

**GEORGIA BOARD OF DENTISTRY
Board Meeting
February 11, 2010
Professional Licensing Board
237 Coliseum Drive
Macon, GA 31217**

The following Board members were present:	Others Present:
Dr. Becky Carlon Dr. Isaac Hadley Ms. Pam Bush Dr. Clark Carroll Dr. Thomas Godfrey Dr. Stephan Holcomb Dr. Logan Nalley Ms. Elaine Richardson Dr. Barry Stacey	Reagan Dean, Board Attorney Anita Martin, Executive Director Carol White, Board Support Specialist Dr. Don Benton, GDA Melana McClatchey, GDA Sandra Freedman Elizabeth Appley, GDHA Michelle Boyce, GDHA Nancy DeMott, GDHA Dr. Elizabeth Lense, Div. of Public Health Cameron Pennybacker, Diversity Assets Thomas Price, GAGD Carol Smith, DCH Brittany Thomas, GAGD

Dr. Carlon established that a quorum was present and the meeting that was scheduled to begin at 9:30 a.m., was called to order at 9:33 a.m.

Introduction of visitors – Dr. Carlon welcomed the visitors.

Open Session

Minutes from the January 7, 2010 Board meeting

- Dr. Hadley made a motion to approve as amended. Dr. Nalley seconded the motion and it carried unanimously.

Credentialing Committee – Dr. Rebecca Carlon

- Dr. Carlon queried the Board as to whether or not WI can be considered an acceptable state for credentials. It is on the Board’s list for credentials licensure as an acceptable state.

Dental Hygiene Committee – Ms. Pamela Bush, RDH

- Ms. Bush stated she had attended the Captain and Coordinators meeting in Kansas City.
- Ms. Bush shared with the Board the new calibration system will be implemented at this exam session.

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- Ms. Bush shared with the Board MCG is the first exam administered this examination period and will be held the first weekend in March 2011. Ms. Bush stated candidates will not be able to notice a difference in prior examinations other than the changes on the health history form.

Legislative Committee – Drs. Steve Holcomb and Henry Cook

- The Dental Medicaid bill has been withdrawn as the Governor has asked for additional information.
- Representative Wilkinson has introduced a bill for non-covered dental services; insurance companies can't force a contract on Dentist.
- The Volunteer Dental continuing education legislation has been withdrawn.
- The Prescription Monitoring Act has been introduced again this year.
- The Governor has appointed a commission to review Insurance Mandates. One of the committee members will be a dentist.

Rules Committee

- Dr. Godfrey asked if the Board was willing to proceed with review of Board Rule 150-5.03 Supervision of Dental Hygienists. Dr. Holcomb stated that the Board voted at the January meeting that this revised rule would come to the Board at this March 2011 meeting. The full Board considered a draft of the rule along with the February 9, 2011 email from Dr. Elizabeth Lense. Dr. Holcomb made a motion to post Board Rule 150-5.03 Supervision of Dental Hygienists. Dr. Godfrey seconded the motion and it carried unanimously.

150-5.03 Supervision of Dental Hygienists.

(1) Any reference to a dental hygienist in this rule means a Georgia licensed registered dental hygienist.

(2) Direct supervision as it pertains to procedures delegated to a dental hygienist shall mean that a dentist licensed in Georgia is in the dental office or treatment facility, personally diagnoses the condition to be treated, personally authorizes the procedures and remains in the dental office or treatment facility while the procedures are being performed by the dental hygienist and, before dismissal of the patient, examines the patient.

(3) A dental hygienist shall perform his or her duties only under the direct supervision of a duly licensed dentist who is licensed to practice in the state of Georgia.

(a) The requirement of direct supervision shall not apply to the educational training of dental hygiene students at an institution approved by the Board and the Commission on Dental Accreditation of the American Dental Association (CODA ADA).

1. Dental hygiene programs shall follow the rules and standards as outlined in the CODA ADA standards.

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(b) The requirement of direct supervision shall not apply to the performance of dental hygiene duties at approved dental facilities of the Department of Human Resources, Community Health, county boards of health, or the Department of Corrections or school-based Public Health programs.

1. In all instances of supervision of dental hygienists employed or under contract with approved dental facilities of the Department of Community Health, county boards of health, Department of Corrections or school-based Public Health programs, the dentist assumes responsibility for determining in the basis of diagnosis the specific treatment patients will receive and may only designate performance by dental hygienists of those treatments specifically identified in subsection (5)(a) through (e) and (g) of this rule. The application of fluoride varnish or fluoride rinse by a dental hygienist does not require an examination by a dentist.

2. Dental hygiene duties performed at approved dental facilities of the Department of Community Health, county boards of health, Department of Corrections or school-based Public Health programs shall be allowed under supervision. Supervision as it pertains to procedures delegated to a dental hygienist shall mean that the licensed dentist is not on the premises but has given written authorization for the treatment of the patient.

(c) The requirement of direct supervision shall not apply to the performance of dental hygienists providing dental screenings in settings which include schools, hospitals, and clinics and state, county, local, and federal public health programs. Other health fair settings must be pre-approved by the board.

(4) No dentist shall supervise more practicing dental hygienists than he or she can safely and reasonably supervise in order to ensure that the health, safety, and welfare of patients are protected.

(5) In addition to routine duties and the procedures of any of the operations or procedures authorized in O.C.G.A. §43-11-74, the following activities may be performed by a dental hygienist working under the direct supervision of a dentist:

(a) All the duties that are usually performed by a dental assistant pursuant to Title 43, Chapter 11, Article 4 of the Official Code of Georgia Annotated and Chapter 150-9 of the Rules of the Georgia Board of Dentistry, under the limitations and stipulations set forth in Title 43, Chapter 11, Article 3 of the Official Code of Georgia Annotated and Chapter 150-5 of the Rules of the Georgia Board of Dentistry.

(b) Take and mount oral x-rays;

(c) Apply medications and/or solutions approved by the Board and prescribed by the dentist that can be applied by methods approved by the Board, be that by irrigation, tray, or insertion of bioresorbable materials;

(d) Remove calcareous deposits, secretions, and stains from the surfaces of teeth.

Ultrasonic technologies are authorized for use by dental hygienists;

(e) Utilize techniques and materials necessary for the application of sealant(s) to pits of and fissures of teeth;

(f) Perform root planing and curettage with hand instruments; and

(g) Perform periodontal probing.

(6) Nothing in these rules shall be construed as authorizing dental hygienists to utilize other techniques in the course of the performance of their duties, otherwise authorized by these rules. Only dentists licensed by the Georgia Board of Dentistry shall be authorized

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to perform procedures involving laser technology which alters tissue, creates thermal effect, or is intended to cut, coagulate, photocoagulate, vaporize, or ablate essentially any soft or hard tissues of the body. Additionally only dentists licensed by the Board shall be authorized to perform procedures utilizing air abrasive technology, which is normally intended for cavity preparation or enamel removal. This is to be distinguished from "micro etching" and "air polishing" technologies which are intended for stain removal and roughening the surfaces of enamel to enhance bonding, similar to acid etching, (i.e., Micro etching and air polishing are technologies authorized for use by dental hygienists).

- Ms. Martin received an email from Dr. Elizabeth Lense regarding the vote to post Board Rule 150-5-.03 Supervision of Dental Hygienists and provided the information to the Board.

Education Committee Report – Dr. Thomas Godfrey

- Dr. Carlon charged the Education Committee to meet to discuss:
 Resident Licensure
 Billing for private practice services through the college
 Request that both MCG and Emory provide a composite of the Residents in their respective programs
- Dr. Godfrey will coordinate a conference call meeting for the Education Committee.
- Dr. Godfrey stated that Dr. Drisko asked if a faculty member could provide supervision of students to practice at off-site locations. Dr. Carlon has previously advised Dr. Drisko that this practice was not allowed.

Ratify Licenses Ratify Licenses – Dr. Cook made a motion to approve the ratified license list. Ms. Richardson seconded the motion and it carried unanimously.

License Number	Name	License Type
DH011164	Waidzulis, Erin Marie	Dental Hygienist
DH011165	Brown, Kywana Nocolé	Dental Hygienist
DH011166	Thomas, Tamaría MarShay	Dental Hygienist
DH011167	Peterson, Emily Brooke	Dental Hygienist
DH011168	Brookbank, Danyell Gerri	Dental Hygienist
DH011169	Carr, Holly Corrine	Dental Hygienist
DH011170	Steeley, Donna Lee	Dental Hygienist
DH011171	Patel, Visa R	Dental Hygienist
DH011172	Rechtin, Julie Evans	Dental Hygienist
DH011173	Anderson, Summer Lynn	Dental Hygienist
DH011174	Wheeler, Lauren Whitney	Dental Hygienist
DH011175	Oliver, Justin Jerome	Dental Hygienist
DH011176	Hill, Jamie Marie	Dental Hygienist
DHF000054	Carr, Holly Corrine	Dental Hygiene Faculty
DN014203	Sagunathy, Kavi	Dentist

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DN014204	Tosto, Ronald Andrew	Dentist
DN014205	Johnson, Aaron Alma	Dentist
DN014206	Dirla, Florin	Dentist
DN014207	Bagheri, Shahrokh C	Dentist
DN014208	Shepard, Keith E	Dentist
DN014209	Carney, Gilbert Dudley	Dentist
DN014210	Cucuras, John Nichoas	Dentist
DN014211	Jeong, Wook	Dentist
DN014212	Miller, Ivo Aaron	Dentist
DN014213	Park, Chin Suk	Dentist
DN014214	Bush, Sharla Kaye	Dentist
DN014215	Wallace, Joni Kathryn	Dentist
DN014216	Allen, Matthew Frederick	Dentist
DN014217	Shin, Jocelyn Ye Young	Dentist
DNCS000292	Fletcher, Robert Lee, III	Conscious Sedation Permit
DNCS000293	Mamut, Lana Lvovna	Conscious Sedation Permit
DNCS000294	Weigt, Amanda Sue	Conscious Sedation Permit
DNCS000295	Litterer, Mark Thomas	Conscious Sedation Permit
DNCS000296	Litterer, Mark Thomas	Conscious Sedation Permit
DNF000358	Susin, Lisiane Ferreira	Dental Faculty
DNGA000254	Kao, Solon Ting-Yao	General Anesthesia Permit
DNGA000255	Ellis, Robert E	General Anesthesia Permit
DNGA000256	Gardner, Jess Alter, III	General Anesthesia Permit
DNGA000257	Mcghee, Barton Luther, Jr	General Anesthesia Permit
DNGA000258	Ferrara, Eric Dante	General Anesthesia Permit
DNGA000259	Patel, Jay Jitendra	General Anesthesia Permit
DNGA000260	Stevens, Mark Richard	General Anesthesia Permit
DNGA000261	Ferguson, Henry W	General Anesthesia Permit
DNGA000262	Anderson, James D, Jr	General Anesthesia Permit
DNGA000263	Anderson, James D, Jr	General Anesthesia Permit
DNGA000264	Anderson, James D, Jr	General Anesthesia Permit
DNGA000265	Anderson, James D, Jr	General Anesthesia Permit
DN012154	Diana Yuan Lin	Reinstatement

Examination & CRDTS Committee Reports – Drs. Carroll, Nalley and Ms. Bush

- Dr. Nalley stated the MCG exam is March 4, 2011. Dr. Holcomb made a motion to move the Dental Board meeting to 3-11-11. Dr. Nalley seconded and the motion was carried unanimously.

Correspondence from Dr. James C. McSwiney re: Volunteer dentistry and Emergency Care.

- Dr. Holcomb made a motion to advise Dr. McSwiney that the Board Rule requires that you have emergency care set up and that he has exhibited due date diligence as long as

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“reasonable arrangements” are made for patient care in emergency situations. Dr. Stacey seconded the motion and it carried unanimously.

Request from Phillip P. Rothermel, DDS to meet with the Board to consider his application for credentials.

- Ms. Richardson made a motion to advise Dr. Rothermel to submit a rule variance/waiver request to the Board and they will consider. Dr. Cook seconded the motion and it carried unanimously.

Discussion of use of Botox in dentistry – Does the AG’s advice need to be revisited?

- Drs. Hadley and Stacey will gather information on the availability of Botox training programs. They will report back to the Board to see if the Attorney General’s information needs to be updated.

General – Dr. Rebecca Carlon

- Dr. Carlon reminded all Board members that the March 4, 2011 board meeting has been changed to March 11, 2011 and for members to revise their calendars.

Executive Director’s Open Session - Ms. Anita Martin

- Ms. Martin presented a request from MCG for Dr. Holcomb to speak to the Senior Class regarding the CRDTS Exam on Monday, February 28, 2011. Dr. Stacey motioned, Ms. Bush seconded and the Board voted to approve the request.
- Ms. Martin provided the text of the renewal hold e-mails.
- Ms. Martin stated she had researched rules and regulations pertaining to Teledentistry with other states, Alabama, South Carolina, Louisiana, Texas and she had only had response back from Louisiana who does not regulate teledentistry.
- Ms. Martin discussed the letter received from Secretary of State Brian Kemp concerning the budget. Ms. Martin shared there will be no in person Board meetings in June 2011.
- Ms. Martin queried the board re: election of officers for 2011-2012. Ms. Martin stated the Board might want to consider early nominations in April 2011 and elect officers at the May 2011 board meeting or delay the nominations until May 2011 and elect officers at the July 2011 Board meeting. Ms. Martin stated the MCG graduation is for May 5, 2011 and the Dental Board meeting is for May 6, 2011 so the statute is met. Dr. Stacey asked if the Board has a rule in place to elect officers at the June 2011 Board meeting.

Attorney General’s Open Session – Mr. Reagan Dean

- Ms. Dean discussed the North Carolina Board of Dentistry lawsuit with the FTC concerning teeth whitening.
- Mr. Dean discussed the lawsuit against the Florida Board regarding utilizing non-specialties and or credentials in advertising. Dr. Nalley made a motion to table the issue until Dr. Andrews is present. Dr. Holcomb seconded the motion and it carried unanimously.

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Miscellaneous –

- Dr. Nalley discussed the licensure of two individuals who are foreign trained and did not acquire the DMD/DDS.
- Dr. Holcomb will draft a letter to the FTC in response to the letter received concerning the Dental Hygienist Supervision Rule.

Executive Session

Dr. Nally made a motion, Dr. Godfrey 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 on applications and enforcement matters and to receive information on applications, investigative reports and the Assistant Attorney General's report. Voting in favor of the motion were those present who included Drs. Carlon, Carroll, Hadley, Holcomb, Ms. Richardson, and Ms. Bush. The Board concluded the **Executive Session** in order to vote on these matters and continue with the public session.

1. Request from T.S. to take CRDTS exam for 4th time – Dr. Holcomb made a motion to approve and recommended she seek counsel from an educator at an accredited school to assure that she is adequately prepared this 4th and final attempt. Dr. Hadley seconded the motion and it carried unanimously.
2. Consider of final decision on Dr. Sara Farahani – Dr. Holcomb made a motion to adopt the Final Decision as drafted. Dr. Nalley seconded the motion carried.

Appointments:

10:00 a.m. – C.I.S. – Denied Dental Hygiene Credentials Applicant – Denied – Applicant is from Puerto Rico and Puerto Rico is not an acceptable territory. The Board will allow application to be transferred over to an application for licensure by examination if applicant chooses.

Licensure Overview Committee –Dr. Isaac Hadley

1. J.H.T., DMD, Termination of probation – Ms. Bush made a motion to approve. Ms. Richardson seconded the motion and it carried unanimously.
2. A.P., DDS, Termination of probation – Ms. Bush made a motion to deny. Ms. Richardson seconded the motion and it carried unanimously.

Applications/Licensure:

1. J.M. – Application for Board Consultant – Dr. Hadley made a motion to approve. Ms. Bush seconded the motion and it carried unanimously.

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2. S.H.H. – Dental Hygienist Reinstatement Applicant – Ms. Bush made a motion to schedule for an appointment with the LOC. Dr. Hadley seconded the motion and it carried unanimously.
3. B.C.W. – Dental Reinstatement Applicant – Ms. Richardson made a motion to schedule for an appointment with the LOC. Dr. Holcomb seconded the motion and it carried unanimously.
4. W.D.K. – Dental Hygienist Applicant – Ms. Bush made a motion to send a Letter of Concern to the dentist applicant is working with and schedule applicant for an appointment with the LOC. Ms. Bush seconded the motion and it carried unanimously.
5. J.T.E. – Dental Applicant – Dr. Nalley made a motion to schedule applicant for an appointment with the LOC. Ms. Bush seconded the motion and it carried unanimously.
6. M.P.J. – Dental Hygienist Applicant – Ms. Bush made a motion to schedule applicant for an appointment with the LOC. Dr. Hadley seconded the motion and it carried unanimously.

Investigative Committee Report – Dr. Logan Nalley, Jr.

- Approved

Executive Director's Report: - Ms. Anita Martin

- Ms. Martin provided a dental hygienist reinstatement application on S.F. Dr. Carroll made a motion to approve with a Letter of Concern addressing her period of unlicensed practice. Dr. Holcomb seconded the motion and it carried. Drs. Hadley and Godfrey abstained from the vote. Dr. Nalley made a motion to issue a Letter of Concern to her supervising dentist. Ms. Bush seconded and motion carried.
- Ms. Martin provided the roster of Florida exam candidates who were issued licenses based upon ADEX/NERB in error. Ms. Martin stated 220 were on the list, 7 were licensed individuals, 5 were individuals who have been licensed on NERB/ADEX status and 3 were pending applicants who have to take the CRDTS exam. Dr. Holcomb is going to investigate the content of the examination and report back to the Board.

Attorney General's Report – Mr. Reagan Dean

- Mr. Dean presented to the Board for acceptance a request to Approval lifting probation on Dr. Blanchett.
- Mr. Dean presented to the Board for acceptance signed Consent Orders on Samuel D. Collins and Tu M. Tran.

Staff Attorney – Julie Fisher

- Ms. Fisher presented to the Board for acceptance a signed Consent Order on Dr. Page P. Barden.
- Ms. Fisher presented to the Board for acceptance a signed Private Consent Order for Renewal of Licensure on K.E.C.

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Dr. Hadley made a motion to accept the Consent Orders presented to the Board. Ms. Richardson seconded the motion and it carried unanimously.

The Board meeting adjourned at 3:02 p.m.

Minutes recorded by:

Carol White, Board Support Specialist

Minutes reviewed and edited by:

Anita O. Martin, Executive Director