

GEORGIA BOARD OF DENTISTRY
Rules Committee Meeting
October 17, 2014
2 Peachtree St., N.W. 36th Floor
Atlanta, GA 30303
8:00 a.m.

The following committee members were present:

Dr. Tom Godfrey
Dr. Antwan Treadway

Staff Present:

Bryon Thernes, Board Attorney
Anil Foreman, Legal Officer

Visitors:

Ms. Wendy Blond, GDHA
Mr. Gerald Huang, Massey Bowers
Mr. Russ Lipari, Validus Group/ADSO
Ms. Melana McClatchey, GDA
Ms. Carol Smith, GADPH

Open Session

Dr. Godfrey established that a quorum was present and called the meeting to order at 8:28 a.m. Dr. Godfrey called for guests to introduce themselves.

Discussion Topics

150-3-.04: Applications. Amended.

Dr. Godfrey introduced Rule 150-3-.04 for discussion and called for any comment from the Committee or visitors. After no comments were received, Dr. Treadway made a motion that the Committee recommend to the full Board to vote to post notice of intent to amend the Rule. Dr. Godfrey seconded and the Committee voted unanimously in favor of the motion.

150-3-.09: Continuing Education for Dentists

Dr. Godfrey introduced Rule 150-3-.09 for discussion and called for any comment from the Committee or visitors. After no comments were received, Dr. Treadway made a motion that the Committee recommend to the full Board to vote to post notice of intent to amend the Rule. Dr. Godfrey seconded and the Committee voted unanimously in favor of the motion.

150-6-.01: Laboratory Prescriptions

Dr. Godfrey introduced Rule 150-6-.01 for discussion and called for any comment from the Committee or visitors. After no comments were received, Dr. Treadway made a motion that the Committee recommend to the full Board to vote to post notice of intent to amend the Rule. Dr. Godfrey seconded and the Committee voted unanimously in favor of the motion.

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

Dr. Godfrey introduced Rule 150-7-.04 for discussion and called for any comment from the Committee or visitors. After no comments were received, Dr. Treadway made a motion that the Committee recommend to the full Board to vote to post notice of intent to amend the Rule. Dr. Godfrey seconded and the Committee voted unanimously in favor of the motion.

150-8-.04: Animals

Dr. Godfrey introduced Rule 150-8-.04 for discussion and called for any comment from the Committee or visitors. After no comments were received, Dr. Treadway made a motion that the Committee recommend to the full Board to vote to post notice of intent to amend the Rule. Dr. Godfrey seconded and the Committee voted unanimously in favor of the motion.

150-7-.03: Volunteers in Dentistry

Dr. Godfrey introduced Rule 150-7-.03 for discussion and called for any comment from the Committee or visitors. After reviewing the rule, Dr. Godfrey stated that the proposed amendment requiring the furnishing of a criminal background check would add an additional burden on potential volunteers and likely dissuade them from providing dental care in underrepresented areas in the State. Dr. Treadway made a motion to table the rule. Dr. Godfrey seconded and the Committee voted unanimously in favor of the motion.

150-25: Mobile Dentistry

Dr. Godfrey introduced Chapter 150-25 for discussion and called for any comment from the Committee or visitors. Ms. Foreman presented correspondence from Pacific Dental Services regarding the proposed mobile dentistry chapter. The Committee reviewed the comments. Dr. Treadway noted that the comments refer to an entity's ability to practice dentistry in the State of Georgia but that only a licensed dentistry can practice dentistry in the state. Mr. Thernes expressed hesitancy about the Board's statutory authority to issue permits for mobile dentistry and stated that the Department of Law may state that the Board lacks authority to promulgate the rules. Dr. Godfrey stated that the chapter would be put before the full Board at the meeting for general consideration.

150-8-.01: Unprofessional Conduct; 150-8-.02: Fee-Splitting; 150-10-.01: Fraudulent, Misleading, or Deceptive Advertising

Dr. Godfrey introduced Rule 150-8-.01 for discussion and called for any comment from the Committee or visitors. Dr. Godfrey asked if there were any comments from the September meeting. Ms. Foreman stated that there were comments on the proposed changes to Rule 150-10-.01. Mr. Lipari stated that there were comments on proposed changes to Rule 150-8-.01 that were included with the comments on Rule 150-10-.01 sent in advance of the September meeting. Mr. Thernes offered suggestions on sections (s)(3), (s)(4), and (s)(10). Mr. Thernes also stated that dental service organizations have informally reached out to the Board about a round-table discussion about the proposed rules. Dr. Godfrey requested that Mr. Lipari present the Board with a time for the meeting, so that notice could be provided to the public.

150-13-.02: Deep Sedation/General Anesthesia Permits

Dr. Godfrey introduced Rule 150-13-.02 for discussion. Dr. Treadway presented proposed changes to Rule 150-13-.01 that would present the dentist with additional discretion in the treatment of a sedated patient. After no comments were received, Dr. Treadway made a motion that the Committee recommend to the full Board to vote to post notice of intent to amend the Rule. Dr. Godfrey seconded and the Committee voted unanimously in favor of the motion.

150-13-.01: Conscious Sedation Permits

Dr. Godfrey introduced Rule 150-13-.01 for discussion. Dr. Treadway mentioned that the language of the rule was different from 150-13-.02 with respect to the need to monitor end tidal CO₂ but that additional work needed to be done on the proposed language. Dr. Treadway made a motion to table the rule. Dr. Godfrey seconded and the Committee voted unanimously in favor of the motion.

150-25: Mobile Dentistry

Mr. Thernes stated that after some reflection, the determination as to whether the mobile dentistry rules have authority would not happen until the Board voted to post the rules. After no comments were received, Dr. Treadway made a motion that the Committee recommend to the full Board to vote to post notice of intent to amend the Rule. Dr. Godfrey seconded and the Committee voted unanimously in favor of the motion.

The next scheduled meeting of the Rules Committee will be held on Friday, November 14, 2014, at 9:00 a.m. at the Department of Community Health's office located at 2 Peachtree Street, N.W., 36th Floor, Atlanta, GA 30303.

There being no further business to come before the Committee, the meeting was adjourned at 9:07 a.m.

Minutes recorded by Anil Foreman, Legal Officer

Minutes edited by Tanja D. Battle, Executive Director