

**GEORGIA BOARD OF DENTISTRY**  
**Board Meeting**  
**2 Peachtree St., N.W., 36<sup>th</sup> Floor**  
**Atlanta, GA 30303**  
**April 7, 2017**  
**10:00 a.m.**

**The following Board members were present:**

Dr. Bert Yeargan, President  
Dr. Tom Godfrey, Vice-President  
Ms. Becky Bynum  
Dr. Tracy Gay  
Dr. Greg Goggans  
Dr. Steve Holcomb  
Dr. Dale Mayfield  
Dr. Antwan Treadway (*departed at 11:38 a.m.*)

**Staff present:**

Tanja Battle, Executive Director  
Bryon Thernes, Assistant Attorney General  
Ryan McNeil, Chief Investigator  
Anil Foreman, Attorney  
Brandi Howell, Business Support Analyst I

**Visitors:**

Jesse Werthington, GSO  
Tina Titshaw, SDG/HCS  
James E. Barron, GDS  
Ryan Loke, PDS  
Scott Lofranco, GDA  
Heather Breeden, GDA

Dr. Yeargan established that a quorum was present and called the meeting to order at 10:02 a.m.

**Introduction of Visitors**

Dr. Yeargan welcomed the visitors.

**Public Hearing**

Dr. Yeargan called the public hearing to order at 10:03 a.m.

**Rule 150-7-.06 Expedited Licenses for Military Spouses, Service Members, and Transitioning Service Members**

No comments or written responses were received.

Dr. Godfrey made a motion to adopt Rule 150-7-.06 Expedited Licenses for Military Spouses, Service Members, and Transitioning Service Members. Dr. Treadway seconded and the Board voted unanimously in favor of the motion.

The hearing adjourned at 10:04 a.m.

**Open Session**

**Approval of Minutes**

Dr. Treadway made a motion to approve the Public and Executive Session minutes for the March 3, 2017 meeting. Ms. Bynum seconded and the Board voted unanimously in favor of the motion.

**Licenses to Ratify**

Ms. Bynum made a motion to ratify the list of licenses issued. Dr. Godfrey seconded and the Board voted unanimously in favor of the motion.

**Petition for Rule Waiver from Bethaniel S. Jefferson**

Dr. Goggans made a motion to deny the rule waiver petition. Dr. Holcomb seconded and the Board voted unanimously in favor of the motion.

**Petition for Rule Waiver from Christopher Maly**

Dr. Holcomb made a motion to grant the rule waiver petition. Dr. Goggans seconded and the Board voted unanimously in favor of the motion.

**General – Dr. Bert Yeargan**

No report.

**CE Audit Committee Report – Dr. Richard Bennett**

No report.

**Conscious Sedation/General Anesthesia Committee Report – Dr. Antwan Treadway**

No report.

**Credentials Committee Report – Dr. Greg Goggans**

No report.

**Dental Hygiene Committee Report – Ms. Rebecca Bynum**

No report.

**Examination Committee Report – Dr. Steve Holcomb**

No report.

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

No report.

**Legislative Committee Report – Dr. Greg Goggans**

Dr. Goggans reported that House Bill 154 passed. He stated this bill will require the Board to provide a report by January 1st in 2018, 2019 and 2020 on the number of licensed dentists providing dental hygienist services under general supervision in certain settings.

**Licensure Overview Committee Report – Dr. Tracy Gay**

No report.

**Rules Committee Report – Dr. Tom Godfrey**

Dr. Godfrey thanked the Board for adopting Rule 150-7-.06 Expedited Licenses for Military Spouses, Service Members, and Transitioning Service Members.

Dr. Godfrey requested a status on Rules 150-2-.02 Complaints, 150-3-.01 Examination for Dental Licensure, 150-7-.04 Dental Provisional Licensure by Credentials, and 150-8-.01 Unprofessional Conduct Defined, which the Board voted to post at its March meeting. Ms. Foreman responded by stating that staff requested statutory authority from the Attorney General’s office and that authorities were provided; however, there were some concerns noted which will be addressed at the May meeting.

**Education Committee Report – Dr. Tom Godfrey**

No report.

**Long Range Planning Committee Report – Dr. Steve Holcomb**

Dr. Holcomb reported there may be some additional items that need to be reviewed relative to new laws and how it will impact this board.

**CRDTS Steering Committee – Dr. Logan Nalley**

No report.

**IP Committee Report – Dr. Richard Bennett**

No report.

**EDDA Review Committee – Dr. Greg Goggans**

No report.

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

Request from Hannah Rappleye, NBC News: Ms. Battle reported that an open records request from NBC news was received. Ms. Foreman stated that the request was for documents related to incidents regarding sedation outcomes and death. Ms. Battle stated the correspondence also included a request asking if a board member would be willing to speak to Ms. Rappleye as an expert. Ms. Battle stated that she let Ms. Rappleye know the Board’s policy regarding press inquiries. Dr. Holcomb made a motion to decline the request to have a board member speak as an expert. Dr. Godfrey seconded and the Board voted unanimously in favor of the motion.

Ms. Battle discussed two vendors, CE Zoom and CE Broker, both of which have recently appeared before the Board to give presentations on its electronic tracking and compliance system for continuing education. Ms. Bynum made a motion to table any further consideration on these vendors until the Board receives legal advice from the Attorney General’s office. Dr. Gay seconded and the Board voted unanimously in favor of the motion.

In regards to the Board’s sleep apnea policy, which states that home sleep studies should only be ordered and interpreted by a licensed physician, Ms. Battle asked if the physician has to be licensed in Georgia. Dr. Holcomb stated that he would like to call the Board’s attention to an item on the Long Range Planning Committee’s list concerning teledentistry. He stated the Committee previously requested this subject be reviewed and defined. After further discussion, Dr. Goggans made a motion for Dr. Bennett to chair a subcommittee of the Long Range Planning Committee that reviews teledentistry and its impact as to how it relates to sleep apnea. Also included on the subcommittee will be Dr. Nalley and Dr. Treadway. Dr. Gay seconded and the Board voted unanimously in favor of the motion.

**Attorney General’s Report – Mr. Bryon Thernes**

No report.

Ms. Becky Bynum made a motion and Dr. Steve Holcomb 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 Ms. Becky Bynum, Dr. Tracy Gay, Dr. Tom Godfrey, Dr. Greg Goggans, Dr. Steve Holcomb, Dr. Dale Mayfield, Dr. Antwan Treadway, and Dr. Bert Yeargan.

**Applications**

- B.S.J.
- C.S.M.
- K.L.S.
- A.A.K.
- K.B.P.
- R.R.M.
- N.C.
- I.L.C.
- K.R.G.
- J.Z.H.
- D.T.N.
- B.D.P.
- L.J.W.
- M.B.
- D.G.H.
- C.D.J.
- F.R.R.
- N.A.K.
- T.D.D.
- H.A.H.
- R.L.W.
- P.G.
- J.K.
- D.S.
- G.N.S.
- S.A.S.
- P.H.P.

**Correspondences**

- D.S.
- J.S.J.

**Attorney General's Report – Mr. Bryon Thernes**

- Legal advice regarding third-party CE tracking vendors.

Mr. Thernes presented the following Final Decision for acceptance:

- D.O.

**Investigative Committee Report**

Report presented:

- DENT150237
- DENT160283
- DENT170001
- DENT170098
- DENT170104

- DENT140310
- DENT170117
- DENT170140
- DENT170145
- DENT170165
- DENT170166
- DENT170187
- DENT170189
- DENT170200
- DENT170203
- DENT170206
- DENT170218
- DENT160049
- DENT170109
- DENT160340
- DENT160359
- DENT160505
- DENT140003
- DENT140052
- DENT140057
- DENT140061
- DENT140062
- DENT140152
- DENT140220
- DENT140234
- DENT140272
- DENT170022
- DENT160530
- DENT170225
- DENT170239
- DENT160134
- DENT150314
- DENT160459
- DENT150352
- DENT150392
- DENT160410
- DENT170120

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

- No report.

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

- P.D.M.
- S.O.M.
- H.M.
- L.P.H.

**Legal Services – Ms. Anil Foreman**

- DENT150306
- DENT170144
- K.J.P.

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

**Open Session**

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

**Applications**

- |          |                              |   |
|----------|------------------------------|---|
| • B.S.J. | Dentist Exam Applicant       | Denied application  |
| • C.S.M. | Dentist Exam Applicant       | Approved application                                      |
| • K.L.S. | Dentist Exam Applicant       | Approved application                                      |
| • A.A.K. | Dentist Exam Applicant       | Approved application                                      |
| • K.B.P. | Dentist Exam Applicant       | Approved application                                      |
| • R.R.M. | Dentist Exam Applicant       | Approved application                                      |
| • N.C.   | Dentist Exam Applicant       | Approved application                                      |
| • I.L.C. | Dentist Exam Applicant       | Approved application                                      |
| • K.R.G. | Dentist Exam Applicant       | Approved application                                      |
| • J.Z.H. | Dentist Exam Applicant       | Approved application                                      |
| • D.T.N. | Dentist Exam Applicant       | Approved application                                      |
| • B.D.P. | Dentist Exam Applicant       | Approved application                                      |
| • L.J.W. | Dental Hygiene Credentials   | Approved application                                      |
| • M.B.   | Dental Hygiene Credentials   | Denied application  |
| • D.G.H. | Dentist Credentials          | Schedule to meet with the Licensure<br>Overview Committee |
| • C.D.J. | Dentist Credentials          | Approved application                                      |
| • F.R.R. | Dental Hygiene Reinstatement | Refer to Legal Services                                   |
| • N.A.K. | Dental Hygiene Reinstatement | Refer to Legal Services                                   |
| • T.D.D. | Dentist Reinstatement        | Approved application                                      |
| • H.A.H. | Conscious Sedation Applicant | Approved evaluation                                       |
| • R.L.W. | Conscious Sedation Applicant | Approved evaluation                                       |
| • P.G.   | Enteral/Inhalation Applicant | Approved application                                      |
| • J.K.   | General Anesthesia Applicant | Approved for provisional permit                           |
| • D.S.   | Inactive Status Applicant    | Approved application                                      |
| • G.N.S. | Inactive Status Applicant    | Approved application                                      |
| • S.A.S. | Inactive Status Applicant    | Approved application                                      |
| • P.H.P. | Volunteer Applicant          | Approved application                                      |

**Correspondences**

- |          |                              |                            |
|----------|------------------------------|----------------------------|
| • D.S.   | Request to retake CRDTS exam | Approved request           |
| • J.S.J. | Report of relapse            | Refer to Department of Law |

**Attorney General’s Report – Mr. Bryon Thernes**

- Legal advice regarding third-party CE tracking vendors.

Mr. Thernes presented the following Final Decision for acceptance:

- D.O. Final Decision accepted

**Investigative Committee Report**

Report presented:

<b>Complaint Number</b>	<b>Allegations</b>	<b>Recommendation</b>
DENT150237	Quality of care/substandard practice	Close with no action
DENT160283	Quality of care/substandard practice	Close with no action
DENT170001	Quality of care/substandard practice	Close with no action against S.I.
DENT170098	Quality of care/substandard practice	Close with no action
DENT170104	Quality of care/substandard practice	Close with no action
DENT140310	Unlicensed practice	Close with no action
DENT170117	Quality of care/substandard practice	Close with a letter of concern
DENT170140	Fraud	Close with no action
DENT170145	Quality of care/substandard practice	Close with no action
DENT170165	Quality of care/substandard practice	Close with no action
DENT170166	Quality of care/substandard practice	Close with no action
DENT170187	Billing	Close with no action
DENT170189	Billing	Close with no action
DENT170200	Unprofessional conduct	Close with no action
DENT170203	Billing	Close with no action
DENT170206	Malpractice	Close with no action
DENT170218	Billing	Close with no action
DENT170109	Malpractice	Close with no action
DENT160340	Unprofessional conduct	Close with no action
DENT160359	Quality of care/substandard practice	Refer to the Department of Law
DENT160505	Quality of care/substandard practice	Close with no action
DENT140003	Quality of care/substandard practice	Close with no action
DENT140052	Unprofessional conduct	Close with no action
DENT140057	Quality of care/substandard practice	Close with no action
DENT140061	Quality of care/substandard practice	Close with a letter of concern
DENT140062	Quality of care/substandard practice	Close with no action
DENT140152	Other	Close with no action
DENT140220	Quality of care/substandard practice	Close with a letter of concern
DENT140234	Quality of care/substandard practice	Close with no action
DENT140272	Other	Close with no action
DENT170022	Quality of care/substandard practice	Close with no action
DENT160530	Unlicensed practice	Contact witnesses and confirm cooperation before releasing the file to the local DA
DENT170225	Arrest, conviction, & pleas	Accept voluntary surrender
DENT170239	Abandonment	Close with no action
DENT160134	Quality of care/substandard practice	Close with no action
DENT150314	Quality of care/substandard practice	Refer to the Department of Law
DENT160459	Quality of care/substandard practice	Refer to the Department of Law
DENT150352	Quality of care/substandard practice	Release the files to the Medical Board

DENT150392	Morbidity and mortality	Release the files to the Medical Board
DENT160410	Quality of care/substandard practice	Release the files to the Medical Board
DENT170120	Morbidity and mortality	Release the files to the Medical Board

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

- No report.

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

- P.D.M. Dentist Exam Applicant Approved application
- S.O.M. Request to terminate consent order Approved request
- H.M. Request regarding being out of the country Approved request
- L.P.H. Request for letter stating individual met all terms of public consent order Approved request

**Legal Services – Ms. Anil Foreman**

- DENT150306 Denied petition for reconsideration of Voluntary Cease & Desist Order
- DENT170144 Refer to IC to review records request and then schedule conference call for the Board to consider IC’s recommendation
- K.J.P. Approved extension to take LEAP course

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

With no further business, the Board meeting adjourned at 12:24 p.m.

The next scheduled meeting of the Georgia Board of Dentistry will be held on Friday, May 5, 2017, at 10:00 a.m. at the Department of Community Health’s office located at 2 Peachtree Street, N.W., 36th Floor, Atlanta, GA 30303.

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