

GEORGIA BOARD OF DENTISTRY
Board Meeting
2 Peachtree St., N.W., 5th Floor
Atlanta, GA 30303
November 2, 2018
11:00 a.m.

The following Board members were present:

Dr. Richard Bennett, President
Dr. Greg Goggans, Vice-President
Ms. Becky Bynum
Dr. Tracy Gay
Dr. Tom Godfrey
Dr. Parag Soni
Dr. Brent Stiehl
Dr. Antwan Treadway
Dr. Bert Yeargan

Staff present:

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

Visitors:

Mark Middleton
Lauren Pollow
Emily Yona, GDA
William Bachand, Dental College of Georgia
Pam Wilkes, Help A Child Smile
Kim Turner, FCBOH
Rhonda Cox
Misty Mattingly, GDHA
Bekah Adamson, GDHA

Open Session

Dr. Bennett established that a quorum was present and called the meeting to order at 12:00 p.m.

Introduction of Visitors

Dr. Bennett welcomed the visitors.

Dr. Bennett introduced Dr. Soni and Dr. Stiehl as the newest members of the Board.

Approval of Minutes

Dr. Godfrey made a motion to approve the Public and Executive Session minutes for the October 5, 2018 meeting. Dr. Treadway seconded and the Board voted unanimously in favor of the motion.

Licenses to Ratify

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

Petition for Rule Variance from Dr. Priyanka Tayee

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

Correspondence from Misty Mattingly

The Board considered this correspondence regarding non-injectable local anesthetics. Specifically, Ms. Mattingly requested the Board’s consideration for approval of Kovanaze, Cetacaine, and HurriPak to be included as delegable, noninjectable local anesthetics for use of Georgia dental hygienists working under the supervision of a licensed dentist. Dr. Godfrey made a motion to update the Board’s Policy regarding Approved Modalities for Dental Hygienists to state “Non-Injectable Local Anesthetics, including, but not limited to: Oraquix, Kovanaze, Cetacaine, and HurriPak.” Dr. Yeargan seconded and the Board voted unanimously in favor of the motion.

Correspondence from Dr. Stanley M. Prince

The Board considered this correspondence requesting clarification on expanded duties. The Board directed staff to respond to Dr. Prince by referring him to Rule 150-9-.02 Expanded Duties of Dental Assistants for more information.

General – Dr. Richard Bennett

No report.

CE Audit Committee Report – Dr. Richard Bennett

No report.

General Anesthesia Committee Report – Dr. Antwan Treadway

No report.

Conscious Sedation Committee Report – Dr. Richard Bennett

No report.

Credentials Committee Report – Dr. Greg Goggans

No report.

Dental Hygiene Committee Report – Ms. Rebecca Bynum

No report.

Examination Committee Report – Dr. Bert Yeargan

Dr. Yeargan reminded the board members to sign up for the exam as the Spring sign up is out for CRDTS. Dr. Yeargan stated he would contact CRDTS on behalf of the two new Board members so that they may be sent their exam packets.

Investigative Committee Report – Dr. Bert Yeargan

No report.

Legislative Committee Report – Dr. Greg Goggans

No report.

Licensure Overview Committee Report – Dr. Tracy Gay

No report.

Rules Committee Report – Dr. Tom Godfrey

Dr. Godfrey reported that the Committee met earlier that morning and discussed Rule 150-9-.02 Expanded Duties of Dental Assistants. Dr. Godfrey made a motion for the Committee to take a broader view of definitions related to impressions. Dr. Goggans seconded and the Board voted unanimously in favor of the motion.

Education Committee Report – Dr. Tom Godfrey

No report.

Long Range Planning Committee Report – Dr. Richard Bennett

Dr. Bennett reported he will be assigning some board members to committees and that there will be some changes with the current committee assignments.

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

State Board Participation on 2019 Accreditation Site Visits: Ms. Battle stated the Board received correspondence from CODA asking if there were any members interested in participating. She stated that a response is due soon and if anyone is interested, to please let her know. Dr. Treadway expressed interest in participating.

PDMP Requirements: Ms. Battle reported that the Board is now up to 98% compliance with the PDMP requirements.

Attorney General’s Report – Mr. Max Changus

Mr. Changus welcomed Dr. Soni and explained his role with the Board.

Legal Services – Ms. Kimberly Emm

Ms. Emm discussed a question that the Board office received regarding faculty licensure. The question was regarding whether or not an individual with an unrestricted dental license could also teach or would he/she need to obtain a faculty license. Ms. Emm stated that Dr. Godfrey did assist staff with this question by stating that an unrestricted license does allow an individual to both practice and teach.

Miscellaneous

2019 Proposed Meeting Dates: Dr. Godfrey stated that the Board previously voted to only schedule meetings on the third Friday of the month. Ms. Battle responded by stating there had previously been a policy that no meetings be scheduled during the same week as a holiday, but did not recall a policy on the third Friday. Dr. Godfrey discussed suggested changes to the proposed dates.

Dr. Yeargan stated that an additional meeting date for the Investigative Committee (IC) was not included on the proposed calendar. He commented that there is no way the committee would be able to conduct business just once a month. He stated it needs that additional day each month. Dr. Yeargan and Dr. Goggans will coordinate with Ms. Battle and Ms. Emm to schedule the dates needed.

Dr. Bennett discussed scheduling conference calls particularly for the Rules and Investigative Committees to conduct business without having to have a separate meeting date. Ms. Bynum asked if this was due to the board members on those committees already coming to the Board office twice a month. Dr. Bennett responded affirmatively. Dr. Yeargan stated that he does agree that some of the business can be taken care of via conference call. Dr. Gay commented that previously the Board has scheduled a short board meeting and then scheduled an IC meeting in the afternoon for those members that could stay. He added

that the members just need to know in advance when one would be scheduled after the Board meeting. Ms. Emm commented that she is good with IC meeting after the Board meeting; however, there has to be enough time for the meeting to end before IC starts seeing its scheduled interviews.

Dr. Bennett asked if anyone had issues with scheduling a conference call one meeting. There were none. He stated IC and/or the Rules Committee could meet concurrently and then the Board could have its conference call at noon. He stated once the conference call was completed, committee business could resume. Dr. Gay made a motion to approve the 2019 meeting dates for January through August with the changes notes. Dr. Goggans seconded and the Board voted unanimously in favor of the motion. In the same motion, the Board voted to schedule the February 2019 meeting as a conference call and work session for IC and Rules Committee.

PDMP Advisory Board: Ms. Battle reported that the Board previously elected Dr. Treadway to serve as its representative for the PDMP Advisory Board. She stated that he was recently elected as Vice-Chairman. Dr. Treadway reported that the Advisory Board is researching continuing education courses on how to utilize the data base.

Dr. Greg Goggans made a motion and Dr. Bert Yeargan 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. Voting in favor of the motion were those present who included Dr. Richard Bennett, Ms. Becky Bynum, Dr. Tracy Gay, Dr. Tom Godfrey, Dr. Greg Goggans, Dr. Parag Soni, Dr. Brent Stiehl, Dr. Antwan Treadway and Dr. Bert Yeargan.

Executive Session

Licensure Overview Committee Appointments/Discussion Cases

- A.C.W.
- A.M.B.
- M.T.M.
- J.S.D.
- A.U.
- N.S.R.

Applications

- R.A.P.
- J.M.
- H.S.V.
- M.R.F.
- M.C.

Investigative Committee Report

Report Presented:

- DENT140004
- DENT150227
- DENT150228
- DENT150305
- DENT150406
- DENT160157
- DENT160165

- DENT160527
- DENT170035
- DENT170052
- DENT170075
- DENT170123
- DENT170185
- DENT170188
- DENT170217
- DENT170220
- DENT170222
- DENT170245
- DENT170247
- DENT170251
- DENT170336
- DENT180003
- DENT180026
- DENT180042
- DENT180070
- DENT180078
- DENT180091
- DENT180099
- DENT180107
- DENT180158
- DENT180166
- DENT180174
- DENT180178
- DENT180196
- DENT180257
- DENT180269
- DENT180276
- DENT1800277
- DENT170278
- DENT170138
- DENT160469
- DENT150121
- DENT160379
- DENT170219
- DENT130087
- DENT140024
- DENT140048
- DENT140176
- DENT150293
- DENT170042

The Board obtained input from the AG's office regarding investigative cases and discussions ensued regarding the efficient processing of such.

Executive Director’s Report – Ms. Tanja Battle

- R.E.W.

Attorney General’s Report – Mr. Max Changus

Mr. Changus presented the following consent orders for acceptance:

- N.V.C.
- A.J.D.

Legal Services – Ms. Kimberly Emm

- J.R.C.

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

Open Session

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

Licensure Overview Committee Appointments/Discussion Cases

- A.C.W. Request to terminate probation Approved request
- A.M.B. Renewal Pending Approved for renewal
- M.T.M. Dental Hygiene Exam Table pending receipt of additional information
- J.S.D. Dental Licensee Re-refer to the Department of Law
- A.U. Request for letter stating individual has met the terms of consent order Approved request
- N.S.R. Renewal Pending Refer to the Department of Law

Applications

- R.A.P. Dental Reinstatement Applicant Overturn denial and approve
- J.M. Dental Hygiene Reinstatement Approved application
- H.S.V. Dental Reinstatement Applicant Approved application
- M.R.F. Dental Faculty Applicant Approved application
- M.C. Inactive Status Approved application

Investigative Committee Report

Report Presented:

Complaint Number	Allegations	Recommendation
DENT140004	Quality of Care / Substandard Practice	Close No Action
DENT150227	Unprofessional Conduct.	Close No Action
DENT150228	Other	Close No Action
DENT150305	Quality of Care / Substandard Practice	Close No Action
DENT150406	Quality of Care / Substandard Practice	Close No Action
DENT160157	Quality of Care / Substandard Practice	Close No Action
DENT160165	Quality of Care / Substandard Practice	Close No Action
DENT160527	Quality of Care / Substandard Practice	Close with Letter of Concern
DENT170035	Morbidity and mortality	Close No Action
DENT170052	Quality of Care / Substandard Practice	Close No Action

DENT170075	Quality of Care / Substandard Practice	Close No Action
DENT170123	Quality of Care / Substandard Practice	Close No Action
DENT170185	Quality of Care / Substandard Practice	Close No Action
DENT170188	Quality of Care / Substandard Practice	Close No Action
DENT170217	Quality of Care / Substandard Practice	Close No Action
DENT170220	Quality of Care / Substandard Practice	Close No Action
DENT170222	Quality of Care / Substandard Practice	Close No Action
DENT170245	Quality of Care / Substandard Practice	Close No Action
DENT170247	Quality of Care / Substandard Practice	Close with Letter of Concern
DENT170251	Billing	Close No Action
DENT170336	Quality of Care / Substandard Practice	Close No Action
DENT180003	Quality of Care / Substandard Practice	Close No Action
DENT180026	Quality of Care / Substandard Practice	Close No Action
DENT180042	Quality of Care / Substandard Practice	Close No Action
DENT180070	Quality of Care / Substandard Practice	Close No Action
DENT180078	Quality of Care / Substandard Practice	Close with Letter of Concern
DENT180091	Quality of Care / Substandard Practice	Close No Action
DENT180099	Quality of Care / Substandard Practice	Close No Action
DENT180107	Quality of Care / Substandard Practice	Close No Action
DENT180158	Quality of Care / Substandard Practice	Close No Action
DENT180166	Quality of Care / Substandard Practice	Close No Action
DENT180174	Quality of Care / Substandard Practice	Close No Action
DENT180178	Quality of Care / Substandard Practice	Close No Action
DENT180196	Billing	Close No Action
DENT180257	Quality of Care / Substandard Practice	Close No Action
DENT180269	Quality of Care / Substandard Practice	Close No Action
DENT180276	Quality of Care / Substandard Practice	Close No Action
DENT1800277	Quality of Care / Substandard Practice	Close No Action
DENT170278	Quality of Care/Substandard Practice	Close No Action
DENT170138	Quality of Care/Substandard Practice	Refer to the Department of Law
DENT160469	Quality of Care/Substandard Practice	Refer to the Department of Law
DENT150121	Quality of Care/Substandard Practice	Re-Refer to the Department of Law
DENT160379	Quality of Care/Substandard Practice	Re-Refer to the Department of Law
DENT170219	Quality of Care/Substandard Practice	Close No Action
DENT130087	Quality of Care/Substandard Practice	Re-refer to the Department of Law
DENT140024	Quality of Care/Substandard Practice	Re-Refer to the Department of Law
DENT140048	Quality of Care/Substandard Practice	Request Clinical Assessment if individual refuses, re-refer to the Department of Law
DENT140176	Quality of Care/Substandard Practice	Close No Action
DENT150293	Action by Another Board/Agency	Close No Action; Flag License
DENT170042	Quality of Care/Substandard Practice	Close No Action

The Board obtained input from the AG's office regarding investigative cases and discussions ensued regarding the efficient processing of such.

Executive Director's Report – Ms. Tanja Battle

- R.E.W. Appearance Request

Request Approved

Attorney General's Report – Mr. Max Changus

Mr. Changus presented the following consent orders for acceptance:

- N.V.C. Private Consent Order accepted
- A.J.D. Private Consent Order accepted

Legal Services – Ms. Kimberly Emm

- J.R.C. Retractions of the previously reported default on Health Education Assistance Loan Matter is resolved and the Board will not seek any further action.

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

With no further business, the Board meeting adjourned at 1:34 p.m.

The next scheduled meeting of the Georgia Board of Dentistry will be held on Friday, December 7, 2018, at 11:00 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