

**GEORGIA BOARD OF DENTISTRY**  
**Board Meeting**  
**The Dental College of Georgia at Augusta University**  
**1430 John Wesley Gilbert Drive**  
**Augusta, GA 30912**  
**Room 5002**  
**October 11, 2019**  
**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. Glenn Maron  
Mr. Mark Scheinfeld  
Dr. Brent Stiehl  
Dr. Bert Yeargan

**Staff present:**

Tanja Battle, Executive Director  
Max Changus, Assistant Attorney General  
Kimberly Emm, Attorney  
Brandi Howell, Business Support Analyst I

**Visitors:**

Carol Lefebvre, Dental College of Georgia  
Cynthia Hughes, AU Dental Hygiene  
John Watson, ADSO  
Kim Turner, Fulton County Board of Health  
Scott Lofranco, GDA  
Scott Maxwell, DOCS Education  
Margie Miller, AU/DCG  
Alan Furness, Dental College of Georgia  
Charles Craig, GDHA

**Open Session**

Dr. Goggans established that a quorum was present and called the meeting to order at 10:00 a.m.

**Introduction of Visitors**

Dr. Goggans welcomed the visitors and thanked The Dental College of Georgia for hosting this month's board meeting.

**Welcome from Dean Dr. Carol Lefebvre**

Dr. Lefebvre welcomed the Board. She presented a powerpoint presentation to the Board regarding the Augusta University Dental College of Georgia, including student demographics, expenses and advanced education programs.

**Approval of Minutes**

Dr. Yeargan made a motion to approve the Public and Executive Session minutes for the September 20, 2019 meeting. Dr. Stiehl 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. Bennett seconded and the Board voted unanimously in favor of the motion.

### **Rule Variance Petition from Dr. Mackenzie H. Craik**

Dr. Gay made a motion to deny the rule variance petition. Dr. Stiehl seconded and the Board voted unanimously in favor of the motion.

### **Correspondence from Sara J. Snyder**

The Board considered this correspondence regarding Class 3B Photobiomodulation. The Board directed staff to respond by stating that it has previously discussed the use of different treatment modalities as the practice is evolving. However, at this time, the Board does not have any additional information to provide other than what is currently contained in the board rules.

### **Correspondence from Dr. Sherin Took, Director, CODA**

The Board considered this correspondence regarding state participation in the Commission on Dental Accreditation 2020 on-site evaluations. The Board recommended sending Ms. Bynum to conduct the site visit, if available.

### **Correspondence from Pam Cushenan**

The Board considered this correspondence from Ms. Cushenan requesting the Board include periodontal maintenance in addition to oral prophylaxis as a listed dental hygiene service under general supervision. Dr. Goggans stated the Board has previously had discussions on this issue. Dr. Goggans asked if this was a proposed rule. Ms. Emm stated that the Board previously held discussion, for clarification, on general supervision of dental hygienists mentioned in Rule 150-5-.03. She added that there was no actual amendment to the rule proposed. Dr. Bennett commented that obviously anytime something is mandated by the legislature it takes a while to fully understand in clinical practice how that may affect the delivery of services in practice. He stated that he thinks this Board did a good job on the rule that was passed; however, Dr. Bennett stated that he thinks this rule has been in effect long enough and the Board may want to revisit the rule to see if anything needs to be modified. Dr. Bennett stated that there are new members of the Board and suggested recirculating the current rule and law for discussion at the Board's next meeting. Dr. Goggans asked if it would be the Board's will to hear testimony? The Board agreed. Dr. Goggans asked the Board members to review the law and rule and be prepared to discuss it at the November meeting. Dr. Bennett asked if Mr. Changus had any hesitation on the matter. Mr. Changus responded by stating that the rule Ms. Emm cited comes from O.C.G.A. §43-11-74(g)(1). He stated that he thinks it is worth having a discussion.

### **Correspondence from Sandy Guenther, American Association of Oral and Maxillofacial Surgeons**

The Board this correspondence for information only.

### **General – Dr. Greg Goggans**

Dr. Goggans reported that Dr. Soni has resigned from the Board. Dr. Soni's residence is now in Tennessee, and by law, can no longer serve on the Board.

### **Sedation Committee Report – Dr. Richard Bennett**

**Approval of Minutes:** Dr. Yeargan made a motion to approve the Public and Executive Session minutes for the September 20, 2019 Sedation Committee Meeting. Dr. Stiehl seconded and the Board voted unanimously in favor of the motion.

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

**Renewals:** Ms. Battle reported that 1,300 dentists and 861 dental hygienists have renewed. She stated that the Board office will send a second renewal reminder notice next month.

**Hurricane Impacted Licensees:** Ms. Battle discussed an inquiry regarding an individual impacted by Hurricane Dorian that is interested in obtaining a temporary dental license in Georgia. Ms. Battle stated

that staff has responded to this individual by stating there is nothing in the law that authorizes a temporary license for a dentist to practice in Georgia and that licensure must be obtained through examination or credentials. Ms. Battle stated that this issue comes up periodically and asked for the Board's thoughts on the matter. Dr. Bennett responded by stating that the Board would like to help those in need; however, part of the Board's concern is how does it expedite a license without first vetting the applicant to make sure he/she is qualified. He stated that just because an individual is qualified in one jurisdiction does not mean that individual would qualify in Georgia. Dr. Bennett stated that it becomes problematic for board members as its sole purpose is to protect the citizens of Georgia. He asked what would be the follow up process for patients if there is a quality of care issue that was rendered by a temporary dentist. He stated that he is certainly sympathetic, but is more concerned about protecting the people of this state.

**IP Continuing Education Program Applications:** The Board discussed two Injectable Pharmacologics Continuing Education Program applications from Med Aesthetics Training, LLC. The Board recommended tabling the applications until the Board's November meeting to allow additional time for review.

**Consent Orders/Continuing Education:** Ms. Battle stated that an issue has been brought to her attention regarding certain continuing education courses mandated by the Board via a consent order. She stated either the board office is not receiving a response from the person in a timely manner, or sometimes the individual will take the course, but the Board rejects it because the individual did not obtain pre-approval from the Board to take the course. Ms. Battle asked if the Board would consider giving a board member authority to review and approve those requests in between board meetings. The Board agreed. Dr. Gay stated if the request came from the Licensure Overview Committee, send it to a member of that committee to review and if the request came from the Investigative Committee, send it to a member of that committee. Dr. Bennett made a motion for the Board to authorize a member of each committee to review and approve the courses. Dr. Gay seconded and the Board voted unanimously in favor of the motion.

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

No report.

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

**Correspondence from Saed A. Nabi, DN012832:** Ms. Emm discussed this correspondence requesting the Board's approval of a 60-day extension to locate a posterior crown and bridge course or would the Board consider an alternative an allow Dr. Nabi to complete the 16 hours of posterior crown and bridge via webinar/online. The Board recommended tabling this matter for discussion in Executive Session.

**Correspondence from Arnold Sconion, DN013688:** Ms. Emm discussed this request regarding continuing education courses required for Dr. Sconion's Public Consent Order. The Board recommended tabling this matter for discussion in Executive Session.

#### **Rules**

**Rule 150-7-.03 Volunteers in Dentistry:** At its September 2019 meeting, the Board voted to table this rule to allow additional time for consideration. Ms. Emm stated that at the July 2019 Public Hearing GDA submitted a request for the Board to consider a temporary license. She stated that, upon further review, that is not something the Board is able to entertain as it is not authorized by statute. Ms. Emm explained that at the Board's September meeting, Mr. Keith Kirshner, Ben Massell Dental Clinic, asked the Board to revisit the rule with the initial language proposed. Ms. Emm stated that the Board has already had a formal hearing on this rule and if there are no changes, the Board could move forward with adoption. Dr. Bennett inquired as to why the rule was tabled. Ms. Emm stated that the rule was tabled to allow time for herself and Mr. Changus to review GDA's proposal. She stated the Board can move

forward with the rule if it does not have any changes. Dr. Goggans asked how the Board would like to proceed. He stated that he would like to see this rule move forward. Dr. Bennett commented that there may not be any issues from the members that have been on the Board; however, he stated the Board has several new members who may not have had a chance to review the proposed language. He stated that he thinks it would be fair to allow time for the new members to review the information. Mr. Lofranco explained the GDA submitted proposed language previously. He stated that it was in conjunction with a request to create an expedited volunteer license. Mr. Lofranco stated that there has been an issue with some of the application requirements the Board has for a volunteer license. Dr. Maron made a motion to table this matter to allow time for further consideration. Dr. Bennett seconded. Discussion held by Ms. Emm who stated that staff will repost the notice and written comments the Board received on Sharepoint. With no further discussion, the motion passed.

**Correspondence from GDA regarding adding donated dental services to Rule 150-3-.09:** At its September 2019 meeting, the Board voted to table this matter to allow additional time for consideration. Mr. Lofranco explained that this program is actually funded through the State. He stated that because Georgia does not have adult dental Medicaid, GDA has created a donated dental services program. Mr. Lofranco explained that they match a GDA dentist with a patient who is elderly, fragile or has pre-existing med conditions free of charge. He stated that the request from GDA is to see if its donated dental services program would qualify as continuing education credit. Ms. Emm stated that they are asking for a minor change to the rule. She stated the request asks for up to ten (10) hours of continuing education per biennium by providing uncompensated dental care at a public agency or institution, not for profit agency, not for profit institution, 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. She explained that the current rule only allows continuing education to be accrued at a specified facility. Dr. Goggans asked how that would affect the Board going forward? He asked who would oversee these programs and would the Board be approving all these programs? Ms. Emm responded by stating that the Board would approve GDA's program, and as others come up, it would take those into consideration. Discussion was held by the Board. Mr. Changus commented that the statute allows the Board to authorize courses for continuing education. He stated there is an argument that one is learning something in an environment. He stated that may be a difference with doing it in that sort of setting versus a private office setting. Ms. Emm commented that this is not necessarily an approval of the program, it is just a rule change. She stated that after the rule change, the Board would approve each individual program to move forward. Dr. Gay made a motion to post Rule 150-3-.09 Continuing Education for Dentists with the language proposed by GDA. Dr. Maron 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 use of opioids in dental practice;
  - (e) 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);
  - (f) 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);

- (g) 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;
- (h) 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;
- (i) 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 these rule amendments do not impose excessive regulatory cost on any licensee and any cost to comply with the proposed amendments 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 these amendments will impact every licensee in the same manner, and each licensee is independently licensed, owned and operated and dominant in the field of dentistry.

### **Miscellaneous**

IC Peer Reviewers: Dr. Gay made a motion to approve Dr. Stephen Holcomb, Dr. Logan Nalley, Dr. Antwan Treadway, and Dr. Soni Patel as consultants for the Investigative Committee. Dr. Yeargan seconded and the Board voted unanimously in favor of the motion.

Dr. Bert Yeargan 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. Glenn Maron, Mr. Mark Scheinfeld, Dr. Brent Stiehl and Dr. Bert Yeargan.

## **Executive Session**

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

- S.M.G.

- J.M.T.
- M.S.K.
- C.M.W.
- D.B.C.
- M.I.S.

**Applications**

- K.R.B.
- A.F.M.
- L.J.
- J.W.I.
- O.B.A.
- M.R.J.

**Miscellaneous**

- Inactive Status Applications

**Correspondences**

- C.H.
- T.K.T.

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

No report.

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

- H.B.W.
- D.L.D.

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

Mr. Changus discussed the following:

- E.B.
- Pending litigation

**Legal Services – Ms. Kimberly Emm**

- S.A.N.
- A.S.

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

<b>Open Session</b>
---------------------

**Miscellaneous**

**Rule 150-5-.05 Requirements for Continuing Education for Dental Hygienists:** Ms. Emm stated that prior to Mr. Craig leaving the meeting, he brought up a good point to her. She stated that Mr. Craig asked that the amendments made to Rule 150-3-.09 Continuing Education for Dentists voted on by the Board also be applied to Rule 150-5-.05 Requirements for Continuing Education for Dental Hygienists. Dr. Yeargan made a motion to post Rule 150-5-.05 Requirements for Continuing Education for Dental Hygienists. Dr. Gay seconded and the Board voted unanimously in favor of the motion.



## Rule 150-5-.05. Requirements for Continuing Education for Dental Hygienists

(1) Dental hygienists 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 twenty-two (22) 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 dental hygienist for at least three (3) years following the end of the biennium during which the course was 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 licensed dental hygienists 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 apply within the first biennium that a dental hygienist is licensed in Georgia. However, in order to meet the continuing education requirements during the first biennium, a newly licensed dental hygienist may submit as their continuing education hours proof of dental hygiene 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. Following the first biennium that a dental hygienist is licensed in Georgia such licensees shall comply with the continuing education requirements set forth in Rule 150-5-.05(2) and (3).

(d) The continuing education requirements shall not apply to dental hygienists who are on inactive status.

(e) The continuing education requirements for dental hygienists 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 any organization recognized under Rule 150-3-.09(2) will be accepted.

(3) Course content:

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

(b) At least fifteen (15) hours of the minimum requirement must be scientific 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 offered by the American Heart Association, the American Red Cross, the American Safety and Health Institute, the National Safety Council, EMS Safety Services, or other such agencies approved by the Board may be used to satisfy continuing education requirements per renewal period.

(d) Up to eight (8) hours of continuing education per year may be obtained by assisting the Board with administering the clinical licensing examination or by assisting the Board with investigations of licensees. These hours shall be approved by the Continuing Education Committee of the Georgia Board of Dentistry and need not be sponsored by any agency or organization listed in 150-3-.09 (2).

(e) Up to five (5) hours of continuing education per biennium may be obtained by teaching 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.

(f) Up to five (5) hours of continuing education per biennium may be obtained by providing, uncompensated dental hygiene 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 dental hygiene services to indigent patients.

(g) Up to ten (10) 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; and

(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 eleven (11) of the required twenty-two (22) 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 dental hygienist that teaches an approved continuing education course is eligible to receive two (2) credit hours for each hour of coursework that he or she presents at a particular course.

Credit will be given for teaching a particular course on one occasion only. A maximum of five (5) credit hours per biennium may be obtained by a dental hygienist by whom an approved continuing education course is taught;

(c) Only continuing education course designated in Rule 150-5.05(2) as being sponsored or approved by recognized organizations will be considered for credit pursuant to this subsection of the rule. Courses taught by a dental hygienist prior to or a part of the process of obtaining his or her R.D.H. shall not be eligible for consideration pursuant to this provision of the rule;

(d) In the event that an audit is conducted of the continuing education hours of a dental hygienist who has taught a course approved by a recognized organization, the following shall be required to document the dental hygienist's role in presenting a continuing education course:

1. Documentation from an approved provider verifying that the dental hygienist presented an approved continuing education course;

2. Documentation from an approved provider reflecting the content of the course;

3. Documentation from an approved provider specifying the list of materials used as part of the course; and

4. 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 dental hygienist, continuing education credit will be given for those portions of course work in which the dental hygienist is directly involved and primarily responsible for the preparation and presentation thereof. Continuing education credit will not be available to a dental hygienist whose participation in preparing and presenting an approved course is not readily identifiable.

(6) Criteria for receiving credit for providing uncompensated indigent dental hygiene care.

(a) Up to five (5) hours of continuing education per biennium may be obtained by providing uncompensated dental hygiene 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 dental hygiene services to indigent patients.

(b) Dental hygienists may receive one hour of continuing education for every four hours of indigent dental hygiene care the dental hygienist provides, up to five (5) hours. Such continuing education credits will be applied toward the dental hygienist's clinical courses.

(c) All credit hours must be received during the two (2) year renewal period;

(d) Dental hygienists shall at all times be required to meet the minimal standards of acceptable and prevailing practice in Georgia;

(e) The Board shall have the right to request the following:

1. Documentation from the organization indicating that the dental hygienist provided the services;
2. Documentation from the organization that it provided medical and/or dental hygiene services to the indigent and/or those making up the underserved populations;
3. Notarized verifications from the organization documenting the dental hygienist 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 dental hygienist and/or organization verifying the services provided.

A motion was made by Dr. Yeargan, seconded by Dr. Stiehl, and the Board voted that the formulation and adoption of these rule amendments do not impose excessive regulatory cost on any licensee and any cost to comply with the proposed amendments 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 these amendments will impact every licensee in the same manner, and each licensee is independently licensed, owned and operated and dominant in the field of dentistry.

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

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

- |          |                                    |  |
|----------|------------------------------------|--|
| • S.M.G. | Renewal Pending Licensee           | Renew with letter stating the Board has not concluded its consideration of the matter. |
| • J.M.T. | Renewal Pending Licensee           | Approved for Renewal   |
| • M.S.K. | Renewal Pending Licensee           | Renew with letter stating the Board has not concluded its consideration of the matter. |
| • C.M.W. | Dental Reinstatement Applicant     | Approved application   |
| • D.B.C. | Request to terminate consent order | Approved request   |
| • M.I.S. | Request to terminate probation     | Approved request   |

#### **Applications**

- |          |                               |  |
|----------|-------------------------------|--|
| • K.R.B. | Dental Hygiene Credentials    | Denied application                                     |
| • A.F.M. | Enteral Conscious Sedation    | Schedule to meet with the Licensure Overview Committee |
| • L.J.   | Parenteral Conscious Sedation | Approved for provisional permit                        |
| • J.W.I. | Dental Faculty                | Approved application                                   |
| • O.B.A. | Dental Reinstatement          | Denied application                                     |
| • M.R.J. | Inactive Status               | Approved pending receipt of additional information     |

#### **Miscellaneous**

- Inactive Status Applications: The Board authorized staff with administrative authority to approve all Applications for Inactive Status as long as the applicant does not have any open complaints.

#### **Correspondences**

- |          |                                    |   |
|----------|------------------------------------|---|
| • C.H.   | Request to take remediation course | Approved request                                |
| • T.K.T. | Request regarding credentials      | Board directed staff to respond by stating that |

licensure

the Board cannot render a determination without having received a completed application and suggest the individual refer to the law and rules located on the Board's website for more information.

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

No report.

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

- H.B.W. Request for waiver of fine Denied request
- D.L.D. Request regarding CE proposal and extension of fine Denied request regarding CE proposal/ approved 45-day extension to complete required courses.

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

Mr. Changus discussed the following:

- E.B. Request Denied counterproposal
- Pending litigation Update provided

**Legal Services – Ms. Kimberly Emm**

- S.A.N. Request regarding CE proposal Denied request
- A.S. Request regarding CE proposal Approved request

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

With no further business, the Board meeting adjourned at 12:05 p.m.

The next scheduled meeting of the Georgia Board of Dentistry will be held on Friday, November 8, 2019, at 10:00 a.m. at the Department of Community Health's office located at 2 Peachtree Street, N.W., 5th Floor, Atlanta, GA 30303.

Minutes recorded by Brandi Howell, Business Support Analyst I

Minutes edited by Tanja D. Battle, Executive Director