

**GEORGIA BOARD OF DENTISTRY**  
**Board Meeting**  
**2 Peachtree St., N.W., 6<sup>th</sup> Floor**  
**Atlanta, GA 30303**  
**December 6, 2019**  
**10:00 a.m.**

**The following Board members were present:**

Dr. Greg Goggans, President  
Dr. Richard Bennett  
Ms. Becky Bynum  
Dr. Michael Knight  
Dr. Glenn Maron  
Dr. Ami Patel  
Mr. Mark Scheinfeld  
Dr. Brent Stiehl  
Dr. Bert Yeargan

**Staff present:**

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

**Visitors:**

Charles Craig, GDHA  
Buddy Wester, CITA  
Jeff Strane, Georgians First Commission  
James E. Barron, GDS  
Dr. Sha-Vashtiy Young-Ufeli  
Scott Maxwell, DOCS Education  
John Watson, ADSO  
Hannah Weiss, Smile Direct Club  
Scott Piper, GDA  
Lauren Pollow, PDS  
Shayna Overfelt, CDCA  
Dr. Thomas Willis, CRDTS  
Chip McVea, CITA  
Pam Wilkes, Help A Child Smile  
Dixianne Parker  
Oluwatoyin Alli

**Open Session**

Dr. Goggans established that a quorum was present and called the meeting to order at 10:01 a.m.

**Introduction of Visitors**

Dr. Goggans welcomed the visitors.

**Amendment to Agenda**

Dr. Goggans requested the agenda be amended to reflect that the representatives from CITA will present in Open Session and also in Executive Session. Mr. Scheinfeld made a motion to approve the amendment to the agenda. Dr. Patel seconded and the Board voted unanimously in favor of the motion.

**Appearance**

Appearance by Mr. Jeff Strane, Georgians First Commission: Mr. Strane thanked the Board for the opportunity to speak to its members. Mr. Strane explained that the Commission was created through an Executive Order by the Governor. He stated that they are trying to eliminate barriers for small business

owners. Mr. Strane stated that the Commission is comprised of 18 individual members. He further stated that the Commission is looking to make recommendations to the Governor on items such as access to capital, licensing/permitting, rules and regulations, etc. Mr. Strane asked if there were any questions from the Board. There were none.

### **Approval of Minutes**

Dr. Yeargan made a motion to approve the Public and Executive Session minutes for the November 8, 2019 meeting. Dr. Bennett seconded and the Board voted unanimously in favor of the motion.

### **Report of Licenses Issued**

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

### **Rule Variance Petition from Rory Sharp**

Dr. Bennett made a motion to deny the rule variance petition. Ms. Bynum seconded and the Board voted unanimously in favor of the motion.

### **Rule Variance Petition from Sha-Vashtiy Young-Ufeli**

Dr. Young-Ufeli was present and spoke to the Board regarding her petition for a variance of Rule 150-3-.01(4). Dr. Young-Ufeli stated she was not aware that she needed to report the number of attempts for CDCA. She further stated that she believed the rule only applied to CRDTS exam attempts. Dr. Young-Ufeli stated that she passed CRDTS on her fourth attempt and did very well. She explained that she was mentored by a Georgia prosthodontist and that was the only section she had to retake. Dr. Young-Ufeli stated that she will do what she needs to do to rectify the situation. She discussed the continuing education courses she has taken and stated that if the Board feels that she needs to take a remedial course, she will do that as well. Dr. Bennett made a motion to table this matter for further discussion in Executive Session. Dr. Stiehl seconded and the Board voted unanimously in favor of the motion.

### **General – Dr. Greg Goggans**

Dr. Goggans stated that he would like to appoint a committee of this Board to evaluate current testing and also evaluate whether or not to accept any additional testing agencies. Dr. Goggans appointed Dr. Bennett, Dr. Yeargan and Dr. Stiehl to serve on the committee, with Dr. Bennett serving as Chair. Dr. Goggans requested the Committee be prepared to make recommendations to the Board in January.

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

**Correspondence from Deborah K. Domen:** Ms. Battle discussed this correspondence from Ms. Domen, who has expressed interest in becoming a hygiene examiner for CRDTS. The Board recommended keeping her request on file as information for when there is an opening.

**Trend in Sedation Permits:** Ms. Battle presented the following numbers to the Board regarding sedation permits. She stated that at the Board’s previous meeting, there was a belief that it was trending upwards, but that is not the case. Dr. Bennett stated that these numbers indicate the number of applications received.

<b>Application Type</b>	<b>2015</b>	<b>2017</b>	<b>2019</b>
<b>Moderate Enteral Conscious Sedation</b>	30	31	22
<b>Moderate Parenteral Conscious Sedation</b>	62	44	46
<b>General Anesthesia</b>	100	71	64

**Renewals:** Ms. Battle reported that the board office has sent a 2<sup>nd</sup> renewal reminder notice out. She

stated that there are 4800 dental hygienists and 2800 dentists that have not renewed. Dr. Goggans requested the representatives of the associations present at the meeting to help remind licensees to renew in a timely manner.

**CDCA NYU Exam Information:** Ms. Battle stated that there was a presentation from an exam vendor last month who extended an invitation to the Board to observe the exam. She stated that dates have been provided to the board members regarding such. Ms. Battle advised the Board that should he/she choose to act as an examiner, the expense would be treated the same as if he/she were examining for CRDTS. However, she stated that if a member would like to attend and observe only, that would not be an expense the board office could absorb.

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

Dr. Goggans requested Mr. Changus provide the number of cases from the last six (6) months, along with the outcome and number of cases that were taken to a hearing. Mr. Changus stated he would provide that information to the Board.

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

No report.

#### **Appearance**

Dr. Chip McVea, and Dr. Buddy Wester, CITA, were present and spoke to the Board regarding the CITA licensure examination. Dr. McVea thanked the Board for the opportunity to speak to its members. Dr. McVea recognized Dr. Tom Willis, President of CRDTS, who was also in attendance. Dr. McVea stated that he is aware that CDCA gave a presentation last month. He stated that ADEX has made great strides to become a national examination. Dr. McVea explained that currently, 46 states accept the CITA exam. He stated that CDCA and CITA are sister organizations. Dr. McVea stated that CITA and CDCA give the exact same exam and format. He stated that everything as far as exam criteria and delivery is the same. He further stated that they strive to provide a professional atmosphere for the candidates and the schools and safety for the patients. Dr. McVea stated that their focus is on the quality of our exam. He stated they take pictures of unsuccessful candidates' work so it can be remediated. He offered to provide this information to the Board if it would like to receive such information. Dr. McVea stated that they do onsite grade the manikins, but do not do mass gradings. He stated that a candidate knows before they leave whether or not they passed. Discussion was held regarding the dental examination and the dental hygiene examination.

Dr. Goggans asked Dr. Willis if he had any comments. Dr. Willis explained his background to the Board. He said he was a board member for Alabama and started out at CITA, which he was Vice-President. He was testing with CITA and CRDTS at same time and then decided he would work for CRDTS. He stated that he has also done several SRTA exams. Dr. Willis stated that he was representing CRDTS at today's meeting. He further stated that he knows the CRDTS exam is being given at this point in time in Georgia. He informed the Board that he was present today to answer any questions the Board has regarding CRDTS. There were none. Dr. Goggans requested Dr. Willis speak to the Board in Executive Session to discuss examination content.

#### **Miscellaneous**

IC Peer Reviewers: Dr. Maron made a motion to approve Dr. Robert Hunt and Dr. Martin Krieger as consultants for the Investigative Committee. Dr. Bennett seconded and the Board voted unanimously in favor of the motion.

Dr. Maron discussed consultants for IC and sedation examiners. He stated that, in terms of finding qualified people, he knows of several that have retired, but would be willing to be involved. Dr. Maron

stated that the individuals have been retired for three years and as such, he was unsure if he/she would qualify as a consultant for the Board. He inquired as to whether or not there was a mechanism to have this retired population be part of the process to help lighten the load. Ms. Battle asked Ms. Daughdril if there is a difference for the threshold for experience for peer reviewers and sedation examiners. Ms. Battle stated that she was under the impression that they would need to be actively practicing for investigative cases but wondered if the same applied to sedation evaluations. Ms. Daughdril responded that an active license would not be required for evaluations. Ms. Battle reiterated, for clarify, that if they have not been in practice for three years he/she would qualify for evaluations only. Ms. Daughdril concurred.

Dr. Bert Yeargan made a motion and Dr. Richard Bennett 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, Ms. Becky Bynum, Dr. Greg Goggans, Dr. Michael Knight, Dr. Glenn Maron, Dr. Ami Patel, Mr. Mark Scheinfeld, Dr. Brent Stiehl, and Dr. Bert Yeargan.

## **Executive Session**

### **Appearances**

- CITA
- O.B.A.

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

- R.J.S.
- C.G.S.
- M.K.P.
- T.M.E.
- T.K.L.
- M.V.R.
- P.G.T.
- L.M.F.
- J.D.M.
- J.P.G.

### **Applications**

- S.V.Y.U.
- T.A.B.
- J.C.C.
- C.M.W.
- J.B.I.
- D.W.D.
- T.C.J.
- K.N.H.
- C.L.S.
- C.W.W.
- S.B.M.
- T.J.R.

## Correspondences

- T.S.
- B.L.T.
- D.L.D.

## Investigative Committee Report – Dr. Bert Yeargan

Report presented:

- DENT180245
- DENT180357
- DENT190043
- DENT190332
- DENT190472
- DENT190474
- DENT190478
- DENT190489
- DENT190491
- DENT190498
- DENT190501
- DENT190504
- DENT200002
- DENT200005
- DENT200007
- DENT200009
- DENT200011
- DENT200013
- DENT200023
- DENT200073
- DENT180398
- DENT200016
- DENT200019
- DENT200035
- DENT200038
- DENT200042
- DENT200047
- DENT200048
- DENT200049
- DENT200051
- DENT200054
- DENT200055
- DENT200060
- DENT200063
- DENT200064
- DENT200071
- DENT200072
- DENT200074
- DENT200078
- DENT200079

- DENT200092
- DENT200096
- DENT200104
- DENT200105
- DENT200108
- DENT200113
- DENT200115
- DENT200116
- DENT180307
- DENT190506
- DENT200111
- DENT200186
- DENT200197
- DENT200198
- DENT200206
- DENT180187
- DENT160096
- DENT180167

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

No report.

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

Mr. Changus discussed peer reviews and referrals to the Attorney General’s office.

Mr. Changus presented the following consent order for acceptance:

- S.C.C.

Mr. Changus discussed the following case:

- E.B.

**Legal Services – Ms. Kimberly Emm**

- D.R.W.

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

**Open Session**

**Rule Variance Petition from Sha-Vashtiy Young-Ufeli**

Dr. Bennett made a motion to deny the rule variance petition. Dr. Yeargan seconded. Discussion was held by the Board. Dr. Bennett stated that Rule 150-3-.01 states that after a fourth failure of one or more sections of any clinical examination, no further attempts will be authorized or scores recognized by the Board for licensure in Georgia. Dr. Young-Ufeli stated that she only failed three times and in speaking to her attorney about the rule, it is very confusing how it is worded. She continued by stating that she did take CRDTS and asked the Board how it concluded that she had four failures. Ms. Bynum responded by stating that the rule states that after three failures, the candidate must be approved for a fourth attempt at CRDTS after he/she has completed a board-approved remediation course. Dr. Young-Ufeli stated that she is still not clear on the number of attempts. Dr. Bennett responded to Dr. Young-Ufeli by stating that when she took CDDA, she failed the endodontics portion and a patient did not show, which would be considered two attempts. He stated that she then failed the prosthodontics section of CRDTS, but then retook that

section and passed. Mr. Changus commented that the rule Dr. Young-Ufeli is applying for a variance or waiver from requires the candidate to take a remedial course of study designated and pre-approved by the Board, and once the candidate shows successful proof of completion of the course, the Board will grant the candidate one additional attempt at successful passage of the exam. Mr. Changus asked Dr. Young-Ufeli if she took the fourth attempt. Dr. Young-Ufeli responded that she did and passed. She added that she thinks the premise is to not harm to the citizens of Georgia. Mr. Changus stated that in order to be granted a rule waiver or variance, the applicant must show there is a substantial hardship which is a significant, unique reason for not being able to comply with the rule. He stated that is the question that is before the Board. Dr. Young-Ufeli stated that she talked to many mentors and asked if she could talk about personal family drama in her rule petition and she was told not to. She asked the Board what can she do to remedy the situation. She asked if she could take a remedial course. Dr. Bennett responded that in this situation, the rules in place were not necessarily followed and the pathway would be for her to complete a remedial course of study and then the Board would reconsider her application. With there being no further discussion, the motion passed.

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

**Appearances**

- CITA Examination content
- O.B.A. Denied Reinstatement Applicant Denial Upheld

**Licensure Overview Committee Appointments/Discussion Cases**

- R.J.S. Request to terminate probation Approved request
- C.G.S. Request for early termination of probation Denied request
- M.K.P. Request to terminate probation Approved request
- T.M.E. Renewal Pending Renew with letter stating the Board has not concluded its consideration of the matter.
- T.K.L. Renewal Pending Renew with letter stating the Board has not concluded its consideration of the matter.
- M.V.R. Renewal Pending Approved for renewal
- P.G.T. Renewal Pending Renew with letter stating the Board has not concluded its consideration of the matter.
- L.M.F. Renewal Pending Renew with letter stating the Board has not concluded its consideration of the matter.
- J.D.M. Request to terminate probation Approved request
- J.P.G. Request to terminate monitoring Approved request

**Applications**

- S.V.Y.U. Dental Examination Applicant Denied application
- T.A.B. Dental Hygiene Exam Applicant Schedule to meet with the Licensure Overview Committee
- J.C.C. Moderate Enteral Conscious Sedation Approved application
- C.M.W. General Anesthesia Applicant Approved for provisional permit
- J.B.I. General Anesthesia Applicant Approved for provisional permit
- D.W.D. General Anesthesia Applicant Approved evaluation

- T.C.J. General Anesthesia Applicant Approved evaluation
- K.N.H. Dental Hygiene Reinstatement Table pending receipt of additional information
- C.L.S. Dental Reinstatement Approved application
- C.W.W. Dental Reinstatement Table pending receipt of additional information
- S.B.M. Dental Reinstatement Denied application
- T.J.R. Dental Reinstatement Approved application

**Correspondences**

- T.S. Request for a 4<sup>th</sup> attempt at CRDTS Approved request
- B.L.T. Request regarding reinstatement policy Denied request
- D.L.D. Request regarding required continuing education Approved additional time

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

Report presented:

<b>Complaint Number</b>	<b>Allegations</b>	<b>Recommendation</b>
DENT180245	Quality of Care/Substandard Practice	Rescind Referral and Close w/No Action
DENT180357	Quality of Care/Substandard Practice	Close with No Action
DENT190043	Quality of Care/Substandard Practice	Close with No Action
DENT190332	Quality of Care/Substandard Practice	Close with No Action
DENT190472	Morbidity and Mortality	Close with No Action
DENT190474	Record Release	Close with No Action
DENT190478	Unprofessional Conduct	Close with No Action
DENT190489	Billing	Close with No Action
DENT190491	Unprofessional Conduct	Close with No Action
DENT190498	Billing	Close with No Action
DENT190501	Quality of Care/Substandard Practice	Close with No Action
DENT190504	Quality of Care/Substandard Practice	Close with No Action
DENT200002	Billing	Close w/Letter of Concern
DENT200005	Unprofessional Conduct	Close w/Letter of Concern
DENT200007	Quality of Care/Substandard Practice	Close with No Action
DENT200009	Quality of Care/Substandard Practice	Close with No Action
DENT200011	Quality of Care/Substandard Practice	Close w/Letter of Concern
DENT200013	Quality of Care/Substandard Practice	Close with No Action
DENT200023	Quality of Care/Substandard Practice	Close with No Action
DENT200073	Quality of Care/Substandard Practice	Close with No Action
DENT180398	Quality of Care/Substandard Practice	Close w/Letter of Concern
DENT200016	Quality of Care/Substandard Practice	Close with No Action
DENT200019	Billing	Close No Action - Refer to Insurance Commissioner
DENT200035	Other	Close with No Action
DENT200038	Quality of Care/Substandard Practice	Close with No Action
DENT200042	Quality of Care/Substandard Practice	Close with No Action
DENT200047	Quality of Care/Substandard Practice	Close with No Action
DENT200048	Quality of Care/Substandard Practice	Close with No Action
DENT200049	Quality of Care/Substandard Practice	Close with No Action



DENT200051	Quality of Care/Substandard Practice	Close with No Action
DENT200054	Quality of Care/Substandard Practice	Close with No Action
DENT200055	Quality of Care/Substandard Practice	Close w/Letter of Concern
DENT200060	Quality of Care/Substandard Practice	Close with No Action
DENT200063	Quality of Care/Substandard Practice	Close with No Action
DENT200064	Quality of Care/Substandard Practice	Close with No Action
DENT200071	Quality of Care/Substandard Practice	Close with No Action
DENT200072	Quality of Care/Substandard Practice	Close with No Action
DENT200074	Quality of Care/Substandard Practice	Close w/Letter of Concern
DENT200078	Malpractice	Close with No Action
DENT200079	Quality of Care/Substandard Practice	Close with No Action
DENT200092	Quality of Care/Substandard Practice	Close with No Action
DENT200096	Quality of Care/Substandard Practice	Close with No Action
DENT200104	Abandonment	Close with No Action
DENT200105	Billing	Close with No Action
DENT200108	Quality of Care/Substandard Practice	Close with No Action
DENT200113	Unprofessional Conduct	Close with No Action
DENT200115	Quality of Care/Substandard Practice	Close with No Action
DENT200116	Quality of Care/Substandard Practice	Close with No Action
DENT180307	Billing	Close with No Action
DENT190506	Quality of Care/Substandard Practice	Close with No Action
DENT200111	Unprofessional Conduct	Close with No Action
DENT200186	Unprofessional Conduct	Close with No Action
DENT200197	Quality of Care/Substandard Practice	Close with No Action
DENT200198	Unprofessional Conduct	Close with No Action
DENT200206	Billing	Close with No Action
DENT180187	Quality of Care/Substandard Practice	Close with No Action
DENT160096	Quality of Care/Substandard Practice	Update referral to the Department of Law
DENT180167	Quality of Care/Substandard Practice	Update referral to the Department of Law

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

No report.

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

Mr. Changus discussed peer reviews and referrals to the Attorney General’s office.

Mr. Changus presented the following consent order for acceptance:

- S.C.C. Public Consent Order accepted

Mr. Changus discussed the following case:

- E.B. Update provided

**Legal Services – Ms. Kimberly Emm**

- D.R.W. Request regarding monitoring physician Approved request

Mr. Scheinfeld seconded and the Board voted unanimously in favor of the motion.

With no further business for the Board to discuss, Dr. Bennett made a motion to adjourn. Discussion was held by the Board regarding application for S.V.Y.U. The Board recommended tabling the application

pending receipt of additional information. Ms. Bynum seconded and the Board voted unanimously in favor of the motion and the meeting was adjourned at 1:05 p.m.

The next scheduled meeting of the Georgia Board of Dentistry will be held on Friday, January 10, 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