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

The following Board members were present:	Others Present:
Dr. Clark Carroll, DMD – President Dr. Clyde Andrews, DDS Ms. Pamela Bush, RDH Dr. Becky Carlon, DDS Dr. Steve Holcomb, DMD Ms. Elaine Richardson	Anita Martin, Executive Director Eva Holmes, Board Secretary Reagan Dean, Board Attorney Keasha Myrick, GDHA Darryl Smith, SDG/HCS Nelda Greene, GDA Don Benton, GDA

Dr. Carroll established that a quorum was present and the public hearing that was scheduled to begin at 9:30 a.m., was called to order at 10:14 a.m. No public or written comments were received. The public hearing was adjourned @ 10:15.

Dr. Carroll established that a quorum was present and the meeting that was scheduled to begin at 9:35 a.m., was called to order at 10:15 a.m.

Introduction of visitors – Dr. Carroll welcomed the visitors.

Consideration of Board Rule 150-7-.04: Dental Provisional Licensure by Credentials. – Dr. Andrews motioned, Dr. Carlon seconded and the board voted to adopt the rule.

150-7-.04 Dental Provisional Licensure by Credentials.

- (1) For purposes of this rule "State" includes Washington D.C. and all U.S. territories.
- (2) "Provisional Licensure by Credentials" means a license to practice dentistry in the State of Georgia granted to individuals licensed to practice dentistry in another state who have not met all of the requirements for a regular dental license but who have met equivalent requirements for the practice of dentistry as set forth in O.C.G.A. § 43-11-41 and by board rule.
- (3) "Full Time Clinical Practice" means a minimum of 1,000 hours per year in the hands-on treatment of patients. Training programs do not qualify as full time clinical practice.
- (4) "Active Dental License" is defined as an unencumbered license held by an individual without restrictions.
- (5) "Full Time Clinical Faculty" means a minimum of 1,000 hours per year in the teaching of clinical dental skills at an ADA-accredited dental school/program. Training programs do not qualify as full time clinical faculty practice.
- (6) Only those applicants licensed and currently engaged in full time clinical practice as defined in sub-section (3) of this rule in a state that has a credentialing law similar to the licensure by credentials law in Georgia will be considered by the board for a provisional license by credentials. Applicants from states not issuing licenses by credentials are ineligible.

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- (7) The board may, in its discretion, grant a provisional license by credentials to dentists licensed in another state who do not hold a Georgia license to practice dentistry.
- (8) As set forth in O.C.G.A. § 43-11-41, an applicant for a provisional license by credentials must also meet the following requirements:
- (a) Must have an active dental license in good standing from another state.
- (b) Must have received a doctor of dental surgery (D.D.S.) degree or a doctor of dental medicine (D.M.D.) degree from a dental school approved by the board and accredited by the Commission on Dental Accreditation of the American Dental Association (A.D.A.) or its successor agency.
- (c) Applicants must have been in full time clinical practice, as defined in sub-section
- (2) of this rule; full time faculty as defined in sub-section (4) of this rule; or a combination of both for the five years immediately preceding the date of the application.
- (d) Candidates with any felony convictions are not eligible. Candidates convicted of a misdemeanor involving moral turpitude or dealing with the administering, dispensing or taking of drugs including, but not limited to controlled substances, are not eligible.
- (e) Those applicants who have received a doctoral degree in dentistry from a dental school accredited by the Commission on Dental Accreditation of the American Dental Association, or its successor agency, must provide the following in order to complete their application:
- 1. Certified copy of the applicant's testing results showing passage of all sections with a score of 75 or higher or its equivalent score on a clinical examination administered by the board or a testing agency designated and approved by the board.
- (i) After a fourth failure of one or more sections of any clinical examination, no further attempts will be recognized by the board for licensure by credentials in Georgia.
- 2. Show passage with a score of 75 or higher on a jurisprudence examination on the laws and rules governing the practice of dentistry in the State of Georgia. Such examination shall be administered in the English language.
- 3. Proof of current CPR certification;
- 4. Copies of any and all National Practitioner's Data Bank reports pertaining to the applicant;
- 5. Official transcripts under seal from a school or university from which the applicant received his/her doctorate in dentistry;
- 6. National Board scores showing passage of all sections of the examination with a score of 75 or higher;
- 7. Verification of licensure from all states where the applicant has ever held or currently holds a license to practice dentistry; and
- 8. Furnish a background check. The applicant shall be responsible for all fees associated with the performance of a background check.
- (9) Those applicants who have received a doctoral degree in dentistry from a dental school not accredited by the Commission on Dental Accreditation of the American Dental Association, or its successor agency, in addition to the information required in sub-section (8)(a), (c), (d) and (e) of this rule must also provide the following in order to complete their application:
- (a) Successful completion at an accredited dental school approved by the board of the last two years of a program leading to the doctor of dental surgery (D.D.S.) or doctor of dental medicine (D.M.D.) degree; and

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- (b) Certification by the dean of the accredited dental school where such supplementary program was taken that the candidate has achieved the same level of didactic and clinical competency as expected of a graduate of the school.
- (10) All applicants must show passage of all sections with a score of 75 or higher on a clinical examination administered by the board or testing agency designated and approved by the board and a jurisprudence examination on the laws and rules governing the practice of dentistry in the State of Georgia. Such examinations shall be administered in the English language.
- (11) Within the first two (2) years of being granted a provisional license by credentials, applicant must establish full-time clinical practice which is defined in sub-section (2) of this rule or the license will be automatically revoked.
- (12) For the first five biennial renewal periods, the holder of a dental provisional license by credentials must attest to the fact that he or she has maintained full time clinical practice in the State of Georgia as defined in sub-section (2) of this rule.
- (13) The Board shall have the authority to refuse to grant a provisional license by credentials to an applicant, or to revoke the provisional license by credentials to a dentist licensed by the Board, or to discipline a dentist holding a provisional license by credentials in accordance with the provisions of O.C.G.A. § 43-11-47.
- (14) The submission of an application for a dental provisional license by credentials shall constitute consent for performance of a criminal background check. Each applicant who submits an application to the board for provisional licensure by credentials agrees to provide the board with any and all information necessary to run a criminal background check, including but not limited to classifiable sets of fingerprints. The applicant shall be responsible for all fees associated with the performance of a background check.

Authority O.C.G.A. §§ 43-11-7, 43-11-8, 43-11-40, 43-11-41, and 43-11-42.

The Board voted that the formulation and adoption of this rule 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.

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. $\S 50-13-4(3)(A)(B)(C)(D)$. The formulation and adoption of this rule will impact every licensee in the same manner and each licensee is independently licensed, owned and operated in the field of Dentistry.

Minutes from the February 23, 2007 board meeting: Dr. Andrews made a motion, Ms. Bush seconded and the Board voted to **approve** the minutes as amended.

C.E. Audit Committee: - Dr. Henry Cook, Sr.

• No report

Conscious Sedation/General Anesthesia Committee: Dr. Clyde Andrews

• Dr. Andrews reported that the conscious sedation/general anesthesia application has been amended to require applicants to specify if they are sedating pediatric patients, adult patients or if it is for a facility permit.

Credentialing Committee: Dr. Becky Carlon

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• Dr. Andrews queried the committee if all credentials applicants with any issues (1 DUI, 1 NPDB/NPDB report, etc) are being denied or if they have an appeal. Dr. Carlon responded that those applicants are being scheduled to meet with the Licensure Overview Committee.

Dental Hygiene Committee: Ms. Pamela Bush, RDH

• The committee will meet at the conclusion of the board meeting.

Examination Committee: Dr. Logan Nalley, Jr. – Dr. Holcomb reported in Dr. Nalley's behalf.

- o Reported that he had recently attended the ADEX Steering Committee and ADEX Board of Directors meeting.
- o Reported that he & Dr. Nalley are attending the ADEX Exam meeting this weekend.
- o Reported that he conducted an ADEX/ADHLEX presentation at the Hinman meeting.
- o Reported that MCG will utilize the CIF format this year.
- o Reported that NERB is still administering the ADEX exam; if that changes the board will need to reconsider its decision to accept NERB/ADEX.
- o Reported the NERB is not giving the ADHLEX until 2008.
- o Dr. Carroll requested that Dr. Holcomb and Ms. Bush talk with CRDTS to assure that all facilities providing the ADHLEX are quality facilities.

Investigative Committee: Dr. Logan Nalley, Jr. - Dr. Holcomb presented

• No open session report

<u>Legislative Committee:</u> - Drs. Steve Holcomb & Henry Cook -

• Dr. Holcomb requested that the Georgia Dental Hygiene Association & Georgia Dental Association representatives provide an update. Ms. Kesha Myrick from the Georgia Dental Hygiene Association stated that there were no pending legislative issues for Dental Hygiene. Ms. Greene from the Georgia Dental Association stated that they were monitoring all healthcare-related legislation and especially the current legislation dealing with the Peachcare funding.

Licensure Overview Committee: - Dr. Issac Hadley - Dr. Carlon presented

• No open session report

Rules Committee: - Dr. Clyde Andrews

• Consideration to amend Board Rule 150-7-.05 – Dr. Andrews motioned, Ms. Bush seconded and the Board voted to post the amended.

150-7-.05 Dental Hygiene Provisional Licensure by Credentials.

- (1) For purposes of this rule "State" includes Washington D.C. and all U.S. territories.
- (2) "Provisional Licensure by Credentials" means a license to practice dental hygiene in the State of Georgia granted to individuals licensed to practice dental hygiene in another state who have not met all of the requirements for a regular dental hygiene license but who have met equivalent requirements for the practice of dental hygiene as set forth in O.C.G.A. § 43-11-71.1 and by board rule.

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- (3) "Full Time Clinical Practice" means a minimum of 1,000 hours per year in the handson treatment of patients.
- (4) "Active Dental Hygiene License" is defined as an unencumbered license held by an individual without restrictions.
- (5) "Full Time Clinical Faculty" means a minimum of 1,000 hours per year in the teaching of clinical dental hygiene skills at an ADA-accredited dental hygiene school/program.
- (6) Only those applicants licensed and currently engaged in full-time clinical practice as
- defined in sub-section (3) of this rule in a state that has a credentialing law similar to the licensure by credentials law in Georgia will be considered by the board for a provisional license by credentials. Applicants from states not issuing licenses by credentials are ineligible.
- (7) The board may, in its discretion, grant a provisional license by credentials to dental hygienists licensed in another state.
- (8) In addition to the requirements set forth in O.C.G.A. § 43-11-71.1, an applicant for a provisional license by credentials must also meet the following requirements:
- (a) Must have an active unrestricted dental hygiene license in good standing from another state.
- (b) Must have received a dental hygiene degree from a dental hygiene college or school approved by the board and accredited by the Commission on Dental Accreditation of the American Dental Association (A.D.A.) or its successor agency, if any.
- (c) Applicants must have been in full time clinical practice, as defined in sub-section
- (3) of this rule; full-time faculty as defined in sub-section (5) of this rule; or a combination of both for the two years immediately preceding the date of the application.
- (d) Candidates with any felony convictions are not eligible. Candidates convicted of a misdemeanor involving moral turpitude or dealing with the administering, dispensing or taking of drugs, including but not limited to controlled substances, are not eligible.
- (e) The applicant must meet all requirements for licensure set forth in Board Rules 150-5-.02, 150-5-.03, 150-5-.04, and 150-5-.05.
- (f) Furnish a background check. The applicant shall be responsible for all fees associated with the performance of a background check.
- (g) Within the first two (2) years of being granted a provisional license by credentials, an applicant must establish full-time dental hygiene clinical practice which is defined in subsection (3) of this rule or the license will be automatically revoked.
- (h) All applicants must show passage of all sections with a score of 75 or higher, or its equivalent score, on a clinical examination administered by the board or testing agency

designated and approved by the board and a jurisprudence examination on the laws and

rules governing the practice of dental hygiene in the State of Georgia. Such examinations shall be administered in the English language.

- (a) After a fourth (4th) attempt of one or more sections of any clinical examination, no further attempts will be recognized by the board for licensure by credentials in Georgia.
- (9) The Board shall have the authority to refuse to grant a provisional license by credentials to an applicant, or to revoke the provisional license by credentials to a dental hygienist licensed by the Board, or to discipline a dental hygienist holding a

provisional license by credentials in accordance with the provisions of O.C.G.A. § 43-11-72.

Authority	§§
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The Board voted that the formulation and adoption of this rule 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.

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. $\S 50-13-4(3)(A)(B)(C)(D)$. The formulation and adoption of this rule will impact every licensee in the same manner and each licensee is independently licensed, owned and operated in the field of Dentistry.

Consideration of amendments to Board Rules 150-3-.09, 150-5-.05 and 150-8-.01. Viewed as informational at this time.

General: Dr. Clark Carroll

• Consider for ratification licenses that have been administratively issued:

Dr. Andrews made a motion, Dr. Carlon seconded and the Board voted to **ratify** the following newly issued licenses.

Name	Profession	Status	Issue Date
Lottier, Shawn Patrick	Conscious Sedation Permit	Active	2/12/2007
Hansen, Michael Richard	Conscious Sedation Permit	Active	2/27/2007
Yeargan, Henry Bert, Jr	Conscious Sedation Permit	Active	2/27/2007
Stubbs, Miranda Nichole	Dental Hygienist	Active	2/9/2007
Fleming, Spring Sami	Dental Hygienist	Active	2/9/2007
Johnson, Laura Michelle	Dental Hygienist	Active	2/22/2007
Short, Pamela Eaton	Dental Hygienist	Active	2/26/2007
Rostamian, Elham	Dental Hygienist	Active	2/26/2007
Schaffer, Jenny Marie	Dental Hygienist	Active	2/28/2007
Smith, Jessica Danyel	Dental Hygienist	Active	3/1/2007
Cofield, Patricia M	Dental Hygienist	Active	3/5/2007
Grant, Sherri Ellen	Dental Hygienist	Active	3/6/2007
Jacobson, Blain Ross	Dentist	Active	2/14/2007
Sahara, Ria Catherine	Dentist	Active	2/15/2007
Cardona-Rohena, Yadira	Dentist	Active	2/22/2007
Sidow, Boris James	Dentist	Active	2/26/2007
Kim, Chol T.	Dentist	Active	2/27/2007
Ducksworth, Joseph Wiley	Dentist	Active	2/27/2007
Volk, Eric Richard	Dentist	Active	3/1/2007
Pendarvis, Walker Thomas	Dentist	Active	3/5/2007
Patel, Ushma N.	Enteral/Inhalation Conscious Sedation	Active	1/9/2007
Chafin, Joe S	Enteral/Inhalation Conscious Sedation	Active	1/9/2007
Hilliard, Christopher Todd	Enteral/Inhalation Conscious Sedation	Active	1/9/2007
Mansouri, Michael S	Enteral/Inhalation Conscious Sedation	Active	1/9/2007
Tewogbade, Adesegun Olushola	Enteral/Inhalation Conscious Sedation	Active	1/9/2007
Vollenweider, John Wesley	Enteral/Inhalation Conscious Sedation	Active	1/9/2007

Patrick, James Benjamin	Enteral/Inhalation Conscious Sedation	Active	1/16/2007
Daugherty, Larry D	Enteral/Inhalation Conscious Sedation	Active	1/18/2007
Horlick, Alan Stuart	Enteral/Inhalation Conscious Sedation	Active	1/18/2007
Fitzgerald, Mark A	Enteral/Inhalation Conscious Sedation	Active	1/23/2007
Hogan, Rhonda Corey	Enteral/Inhalation Conscious Sedation	Active	2/12/2007
Alex, Glenn Christoper	Enteral/Inhalation Conscious Sedation	Active	2/16/2007
Jones, Daniel R	Enteral/Inhalation Conscious Sedation	Active	2/16/2007
Bouloux, Gary Francis	General Anesthesia Permit	Active	2/16/2007
Roser, Steven Malcolm	General Anesthesia Permit	Active	2/16/2007
Myers, Roger Lee	General Anesthesia Permit	Active	2/27/2007

- Correspondence from Dr. Gwen Welling re: State Board Participation on Accreditation Site Visits Board members will notify the Executive Director if able to participate.
- Request from Dr. Brian Gillen petitioning for variance Dr. Carlon motioned, Ms. Bush seconded and the Board voted to **deny** the petition.

CDRTS Examination Report - Dr. Clark Carroll

No report

Executive Director's Open Session Report: Anita O. Martin

- Correspondence from Dr. Carole Hanes @ Medical College of Georgia re: Impending Exchange Program. The Board requested that letter be sent to query, "What are your intentions re: exchange student's participation in off-campus facilities? And to assure the board that all clinical activities will be under the direct supervision of Medical College of Georgia faculty."
- Compliance issue with Dr. Deborah L. Pence Dr. Holcomb motioned, Ms. Bush seconded and the Board voted to refer this to the Attorney General's office to file a Notice of Hearing to suspend Dr. Pence's license until she is in compliance with her consent order.
- Provided copy of the ADEX constitution and by-laws for discussion for a vote at the 2007 meeting. Dr. Holcomb discussed.
- Discussed the credentials fees viewed as informational.
- Correspondence from Kathy Hinshaw, Joint Commission on National Dental Examination requesting assistance with the administration of exam. Ms. Bush will attend the exam at the Medical College of Georgia. Dr. Cook will attend the exam at Columbus Technical College.

Attorney General's Open Session Report: Reagan Dean

• Dr. Holcomb motioned, Dr. Carlon seconded and the Board voted to issue the Final Decision on Barton Corbin upholding the Attorney Law Judge's Initial Decision to revoke Dr. Corbin's license.

Approval of minutes from the March 13, 2007 Conference Call Board Meeting – Dr. Holcomb motioned, Dr. Carlon seconded and the board voted to **approve** the minutes.

Correspondence from Dr. Stanley Prince re: dental care for active military personnel. Ms. Richardson motioned, Dr. Andrews seconded and the board voted to notify Dr. Prince that these patients should be treated as any other referral patients. Also, Dr. Prince would need to adhere to military protocol.

Dr. Andrews made a motion, Dr. Carlon 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. Holcomb, 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. B.R.M. appeal of denial recommend to uphold previous decision to deny.
- Dr. M.A.A. appeal of denial recommend to uphold previous decision to deny.

Licensure Overview Committee - Dr. Issac Hadley

- A.R.W. dental hygiene applicant recommended approval
- **P.K.M. dental hygiene applicant** recommend to deny; has not practiced since 2001. The LOC recommends a clinical course.
- A.G.W. dental hygiene applicant recommended approval
- J.P.S. dental hygiene applicant by credentials recommended approval
- **Dr. S.W.S renewal applicant** recommended lifting the indefinite suspension under public consent order.
- **Dr. Maurice Freeman requesting termination of probation** recommended approval upon proof that he was in compliance with consent order. Staff will pull archives complaint file to see if documentation is on file. If not, notify Dr. Freeman that he must supply proof of continuing education programs.
- **Dr. Emil Sanders staff requesting clarification regarding previous decision** Notify Dr. Sanders that there is no time limit board will not consider until he completes the continuing education and petitions the board to have probation lifted.
- Dr. Sophia Coley response received recommended approval
- **Dr. C.J.R. requesting clarification** recommended scheduling an appointment to meet with entire board.

<u>Applications/Licensure</u>

- **L.L.C. Dental hygiene applicant** requesting approval for reinstatement of licensure. recommended to query Medical College of Georgia to see if course taken is hands on. If so, ok to reinstate. If not, notify L.L.C. that hands-on course if required.
- P.B.P. Credentials applicant denied by credentials committee recommended to deny
- K.C.W. Dental credentials applicant denied by committee. recommended to deny.
- N.A.F. Dental credentials applicant denied by committee recommended approval
- C.T.D. License requesting approval to become a Board consultant recommended approval.
- **G.A. Applicant requesting acceptance** of foreign certificates in lieu of official transcript and approval for licensure upon receipt of a completed file recommended approval.
- R.A.P. Enteral/Inhalation Conscious Sedation applicant requesting approval for issuance of licensure for sedating both adults and children. recommended approved for adults. Provide information on what is required for pediatrics.

CE Audit Committee Report

• No report

Examination Report

• No report

<u>Investigative Report</u> - Dr. Logan Nalley, Jr. - Reported by Dr. Steve Holcomb - Dr. Carlon motioned, Ms. Richardson seconded and the Board voted to **approve with the exception of DENTO7-0086** - needs to go back to Investigative Committee as a discussion case.

Complaint#	Recommendation
DENT 06-0264	Close
DENT 07-0004	Close
DENT 07-0036	Close
DENT 07-0005	Close

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DENT 07-0006	Close	
DENT 07-0086	Close	
DENT 05-0013	Close with letter of concern.	
DENT 06-0166	Refer to Legal Services	
DENT 06-0325	Refer to Legal Services	
DENT 05-0254	Further investigation needed	
DENT 07-0187	Further investigation needed	
DENT 07-0112	Mitigating circumstance letter	
DENT 05-0138	Refer to Legal Services	
DENT 07-0181	Close	
DENT 07-0144	Close with letter of concern	
DENT 07-0200	Close with letter of concern	
DENT 07-0196	Close	

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

• Presented consent orders for acceptance on Dr. Tami Kidney and Dr. K.S.M. – recommended acceptance

Attorney General's Report – Mr. Reagan Dean

• Requested additional information on Dr. E.T. – Referred to Attorney General's Office to amend consent order – Five additional years of probation from present probation; suspend license for 180 days with 90 days stayed; no permits (i.e. conscious sedation, general anesthesia, etc) for the period of probation.

<u>Legal Service's Report</u> – Mr. Jeff Clements

• Board recommended to have Dental Hygiene applicant M.T. undergo an Order of Mental Physical Evaluation before further licensure consideration.

Dr. Holcomb made a motion and Ms. Bush seconded and the Board voted to **approve** the recommendations made in the Executive Session.

The next meeting is scheduled for April 20, 2007 via conference call at 12:00 p.m.

There being no further business to come before the Board, the meeting was adjourned at 3:23 p.m.

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

In attendance:

Board members present:

Ms. Pamela Bush Dr. Becky Carlon Dr. Steve Holcomb

Others Present:

Anita Martin, Executive Director Ms. Nelda Greene, GDA

Ms. Bush established that a quorum of the committee was present and called the meeting to order at 3:28 p.m.

The committee continued its discussion on the administration of Local Anesthesia by Dental Hygienist. At the forefront of the discussion is consumer protection. The economic impact issues were discussed.

Ms. Bush reported that Dr. Ferguson & Ms. Collins from the Medical College of Georgia are working on an expanded syllabus that incorporates Local Anesthesia into the curriculum. Some of the issues that must be decided on by the board include but are not limited to:

Number & location of injections;

What content on the National Board Examination deals with Local Anesthesia?

Ms. Martin volunteered to begin working on the administrative process issues concerning this license type. (i.e. rules, application, renewal, fees, & administrative needs).

The committee asked that copy of the most recent GDA Member Survey be requested from Ms. Greene at the Georgia Dental Association.

The committee meeting adjourned at 3:55 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 April 20, 2007.