

GEORGIA BOARD OF DENTISTRY
Board Meeting
2 Peachtree St., N.W., 5th Floor
Atlanta, GA 30303
June 15, 2018
10:00 a.m.

The following Board members were present:

Dr. Tom Godfrey, President
Dr. Greg Goggans, Vice-President
Ms. Becky Bynum
Dr. Steve Holcomb
Dr. Logan Nalley
Dr. Antwan Treadway *(arrived @ 10:09 a.m./departed @ 2:00 p.m.)*
Dr. Bert Yeargan

Staff present:

Tanja Battle, Executive Director
Max Changus, Assistant Attorney General
Bryon Thernes, Assistant Attorney General *(via conf call)*
Ryan McNeal, Chief Investigator
Kimberly Emm, Attorney
Brandi Howell, Business Support Analyst I

Visitors:

Scott Lofranco, GDA
Pam Wilkes, Help A Child Smile
John Watson, ADSO
Mark Middleton, Smile Direct Club
Sean Murphy, American Assoc of Orthodontists
Ryan Loke, PDS
Charles Craig, GDHA
Suzanne Newkirk, GDHA
James E. Barron, GDS
Carol Lefebvre, Dental College of Georgia
Thomas P. Godfrey, Jr.
Margaux Godfrey
Kelly Godfrey

Dr. Godfrey established that a quorum was present and called the meeting to order at 10:02 a.m.

Open Session

Introduction of Visitors

Dr. Godfrey welcomed the visitors.

Approval of Minutes

Dr. Nalley made a motion to approve the Public and Executive Session minutes for the May 4, 2018 meeting. Dr. Goggans seconded and the Board voted unanimously in favor of the motion.

Licenses to Ratify

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

Petitions for Rule Waivers from Dr. Michael D. Gillins

Dr. Nalley made a motion to grant the rule waiver petitions based on the special circumstances noted in each petition. Dr. Goggans seconded and the Board voted unanimously in favor of the motion.

Petition for Rule Variance from Kendra L. Hunter

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

Petition for Rule Waiver from Kendra N. Ousley

Dr. Holcomb made a motion to deny the rule waiver petition. Dr. Nalley seconded and the Board voted unanimously in favor of the motion.

General – Dr. Tom Godfrey

Dr. Godfrey reported that the applications for an initial sedation permit have been updated. There is now a separate application for each type of permit (moderate enteral conscious sedation, moderate parenteral conscious sedation, or general anesthesia). He requested they immediately be posted as the new and simplified versions. Dr. Nalley made a motion to approve the applications and post to the Board’s website. Dr. Holcomb seconded and the Board voted in favor of the motion. Dr. Treadway opposed.

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 reported that the committee recently met and is working to determine what changes and/or improvements must be made to the examination format.

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 Rules Committee met earlier that morning.

Dr. Godfrey stated that the Committee discussed proposed amendments to Rule 150-13-.01 Conscious Sedation Permits and Rule 150-13-.02 Deep Sedation/General Anesthesia Permits. He stated that the proposed amendments were voted down by the Committee as they were contradictory to what the Board’s recommendations were and were considered exclusionary.

Dr. Nalley made a motion to post Rule 150-7-.03 Volunteers in Dentistry. Dr. Holcomb seconded and the Board voted unanimously in favor of the motion.

Rule 150-7-.03. Volunteers in Dentistry

(1) The Board may issue volunteer licenses in its discretion when it has identified an area of this state in which there is an urgent, unfilled need for dental and/or dental hygiene services, and when it has located a competent dentist or dental hygienist to fulfill such need. In granting these volunteer licenses, the Board shall observe the following criteria:

(a) Need of the Community. A volunteer license shall be issued for the purpose of serving indigent patients in areas of this state in which there is inadequate personnel to supply dental or dental hygiene services. In determining what constitutes an inadequate supply of dental or dental hygiene personnel, the Board shall consider various factors, including the dentist-patient ratio or the dental hygienist- patient ratio in the area in question, the distance between patients and any existing dentist or dental hygienist, the maldistribution of particular types of specialty care, and any other factors which are indicative of an absence of adequate dental or dental hygiene services in or reasonably accessible to the area in question. Any group or groups of persons seeking to secure such a dentist or dental hygienist for a community shall supply the Board with all information necessary for it to make a determination as to the existence of all the foregoing factors.

(b) Qualifications of a Georgia Licensed Dentist.

1. The dentist or dental hygienist must submit an application for a volunteer license to the Board and must be retired from the practice of dentistry or dental hygiene and not currently engaged in such practice either full time or part time, and has prior to retirement maintained full licensure in good standing in dentistry or dental hygiene, or is currently licensed to practice dentistry or dental hygiene in the State of Georgia and whose license is unrestricted and in good standing. This license to practice dentistry or dental hygiene must have been held at least five years while engaged in clinical practice. Applicants must not have failed a clinical licensing exam within the past five years.

2. As a condition precedent to a volunteer license being issued, after five (5) years have passed without the applicant being engaged in the direct observation and treatment of patients, the Board, in its discretion, may require a refresher course or the passage of an examination administered by the board or a testing agency designated and approved by the board.

3. The applicant dentist or dental hygienist may be asked to submit a statement from a physician attesting to the applicant's physical and mental capacity;

4. The applicant must show proof of current CPR certification;

5. If the applicant is not in compliance with the continuing education requirements established by the Board at the time application is made for the volunteer license (which is forty (40) hours for dentist and twenty-two (22) hours for dental hygienist of continuing education within the last two (2) years including CPR at the basic life support level), the applicant may be issued a nonrenewable temporary license to practice for six months provided the applicant is otherwise qualified for such license.

6. There shall be no application or licensing fee for initial issuance of a volunteer license.

~~(b)~~(c) Qualifications of the an Out-of-State Licensed Dentist.

1. The dentist or dental hygienist must submit an application for a volunteer license to the Board and must be retired from the practice of dentistry or dental hygiene and not currently engaged in such practice either full time or part time, and has prior to retirement maintained full licensure in good standing in dentistry or dental hygiene, or is currently licensed to practice dentistry or dental hygiene in any licensing jurisdiction in the U.S. and whose license is unrestricted and in good standing. This license to practice dentistry or dental hygiene must have been issued by a licensing authority following successful completion of a clinical licensing examination, approved by the board and must have been held at least five years while engaged in clinical practice. Applicants must not have failed a clinical licensing exam within the past five years.

2. As a condition precedent to a volunteer license being issued, after five (5) years have passed without the applicant being engaged in the direct observation and treatment of patients, the Board, in its

discretion, may require a refresher course or the passage of an examination administered by the board or a testing agency designated and approved by the board.

3. The applicant dentist or dental hygienist may be asked to submit a statement from a physician attesting to the applicant's physical and mental capacity;

4. The applicant must show proof of current CPR certification;

5. If the applicant is not in compliance with the continuing education requirements established by the Board at the time application is made for the volunteer license (which is forty (40) hours for dentist and twenty-two (22) hours for dental hygienist of continuing education within the last two (2) years including CPR at the basic life support level), the applicant may be issued a nonrenewable temporary license to practice for six months provided the applicant is otherwise qualified for such license.

6. All applicants must show passage with a score of 75 or higher on a jurisprudence examination on the laws and rules governing the practice of dentistry/dental hygiene in the State of Georgia. Such examination shall be administered in the English language;

7. There shall be no application or licensing fee for initial issuance of a volunteer license.

~~(e)~~(d) Dental Hygienists are subject to all provisions of ~~direct~~ supervision per Rule 150-5-.03.

~~(d)~~(e) Renewal of a volunteer license.

1. Volunteer licenses shall expire at the close of December 31 in all odd-numbered years, and shall be administratively revoked for failure to renew on July 1 of the following even-numbered year.

2. There shall be no renewal fee for licensees holding a volunteer in dentistry license.

3. Licenses which have been administratively lapsed for non-renewal shall be reinstated only at the discretion of the board;

4. Holders of a volunteer in dentistry license are subject to continuing education requirements as outlined in Board Rule 150-3-.10.

5. Holders of a volunteer in dental hygiene license are subject to continuing education requirements as outlined in Board Rule 150-3-.10.

~~(e)~~(f) Any other provisions of Chapter 11, Title 43 of the Official Code of Georgia Annotated not inconsistent with the intent and purpose of the special license statute shall be fully applicable to all specially licensed dentists.

Dr. Godfrey reported that Rule 150-10-.01 Fraudulent, Misleading or Deceptive Advertising will remain tabled.

Dr. Holcomb made a motion to post Rule 150-5-.03 Supervision of Dental Hygienists. Dr. Nalley seconded and the Board voted unanimously in favor of the motion.

Rule 150-5-.03. Supervision of Dental Hygienists

(1) Definitions.

(a) "Authorizing dentist" shall mean a dentist licensed to practice in Georgia who permits a dental hygienist to practice under general supervision.

(b) "Dental hygiene duties" and "dental hygiene services" shall mean those tasks which a dental hygienist may lawfully perform under O.C.G.A. § 43-11-74 and this Rule

(c) "Dental hygienist" shall mean an individual licensed to practice dental hygiene in Georgia.

(d) "Dental screening" shall mean a visual assessment of the oral cavity without the use of x-rays, laboratory tests, or diagnostic models to determine if it appears that a more thorough clinical examination and diagnosis should be conducted by a licensed dentist.

(e) "Dentist" shall mean an individual licensed to practice dentistry in Georgia.

(f) "Direct supervision" shall mean that a licensed dentist is in the dental office or treatment facility, personally diagnoses the condition to be treated, personally authorizes the procedure and remains in the dental office or treatment facility while the procedure is being performed by the dental hygienist, and before dismissal of the patient, examines the patient.

(g) "General supervision" shall mean that a licensed dentist has authorized the delegable duties of a dental hygienist but does not require that a licensed dentist be present when such duties are performed.

(2) No dentist shall be required to authorize a dental hygienist to perform dental hygiene duties under general supervision, and no part of this Rule shall be construed as to establish independent dental hygiene practice.

(3) A dental hygienist shall perform duties only under the direct supervision of a duly licensed dentist who is licensed to practice in the State of Georgia, except where otherwise provided in O.C.G.A. § 43-11-74 and this rule.

(4) The requirement of direct supervision shall not apply to:

(a) 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, or its successor agency.

(b) The performance of dental hygiene duties at approved dental facilities of the Department of Public Health, county boards of health, or the Department of Corrections, or the performance of dental hygiene duties by personnel of the Department of Public Health or county boards of health at approved off-site locations.

(c) The performance of dental hygienists providing dental screenings in settings which include: schools; hospitals; clinics; state, county, local, and federal public health programs; federally qualified health centers; volunteer community health settings; senior centers; family violence shelters, as defined in O.C.G.A. § 19-13-20; and free health clinics, as defined in O.C.G.A. § 51-1-29.4. Other health fair settings must be pre-approved by the board.

1. School settings.

(i) School settings shall include only schools that are Title I schools under the federal Elementary and Secondary Education Act, schools in which at least 65% of the student population is eligible for free or reduced price lunch under federal guidelines, Head Start programs, and Georgia's Pre-K Program.

(ii) Dental hygienists may apply topical fluoride and perform the application of sealants and oral prophylaxis under general supervision, with written permission of the student's parent or guardian. A dental hygienist may also, without prior written permission of the student's parent or guardian, provide oral hygiene instruction and counseling.

(iii) A dental hygienist and the authorizing dentist shall maintain the confidentiality of any records related to services provided to a student under subparagraph (4)(c) in compliance with laws including without limitation the federal Family Education Rights and Privacy Act of 1974, 20 U.S.C. Section 1232g.

2. Hospitals; nursing homes; long-term care facilities; rural health clinics; federally qualified health centers, health facilities operated by federal, state, county or local governments; hospices; family violence shelters, as defined in O.C.G.A. § 19-13-20; and free health clinics, as defined in O.C.G.A. § 51-1-29.4.

(i) Dental hygienists may apply topical fluoride and perform the application of sealants and oral prophylaxis under general supervision.

3. A dental hygienist performing duties under subparagraphs (4)(c)(1.) or (4)(c)(2.) shall:

(i) Not perform any dental hygiene services on a patient that has dental pain or clearly visible evidence of widespread dental disease. The dental hygienist shall immediately refer such patient to the authorizing dentist for clinical examination and treatment. The dental hygienist shall notate such patient's file, and the patient shall not be eligible to receive dental hygiene services under subparagraphs (4)(c)(1.) or (4)(c)(2.) until a dentist provides written authorization that such services may be performed on the patient.

(ii) Prior to providing any dental hygiene services, obtain, study, and comprehend the school's or facility's protocols and procedures regarding medical emergencies and implement and comply with such protocols and procedures if a medical emergency arises during the provision of dental hygiene services; and

(iii) Provide to each patient receiving such services written notice containing:

(I) The name and license number of the dental hygienist and the authorizing dentist;

(II) Any dental hygiene issues that the dental hygienist identified during the performance of dental hygiene duties. If dental hygiene services are not performed on a patient under subparagraph (4)(c)(3.)(i), the written notice shall include a statement that the patient is not eligible to receive dental hygiene

services until a clinical examination is performed by a dentist, and a dentist provides written authorization that services may be performed;

(III) A statement advising each patient who receives dental hygiene services to seek a more thorough clinical examination by a dentist within 90 days, unless the authorizing dentist performed a clinical examination of the patient.

(iv) Make all reasonable efforts to provide such written notice as required in subparagraph (4)(c)(3.) to parents or legal guardians of minors or incapacitated adults who receive dental hygiene services and to the long-term care facility or nursing home for residents of such facilities who receive dental hygiene services, as applicable.

(v) Not charge a fee for a dental screening provided under subparagraph (4)(c), except where provided by an employee of the Department of Public Health or county boards of health. However, these fees must be paid directly to the Department of Public Health or that county board of health and not to the dental hygienist who performed the screening.

(vi) Not require a school or facility receiving dental hygiene services under subparagraphs (4)(c)(1.) and (4)(c)(2.) to purchase any equipment.

(5) General Supervision in a Private Office Setting.

(a) A dental hygienist may perform only the following functions under general supervision:

1. Application of sealants and oral prophylaxis and assessment;
2. Fluoride treatment;
3. Oral hygiene instruction and education; and
4. Exposure and processing of radiographs if provided for by specific, individualized standing orders of the authorizing dentist, including any protocols regarding urgent dental issues that arise.

(b) A dentist in a private dental office setting may authorize general supervision of a dental hygienist only upon meeting the following criteria:

1. A new patient of record must be clinically examined by the authorizing dentist during the initial visit;
2. A patient must be examined by the authorizing dentist at a minimum of twelve-month intervals; and
3. A patient must be notified in advance of the appointment that the patient will be treated by the dental hygienist under general supervision without the authorizing dentist being present or being examined by the authorizing dentist.

(6) A dental hygienist performing dental hygiene services under general supervision shall have at least two (2) years of experience in the practice of dental hygiene, shall be in compliance with the continuing education requirements under O.C.G.A. § 43-11-73.1 and the cardiopulmonary resuscitation certification requirements under O.C.G.A. § 43-11-73, shall be licensed in good standing, and shall maintain coverage under a professional liability occurrence or claims insurance policy with a policy limit minimum of \$1,000,000.

(a) “Experience” means a minimum of 1,000 hours for each twelve (12) month period, immediately preceding the request to work under general supervision, in the hands-on treatment of patients.

(7) In schools; hospitals; clinics; state, county, local, and federal public health programs; federally qualified health centers; volunteer community health settings; senior centers; family violence shelters, as defined in O.C.G.A. § 19-13-20; and free health clinics, as defined in O.C.G.A. § 51-1-29.4, it shall be in the sole discretion of the authorizing dentist as to whether to require an initial examination of the patient prior to the performance by a dental hygienist of dental hygiene services under general supervision.

(8) A dentist may only authorize up to four dental hygienists total to provide dental hygiene services in any setting or number of settings at any one time. A dentist authorizing one or more dental hygienists to provide dental hygiene services under (4)(c)(1.) and (4)(c)(2.) shall practice dentistry and treat patients in a physical and operational dental office located in this State within 50 miles of the setting in which the dental hygiene services are to be provided under general supervision.

(9) Dental hygiene services provided by dental hygienists in mobile dental vans shall always be provided under direct supervision.

(10) 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 planning and curettage with hand instruments; and

(g) Perform periodontal probing.

(11) 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 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).

Dr. Nalley made a motion to post Chapter 150-26 Mobile Dentistry. Dr. Goggans seconded and the Board voted unanimously in favor of the motion.

CHAPTER 150-26 MOBILE DENTISTRY

150-26-.01 Applicability.

This chapter applies to a dentist with an active Georgia license who provides dental services at a mobile dental facility or portable dental operation. This chapter does not permit any person other than a dentist with an active license to practice in Georgia to provide dental services at a mobile dental facility or portable dental operation, excepting dental auxiliaries who are under the direct supervision of a licensed dentist and providing services within the appropriate scope of practice authorized by law and regulation and to the extent permitted under Rule 150-5-.03. This chapter does not apply to any physically stationary office where dental services may be provided.

150-26-.02 Definitions.

For the purposes of this chapter, the following words have the following meanings.

(a) "Dental Auxiliary" means a dental hygienist or dental assistant.

(b) "Mobile Dental Facility" means any self-contained facility in which dentistry or dental hygiene is practiced which may be moved, towed, or transported from one location to another, regardless of the length of time that the facility is maintained at any particular location.

(c) "Patient" means any person whom any treating dentist working at the mobile dental facility or portable dental operation has examined, treated, cared for, or otherwise consulted with during the previous one (1) year period.

(d) “Portable Dental Operation” means the organization and use of dental or dental hygiene equipment that is transported to and utilized on a temporary basis at an out-of-office location, including but not limited to patients’ homes, schools, nursing homes, or other institutions and locations. It shall also mean the organization and use of any equipment that is set up on-site to provide dental or dental hygiene services outside of a mobile dental facility or a dental office and uses non-fixed dental equipment and independent plumbing.

(e) “Session” means any period of time during which a dentist and/or the dentist’s auxiliary(ies) at mobile dental facility or portable dental operation are available to provide dental services at a particular location.

150-26-.03 Patient Notice Requirement.

(1) Prior to providing services at a mobile dental facility and/or portable dental operation, a dentist must provide to each patient written notice, to be signed and dated by the patient or the patient’s parent or legal guardian, that includes, without limitation:

(a) The name, business telephone number, and dental license number of the dentist;

(b) The trade or business name(s) used for the mobile dental facility or portable dental operation;

(c) The duration the mobile dental facility and/or portable dental operation is anticipated to be active at the subject location, and if for less than thirty (30) days, the location where the mobile dental facility and/or portable dental operation is anticipated to next be active;

(d) An official business address of the mobile dental facility or portable dental operation at which written correspondence can be received;

(e) A method by which the patient can request and obtain a copy of his or her dental records; and

(f) A copy of a written procedure for emergency or follow-up care, valid for not less than thirty (30) days from the date of treatment.

(2) The written notice required by this Rule shall be maintained as part of the patient’s dental record.

150-26-.04 Operation of a Mobile Dental Facility.

(1) Only a dentist actively licensed in Georgia can provide dental services at a mobile dental facility. No dentist actively licensed in Georgia shall provide dental services at a mobile dental facility unless the minimum standards of safe and acceptable practice set forth in this section are satisfied.

(2) A dentist who provides dental services at a mobile dental facility shall:

(a) Maintain all dental records for patients;

(b) Ensure that informed consent is provided when treating patients;

(c) Comply with all applicable rules and regulations promulgated by the Occupational Safety and Health Administration, the federal Centers for Disease Control and Prevention, the Georgia Department of Public Health, any local Departments of Health, and all applicable federal, state, or local laws, regulations, or ordinances including, but not limited, those relating to radiographic equipment, flammability, construction, sanitation, medical waste transportation, zoning, and prevention of transmission of infection and disease, including but not limited to:

1. Provide appropriate access if services are provided to disabled persons.

2. Have access to a properly functioning sterilization system.

3. Have access to an adequate supply of potable water, including hot water.

4. Have access to toilet facilities.

5. Have a covered galvanized, stainless steel, or other non-corrosive metal container for the deposit of refuse and waste materials.

(d) Ensure that all dental auxiliaries that assist the dentist in the provision of dental services at a mobile dental facility are authorized by law or regulation to provide these services;

(e) Provide direct supervision of any dental auxiliaries as provided by law and regulation;

(f) Maintain a written or electronic record, which shall be available to the Board within ten (10) business days of a request, detailing each location where the dentist performed dental services that includes at least all of the following information:

1. The street address of the service location;

2. The dates of each session;

3. The number of patients served;

4. The types of dental services provided and the quantity of each service provided;

(g) Ensure that any mobile dental facility at which the dentist provides dental services contains the equipment necessary to perform dental procedures at or above the minimum standards of safe, acceptable, and prevailing dental practice, including, without limitation, possession of the following:

1. Equipment to treat medical emergencies;

2. Appropriate and sufficient dental instruments and infection control supplies;

3. Communication abilities that enable the dentist to contact necessary parties in the event of a medical or dental emergency, that enable the patient or parent or guardian of the patient treated to contact the dentist for emergency care, follow-up care, or information about treatment received, and that enable the provider who renders follow-up care to contact the dentist and receive treatment information, including radiographs.

150-26-.05 Portable Dental Operations.

(1) Only a dentist actively licensed in Georgia can provide dental services at a portable dental operation. No dentist actively licensed in Georgia shall provide dental services at a portable dental operation unless the minimum standards of safe and acceptable practice set forth in this section are satisfied.

(2) A dentist who provides dental services at a mobile dental operation shall:

(a) Maintain all dental records for patients;

(b) Ensure that informed consent is provided when treating patients;

(c) Comply with all applicable rules and regulations promulgated by the Occupational Safety and Health Administration, the federal Centers for Disease Control and Prevention, the Georgia Department of Public Health, any local Departments of Health, and all applicable federal, state, or local laws, regulations, or ordinances including, but not limited, those relating to sanitation, medical waste transportation, zoning, and prevention of transmission of infection and disease;

(d) Maintain a written or electronic record, which shall be available to the Board within ten (10) business days of a request, detailing each location where s/he performed dental services that includes at least all of the following information:

1. The street address of the service location;

2. The dates of each session;

3. The number of patients served;

4. The types of dental services provided and the quantity of each service provided;

(e) Ensure that all dental auxiliaries that assist the dentist in the provision of dental services at a portable dental operation are authorized by law or regulation to provide these services;

(f) Provide direct supervision of any dental auxiliaries to the extent required by law and regulation;

(g) Ensure that any portable dental operation at which the dentist provides dental services contains the equipment necessary to perform dental procedures at or above the minimum standards of safe, acceptable, and prevailing dental practice, including, without limitation, possession of the following:

1. Equipment to treat medical emergencies;

2. Appropriate and sufficient dental instruments and infection control supplies;

3. Communication abilities that enable the dentist to contact necessary parties in the event of a medical or dental emergency, that enable the patient or parent or guardian of the patient treated to contact the dentist for emergency care, follow-up care, or information about treatment received, and that enable the provider who renders follow-up care to contact the dentist and receive treatment information, including radiographs.

150-26-.06 Closing of Operations.

(1) Upon discontinuing services in a community or permanent closure of a mobile dental facility or portable dental operation which has been active in the same location for a period of six months or longer, a dentist who provided dental services at such mobile dental facility or portable dental operation shall provide

individual notice of closure to all patients via mail. At a minimum, the notice mailed to the patients shall state the following:

(a) That the dentist intends to discontinue providing services at the mobile dental facility or portable dental operation in the community;

(b) The date the closure becomes effective;

(c) The location where the mobile dental facility and/or portable dental operation is anticipated to next be active, if applicable;

(d) Whether the dentist patient relationship is terminated, and if so, the date on which the dentist/patient relationship may resume, if applicable;

(e) A means by which a patient may receive emergency dental care for at least thirty (30) days following the closure of the mobile dental facility or portable dental operation;

(f) A statement of further dental treatment required, if any; and

(g) A means for the patient to obtain a copy of the patient's dental records.

(2) The dentist shall make reasonable arrangements with the patients whom the dentist treated at the mobile dental facility or portable dental operation for the transfer of the records, including radiographs or copies thereof, to any succeeding practitioner or, at the written request of the patient, to the patient.

Dr. Goggans made a motion to post Rule 150-4-.01 Investigations. Dr. Nalley seconded and the Board voted unanimously in favor of the motion.

150-4-.01 Investigations.

(1) The Board shall promptly conduct investigations to determine whether violations of the rules and laws governing the practice of dentistry or dental hygiene have occurred. Disciplinary proceedings may be initiated by the Board upon its own motion or upon receipt of a written complaint.

(2) Any matter pertaining to an investigation shall be kept in confidence by the Board until such matter is made part of a public document, is introduced as evidence at a hearing, ~~or~~ is provided to a law enforcement agency or another lawful licensing authority of this state or any other state upon inquiry by said agency or authority under to O.C.G.A. §§43-1-19(h)(2), 43-1-21, or is otherwise released as required or permitted under applicable state and/or federal law. ~~Upon the revocation or suspension of a license to practice dentistry or dental hygiene, notice may be released to the press and other news media.~~

(3) The Board, in its discretion, may schedule an interview with a licensee as a part of its investigation of a matter. Notice of the date, time and location of the interview shall be provided to the ~~dentist or hygienist~~ licensee along with information apprising him or her of the subject matter of the allegations to be discussed the licensee of the primary concern to be discussed.

A motion was made by Dr. Holcomb, seconded by Dr. Nalley, and the Board voted that the formulation and adoption of these rule amendments do not impose excessive regulatory cost on any licensee and any cost to comply with the proposed amendments cannot be reduced by a less expensive alternative that fully accomplishes the objectives of the relevant code sections.

In the same motion, Board also voted that it is not legal or feasible to meet the objectives of the relevant code sections to adopt or implement differing actions for businesses as listed at O.C.G.A § 50-13-4(a)(3)(A), (B), (C) and (D). The formulation and adoption of these amendments will impact every licensee in the same manner, and each licensee is independently licensed, owned and operated and dominant in the field of dentistry.

Education Committee Report – Dr. Tom Godfrey

Dr. Godfrey discussed correspondence received from Dr. Carol Lefebvre, Dental College of Georgia (“DCG”), regarding Rule 150-3-.01(4). Dr. Lefebvre’s letter requested clarification regarding the course of study that must be pre-approved by the Board after a candidate experiences three failures. Dr. Lefebvre, who was present at the meeting, spoke to the Board regarding this matter. She explained there

has been an increase in failure rates among junior students taking the CRDTS examination. She commented that section (4) of Rule 150-3-.01 states that after three failures, the candidate must take a remedial course of study designated and pre-approved by the Board. Dr. Lefebvre stated that DCG is interested in developing and offering a course of study to assist candidates that have failed the CRDTS exam three times. She asked what material must be included in the course and may the course be offered in a modular format so that a candidate would remediate only material pertaining to failed sections, or would the candidate be required to take a course that covers all sections of the exam including sections that were passed. Discussion was held by the Board regarding this only counting as one failure because it was taken under the CIF format. Dr. Lefebvre asked if the Board was aware of a course that is offered somewhere. Dr. Holcomb responded by stating if the individual has graduated, he/she would need to take the course from the school they graduated from. He added that it depends on the sections the individual failed as he/she may just have to retake a section. Dr. Godfrey stated they have previously called that the Comer Course. Dr. Lefebvre stated that Dr. Callan does a similar course. Dr. Holcomb advised Dr. Lefebvre to contact him if she had any additional questions.

Long Range Planning Committee Report – Dr. Steve Holcomb

Dr. Holcomb reiterated the recommendation from the Committee concerning developing a definition of teledentistry that meets the requirements for Georgia. He stated the list of recommendations were presented to the Board several years ago. He added that he will resubmit an updated list to the Rules Committee.

CRDTS Steering Committee – Dr. Logan Nalley

Dr. Nalley reported that Dr. Yeargan attended the last meeting in his place. Dr. Yeargan reminded the members that the CRDTS Annual Meeting is August 24-25 in Kansas City.

Dr. Holcomb spoke to the members regarding assignments and asked them to complete the online process.

IP Committee Report – Dr. Richard Bennett

No report.

EDDA Review Committee – Dr. Greg Goggans

Dr. Goggans discussed an expanded duties course submission received from Chattanooga State Community College. Dr. Goggans made a motion to approve the school as a provider of EDDA courses. Dr. Holcomb seconded and the Board voted unanimously in favor of the motion.

Executive Director’s Report – Ms. Tanja Battle

No report.

Attorney General’s Report – Mr. Max Changus

No report.

Legal Services – Ms. Kimberly Emm

No report.

Correspondence from Dr. John B. Roberson, Accreditation Association For Dental Offices

The Board viewed this correspondence for informational purposes only.

Correspondence from Dr. Suzanne M. Haley

The Board considered this correspondence regarding Obstructive Sleep Apnea with oral appliances and home sleep tests. In Dr. Haley’s correspondence, she requested an appearance with the Board to further

discuss this matter. Dr. Goggans made a motion to schedule Dr. Haley for an appearance with the Board. Dr. Holcomb seconded and the Board voted unanimously in favor of the motion.

Correspondence from Dr. Jeff Segner

The Board considered this correspondence requesting clarification on CPR requirements for expanded duties dental assistants. The Board recommended directing staff to respond by stating the Board states that an expanded duties dental assistant is required to maintain current CPR certification.

Correspondence from Dr. Van Haywood

The Board considered this correspondence regarding the Georgia Baptist Mobile Dental Van. The Board recommended tabling this matter and receive advice from Mr. Changus in Executive Session.

Correspondence from Scott Lofranco, GDA

The Board considered this correspondence from Mr. Lofranco, who was present at the meeting. Mr. Lofranco explained GDA’s Donated Dental Services Program, which provides free dental care and labs for elderly and medically fragile patients in the state of Georgia. He stated the stipulation is the services are performed in the volunteer dentist’s office. He stated the program chairs were requesting the Board’s approval for the volunteer dentists to receive up to ten (10) hours of continuing education credit per biennium pursuant to Rule 150-3-.09(6). Discussion was held regarding the current language of the rule stating, *“Up to ten (10) hours of continuing education per biennium may be obtained by providing, uncompensated dental care at a public agency or institution, not for profit agency, not for profit institution, nonprofit corporation or not for profit association which provides dentistry services to indigent patients.”* Dr. Nalley made a motion to request Mr. Lofranco provide language for the Rules Committee to consider at its next scheduled meeting. Dr. Holcomb seconded and the Board voted unanimously in favor of the motion.

Dr. Bert Yeargan made a motion and Dr. Logan Nalley 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, investigative reports, and the Assistant Attorney General’s report. Voting in favor of the motion were those present who included Ms. Becky Bynum, Dr. Tom Godfrey, Dr. Greg Goggans, Dr. Steve Holcomb, Dr. Logan Nalley, Dr. Antwan Treadway and Dr. Bert Yeargan.

Executive Session

Appearance

- S.C.H.

Attorney General’s Report – Mr. Bryon Thernes

- Pending litigation

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

Open Session

Correspondence from Scott Lofranco, GDA

The Board considered this correspondence from Mr. Lofranco, who was present at the meeting. Mr. Lofranco discussed the upcoming Georgia Mission of Mercy (“GMOM”) event sponsored by the Georgia Dental Association Foundation for Oral Health (“GDAF”). Mr. Lofranco asked if the Board would be willing to consider waiving some of the requirements in order to streamline the process. Dr. Goggans

stated that while he has not spoken to Mr. Lofranco regarding this issue, he understands the volunteers are doing this out of the goodness of their hearts. He stated that Florida allows the Mission of Mercy event to be a continuing education course. He stated that other states have very short volunteer applications where the applicant does not have to take the jurisprudence examination. He stated these individuals have current licenses and must provide proof of such. He stated he would like for the Board to assist with helping them out.

Mr. Lofranco added that GDAF is requesting the Board waive or modify some of the requirements contained in the Volunteer Application such as submitting a National Practitioner Data Bank report in an original, sealed envelope. Dr. Holcomb commented that Mission of Mercy is well recognized across the country. Dr. Godfrey asked if it is the Board's will to address these encumbrances, and if so, would it be in a policy. Dr. Holcomb asked if the Board could request this be expedited and specifically list verbiage of Georgia Mission of Mercy and it be preapproved by Board. Mr. Lofranco stated this would also apply to the Georgia Hygienists Association. Dr. Godfrey asked why the Board is unable to adopt this as policy now. Dr. Holcomb responded by stating that the policy must be reviewed and approved by the Governor. Dr. Godfrey asked if there was anyone opposed to the policy. There was no opposition. Dr. Holcomb requested Mr. Lofranco submit a draft policy in writing to the Board before the end of the meeting.

Correspondence from Suzanne Newkirk

Ms. Newkirk was present at the meeting and spoke to the Board regarding the specific items she requested be placed on the agenda, the first being dental hygiene education for medical emergencies. Ms. Newkirk stated that she wanted to provide the Board with some background and education. She stated that The Commission on Dental Accreditation (CODA) is the authoritative body that provides accreditation standards for dental hygiene education programs. Ms. Newkirk stated the Accreditation Standards for Dental Hygiene Education Programs covers Emergency Management and requires that dental hygiene programs establish, enforce, and instruct students in preclinical/clinical/laboratory protocols and mechanisms to ensure the management of emergencies. Dr. Godfrey thanked Ms. Newkirk for sharing this information with the Board.

Next, Ms. Newkirk spoke to the Board regarding her correspondence discussed at the Board's April meeting regarding finger stick blood tests. Her question specifically asked if a dental hygienist can perform finger stick blood tests for diabetes under direct supervision. At that meeting, the Board voted to refer the question to Dr. Kevin Frazier, The Dental College of Georgia, for input. Dr. Lefebvre stated that Dr. Frazier was not present at today's meeting, but he did forward to the Board his response supporting the hygienist conducting the sticks.

Ms. Newkirk stated that there was a question in regards to training for staff and infection control. She stated that she provided the Board with information from the CDC. Ms. Newkirk stated that glucose monitoring meters should not be shared and single-use lancets are to be selected. Ms. Newkirk thanked the Board for allowing her to share this information with them.

Lastly, Ms. Newkirk spoke to the Board regarding her request seeking Board approval concerning a coronal polishing and topical fluoride course GDHA would like to provide for Georgia dental assistants. She stated that she has provided the Board with information as to what the course objectives are, including jurisprudence related to coronal polishing. Dr. Godfrey commented that should these guidelines be accepted, he would assume there is no problem with any other approved group giving the same course. Ms. Newkirk responded by stating that she wrote this course for GHA specifically, so they would be the only one using it. Dr. Holcomb inquired about the jurisprudence. Ms. Newkirk responded by stating that she would send a copy of it to Ms. Battle. Dr. Holcomb asked the Board if there was any reason why it could not give preliminary approval of the course pending review of the jurisprudence. Dr. Godfrey stated that he felt all members should look through it in preparation of placement on the Board's next

agenda for consideration. Dr. Holcomb asked why is the Board unable to give preliminary approval pending a response by all board members. Dr. Godfrey responded by stating that before any approval is given he wants to review the information provided and discuss it at the next scheduled meeting.

Correspondence from Dr. Kevin Frazier, Dental College of Georgia

The Board considered this correspondence from Dr. Frazier. Dr. Frazier submitted a response to the Board's request for input regarding if a dental hygienist can perform finger stick blood tests for diabetes under direct supervision. After discussion was held, Dr. Nalley made a motion to state that a dental hygienist can perform finger stick blood tests for diabetes under direct supervision. Dr. Holcomb seconded and the Board voted unanimously in favor of the motion.

Correspondence from Dr. Adam Barefoot

The Board considered this correspondence from Dr. Barefoot sent on behalf of Dr. Chris Rustin, the Director of Environmental Health and Deputy Director of Health Protection, regarding tooth gems. Dr. Holcomb made a motion to direct staff to respond by stating that the Board agrees that the placing and bonding of any appliance or covering is in fact the practice of dentistry and refer Dr. Barefoot to Board Rule 150-14-.02 Fabrication of Dental Appliances, Caps, Coverings, Prostheses and Cosmetic Coverings is Practice of Dentistry. Dr. Yeagan seconded and the Board voted unanimously in favor of the motion.

Miscellaneous

Mr. Changus referred back to the correspondence from Dr. Van Haywood that had been tabled. Dr. Haywood's question asked if it is legal for the dental faculty of Augusta University with a faculty teaching license to treat the indigent patients or supervise students treating patients in the mobile dental van in Thompson, Georgia. Mr. Changus stated that per Rule 150-7-.02(2)(a)(5), this would not be permissible.

Dr. Holcomb discussed two letters that he received requesting the Board reconsider its decision regarding ICD code 4910. At a previous meeting, the Board voted that a dental hygienist would not be authorized to perform this procedure under general supervision. One letter is from the Georgia Periodontal Society and the other letter is from Dr. Donna Thomas-Moses. Dr. Holcomb stated that he was not able to be at the meeting when this subject was discussed. Dr. Godfrey stated that the Board discussed this matter for two (2) hours at the last meeting before making its determination. Dr. Holcomb asked if the Board is accepting that as the prevalent standard. Dr. Godfrey stated yes. Dr. Holcomb commented that he was advocating for what he thought was right. He added that he brought this matter back up before the Board as he thought it would benefit the public as he was in receipt of additional information. Dr. Godfrey responded that they had similar information on 4910 and it was a very lengthy discussion. Dr. Holcomb made a motion for the Board to reconsider this matter. Ms. Bynum seconded. Discussion was held. Dr. Godfrey said the Board discussed this subject at more than just one meeting. Dr. Godfrey asked if there is a motion to change the Board's position on 4910. He added that Mr. Thernes gave his support on the matter. Dr. Holcomb withdrew his previous motion. Dr. Holcomb made a motion for this matter to go to the Rules Committee for reconsideration. Dr. Nalley seconded and the Board voted in favor of the motion. Dr. Goggans opposed the motion.

Mr. Lofranco discussed the policy for volunteers at GMOM previously discussed by the Board earlier in the meeting. Dr. Holcomb read an electronic version of the policy presented to the members. Dr. Holcomb made motion to adopt the following policy. Dr. Nalley seconded and the Board voted unanimously in favor of the motion. Mr. Lofranco stated he will email a copy of the version presented to Ms. Emm.

Georgia Board of Dentistry Policy for Volunteers at Georgia Mission of Mercy

In order to be eligible to treat patients at a Georgia Mission of Mercy and for no more than 72 hours, all dentists and dental professionals who wish to provide volunteer, non-compensated care must possess written documentation of the following:

- 1) *Legal name, mailing address, and license number;*
- 2) *Proof of good standing with that dentist's or dental professional's state licensing board(s);*
- 3) *Verification from the sponsoring entity that compensation is not being made for professional services performed; and*
- 4) *CPR: a photocopy of the volunteer's current certification in compliance with Board Rule 150-3-.08 (Dentists) and 150-5-.04 (Dental Hygienists)*

The Georgia Dental Association Foundation for Oral Health shall be required to maintain the necessary documentation required herein for the Board's inspection for a period of three (3) years from the date of the applicable of Mission of Mercy.

Dr. Logan Nalley 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, investigative reports, and the Assistant Attorney General's report. Voting in favor of the motion were those present who included Ms. Becky Bynum, Dr. Tom Godfrey, Dr. Greg Goggans, Dr. Steve Holcomb, Dr. Logan Nalley, and Dr. Bert Yeargan.

Executive Session

Licensure Over Committee Appointments/Discussion Cases

- A.J.D.
- J.G.S.
- M.A.W.
- K.G.P.
- G.A.S.

Applications

- M.G.L.
- M.N.T.
- K.V.D.
- H.G.A.
- A.B.C.
- D.R.G.
- F.B.S.
- T.W.M.

Executive Director's Report – Ms. Tanja Battle

Discussed list of non-compliant dentists as it relates to the PDMP requirements.

Applications

- A.J.D.
- D.W.B.
- R.E.G.
- S.G.Q.

- M.A.J.
- J.M.M.

Correspondences

- J.I.G.
- G.A.N.

Investigative Committee Report

Report Presented:

- DENT170111
- DENT170291
- DENT180092
- DENT130116
- DENT140140
- DENT150165
- DENT150192
- DENT150195
- DENT150352
- DENT150392
- DENT150417
- DENT160141
- DENT160175
- DENT160180
- DENT160353
- DENT160401
- DENT160487
- DENT170049
- DENT170097
- DENT170118
- DENT170120
- DENT170121
- DENT170180
- DENT170197
- DENT170250
- DENT170267
- DENT170289
- DENT170290
- DENT170306
- DENT170321
- DENT170330
- DENT170339
- DENT180018
- DENT180032
- DENT180053
- DENT180076
- DENT180086

- DENT180114
- DENT180115
- DENT180117
- DENT180125
- DENT180126
- DENT180144
- DENT180152
- DENT180169
- DENT180177
- DENT180194
- DENT180195
- DENT180199
- DENT180216
- DENT180218
- DENT180222
- DENT180223
- DENT180226
- DENT180227
- DENT180246
- DENT180247
- DENT180278
- DENT180279
- DENT180281
- DENT180287
- DENT180294
- DENT180314
- DENT180317
- DENT180331
- DENT180338
- DENT180344

Attorney General's Report – Mr. Max Changus

Mr. Changus discussed the below individuals:

- B.B.
- S.R.
- B.L.I.

Legal Services – Ms. Kimberly Emm

- G.J.

Miscellaneous

The Board discussed updating the Jurisprudence Dental and Dental Hygiene Examination questions.

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

Open Session

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

Appearance

- S.C.H. Denied Credentials Applicant Uphold denial of application/Denied request for members S.H. and L.N. to recuse themselves

Attorney General's Report – Mr. Bryon Thernes

- Pending litigation. Update provided.

Licensure Over Committee Appointments/Discussion Cases

- A.J.D. Dental Licensee Refer to the Department of Law
- J.G.S. Dental Licensee Refer to the Department of Law
- M.A.W. Enteral/Inhalation Applicant Approved
- K.G.P. Request to Terminate Probation Table pending receipt of additional information
- G.A.S. Request to Terminate Probation Table pending receipt of additional information

Applications

- M.G.L. Dental Exam Applicant Approved application
- M.N.T. Dental Hygiene Exam Applicant Approved application
- K.V.D. Dental Credentials Applicant Denied application
- H.G.A. Dental Reinstatement Applicant Approved application
- A.B.C. Dental Reinstatement Applicant Approved application
- D.R.G. Dental Hygiene Reinstatement Refer to Legal Services
- F.B.S. Dental Faculty Applicant Approved application
- T.W.M. Dental Faculty Applicant Approved application

Executive Director's Report – Ms. Tanja Battle

Discussed list of non-compliant dentists as it relates to the PDMP requirements. Refer to the Department of Law.

Applications

- A.J.D. Conscious Sedation Applicant Approved evaluation
- D.W.B. Conscious Sedation Applicant Approved for provisional permit
- R.E.G. Conscious Sedation Applicant Approved for provisional permit
- S.G.Q. Conscious Sedation Applicant Approved for provisional permit
- M.A.J. General Anesthesia Applicant Approved evaluation
- J.M.M. Inactive Status Application Approved application

Correspondences

- J.I.G. Correspondence Denial upheld
- G.A.N. Request re credentials licensure Board directed staff to refer individual to Rule 150-7-.04.

Investigative Committee Report

Report Presented:

Complaint Number	Allegations	Recommendation
DENT170111	Quality of Care/Substandard Practice	Refer to the Department of Law
DENT170291	Abandonment	Leave Closed
DENT180092	Unprofessional Conduct	Close No Action
DENT130116	Quality of Care/Substandard Practice	Close No Action
DENT140140	Morbidity/Mortality	Close No Action
DENT150165	Quality of Care/Substandard Practice	Close No Action
DENT150192	Quality of Care/Substandard Practice	Re-refer to the Department of Law with original sanctions
DENT150195	Quality of Care/Substandard Practice	Re-refer to the Department of Law with original sanctions
DENT150352	Quality of care/substandard practice	Close with Flag
DENT150392	Morbidity and mortality	Close with Flag
DENT150417	Quality of Care/Substandard Practice	Refer to the Department of Law
DENT160141	Quality of Care/Substandard Practice	Close No Action
DENT160175	Quality of Care/Substandard Practice	Close No Action
DENT160180	Quality of Care/Substandard Practice	Close No Action
DENT160353	Quality of Care/Substandard Practice	Close No Action
DENT160401	Billing	Close No Action
DENT160487	Quality of Care/Substandard Practice	Close No Action
DENT170049	Quality of Care/Substandard Practice	Close No Action
DENT170097	Quality of Care/Substandard Practice	Close with Letter of Concern
DENT170118	Quality of Care/Substandard Practice	Close No Action
DENT170120	Morbidity and mortality	Close with Flag
DENT170121	Quality of Care/Substandard Practice	Close No Action
DENT170180	Quality of Care/Substandard Practice	Close with Letter of Concern
DENT170197	Quality of Care/Substandard Practice	Close No Action
DENT170250	Quality of Care/Substandard Practice	Close No Action
DENT170267	Quality of Care/Substandard Practice	Close No Action
DENT170289	Quality of Care/Substandard Practice	Close with Flag
DENT170290	Quality of Care/Substandard Practice	Close with Flag
DENT170306	Quality of Care/Substandard Practice	Close with Letter of Concern
DENT170321	Quality of Care/Substandard Practice	Close No Action
DENT170330	Quality of Care/Substandard Practice	Close No Action
DENT170339	Quality of Care/Substandard Practice	Close No Action
DENT180018	Quality of Care/Substandard Practice	Close No Action
DENT180032	Quality of Care/Substandard Practice	Close No Action
DENT180053	Quality of Care/Substandard Practice	Close No Action
DENT180076	Quality of Care/Substandard Practice	Close No Action
DENT180086	Quality of Care/Substandard Practice	Close No Action
DENT180114	Malpractice	Close No Action
DENT180115	Quality of Care/Substandard Practice	Close No Action
DENT180117	Quality of Care/Substandard Practice	Close with Flag

DENT180125	Quality of Care/Substandard Practice	Close No Action
DENT180126	Quality of Care/Substandard Practice	Close No Action
DENT180144	Quality of Care/Substandard Practice	Close No Action
DENT180152	Malpractice	Accept Voluntary Surrender upon receipt of the original and Close with Flag
DENT180169	Malpractice	Close No Action
DENT180177	Quality of Care/Substandard Practice	Close No Action
DENT180194	Quality of Care/Substandard Practice	Close No Action
DENT180195	Quality of Care/Substandard Practice	Close No Action
DENT180199	Malpractice	Close No Action
DENT180216	Quality of Care/Substandard Practice	Close with Letter of Concern
DENT180218	Quality of Care/Substandard Practice	Close No Action
DENT180222	Malpractice	Close No Action
DENT180223	Billing	Close No Action
DENT180226	Record Release	Close No Action
DENT180227	Quality of Care/Substandard Practice	Close No Action
DENT180246	Quality of Care/Substandard Practice	Close with Flag
DENT180247	Quality of Care/Substandard Practice	Close with Flag
DENT180278	Quality of Care/Substandard Practice	Close with Letter of Concern
DENT180279	Quality of Care/Substandard Practice	Close with Letter of Concern
DENT180281	Unethical Conduct	Close No Action
DENT180287	Record Release	Close No Action
DENT180294	Unprofessional Conduct	Close No Action
DENT180314	Unlicensed Practice	Accept Cease and Desist on DA upon receipt of the original/Schedule Interview with DN
DENT180317	Record Release	Close No Action
DENT180331	Other	Close No Action
DENT180338	Unlicensed Practice	Close No Action
DENT180344	Advertising	Close with Letter of Concern

Attorney General’s Report – Mr. Max Changus

Mr. Changus discussed the below individuals:

- B.B. Received advice regarding fees for the military. Board directed staff to respond by stating that it does not have the authority to waive fees for military personnel and their spouses.
- S.R. Rescind referral and close with no action.
- B.L.I. Accept revised OMPE

Legal Services – Ms. Kimberly Emm

- G.J. Open records request Denied request

Miscellaneous

The Board discussed updating the Jurisprudence Dental and Dental Hygiene Examination questions. The Board voted to accept the recommended changes and post to the Board’s website.

Mr. Lofranco informed the Board that he cleaned up the GMOM policy that was previously adopted by the Board. He asked if the Board needed to readopt it. Dr. Holcomb asked if there were any substantive

changes made. Mr. Lofranco responded no. Dr. Holcomb stated since there were none, the Board can accept the changes made. The corrected policy reads as follows:

Georgia Board of Dentistry Policy for Volunteers at Georgia Mission of Mercy

In order to be eligible to treat patients at a Georgia Mission of Mercy and for no more than 72 hours, all dentists and dental professionals who wish to provide volunteer, non-compensated care must possess written documentation of the following:

- 1) *Legal name, mailing address, and license number(s);*
- 2) *Proof of good standing with that dentist's or dental professional's state licensing board(s);*
- 3) *Verification from the sponsoring entity that compensation is not being ~~made~~ provided in exchange for professional services performed; and*
- 4) *CPR: a photocopy of the volunteer's current certification in compliance with Board Rule 150-3-.08 (Dentists) and 150-5-.04 (Dental Hygienists)*

The Georgia Dental Association Foundation for Oral Health shall be required to maintain the necessary documentation required herein for the Board's inspection for a period of three (3) years from the date of the applicable of Georgia Mission of Mercy.

Dr. Steve Holcomb made a motion and Dr. Logan Nalley seconded and the Board voted to enter into **Executive Session** in accordance with O.C.G.A. § 50-14-2 to deliberate and receive the Attorney General's report. Voting in favor of the motion were those present who included Ms. Becky Bynum, Dr. Tom Godfrey, Dr. Greg Goggans, Dr. Steve Holcomb, Dr. Logan Nalley, and Dr. Bert Yeargan.

Executive Session

Discussion ensued regarding pending litigation and whether or not such should impact who is considered for the election of officers.

With no further business, the Board meeting adjourned at 3:26 p.m.

The next scheduled meeting of the Georgia Board of Dentistry will be held via conference call on Friday, June 29, 2018, at 10:00 a.m. at the Department of Community Health's office located at 2 Peachtree Street, N.W., 6th Floor, Atlanta, GA 30303.

Minutes recorded by Brandi Howell, Business Support Analyst I
Minutes edited by Tanja D. Battle, Executive Director