard Bennett, Dr. Tracy Gay, Dr. Greg Goggans, Dr. Michael Knight, Dr. Ami Patel, Mr. Mark Scheinfeld, Dr. Debra Wilson and Dr. Bert Yeargan.

## **Executive Session**

### **Appearance**

- S.M.D.

### **Licensure Overview Committee Appointments/Discussion Cases**

- N.A.W.
- C.E.B.
- W.Y.H.Y.
- K.H.P.
- C.C.C.
- J.H.P.
- K.G.D.
- V.W.G.
- M.R.J.
- M.D.B.
- D.J.B.
- G.A.M.
- J.H.J.
- T.A.C.
- S.B.A.

### **Applications**

- H.M.J.
- E.P.M.
- D.M.L.
- K.L.L.
- E.K.I.
- R.K.C.
- J.Y.P.L.
- R.L.S.
- S.C.O.

### **Correspondences**

- L.M.D.
- H.R.C.
- K.A.

### **Investigative Committee Report – Dr. Bert Yeargan**

Report presented:

- DENT150055

- DENT160081
- DENT180189
- DENT180310
- DENT180322
- DENT180171
- DENT180349
- DENT180392
- DENT190001
- DENT190011
- DENT190029
- DENT190125
- DENT190399
- DENT150401
- DENT160494
- DENT190499
- DETN170135
- DENT190033
- DENT190137
- DENT190275
- DENT190320
- DENT190324
- DENT200015
- DENT200080
- DENT200121
- DENT200123
- DENT200132
- DENT200135
- DENT200139
- DENT200141
- DENT200142
- DENT200146
- DENT200163
- DENT200167
- DENT200171
- DENT200172
- DENT200174
- DENT200180
- DENT200211
- DENT160529
- DENT190053
- DENT200069
- DENT200159
- DENT200209
- DENT200215
- DENT200253
- DENT200292

**Executive Director’s Report – Ms. Tanja Battle**

- R.S.

**Attorney General’s Report – Mr. Max Changus**

Mr. Changus discussed the following case:

- DENT160379

Mr. Changus provided an update on pending litigation.

**Legal Services – Ms. Kimberly Emm**

- DENT190256

No votes were taken in Executive Session. Dr. Goggans declared the meeting back in Open Session.

**Open Session**

Dr. Bennett made a motion to approve all recommendations based on deliberations made in Executive Session:

**Licensure Overview Committee Appointments/Discussion Cases**

- |            |                                |  |
|------------|--------------------------------|--|
| • N.A.W.   | Renewal Pending                | Approved for renewal   |
| • C.E.B.   | Renewal Pending                | Approved pending receipt of additional information                                     |
| • W.Y.H.Y. | Renewal Pending                | Renew with letter stating the Board has not concluded its consideration of the matter. |
| • K.H.P.   | Renewal Pending                | Refer to the Department of Law   |
| • C.C.C.   | Renewal Pending                | Table pending receipt of additional information  |
| • J.H.P.   | Renewal Pending                | Table pending receipt of additional information  |
| • K.G.D.   | Request to terminate probation | Approved request effective March 15, 2020  |
| • V.W.G.   | Request to terminate probation | Table pending receipt of additional information  |
| • M.R.J.   | Request to terminate probation | Approved request   |
| • M.D.B.   | Renewal Pending                | Refer to Legal Services  |
| • D.J.B.   | Renewal Pending                | Table pending receipt of additional information  |
| • G.A.M.   | Renewal Pending                | Refer to the Department of Law   |
| • J.H.J.   | Renewal Pending                | Table pending receipt of additional information  |
| • T.A.C.   | Renewal Pending                | Approved for renewal   |
| • S.B.A.   | Dental Credentials Application | Approved application   |

**Applications**

- |          |  |                     |
|----------|--|---------------------|
| • H.M.J. | Dental Credentials Application         | Denied application  |
| • E.P.M. | Dental Credentials Application         | Denied application  |
| • D.M.L. | Moderate Parenteral Conscious Sedation | Approved evaluation |

- K.L.L. Moderate Parenteral Conscious Sedation Approved evaluation
- E.K.I. Moderate Enteral Conscious Sedation Table pending receipt of additional information
- R.K.C. Moderate Parenteral Conscious Sedation Approved for provisional permit
- J.Y.P.L. General Anesthesia Applicant Approved for provisional permit
- R.L.S. Dental Reinstatement Applicant Approved pending receipt of additional information
- S.C.O. Dental Reinstatement Applicant Table pending receipt of additional information

### Correspondences

- L.M.D. Request for extension Approved request
- H.R.C. Request for waiver of application fee Approved request
- K.A. Inquiry regarding licensure by credentials Board directed staff to respond by stating the individual does not qualify for licensure by credentials based on the information provided.

### Investigative Committee Report – Dr. Bert Yeargan

Report presented:

Complaint Number	Allegations	Recommendation
DENT150055	Quality of Care/Substandard Practice	Close with No Action
DENT160081	Quality of Care/Substandard Practice	Close with No Action
DENT180189	Quality of Care/Substandard Practice	Close with No Action
DENT180310	Quality of Care/Substandard Practice	Close with No Action
DENT180322	Quality of Care/Substandard Practice	Close with No Action
DENT180171	Quality of Care/Substandard Practice	Close with No Action
DENT180349	Quality of Care/Substandard Practice	Close with No Action
DENT180392	Quality of Care/Substandard Practice	Close with Letter of Concern
DENT190001	Quality of Care/Substandard Practice	Refer to the Department of Law
DENT190011	Unlicensed Practice	Close with Letter of Concern
DENT190029	Quality of Care/Substandard Practice	Close with No Action Refer to Legal Services
DENT190125	Quality of Care/Substandard Practice	Refer to Legal Services
DENT190399	Quality of Care/Substandard Practice	Close with Letter of Concern
DENT150401	Quality of Care/Substandard Practice	Close with Letter of Concern
DENT160494	Quality of Care/Substandard Practice	Re-Refer to Dept. of Law
DENT190499	Self Report	Close with No Action
DETN170135	Unlicensed Practice	Close with No Action
DENT190033	Quality of Care/Substandard Practice	Close with No Action
DENT190137	Quality of Care/Substandard Practice	Close with No Action
DENT190275	Quality of Care/Substandard Practice	Close with No Action
DENT190320	Quality of Care/Substandard Practice	Close with No Action
DENT190324	Quality of Care/Substandard Practice	Close with No Action
DENT200015	Quality of Care/Substandard Practice	Close with No Action
DENT200080	Unlicensed Practice	Close with No Action
DENT200121	Quality of Care/Substandard Practice	Close with No Action
DENT200123	Quality of Care/Substandard Practice	Close with No Action

DENT200132	Quality of Care/Substandard Practice	Close with No Action
DENT200135	Quality of Care/Substandard Practice	Close with Letter of Concern
DENT200139	Quality of Care/Substandard Practice	Close with Letter of Concern
DENT200141	Quality of Care/Substandard Practice	Close with No Action
DENT200142	Quality of Care/Substandard Practice	Close with No Action
DENT200146	Quality of Care/Substandard Practice	Close with No Action
DENT200163	Billing	Close with No Action
DENT200167	Records Release	Close with No Action
DENT200171	Quality of Care/Substandard Practice	Close with Letter of Concern
DENT200172	Quality of Care/Substandard Practice	Close with No Action
DENT200174	Quality of Care/Substandard Practice	Close with No Action
DENT200180	Quality of Care/Substandard Practice	Close with No Action
DENT200211	Quality of Care/Substandard Practice	Close with No Action
DENT160529	Quality of Care/Substandard Practice	Re-Refer to Dept. of Law
DENT190053	Unlicensed Practice	Release Investigative File to Local PD
DENT200069	Unlicensed Practice	Release Investigative File to Local PD
DENT200159	Unlicensed Practice	Serve Voluntary Cease & Desist
DENT200209	Unlicensed Practice	Serve Subpoena
		Serve Voluntary Cease & Desist once identified
		Refer to Consumer Protection Division
DENT200215	Unlicensed Practice	Serve Voluntary Cease & Desist
DENT200253	Unlicensed Practice	Serve Subpoena
		Serve Voluntary Cease & Desist once identified
		Refer to Consumer Protection Division
DENT200292	Unlicensed Practice	Serve Subpoena
		Serve Voluntary Cease & Desist once identified
		Refer to Consumer Protection Division

**Executive Director’s Report – Ms. Tanja Battle**

- R.S. Inquiry regarding licensure by credentials Board directed staff to respond by stating the military exemption does not apply in this circumstance.

**Attorney General’s Report – Mr. Max Changus**

Mr. Changus discussed the following case:

- DENT160379 Rescind referral and issue mitigating circumstances letter

Mr. Changus provided an update on pending litigation.

**Legal Services – Ms. Kimberly Emm**

- DENT190256 Refund request Denied request

Dr. Patel seconded and the Board voted unanimously in favor of the motion.

## Miscellaneous

**Rule 150-3-.09 Continuing Education for Dentists:** Dr. Goggans stated that the proposed rule changes were available on Sharepoint for the Board to review. After reviewing, Dr. Bennett made a motion to post Rule 150-3-.09 Continuing Education for Dentists. Dr. Yeorgan seconded and the Board voted unanimously in favor of the motion.

### Rule 150-3-.09. Continuing Education for Dentists

(1) Dentists licensed to practice in the state of Georgia shall maintain and furnish to the Board, upon request, official documentation of having completed a minimum of forty (40) hours of continuing education during each biennium. Official documentation shall be defined as documentation from an approved provider that verifies a licensee's attendance at a particular continuing education course. Official documentation of course attendance must be maintained by a dentist for at least three (3) years following the end of the biennium during which the course as taken.

(a) Compliance with all continuing education requirements is a condition for license renewal. Failure to complete all hours of mandatory continuing education shall serve as grounds to deny the renewal of a license and may also result in disciplinary action being taken against a licensee.

(b) Upon its own motion, the Board may at any time randomly select a percentage of actively licenses dentists for the purpose of auditing their compliance with the continuing education requirements of the Board. Those licensees selected for an audit shall submit official documentation of their compliance within thirty (30) days of receipt of the audit letter. Failure to respond to an audit request in a timely manner shall be grounds for disciplinary action against a licensee.

(c) The continuing education requirements shall not apply to dentists whose licenses are on inactive status.

(d) The continuing education requirements shall apply within the first biennium that a dentist is licensed in Georgia. However, in order to meet the continuing education requirements during the first biennium, a newly licensed dentist may submit as their continuing education hours proof of dental coursework taken within the previous two (2) years of the date of the renewal application from a university or other institution accredited by the Commission on Dental Accreditation of the American Dental Association, or its successor agency. Following the first biennium that a dentist is licensed in Georgia such licensees shall comply with the continuing education requirements set forth in Rule 150-3-.09(2) and (3).

(e) The continuing education requirements for dentists holding volunteer licenses may be satisfied by compliance with this rule, or they may alternatively be satisfied by compliance with Rule 150-3-.10.

(2) Coursework, including home study courses, sponsored or approved by the following recognized organizations will be accepted:

(a) American Dental Association/American Dental Hygienists association, and their affiliate associations and societies;

(b) Academy of General Dentistry;

(c) National Dental Association and its affiliate societies;

(d) Colleges, and universities and institutions with programs in dentistry and dental hygiene that are accredited by the Commission on Dental Accreditation of the American Dental Association when the professional continuing education course is held under the auspices of the school of dentistry or school of dental hygiene;

(e) CPR courses offered by the American Red Cross, the American Heart Association, the American Safety and Health Institute, the National Safety Council, EMS Safety Services, or other such agencies approved by the Board.

(f) National and State Associations and/or societies of all specialties in dentistry recognized under Georgia law;

(g) Veterans Administration Dental Department;

(h) Armed Forces Dental Department;

(i) Georgia Department of Public Health;

(j) American Medical Association, the National Medical Association and its affiliate associations and societies;

(k) Hospitals accredited by the Joint Commission on Accreditation of Hospital Organizations (JCAHO).

(3) Course content:

(a) All courses must reflect the professional needs of the dentist in providing quality dental health care to the public;

(b) At least thirty (30) hours of the minimum requirement shall be clinical courses in the actual delivery of dental services to the patient or to the community;

(c) Four (4) credit hours for successful completion of the CPR course required by Georgia law may be used to satisfy continuing education requirements per renewal period;

(d) ~~Effective for the 2019 renewal year, one (1) hour of the minimum requirement shall include the impact of opioid abuse, and/or the proper prescription writing, and/or the use of opioids in dental practice;~~

(e) Effective for the 2021 renewal year and all subsequent license renewal periods thereafter, one (1) hour of the minimum requirement shall include legal ethics and professionalism in the practice of dentistry, which shall include but not be limited to legislative updates/changes to the Georgia Dental Practice Act and Georgia Board of Dentistry Rules, Policies, and Advisory Opinions/Rulings; professional conduct/ethics; proper billing practices; professional liability; and risk management.

(ef) Up to fifteen (15) hours of continuing education per year may be obtained by assisting the Board with administering the clinical licensing examination. These hours shall be approved by the Continuing Education Committee of the Georgia Board of Dentistry and need not be sponsored by any agency listed in 150-3-.09 (2);

(fg) Eight (8) hours per biennium may be obtained by assisting the board with investigations of licensees. This may include consultant review on behalf of the Georgia Board of Dentistry and peer reviews completed by committees of the Georgia Dental Association but shall be limited to two (2) hours for each case reviewed. These hours shall be approved by the Continuing Education Committee of the Georgia Board of Dentistry and need not be sponsored by any agency listed in 150-3-.09 (2);

(gh) Up to ten (10) hours of continuing education per year may be obtained by teaching clinical dentistry or dental hygiene at any ADA-approved educational facility. These hours shall be awarded in writing by the course director at the facility and approved by the Continuing Education Committee of the Georgia Board of Dentistry;

(hi) Up to ten (10) hours of continuing education per biennium may be obtained by providing, uncompensated dental care at a public agency or institution, not for profit agency, not for profit institution, nonprofit corporation, ~~or not for profit association,~~ or through a program established by a not for profit or non-profit agency, institution, corporation, or association, that has been approved by the Georgia Board of Dentistry, which provides dentistry services to indigent patients;

(ij) Up to twenty (20) hours of continuing education per biennium may be obtained by members of the Georgia Board of Dentistry for member service, where one continuing education hour is credited for each five hours of Board service provided.

(4) Criteria for receiving credit for attending an approved continuing education course:

(a) Credit hours are not retroactive or cumulative. All credit hours must be received during the two (2) year period to which they are applied;

(b) One credit hour for each hour of course attendance will be allowed;

(c) Only twelve hours of credit will be accepted per calendar day;

(d) Effective January 1, 2008, at least twenty (20) of the required forty (40) hours of credit must be acquired in person at an on-site course or seminar; you are not allowed to acquire all CE hours through on-line courses, electronic means, journal studies, etc.

(5) Criteria for receiving credit for teaching an approved continuing education course:

(a) Credit hours for teaching an approved course must be obtained and used during the biennium that the approved course is taught;

(b) A dentist who teaches an approved continuing education course is eligible to receive two (2) credit hours for each hour of course work that he or she presents at a particular course. Credit will be given for teaching a particular course on one occasion. A maximum of ten (10) credit hours per biennium may be obtained by a dentist by whom an approved continuing education course is taught;

- (c) Only continuing education courses sponsored by organizations designated in Rule 150-3.09(2) will be considered for credit pursuant to this subsection of the rule.
- (d) In the event that an audit is conducted of the continuing education hours of a dentist who has taught a course approved by a recognized organization, the following information shall be required to document the dentist's role in presenting a continuing education course:
- (i) Documentation from an approved provider verifying that the dentist presented an approved continuing education course;
  - (ii) Documentation from an approved provider reflecting the content of the course;
  - (iii) Documentation from an approved provider specifying the list of materials used as a part of the course;
- and
- (iv) Documentation from an approved provider verifying the hours earned and the dates and times that the course in question was given.
- (e) In the event that an approved continuing education course is taught by more than one dentist, continuing education credit will be given for those portions of coursework for which the dentist is directly involved and primarily responsible for the preparation and presentation thereof. Continuing education credit will not be available to a dentist whose participation in preparing and presenting an approved course is not readily identifiable.
- (6) Criteria for receiving credit for providing uncompensated indigent dental care.
- (a) Up to ten (10) hours of continuing education per biennium may be obtained by providing, uncompensated dental care at a public agency or institution, not for profit agency, not for profit institution, nonprofit corporation, ~~or not for profit association,~~ or through a program established by a not for profit or non-profit agency, institution, corporation, or association, that has been approved by the Georgia Board of Dentistry, which provides dentistry services to indigent patients.
- (b) Dentists may receive one hour of continuing education for every four hours of indigent dental care the dentist provides, up to ten (10) hours. Such continuing education credits will be applied toward the dentist's clinical courses.
- (c) All credit hours must be received during the two (2) year renewal period;
- (d) All appropriate medical/dental records must be kept;
- (e) Dentists shall at all times be required to meet the minimal standards of acceptable and prevailing dental practice in Georgia;
- (f) The Board shall have the right to request the following:
1. Documentation from the organization indicating that the dentist provided the dental services;
  2. Documentation from the organization that it provided medical and/or dental services to the indigent and/or those making up the underserved populations;
  3. Notarized verifications from the organization documenting the dentist's agreement not to receive compensation for the services provided;
  4. Documentation from the organization detailing the actual number of hours spent providing said services;
- and
5. Documentation from the dentist and/or organization verifying the services provided.
- (7) Effective January 1, 2012, dentists may receive continuing education credit for dental coursework taken during a residency program from a university or other institution accredited by the Commission on Dental Accreditation of the American Dental Association. Such coursework must have been taken during the current license renewal period.
- (1) Submission of a copy of the certificate of completion of program showing dates of completion is sufficient proof of coursework.
  - (2) One (1) credit hour equals one (1) continuing education credit.

A motion was made by Dr. Bennett, seconded by Dr. Gay, and the Board voted that the formulation and adoption of this rule amendment does not impose excessive regulatory cost on any licensee and any cost to comply with the rule amendment cannot be reduced by a less expensive alternative that fully accomplishes the objectives of the relevant code sections.

In the same motion, Board also voted that it is not legal or feasible to meet the objectives of the relevant code sections to adopt or implement differing actions for businesses as listed at O.C.G.A § 50-13-4(a)(3)(A), (B), (C) and (D). The formulation and adoption of this rule amendment will impact every licensee in the same manner, and each licensee is independently licensed, owned and operated and dominant in the field of dentistry.

**Rule Waiver Petition from Shannen Dalton:** Mr. Scheinfeld made a motion to overturn the denial of Dr. Dalton's rule petition on the basis that she has demonstrated evidence of a substantial hardship due to the cancellation of the August 2019 CRDTS examination that she was signed up for and her military obligations preventing her from retaking said examination this year. Dr. Wilson seconded and the Board voted in favor of the motion, with the exception of Dr. Bennett who opposed.

**Application for S.D.:** Mr. Scheinfeld made a motion to approve the application for licensure by examination for S.D. Dr. Yeargan seconded and the Board voted in favor of the motion, with the exception of Dr. Bennett, who opposed.

With no further business, the Board meeting adjourned at 12:16 p.m.

The next scheduled meeting of the Georgia Board of Dentistry will be held on Friday, March 13, 2020, at 10:00 a.m. at the Department of Community Health's office located at 2 Peachtree Street, N.W., 6th Floor, Atlanta, GA 30303.

Minutes recorded by Brandi Howell, Business Support Analyst I  
Minutes edited by Tanja D. Battle, Executive Director