

GEORGIA BOARD OF DENTISTRY  
Board Meeting  
February 23, 2007

The Board Meeting for the Georgia Board of Dentistry was held on Friday, February 23, 2007 at the Professional Licensing Boards, 237 Coliseum Drive, Macon, Georgia.

<b>The following Board members were present:</b>	<b>Others Present:</b>
Dr. Clark Carroll, DMD – President Dr. Clyde Andrews, DDS Ms. Pamela Bush, RDH Dr. Becky Carlon, DDS Dr. Henry Cook, DDS Dr. Tom Godfrey, DMD Dr. Issac Hadley, DMD Ms. Elaine Richardson	Anita Martin, Executive Director Eva Holmes, Board Secretary Reagan Dean, Board Attorney Keasha Myrick, GDHA Darryl Smith, SDG/HCS Robert Renjel, GDA Richard W. Kinsey, GSOMS

**Dr. Carroll established** that a quorum was present and the meeting that was scheduled to begin at 9:30 a.m., was called to order at 10:25 a.m.

**Introduction of visitors** – Dr. Carroll welcomed the visitors.

**Minutes from the January 19, 2007 board meeting:** Dr. Cook made a motion, Dr. Hadley seconded and the Board voted to **approve** the minutes.

**C.E. Audit Committee:** - Dr. Henry Cook, Sr. – Dr. Cook motioned, Ms. Bush seconded and the Board voted to **approve** the following CE plans.

- Dr. Wesley Burke’s CE coursework plan
- Dr. Deidre Rondeno’s CE coursework plan
- Dr. Billy Chung’s CE coursework plan
- Dr. Willie A. McLendon’s CE coursework plan – the board also requested that Dr. McLendon be notified that the Risk Management CE course is still required.

**Conscious Sedation/General Anesthesia Committee:** Dr. Clyde Andrews

- Dr. Andrews reported that the American Dental Association has developed a task force which is currently reviewing the conscious sedation/general anesthesia guidelines, rules and regulations.

**Credentialing Committee:** Dr. Becky Carlon

- Dr. Carlon reviewed the rules and regulations from Washington, D.C. to see if they could be considered for licensure by credentials. After review, it was found that D.C. does not qualify as their regulations only require 850 hours of active practice where the Georgia Board requires 1000 hours per year for 5 years.

**Dental Hygiene Committee:** Ms. Pamela Bush, RDH

- The committee will meet at the conclusion of the board meeting. All Board members are requested to attend.

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**Examination Committee:** Dr. Logan Nalley, Jr. – Dr. Carroll presented

- No report

**Investigative Committee:** Dr. Logan Nalley, Jr. – Dr. Carroll presented

- No open session report

**Legislative Committee:** - Drs. Steve Holcomb & Henry Cook – Dr. Carroll presented

- No report

**Licensure Overview Committee:** - Dr. Issac Hadley

- No open session report

**Rules Committee:** - Dr. Clyde Andrews

- The Board requested that rules committee review the Dental Hygiene rule and implement a restriction on the number of exam attempts allowed in Georgia.
- The Board added to policy:
  - Individuals applying for licensure by credentials who have been active duty military will be considered for an exemption to the state of licensure practice requirement.
- The Credentials Committee & the Rules Committee are considering a joint meeting to see if any modifications need to be made to the licensure by credentials rules. Additionally, the Executive Director will remove the disclaimer statement on the approved states list and note that individuals need to refer to the rule to see qualifications required.
- Provided draft of new rules 150-14-.01, 150-14-.02 & 150-14-.03. Ms. Richardson motioned, Dr. Carlon seconded and the Board voted to post.

**150-14-.01 Definitions**

(1) “Appliance” means any fixed or removable structure which may or may not be made with an impression of a human mouth or extraoral facial structures or any portion of the human mouth, teeth, gums or jaw used to prevent adverse dental conditions, including but not limited to changing the appearance of teeth, changing the shape and shade of teeth, protect teeth, effecting the position of teeth or repairing or replacing missing or damaged teeth. In addition, appliances shall also include any device that gains a desired dental or medical result by using the teeth or surrounding oral structures as support.

(2) “Cap” shall mean any fixed or removable artificial structure created with a model or impression of a natural or artificial tooth and used or worn as a covering on that natural or artificial tooth.

(3) “Cosmetic covering” means any fixed or removable artificial structure or product used or worn as a covering on natural or artificial human teeth created with a model, impression or any other measuring device including but not limited to computer assisted design (CAD), of the human mouth or any portion thereof and used solely for cosmetic purposes. Cosmetic covering shall include, but not be limited to, such structures commonly known as “grills.”

(4) “Covering” means any item that is used to permanently or temporarily place over a natural or prosthetic tooth.

(5) “Dentist” shall mean an individual who is licensed in this State pursuant to Article 2, Chapter 11, Title 43 of the Official Code of Georgia Annotated.

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(6) “Fabricate” means to create, design or construct any structure, whether artificial or naturally occurring, defined by this rule as a dental appliance, cap, covering, prosthesis or cosmetic covering.

(7) Prosthesis means:

(a) Prosthesis: Artificial replacement of any part of the human body.

(b) Dental prosthesis: Any device or appliance replacing one or more missing teeth and/or, if required, associated structures. This term includes but is not limited to abutment crowns and abutment inlays/onlays, bridges, dentures, obturators, and gingival prostheses.

(c) Definitive prosthesis: Prosthesis to be used over an extended period of time.

(d) Fixed prosthesis: Non-removable dental prosthesis that is solidly attached to abutment teeth, roots or implants.

(e) Fixed-removable prosthesis: Combined prosthesis, one or more parts of which are fixed, and the other(s) attached by devices that allow their detachment, removal and reinsertion by a dentist only.

(f) Interim prosthesis: A provisional prosthesis designed for use over a limited period of time.

(g) Removable prosthesis: Complete or partial prosthesis, which can be removed and reinserted by a patient.

(7) “Theatrical purposes” shall mean any fabricated product defined by this rule that is only used during activities of the performing arts and removed immediately after such use.

Authority O.C.G.A. § \_\_\_\_\_

**150-14-.02 Fabrication of Dental Appliances, Caps, Coverings, Prostheses and Cosmetic Coverings is Practice of Dentistry**

(1) The fabrication of any dental appliance, cap, covering, prosthesis or cosmetic covering, as defined by this chapter, is included in the practice of dentistry as defined by O.C.G.A. § 43-11-17.

(2) No person shall fabricate any dental appliance, cap, covering, prosthesis or cosmetic covering, as defined by this chapter, unless he or she is licensed to practice dentistry or working under the prescription of a licensed dentist. Nothing in this chapter shall prohibit a physician licensed pursuant to Article 2, Chapter 34, Title 43 of the Official Code of Georgia from performing any act within the scope of his or her license.

(3) This rule shall not apply to any structure that is used solely for theatrical purposes as defined by this chapter.

Authority O.C.G.A. § \_\_\_\_\_

**150-14-.03 Responsibility of Licensed Dentist**

The dentist is responsible for the safety of the patient when he or she fabricates or directs any other person to fabricate and the dentist delivers any dental appliance, cap, covering, prosthesis or cosmetic covering under this chapter.

Authority O.C.G.A. § \_\_\_\_\_

*The Board voted that the formulation and adoption of these rules does not impose excessive regulatory cost on any licensee and any cost to comply with the proposed rule cannot be reduced by a less expensive alternative that fully accomplishes the objectives of the applicable laws as provided by the Attorney General’s office.*

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*The board also voted that it is not legal or feasible to meet the objectives of the applicable laws to adopt or implement differing actions for businesses as listed in O.C.G.A. §50-13-4(3)(A)(B)(C)(D). The formulation and adoption of these rules will impact every licensee in the same manner and each licensee is independently licensed, owned and operated in the field of Dentistry.*

**General:** Dr. Clark Carroll

- **Consider for ratification licenses that have been administratively issued:**

Ms. Richardson made a motion, Dr. Hadley seconded and the Board voted to **ratify** the following newly issued licenses.

License #	Name	Profession	Status
DH010039	Sunrich, Toni Denise	Dental Hygienist	Active
DH010040	Merriman, Shelly Anne	Dental Hygienist	Active
DH010041	Quick, Michelle Renee	Dental Hygienist	Active
DH010042	Fortner, Georgina Marie	Dental Hygienist	Active
DH010043	Schiltz, Robin Lynne	Dental Hygienist	Active
DH010044	McHugh-Cotton, Jennifer Frances	Dental Hygienist	Active
DN013464	Booker, Reginald Douglas	Dentist	Active
DN013465	Burton, Kendrea Michelle	Dentist	Active
DN013466	Corbett, Allison Westbrook	Dentist	Active
DN013467	Kim, Jason Jinhyung	Dentist	Active
DN013468	Sawrie, Daniel Corey	Dentist	Active
DN013469	Weathersby, Michael Grey	Dentist	Active
DN013470	Loushine, Robert James	Dentist	Active
DN013471	Abochhab, Hosam Mosa	Dentist	Active
DN013472	Williams, Monica Simone	Dentist	Active
DN013473	Lee, Katherine Jeeyeon	Dentist	Active
DN013474	Shahriari, Abtin	Dentist	Active
DH-T000060	Baird, Jenna Rose	Temporary Dental Hygienist	Active

- **Correspondence from Ashley Pittman requesting to retake CRDTS/ADEX exam for 4<sup>th</sup> attempt.** – Dr. Hadley motioned, Dr. Carlon seconded and the Board voted to **approve** request.
- **Correspondence re: Dr. Maurice Brown – default on child support payment** – Dr. Carlon motioned, Dr. Andrews seconded and the Board voted to **suspend** Dr. Maurice Brown’s license to practice as a Dentist, License Number DN012495, for failure to repay arrears with Child Support Order, and further move that this suspension will cease upon receipt by the Joint Secretary of a “Notice of Release” from the Department of Human Resources.
- **Pamela E. Short – petitioning for waiver of board rule 150-7-.05(8)(c)** – Dr. Godfrey motioned, Dr. Cook seconded and the Board voted to **approve** waiver.
- **Correspondence from Chad Hinrichs regarding rule pertaining to in office whitening procedures** - Dr. Carlon motioned, Ms. Bush seconded and the Board voted to send Mr. Hinrichs a no-legal letter and refer him to Board Rule 150-5-.06: Supervision of Dental Hygienists.

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- **Correspondence from Eddie Williams requesting clarity regarding the practice of Dentistry** – Dr. Godfrey motioned, Ms. Richardson seconded and the Board voted to send a no-legal letter and refer him to O.C.G.A.§43-11-17.
- **Dr. Boris J. Sidow – petitioning for waiver of Board Rule 150-7-.04(6)** - Dr. Carlon motioned, Ms. Richardson seconded and the Board voted to **approve** waiver.
- **Dr. Keith E. Buggs – default on repayment of student loan** – Dr. Hadley moved, Ms. Bush seconded and the Board voted to suspend Dr. Keith E. Buggs)’s license to practice as a/an Dentist, License No. DN011331, for failure to repay a student loan, and further move that this suspension will cease upon receipt by the Joint Secretary of a “Notice of Release” from the Georgia Higher Education Assistance Corporation.
- **Correspondence from Dr. Kathleen Kasper requesting clarification** – Dr. Cook motioned, Dr. Hadley seconded and the Board voted to send a no-legal letter and refer her to the online laws and rules.
- **Correspondence from Medical College of Georgia regarding number of hours obtained for CE course** – Dr. Andrews motioned, Dr. Carlon seconded and the Board voted to request that a copy of the course syllabus be provided for review by the Board.
- **Correspondence from Cora Lapuz regarding Dental Hygiene Exam sites** – Ms. Pam Bush will attend at the Medical College of Georgia and Dr. Henry Cook will attend at the Columbus Technical College.
- **Dr. Ashmita Jayaram – Potential dental applicant requesting acceptance to attached documentation from course taken and permission to retake the ADEX exam for the 4<sup>th</sup> attempt** – Ms. Richardson motioned, Dr. Carlon seconded and the Board voted to **deny** the request.

**CDRTS Examination Report** – Dr. Clark Carroll

- No report

**Executive Director’s Open Session Report:** Anita O. Martin

- Request from the Georgia Dental Association for Dr. Carroll to attend the annual liaison meeting March 30<sup>th</sup>. Dr. Carroll will check his schedule and notify the Executive Director.
- Provided information about Secretary of State Karen Handel and Assistant Secretary of State Robert Simms visit at the Professional Licensing Board.
- Provided notice to all board members concerning the 2007 AADE Annual Meeting.
- Request from the Commission on Dental Accreditation – Dental Hygiene to have board member participate in accreditation visit at Southeastern Technical

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College in May 2007. Ms. Bush is considering and will notify the Executive Director.

- Requested information from board concerning O.C.G.A. § 31-1-7 regarding notice to all licensed dentists. The board requested that information be posted to the web-site and provided to the Georgia Dental Association with a request to print in an upcoming edition of the Georgia Dental Association Action.

**Attorney General's Open Session Report:** Reagan Dean

- No open session report

**Miscellaneous**

- Dr. Andrews requested that the Board consider developing rules requiring all dental practices in Georgia to have Automated External Defibrillators (AED).

Dr. Andrews made a motion, Dr. Cook seconded and the Board voted to enter into **Executive Session** in accordance with O.C.G.A. §43-1-19(h)(2) 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. Godfrey, Hadley, Ms. Richardson and Ms. Bush. The Board concluded **Executive Session** in order to vote on these matters and continue with the public session.

**Board Appointments:**

- **Dr. C.O.C. – appeal of denial** – recommend to uphold previous decision to deny. Require ADEX exam.
- **Dr. K.C.H. – appeal of denial** – recommend to uphold previous decision to deny. Require ADEX exam.

**Licensure Overview Committee** – Dr. Issac Hadley

- **Dr. C.R. – requesting to lift suspension** – recommend to deny
- **Dr. John Fox – requesting for termination of probation** – recommend to approve
- **Dr. Emil Sanders – petitioning for termination of probation** – recommend to deny
- **Dr. Roy Lehrman – petitioning for termination of probation** – recommend to approve
- **Dr. Daniel Spears – petitioning for termination of probation** – recommend to deny
- **Dr. Keith Buggs – petitioning for termination of probation** – recommend to deny

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- **W.S.H. – dental hygiene applicant – Requesting approval for reinstatement of licensure – Board requested additional information January 17, 2007. –** recommend to deny.
- **Non-compliance issue - Vera Holloway** – recommend to suspend until she is in compliance with order.
- **Non-compliance issue – Dr. Mark Stewart – request to accept time at Talbott Recovery Facility in lieu of consent order requirements. –** recommend to deny
- **Compliance – Correspondence from Amy Cundiff re: Risk Management Course. –** Board requested the staff verify with Dr. Comer at Medical College of Georgia that the risk management course was not made available to Ms. Cundiff. If yes, require that she meet the condition. If no, bring back to the board for further consideration.
- **Non-compliance issue – Dr. James J. Harris** – recommend to refer to AG's office.
- **Non-compliance issue – Dr. J.K.W.** – recommend to refer to AG's office.
- **Non-compliance issue – Dr. Deborah Pence** – recommend to refer to AG's office.
- **Dr. William B. Hudson – requesting termination of probation** – recommend to deny.

**Applications/Licensure**

- **G.G.H. – Dental hygiene reinstatement applicant requesting approval; unlicensed practice** – recommend approving under reinstatement policy.
- **N.J.L. – Dental applicant requesting approval for licensure** – recommend to schedule for LOC
- **A.B.G. – Dental hygiene applicant requesting approval for reinstatement of licensure** – recommend requiring that she take a hands-on course at Medical College of Georgia. Approve reinstatement upon receipt of proof of completion.
- **C.D.S. – Dental hygiene applicant requesting permission to retake ADEX for a 4<sup>th</sup> attempt** – recommends approving.
- **B.R.M. – Dental credentials applicant denied by credentials committee** – recommends denying.

**CE Audit Committee Report**

- No report

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**Examination Report**

- No report

**Investigative Report** – Dr. Logan Nalley, Jr. - Reported by Dr. Clark Carroll - Dr. Cook motioned, Dr. Andrews seconded and the Board voted to **approve**.

Complaint#	Recommendation
DENT 07-0096	Close
DENT 07-0133	Close
DENT 06-0116	Close
DENT 07-0136	Close
DENT 07-0043	Close
DENT 07-0145	Close
DENT 07-0154	Close
DENT 07-0162	Close
DENT 07-0126	Close with letter of concern.
DENT 07-0100	Close with letter of concern.
DENT 07-0158	Close with letter of concern.
DENT 07-0147	Close with letter of concern.
DENT 07-0057	Close with letter of concern.
DENT 07-0159	Schedule Investigative Interview
DENT 07-0164	Refer records to a Consultant
DENT 07-0085	Refer records to a Consultant
DENT 07-0155	Refer to enforcement, request additional x-rays, then schedule investigative interview
DENT 07-0148	Further investigation needed.
DENT 07-0030	Further investigation needed. Then schedule for Investigative Interview
DENT 07-0086	Schedule Investigative Interview
DENT 06-0131	1. Request statement from s/d or attorney 2. Send patient to Prosthodontist 3. Schedule Investigative Interview
DENT 07-0171	Schedule Investigative Interview
DENT 07-0110	Refer to records to gen dent.
DENT 07-0054	Close
DENT 06-0276	Close
DENT 07-0094	Further investigation needed
DENT 07-0097	Refer patient & records to prosthodontist consultant.



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DENT 07-0103	Discuss with full IC
DENT 07-0093	Schedule Investigative Interview
DENT 07-0062	Further investigation needed.
DENT 07-0108	Refer patient to general dentist consultant
DENT 07-0032	Refer records to prosthodontist consultant.
DENT 07-0031	Discuss with full IC
DENT 07-0002	Discuss with full IC
DENT 06-0101	Further investigation needed.
DENT 07-0034	Close
DENT 06-0296	Schedule Investigative Interview
DENT 06-0018	Close
DENT 07-0018	Schedule Investigative Interview
DENT 06-0326	Close
DENT 06-0344	Close
DENT 06-0324	Close
DENT 06-0161	Close
Ad Violation	Close
DENT 07-0172	Close
DENT 07-0127	Schedule Investigative Interview
DENT 07-0184	Table
DENT 06-0318	Refer to Legal Services for Public Consent order
DENT 06-0139	Mitigating circumstance letter.
DENT 06-0135	Table until case # 04-0070 is disposed
DENT 07-0045	Refer to Legal Services for Public Consent order
DENT 06-0339	Close
DENT 07-0121	Schedule Investigative Interview
DENT 07-0028	Refer to Legal Services to add to existing Consent order
DENT 05-0214	Close

**Executive Director's Report** – Ms. Anita O. Martin

- Discussed request from Bibb County District Attorney to have two (2) Secretary of State agents testify at the Grand Jury on Dr. C.L. The District Attorney is pursuing four (4) counts of felony unlicensed practice on this individual.
- Discussed Kentucky Supreme Court decision on Dr. C.F.J.-vs.-the Kentucky Board of Dentistry. This matter is to be referred to the Investigative Committee.

**Attorney General's Report** – Mr. Reagan Dean

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- Updated on cases in his office.
- Hearing is scheduled for March 1, 2007 for Dr. M.A.-vs-the Georgia Board of Dentistry.
- The lawsuit between ProWhite-vs-the Georgia Board of Dentistry has been dismissed.
- The Initial Decision to revoke Dr. Barton Corbin's license has been issued. The Board is waiting the required thirty (30) days to see if the matter is contested before license can be revoked.

**Legal Service's Report** – Mr. Jeff Clements

- Updated on seven (7) cases in his office.
- Recommend to accept consent order on Dr. D.E.J.
- Recommend to accept consent order on Dr. Shirley Jones-Lathon
- Recommend to accept consent order on Dr. John Meek upon receipt of original, notarized signature page.
- Recommend to refer DENT06-0048 to AG's office to file Notice of Hearing.
- Recommend to accept consent order on Dr. John S. Birch.

Dr. Cook made a motion and Dr. Carlon seconded and the Board voted to **approve** the recommendations made in the Executive Session.

The next meeting is scheduled for March 23, 2007 at **9:30 a.m.**

There being no further business to come before the Board, the meeting was adjourned at 2:15 p.m.

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**A meeting of the Rules Committee of the Georgia Board of Dentistry was held on Friday, February 23, 2007, at the Professional Licensing Boards, 237 Coliseum Drive, Macon, Georgia.**

In attendance: Dr. Clyde Andrews, Dr. Tom Godfrey, Mr. Robert Renjel, GDA, and Ms. Anita O. Martin.

The Committee meeting that was scheduled to begin at 8:30 a.m. was called to order at 8:30 a.m. The committee discussed and voted to recommend Board Rules 150-14-.01, 150-14-.02 & 150-14-.03 be presented to the Board for consideration to post.

The committee meeting adjourned @ 9:28 a.m.

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**A meeting of the Dental Hygiene Committee was held on Friday, February 23, 2007, at the Professional Licensing Boards, 237 Coliseum Drive, Macon, Georgia.**

In attendance:

**Board members present:**

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Ms. Pamela Bush  
Dr. Becky Carlon  
Dr. Clark Carroll  
Dr. Henry Cook  
Dr. Tom Godfrey  
Dr. Issac Hadley  
Ms. Elaine Richardson

**Others Present:**

Eva Holmes, Board Secretary

Ms. Bush established that a quorum of the committee was present and called the meeting to order at 2:15 p.m.

Ms. Bush provided a draft outline of Board Rule 150-5-.03 pertaining to Local Anesthesia administration by dental hygienists and requested that all board members review the draft as informational only.

The committee meeting adjourned at 2:20 p.m.

**Minutes recorded by:**

Eva Holmes, Board Secretary

**Minutes reviewed and edited by:**

Anita O. Martin, Executive Director

These minutes were signed and approved on March 23, 2007.