

GEORGIA BOARD OF DENTISTRY
Rules Committee Meeting
2 Peachtree St., N.W., 36th Floor
Atlanta, GA 30303
February 10, 2017
8:30 a.m.

The following Committee members were present:

Dr. Tom Godfrey, Chair
Dr. Tracy Gay

Staff present:

Tanja Battle, Executive Director
Anil Foreman, Attorney
Brandi Howell, Business Support Analyst I

Visitors:

Kendra McKune, GDHA
Ryan Loke, PDS
John Watson, ADSO

Open Session

Dr. Godfrey established that a quorum was present and called the meeting to order at 8:42 a.m.

Approval of Minutes

Dr. Gay made a motion to approve the Public Session minutes for the December 9, 2017 meeting. Dr. Godfrey seconded and the Committee voted unanimously in favor of the motion.

Discussion Topics

Policy for Expanded Duties Dental Assisting Programs: Dr. Godfrey stated that the Committee has been tasked with developing a policy that would allow board staff to approve EDDA certificate holders from other states upon receipt. The Committee recommended tabling discussion on this matter until later in the meeting.

Rule 150-7-.04 Dental Provisional Licensure by Credentials and Rule 150-7-.05 Dental Hygiene Provisional Licensure by Credentials: The Committee discussed the proposed definition of “active practice”. Ms. Foreman commented that the Board wanted the definition to mirror what constitutes full time clinical practice. Dr. Gay made a motion to refer the proposed amendments to the full Board. Dr. Godfrey seconded and the Committee voted unanimously in favor of the motion.

Rule 150-7-.06 Expedited Licenses for Military Spouses, Service Members, and Transitioning Service Members: The Committee discussed the proposed rule. Ms. Foreman stated that the Board directed the Committee to change the number of days for processing an application to fourteen (14) business days. Dr. Gay made a motion to refer the proposed amendment to the full Board. Dr. Godfrey seconded and the Committee voted unanimously in favor of the motion.

Rule 150-10-.01 Fraudulent, Misleading or Deceptive Advertising: Dr. Godfrey stated that the line regarding what is prohibited needs to change. Mr. Watson commented that he understood there is concern around adjectives associated with “best” and “superior”, Dr. Gay commented that a statement implying superiority of the method of treatment can be misleading. Dr. Godfrey responded that it would be very helpful to get Mr. Watson and Mr. Loke’s input regarding this matter at a later date so that the Committee

can present something to the Board. The Committee recommended tabling discussion on this rule until its next meeting.

Rule 150-14-.02 Fabrication of Dental Appliances, Caps, Coverings, Prostheses and Cosmetic Coverings Is Practice of Dentistry: Ms. Foreman commented that the proposed draft addresses the fabrication of dental appliances and teeth whitening appliances. Dr. Gay made a motion to refer the proposed amendment to the full Board. Dr. Godfrey seconded and the Committee voted unanimously in favor of the motion.

Chapter 150-26 Mobile Dentistry: Ms. Foreman stated that this proposed chapter was referred back to the Board by the Attorney General's office. The Committee recommended tabling this matter so the full Board could receive legal advice from the Attorney General's office.

Policy for Expanded Duties Dental Assisting Programs: The Committee further discussed the proposed policy for expanded duties dental assisting programs. The Committee recommended referring the below policy to the Board for adoption:

The Georgia Board of Dentistry approves all out-of-state expanded duties dental assisting programs whose programs train expanded duties dental assistants in the duties set forth in Ga. Comp. R. & Regs. 150-9-.02(3) and certificates issued include the duties set forth in Ga. Comp. R. & Regs. 150-9-.02(3). No expanded duties dental assistant shall be permitted to perform any duties that exceed those set forth in Ga. Comp. R. & Regs. r. 150-9-.02(3), even if such expanded duties dental assistant received training in another state in those tasks.

Dr. Tracy Gay made a motion and Dr. Tom Godfrey seconded and the Committee voted to enter into **Executive Session** in accordance with O.C.G.A. §43-1-19(h)(2), §43-11-47(h) to deliberate and receive information on investigative reports. Voting in favor of the motion were those present who included Dr. Tracy Gay and Dr. Tom Godfrey.

Executive Session

At 9:14 a.m., the Committee took a recess.

At 9:50 a.m., the Committee meeting resumed.

Discussion Cases

- DENT150340
- DENT160040
- DENT160147
- DENT160148
- DENT160149
- DENT160150
- DENT160151

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

Open Session

Dr. Gay made a motion to refer the below recommendations made based on deliberations in Executive Session to the full Board:

Discussion Cases

- DENT150340 Refer to Investigative Committee for further review
- DENT160040 Close with a letter of concern regarding Rule 150-10-.01
- DENT160147 Close with a letter of concern regarding Rule 150-10-.01
- DENT160148 Close with a letter of concern regarding Rule 150-10-.01
- DENT160149 Close with a letter of concern regarding Rule 150-10-.01
- DENT160150 Close with a letter of concern regarding Rule 150-10-.01
- DENT160151 Close with a letter of concern regarding Rule 150-10-.01

Dr. Godfrey seconded and the Committee voted unanimously in favor of the motion.

There being no further business to come before the Committee, the meeting was adjourned at 9:54 a.m.

The next scheduled meeting of the Rules Committee will be held on Friday, March 3, 2017 at 9:00 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