

**GEORGIA BOARD OF DENTISTRY**  
**2 Peachtree St., N.W., 5<sup>th</sup> Floor**  
**Atlanta, GA 30303**  
**September 9, 2022**  
**10:00 a.m.**

**The following Board members were present:**

Dr. Glenn Maron, President  
Ms. Misty Mattingly, Vice-President  
Dr. Greg Goggans  
Dr. Michael Knight  
Dr. Larry Miles  
Dr. Ami Patel  
Dr. David Reznik  
Mr. Mark Scheinfeld  
Ms. Lisa Selfe  
Dr. JC Shirley  
Dr. Don Spillers  
Dr. Debra Wilson

**Staff present:**

Eric Lacefield, Executive Director  
Max Changus, Assistant Attorney General  
Clint Joiner, Attorney  
Brandi Howell, Business Support Analyst I

**Visitors:**

Amy Doehrman, Director of Boards and Appointments,  
Office of Governor Brian Kemp  
Graham Segrest, PDS  
Dr. Richard Callan, Promethean Dental Systems/SR  
Dr. Jerry Cooper, Promethean Dental Systems  
Dr. Randy Kluender, Georgia School of Orthodontics  
Dr. Mark Edwards, CRDTS  
Dr. Anthea Mazzawi, GAPD  
Danna Thompson, GDA  
Pam Cushenan, GDHA  
Margie Miller, AU/Dental College of Georgia  
Dr. Alan Furness, Dental College of Georgia  
Ethan James, GDHA  
Brooke Turner, SDC

**Open Session**

Dr. Maron established that a quorum was present and called the meeting to order at 10:04 a.m.

**Introduction of Visitors**

Dr. Maron welcomed the visitors.

**Approval of Minutes**

Dr. Goggans made a motion to approve the Public and Executive Session minutes from the August 5, 2022, meeting. Dr. Knight seconded, and the Board voted unanimously in favor of the motion.

**Report of Licenses Issued**

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

Dr. Spillers made a motion and Dr. Reznik seconded and the Board voted to enter into **Executive Session** for the purpose of receiving legal advice as authorized under O.C.G.A. §§ 50-14-1(e)(2)(c), 50-14-2(1). Voting in favor of the motion were those present who included Dr. Greg Goggans, Dr. Michael Knight, Dr. Glenn Maron, Ms. Misty Mattingly, Dr. Larry Miles, Dr. Ami Patel, Dr. David Reznik, Mr. Mark Scheinfeld, Ms. Lisa Selfe, Dr. JC Shirley, Dr. Don Spillers, and Dr. Debra Wilson. Also present was Ms. Amy Doehrman from the Office of Governor Brian Kemp.

## Executive Session

The Board requested legal advice.

The Board received counseled guidance from the Governor's office.

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

## Open Session

### **Petitions for Rule Waiver or Variance**

**Rule Variance Petition from Dr. Ryan D. Swiss:** Dr. Maron explained that Dr. Swiss submitted a petition for the variance of Rule 150-3-.01(7) and requested the Board accept his WREB scores. Dr. Knight made a motion to grant the petition as the Board finds that Dr. Swiss demonstrated evidence of a substantial hardship and provided adequate justification for the variance. The Board based its findings on the special circumstances related to a board-approved clinical exam not being available in a timeframe that Dr. Swiss' active military duty status would accommodate. Additionally, he successfully passed the WREB clinical examination in 2009, which involved a live patient. Dr. Goggans seconded. Discussion was held by Dr. Shirley, who inquired as to where Dr. Swiss was stationed that would prevent him from taking a board-approved examination and as to the reason why Dr. Swiss wanted a license to practice in Georgia. Dr. Shirley stated that he wanted more information about what Dr. Swiss' hardship was for submitting a petition. He further stated that it is not a matter of qualifications as Dr. Swiss has been in practice and completed a residency. He inquired if the Board had recently granted a petition for similar situations. Ms. Mattingly responded by stating that she could not recall the Board granting a petition to accept WREB results. There being no further discussion, the Board voted in favor of the motion, with the exception of Dr. Shirley and Ms. Mattingly, who opposed.

**Rule Waiver Petition from Hunter N. Beuhler:** Dr. Maron explained that Ms. Beuhler submitted a petition for the waiver of Rule 150-5-.02 and has requested the Board accept her ADEX manikin scores from 2021. Dr. Maron stated the Board has not accepted scores from the ADEX manikin dental hygiene exam previously, nor does it currently accept them. He inquired as to why Ms. Beuhler could not take an exam that is currently accepted by the Board. Ms. Mattingly responded by stating that the concern is there is a substantial financial hardship from taking another exam having just passed an exam a year ago. She further stated that the Board recently voted to post amendments to Rule 150-5-.02 accepting results from the ADEX manikin dental hygiene exam, but the Board was waiting to receive statutory authority from the Attorney General's office. She continued by stating that the Board has granted waivers many times for dentists and asked why the Board could not grant a waiver for dental hygienists. Dr. Maron commented that during the pandemic the Governor's Executive Order and the Board's Emergency Rule allowed for the acceptance of the CRDTS or ADEX manikin exam for dentists, but not dental hygienists. There being no further discussion, Ms. Mattingly made a motion to grant the petition. Dr. Wilson seconded. Members voting in favor of the motion were Ms. Selfe, Dr. Shirley, Ms. Mattingly and Dr. Wilson. Members opposed to the motion were Dr. Miles, Dr. Knight, Dr. Patel, Dr. Goggans, Dr. Maron, Mr. Scheinfeld and Dr. Spillers. Dr. Reznik abstained from the vote. The motion failed and waiver denied. Mr. Changus noted that the petition did not describe any unique, substantial hardship.

### **Correspondences**

**Correspondence from Suzanne Newkirk and Correspondence from Lynne Slim:** The Board discussed both of these correspondences regarding proposed Rule 150-5-.07 Administration of Local Anesthetic by Dental Hygienist. Both letters pertained to the Board's July meeting minutes and concerns expressed by Georgia Dental Association (GDA) regarding the safety of administration of local anesthesia by dental

hygienists to patients less than 18 years of age, administering block anesthesia, and delegating the service for the dentist's patients.

Dr. Maron stated that the comments made by Ms. Newkirk were well received. He further stated that he understood the concern, but from his perspective, if someone under the age of 18 needs local anesthesia there is probably something more significant going on with the patient, which would require the dentist to intervene. Dr. Maron continued by stating that he fully supports dental hygienists administering local anesthesia, but does feel suspect concerning the children aspect of it. He further stated that he does not see why a child would need local anesthesia to get his/her teeth cleaned in a daily practice. Dr. Maron commented that he agreed with 99% of Ms. Newkirk's letter, but was standing by the Board's decision of requiring the patient be 18 years or older in the proposed rule.

Ms. Pam Cushenan spoke to the Board and read the following letter:

*Georgia Board of Dentistry Members:*

*First, thank you for your consideration and work on allowing local anesthesia for dental hygienists. I am Pam Cushenan. While Ms. Newkirk's correspondence was provided independent of GDHA, I would like to share the GDHA's position.*

*The GDHA supported the proposed rules drafted by the Local Anesthesia Subcommittee of the Board last October 2021. The proposed rules were sound and reflected the scope of practice for local anesthesia for dental hygienists across the nation.*

*At the August 5 BOD meeting, proposed rule 150-5-.07 was amended to 1) increase the age of patients eligible to receive LA from a certified dental hygienist from 12 to 18 years and; 2) to restrict the administration of LA by the dental hygienist to only the hygienist's schedule patients.*

*While in attendance at the July 1 BOD meeting, the GDA voiced concerns on both topics. In response, I heard the Board charge the GDA to return to the August 5 Board meeting and present scientific data of support as not to act on hearsay.*

*During the August 5 BOD meeting, no further information was brought forth by GDA, yet these two concerns were voted on in the form of amendments to Rule 150-5-.07 without any proof of scientific evidence or conclusive data.*

*Furthermore, both amendments appear to be in violation of the law code O.C.G.A. 43-11-44 Discretionary Decisions Involving Treatment of Patients.*

*"It is a matter of public interest that all decisions involving or affecting the clinical dental treatment of a patient shall be left to the sole discretion of the licensed dentist providing treatment to the patient. The board shall be authorized to promulgate rules and regulations to supplement and ensure compliance with the requirements of this Code section."*

*Therefore, GDHA supports the law in that the licensed dentist should have the sole discretion for deciding what treatments are best for their patients in their practice whether it be a private office, a safety net setting, or a dental public health setting. The licensed dentist should be able to determine whether they want the hygienist to perform local anesthetic or not. Further, based on lack of scientific data showing harm by hygienists and based on the stated law code, GDHA is in opposition to both amendments.*

*Sincerely,  
Pam Cushenan, RDH, MS, FSCDH*

The Board took Ms. Cushenan's comments under advisement.

Discussion was held regarding when the public hearing for Rule 150-5-.07 Administration of Local Anesthetic by Dental Hygienist would be scheduled. Mr. Lacefield commented that the hearing would likely be scheduled for the Board's November meeting. Dr. Goggans inquired as to why the hearing had to wait to be scheduled for November. Mr. Changus responded by stating that the Board must have statutory authority to promulgate rules. He added that he sent a memo to staff earlier that morning stating the Board had such authority. He continued by stating that, prior to the public hearing, the Board is required to give 30 days' notice of its intended action. Mr. Lacefield commented that there are not 30 days between today's meeting and the October meeting.

Dr. Goggans inquired about amendments the Board voted to post to Rules 150-3-.01 Examination for Dental Licensure and 150-5-.02 Qualifications for Dental Hygienists. Mr. Changus responded that the memo he sent this morning included authority for those rules as well. Mr. Lacefield commented that scheduling the public hearing for the Board's November 4<sup>th</sup> meeting would be the earliest by law allowed for those rules.

Ms. Mattingly expressed her concerns with the amendments to Rule 150-5-.07 Administration of Local Anesthetic by Dental Hygienist voted on by the Board at its August meeting. Specifically, the language that states, "*A dental hygienist, under the direct supervision of a Georgia licensed dentist, may administer local anesthesia for hygiene purposes...*" Ms. Mattingly stated that her concern was that dental hygienists are auxiliary staff and the Board should allow the dentist to make the determination as to whether he/she wants the hygienist to administer local anesthesia. She continued by stating that everyone keeps saying dental hygienists just clean teeth; however, in Ms. Newkirk's letter to the Board, Ms. Newkirk stated she could not be in attendance at today's meeting due to her working with an oral surgeon that morning. Ms. Mattingly stated that dental hygienists do much more than clean teeth. She further stated that the proposed amendment inhibits the dental hygienist's ability to use another skill set.

Dr. Reznik stated that he disagreed that this Board thinks all dental hygienist just clean teeth. Ms. Mattingly responded by stating that she appreciated Dr. Reznik's comment, but it keeps being said. After discussion, Dr. Maron stated that he appreciated and understood both the political and clinical ramifications of what dental hygienists are trying to do. He stated that there was no reason why a dental hygienist should not be able to administer local anesthesia based on what the dental hygienist is doing that day. He continued by stating that his concern was regarding the individuals that will abuse the rule the wrong way. Dr. Maron explained that the Board's job is to protect the citizens of Georgia and that he stands behind the amendments made to the proposed rule that the Board voted to post. He added that the Board is progressing, but must still protect the public.

Ms. Mattingly responded by stating that she appreciated Dr. Maron's comments and the Board being supportive; however, her concern is there is no data that states a dental hygienist administering local anesthesia to anyone is harmful. She further stated that there is no other state in the country that has that limitation, so it hinders the profession. Dr. Maron asked how it hinders the profession. Ms. Mattingly responded by stating that the Board is hindering the dentist from utilizing auxiliary staff the way he/she wants to, which is what Ms. Cushenan just spoke of.

Ms. Cushenan commented that she is a respected dental team member. She stated that she is certified in local anesthesia. She continued by stating that if she has a patient that cancels at the last minute and the dentist is backed up and needs a person that is competent and qualified to administer local anesthesia to assist the patient in becoming comfortable until the dentist is ready, is not considered unethical. Ms. Cushenan stated that the dentist is utilizing someone with certified skills. Dr. Maron responded by stating

that scenario has to do with time management and productivity of the dentist. He added that it is “apples and oranges”. He stated that would be starting down a slippery slope.

Ms. Mattingly stated that she agreed with the comments made by GDHA and wanted to go on record with her concerns because the amendment hinders the advancement of the profession. Discussion was held by Dr. Spillers regarding how the continuing education requirements for dental hygienists to administer local anesthesia compared to the requirements a dentist receives while in dental school. Ms. Mattingly commented that she provided that specific information when the Local Anesthesia Committee met and it was currently available on Sharepoint. She added that the 60 hours of coursework required by proposed Rule 150-5-.07 are stricter than any other state, with the exception of Florida, and are more hours than what dentists receive in dental school. Ms. Mattingly stated that North Carolina only requires 16 hours of coursework. She further stated that the course at the Dental College of Georgia (DCG) is taught by an anesthesiologist. Dr. Spillers asked if the course offered by DCG was the only acceptable course. Ms. Mattingly responded by stating that the rule was amended to allow for any Commission on Dental Accreditation (CODA) approved dental education program, or board-approved course.

Dr. Reznik commented that he has been very supportive in regard to dental hygienists administering local anesthesia for periodontal procedures. He stated that he was not in support of a dental hygienist administering local anesthesia for other procedures because the dentist was running late. Ms. Mattingly responded by stating that the Board determined that it should be up to the dentist to make the decision for his/her auxiliary staff. Mr. Lacefield commented that a public hearing would be scheduled for members of the public to make comments regarding the proposed rule. Dr. Maron agreed and stated that any further comments on the matter could be addressed at the public hearing.

**Correspondence from Kimber Cobb, Director, Dental Hygiene Examinations, CDCA-WREB-CITA:**

The Board considered this correspondence from Ms. Cobb regarding misinformation provided at the Board’s August meeting related to CDCA-WREB-CITA and ADEX examinations. Ms. Cobb’s letter further stated that CDCA-WREB-CITA wanted to be sure the Board had the most accurate and reliable information straight from the source regarding CDCA-WREB-CITA and the ADEX examinations. Additionally, beginning in January 2023, the ADEX examination products will be administered for dental and dental hygiene and the WREB legacy dental and dental hygiene examinations will no longer be administered.

Dr. Maron stated that Dr. Stiehl provided information regarding the differences between CRDTS and ADEX dental simulated patient examinations. Dr. Maron inquired if the Board was waiting to receive statutory authority from the Attorney General’s office on Rules 150-3-.01 Examination for Dental Licensure and 150-5-.02 Qualifications for Dental Hygienists. Mr. Lacefield responded by stating that the Board received a memo from Mr. Changus earlier that morning granting statutory authority for both rules. He stated that both rules would be considered at the public hearing in November. Dr. Maron commented that the goal of the proposed amendments to Rules 150-3-.01 Examination for Dental Licensure and 150-5-.02 Qualifications for Dental Hygienists is to standardize the acceptance of exams for dentists and dental hygienists.

**General – Dr. Glenn Maron**

**Rule 150-3-.01 Conscious Sedation Permits:** Dr. Maron stated that it has come to the Board’s attention there are inconsistencies with the amendments to Rule 150-13-.01 Conscious Sedation Permits adopted by the Board in May and sent to the Governor’s office for review. He explained that the rule will need to go back to the Sedation Committee later in the month to address the concerns. Dr. Shirley inquired as to what the concerns were. Dr. Maron responded by stating that the concerns were regarding the requirement of 60 hours of didactic in-person instruction. Ms. Mattingly made a motion to refer Rule 150-13-.01 Conscious

Sedation Permits back to the Sedation Committee for reconsideration. Dr. Reznik seconded, and the Board voted unanimously in favor of the motion.

**Sleep Apnea:** Dr. Maron inquired as to where the Board stood regarding authorizing a dentist to order a home sleep study. He stated that the Board previously discussed amending its policy statement to state that it is not contraindicated for a dentist to order a home sleep study, and the interpretation of the sleep study would be done by a physician. Dr. Knight responded by stating that the Sleep Apnea Committee would need to meet again to make sure the wording of the policy statement is appropriate. Mr. Lacefield added that additional comments had been received and the Sleep Apnea Committee would need to meet again. Dr. Maron stated that he wanted to make sure the Board was moving forward on this matter.

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

No report.

#### **Executive Director's Report – Mr. Eric Lacefield**

Mr. Lacefield reminded the members of the Board and public that the October meeting will be held in person at the Dental College of Georgia.

Dr. Goggans commented that the Board's November meeting would be a long day since a public hearing was scheduled and asked everyone to plan ahead for such.

Discussion was held regarding members of the Board touring the Dental College of Georgia the morning of the October meeting. Dr. Furness commented that the school would be happy to provide a tour.

#### **Legal Services – Mr. Clint Joiner**

**Correspondence from Justin Sperlein:** Mr. Joiner discussed this correspondence from Mr. Sperlein, who is an out of state dental student at a CODA accredited dental college. Mr. Sperlein's inquiry requests clarification regarding completing a dental student externship and if he would be considered a student of an accredited dental college or resident in an advanced dental education program as described in O.C.G.A. § 43-11-20. After discussion, the Board directed staff to respond to Mr. Sperlein by stating that students from CODA accredited dental colleges may come to Georgia for externships and do qualify under O.C.G.A. § 43-11-20 as "students of accredited dental colleges" for the purposes of practicing as a dental student. However, this practice may only be under the supervision of a Georgia licensed dentist at a CODA approved facility affiliated with a dental school. Students may not practice in a private office, even under the supervision of a Georgia licensed dentist.

#### **Miscellaneous**

**Coronal Polishing Course Submissions:** Ms. Mattingly made a motion to approve the course submissions from Augusta Technical College and Coronal Polishing Program Assisting 101 Dr. Michael Mansouri. Dr. Reznik seconded, and the Board voted unanimously in favor of the motion.

**Expanded Duties Course Submission:** Dr. Wilson made a motion to approve the course submission from Georgia Dental Society. Dr. Reznik seconded, and the Board voted unanimously in favor of the motion.

**Professional Learning Services' Dental Hygiene Refresher Program:** The Board discussed this request for consideration and approval of Professional Learning Services' Dental Hygiene Refresher Program. Dr. Wilson made a motion to deny the request as the program is not affiliated with a CODA accredited hygiene school. Ms. Mattingly seconded and the Board voted unanimously in favor of the motion.

**Proposed 2023 Meeting Dates:** The Board recommended tabling consideration of this matter until its October meeting.

**Proposed Sedation Evaluator:** Dr. Shirley made a motion to approve Dr. Michael Milano as a consultant for the Sedation Committee. Dr. Reznik seconded, and the Board voted unanimously in favor of the motion.

**References for Dental Applications:** Discussion was held regarding references for dental applicants and whether or not the Board should require a professional reference instead of a personal reference. Mr. Lacefield read the following language on the reference form:

*“..You have been given this form as one who knows the applicant well and can attest to his/her character, ability, reputation, and professional attainments. The statements you provide must be from personal knowledge only...”*

Mr. Lacefield continued by reading the questions listed on the reference form:

1. *Are you a licensed dentist?*
2. *How long have you known the applicant?*
3. *In what capacity have you known him/her?*
4. *Do you know anything reflecting adversely on the applicant’s integrity or general good character?*
5. *Do you feel that this applicant is qualified to have responsibility of a dental office?*
6. *Would you feel comfortable going to this person for your dental needs?*
7. *What is the applicant’s character, reputation, and standing in the community?*

After further discussion, Dr. Knight made a motion to not make any changes to the language on the reference form. Dr. Goggans seconded, and the Board voted in favor of the motion, with the exception of Dr. Wilson, who opposed.

**Rule 150-3-.01 Examination for Dental Licensure:** Dr. Furness commented that when the notice of the rule change is posted, there will be a lot of angst from members of the senior class who are midway through his/her licensure exam related to the periodontal portion being changed. He explained by stating that the Board voted to amend its rule at the August meeting to require periodontal probing as part of the exam. He stated that the ADEX exam has not had that component for 10-15 years. He further stated that it invalidates the second part of the student’s exam that they are halfway through. Dr. Furness continued by stating that when notice of the proposed amendments is posted, there will be a lot of questions and the students will need direction. Dr. Knight asked if it would be helpful to include an effective date listed in the rule. Dr. Furness responded by stating that it would be helpful.

Dr. Furness commented that there is concern that it could be months before the proposed rule is effective and this causing apprehension amongst the students. He stated that if the Board finds periodontal probing to be a key element, it would be great to provide the students with an effective date. Dr. Knight commented that he does not think the students should be penalized. Dr. Maron asked if Dr. Furness was asking for those students that are currently taking the exam to be grandfathered out of taking the periodontal probing portion. Dr. Furness responded affirmatively. Dr. Spillers suggested amending the rule to require an effective date of June 1, 2023. Dr. Maron responded by stating that the Emergency Rule was no longer in effect and the students who are now taking the manikin-based exam would need to submit a rule petition.

Discussion was held regarding the students already starting part I of the manikin exam when the Board's emergency rule was in effect. Mr. Changus commented that, to the extent there is a conflict with how the rule is currently written, if there is a substantial hardship, the student could petition the Board for a rule waiver. Dr. Maron inquired if those students who started the process during the pandemic would qualify under the emergency rule. Dr. Furness commented that the school has to order materials ahead of time to get the student prepared for whatever exam he/she needs to take.

Mr. Changus asked Dr. Furness if the students started the manikin-based exam prior to the expiration of the Governor's Executive Order. Dr. Furness answered affirmatively and stated the students started the exam in March 2022. Mr. Changus stated that the intent of the Executive Order was to allow utilization of the manikin exam. He explained that the exam is a long term project rather than something that is taken in a few days and if the student started the exam when the Executive Order was in effect, there may be an argument that they were under those terms at the time. Mr. Changus stated he would be happy to look into the matter further.

Dr. Furness commented that the student needs to know how to probe to detect calculus. Dr. Rick Callan, Promethean Dental Systems/SRTA, commented that whether or not there is periodontal probing will not happen until March. He stated that if the rule does not pass, it is irrelevant because the student would have to take the patient-based exam. Dr. Maron asked Dr. Callan, if the proposed rule amendments pass, could periodontal probing be on the exam. Dr. Callan responded affirmatively. Dr. Furness noted that Dr. Callan is with a different exam agency.

Dr. Mark Edwards, Director of Dental Examinations at CRDTS, spoke to the Board. He stated that the ADEX exam is a 100% scaling exam. He explained that to take ADEX, the student does have to take the DOSCE, but the periodontal portion is optional. He added that there is no psychomotor probing or calculus detection. Dr. Edwards stated that there is 40% psychomotor diagnosis on the CRDTS exam. He continued that the exam assesses intra oral examination and calculus detection with periodontal probing. He stated that one option is for the candidate take the CRDTS periodontal exam and wait and see if ADEX changes. Dr. Maron asked if the student takes the ADEX exam being given at DCG and the Board decides periodontal probing is required, the student could take the CRDTS periodontal portion. Dr. Edwards responded by stating that would be the case, if the Board accepted different portions of different exams. Dr. Furness commented that, historically, the Board has only accepted one full exam, not portions of different exams.

Discussion was held by the Board in regard to scheduling a meeting prior to the October meeting for the Board to further discuss the exact language it wants in the rule versus getting to the public hearing and deciding to pull the rule back and having to start over with the process.

Dr. Spillers commented that he does not think this is something the Board needs to rush through. He asked if the Board could vote to allow this particular DCG class to continue with the same exam approved under the emergency rule. He added that in doing so would allow the Board time in getting the language precise. Dr. Maron inquired as to how the Board would handle new graduates coming from out of state. Dr. Spillers responded by stating that the Board should allow them to continue with the same exam as well if the student passed an exam approved under the emergency rule. Dr. Maron stated that, while he agrees with Dr. Spillers' concerns, the Board does not just serve DCG. He continued by stating that the Board serves the citizens of Georgia and for the Board to only grandfather DCG students is not right. Dr. Spillers stated that he was not just speaking of DCG students. He suggested the Board not rush into something when it does not have all the information. Dr. Maron commented that the Board has been discussing this matter for a while and did not think it could grandfather in DCG students. He asked Mr. Changus if the Board had the



ability to do so. Mr. Changus responded by stating that it does not and the Board is obligated to follow its rules.

Dr. Goggans inquired as to what could be amended to take care of the probing issue. Dr. Maron stated he agreed with Dr. Furness' earlier comment stating that if one does perio, he/she has to be able to probe. Dr. Maron inquired if anyone felt probing by itself was more important or as important as periodontal scaling. Dr. Edwards responded by stating that he is a board-certified periodontist. He continued by stating there has to be a component of periodontal probing and calculus detection. He added that the Board has to protect the public. Dr. Maron asked if the OSCE exam has that component. Dr. Edwards responded by stating that psychomotor calculus detection is not on the OSCE exam.

Dr. Goggans inquired if it was correct for him to state that by February 2023 all states will be accepting the ADEX exam, which does not have psychomotor probing. Dr. Edwards responded affirmatively. Dr. Edwards suggested the Board not do what the other states are doing, but do what is right. For clarification, Dr. Goggans stated that DCG students are now taking an exam that does not have a psychomotor probing component, but the Board is amending its rule to require such. He suggested removing the term "psychomotor". Dr. Furness commented that if the Board required psychomotor probing, DCG could accommodate, but it would be difficult to accommodate this year. Dr. Callan commented that the Board denied a rule waiver petition last month from an individual that had not taken an exam with a periodontal component; however, the Board did allow the individual to take the SRTA periodontics portion administered by Promethean Dental Systems, which would be in compliance with what the amended rule would say.

Ms. Doehrman commented that she did not understand the benefit in adding psychomotor probing and making it hard for students if other states do not think it is necessary in terms of the ADEX exam. Dr. Goggans responded by stating that is the reason he suggested removing that specific language from the proposed amendment.

Dr. Maron asked Dr. Edwards if what he was implying to Dr. Goggans is that other states are doing it wrong. Dr. Edwards responded by stating that is not what he was saying. He explained that other states are not aware of it as they take the word of the testing agency. He continued by stating that the Board has the opportunity to look objectively at the exam and do what is right for Georgia.

Dr. Maron asked Dr. Furness why DCG went with the ADEX examination. Dr. Furness responded by stating that the Board decided that is the exam it wanted to accept. He stated that DCG enjoyed a long relationship with CRDTS, but there were fewer and fewer places that would administer the CRDTS examination. He continued by stating that the Board approached the school a few years ago with its concerns regarding availability of the exam and asked about ADEX. Dr. Furness explained that DCG stated it would be willing to host the exam. Dr. Goggans inquired as to why the school went with the manikin-based exam versus a live patient exam when the board had not passed a permanent rule accepting a manikin-based exam. Dr. Furness responded that the school prepared its students for the manikin-based exam due to the public health emergency.

Dr. Maron expressed his concerns about the amendments to the rule being pushed back if the Board was not able to come to a decision soon. Mr. Lacefield responded by stating that the Board could stay on schedule with its public hearing if it scheduled a meeting in two weeks to vote on the appropriate language. Dr. Maron agreed and stated the Board could schedule a virtual meeting to discuss the issues. He suggested the members be thinking about whether it wants to keep periodontal probing, or provide a variance for students for this year. Mr. Changus reminded the members that, by law, it must give 15 days' notice for a meeting.

Dr. Spillers stated that he understood Dr. Furness' concerns. He explained that he is a parent of a dental student who graduated a year ago during the pandemic. He stated that it was a stressful time as one week the students were told they have to do a patient-based exam and the next week a manikin-based exam. Dr. Spillers stated that whatever the Board decides, it needs to let the students know what his/her pathway should be. He added that making the students wait is not acceptable. Dr. Maron stated that he does not think there is one person on the Board not willing to move forward with the manikin-based exam. He further stated that the Board has taken a huge step forward, but this is a hiccup and the Board would get it figured out for the sake of the students.

Dr. Randy Kluender, Georgia School of Orthodontics, commented that this does not just concern DCG students, but also effects students coming into the state to be educated. He added that it is a big interest to Georgia School of Orthodontics because of its residency program.

There being no further discussion, Mr. Lacefield stated that staff will send out an email to board members about availability for a virtual meeting.

Ms. Mattingly made a motion and Dr. Wilson seconded and the Board voted to enter into **Executive Session** in accordance with O.C.G.A. § 43-1-19(h), § 43-11-47(h), and § 43-1-2(h), 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. Greg Goggans, Dr. Michael Knight, Dr. Glenn Maron, Ms. Misty Mattingly, Dr. Larry Miles, Dr. Ami Patel, Dr. David Reznik, Mr. Mark Scheinfeld, Ms. Lisa Selfe, Dr. JC Shirley, Dr. Don Spillers, and Dr. Debra Wilson.

## Executive Session

### Licensure Overview Committee Appointments/Discussion Cases

- T.J.R.
- Y.C.L.

### Applications

- R.D.W.
- J.M.R.
- B.H.N.
- P.S.
- D.V.B.
- J.W.S.
- P.C.
- T.H.H.
- R.J.H.
- D.J.K.
- N.K.
- G.A.T.
- R.C.R.
- R.J.O.
- I.T.Y.

### Correspondence

- N.B.

**Investigative Committee Report – Dr. Glenn Maron**

No report.

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

The Board received legal advice regarding Rules 150-3-.01 Examination for Dental Licensure, 150-3-.09 Continuing Education for Dentists, 150-5-.02 Qualifications for Dental Hygienists, 150-5-.05 Requirements for Continuing Education for Dental Hygienists, 150-5-.07 Administration of Local Anesthetic by Dental Hygienists and 150-8-.01 Unprofessional Conduct Defined.

**Executive Director’s Report – Mr. Eric Lacefield**

- N.J.C.
- M.C.V.

**Legal Services – Mr. Clint Joiner**

No report.

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

**Open Session**

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

**Licensure Overview Committee Appointments/Discussion Cases**

- |          |                               |                      |
|----------|-------------------------------|----------------------|
| • T.J.R. | Dental Hygiene Exam Applicant | Approved application |
| • Y.C.L. | Dental Faculty Applicant      | Approved application |

**Applications**

- |          |                                    |                                 |
|----------|------------------------------------|---------------------------------|
| • R.D.W. | Dental Exam Applicant              | Approved application            |
| • J.M.R. | Dental Credentials Applicant       | Denied application              |
| • B.H.N. | Dental Credentials Applicant       | Denied application              |
| • P.S.   | Dental Credentials Applicant       | Denied application              |
| • D.V.B. | Initial Moderate Parenteral CS     | Approved for provisional permit |
| • J.W.S. | Initial Moderate Parenteral CS     | Approved for provisional permit |
| • P.C.   | Initial General Anesthesia         | Approved for provisional permit |
| • T.H.H. | Initial General Anesthesia         | Approved for provisional permit |
| • R.J.H. | Additional Site-General Anesthesia | Denied application              |
| • D.J.K. | Dental Reinstatement Applicant     | Approved application            |
| • N.K.   | Dental Reinstatement Applicant     | Approved application            |
| • G.A.T. | Dental Faculty Applicant           | Approved application            |
| • R.C.R. | Dental Faculty Applicant           | Approved application            |
| • R.J.O. | Dental Volunteer Applicant         | Ratification of approval        |
| • I.T.Y. | Injectable Pharmacologics          | Denied application              |

**Correspondence**

- |        |   |                  |
|--------|---|------------------|
| • N.B. | Request for 4 <sup>th</sup> attempt to take board approved exam | Approved request |
|--------|---|------------------|

**Investigative Committee Report – Dr. Glenn Maron**

No report.

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

The Board received legal advice regarding Rules 150-3-.01 Examination for Dental Licensure, 150-3-.09 Continuing Education for Dentists, 150-5-.02 Qualifications for Dental Hygienists, 150-5-.05 Requirements for Continuing Education for Dental Hygienists, 150-5-.07 Administration of Local Anesthetic by Dental Hygienists and 150-8-.01 Unprofessional Conduct Defined.

**Executive Director’s Report – Mr. Eric Lacefield**

- N.J.C. Request regarding application for dental licensure by examination Board directed staff to respond by stating the individual must pass an exam that meets the requirements of Board Rule 150-3-.01.
- M.C.V. Request regarding application for dental hygiene licensure by examination Board directed staff to respond by referring the individual to O.C.G.A. § 43-11-71, which requires a dental hygiene applicant to be a graduate of a dental hygiene school accredited by the Commission on Dental Accreditation.

**Legal Services – Mr. Clint Joiner**

No report.

Ms. Selfe seconded, and the Board voted unanimously in favor of the motion.

**Miscellaneous**

The Board discussed scheduling a conference call the week of September 26<sup>th</sup> to discuss Rule 150-3-.01 Examination for Dental Licensure.

With no further business, the Board meeting adjourned at 1:04 p.m.

The next scheduled meeting of the Georgia Board of Dentistry will be held on Friday, October 7, 2022, at 10:00 a.m. at the Dental College of Georgia at Augusta University, 1430 John Wesley Gilbert Drive, Augusta , GA 30912.

Minutes recorded by Brandi Howell, Business Support Analyst I  
Minutes edited by Eric R. Lacefield, Executive Director