

Kentucky Board of Dentistry

Minutes of Board Meeting

March 10th, 2018

The meeting was called to order at 9:00 a.m.

Roll Call-Crystal Holloway

Members Present: Bradley Fulkerson DMD, Robert Zena DMD, Lucas Bowen DMD, Tonia Socha-Mower RDH, Mary Ann Burch RDH, Adam Rich DMD and Jason Ford DMD

Ex-Officio Members Present: Julie McKee, DMD (Department for Public Health) and Mary Jones, RDH (Bluegrass Community & Technical College)

Also Present: Larry Brown, Executive Director, Crystal Holloway, KBD Staff, Legal Counsel Cindy Effinger

Board Members Absent: Louis Beto DMD and Yvonne Bach

Ex-Officio Members Absent: Tim Daugherty DMD (University of Louisville) and Deborah Ray DMD (University of Kentucky)

The minutes of the January meeting were reviewed and approved. A motion was made by Brad Fulkerson DMD to approve the minutes. This motion was seconded by Lucas Bowen DMD. All were in favor and the minutes were approved.

CHAIR REPORT- Dr. Bradley Fulkerson

Election Results: Dr. Fulkerson suggested that the results of the election be posted to the website or to send out an email to all dentist and hygienist. The board decided to post the results without vote totals and in alphabetical order to the website (www.dentistry.ky.gov). The Board would be sending ten names to the Governor's Boards and Commissions office instead of nine names for dentist because there was a tie for ninth place and three names for hygienist. It was also discussed that vote totals would not be sent to the Governor's Boards and Commission unless they were requested. The selected dentist and hygienist would receive an email link to complete the application process for the Governor's Boards and Commissions website. There was also discussion on sending out thank you letters to the nominees not elected.

The KBD discussed whether the Board members coming off the board would stay until the new members come onboard or if it should be a vacancy if they were not ready for the first meeting in July. It was decided that the board members would stay until the new board members start, but that all important matters be tabled.

CODA Elimination of Specialty Terminology: Dr Fulkerson discussed CODA removing Specialty Terminology and the effects. CODA will no longer recognize specialties. Dr. McKee asked if it will negate a specialty license. Dr. Rich stated that specialties get paid more as a general dentist and he stated that State law may be in conflict with Federal law. Dr. Zena stated that if the KBD try to defend the laws it could be sued. Dr. Fulkerson suggested that there needs to be work done in statutes and regulations. Mr. Brown stated that there needs to be a request to open statutes by November and that he would follow-up on it.

Committee Chair Updates:

Prescribing Committee Regulations: Serving on the committee are: Dr. Jason Ford, Yvonne Bach, Mary Ann Burch, RDH and other interested parties such as Rick Whitehouse (KDA). Dr. Ford states that the statutes states it is illegal to take drugs back from patients. There are many KASPER violations and there needs to be more education on KASPER to help limit the opioid/narcotic problem. Mr. Brown states that when there is a KASPER violation given to us by OIG the KBD must open a case that an investigator needs to go out and to get the copies of the patient charts and witness them being copied and not to just send out a letter requesting the patient charts. ~~Dr. Fulkerson stated that the dentist should have a designee to run KASPER reports and make sure they are put in the patient charts as a safeguard.~~

Sedation and Anesthesia Regulations: Serving on the committee are: Dr. Adam Rich, Dr. Louis Beto and Dr. Lucas Bowen. No updates at this time, will be scheduling a meeting soon.

Tele Dentistry Regulations: Serving on the committee are: Dr. Robert Zena, Dr. Julie McKee, Tonia Socha-Mower RDH, Dr. William Rich and Dr. Jerry Caudill. Dr. Zena stated that they are getting close to the end, when they would invite stakeholders for a public meeting. Dr. Zena discussed that statutes and regulations should state that only dentist should be able to take final impressions.

Statutes and Regulations: Serving on the committee are: Dr. Brad Fulkerson, Mary Ann Burch, RDH, Dr. Robert Zena and Tonia Socha-Mower, RDH. Dr. Fulkerson reports that there are no updates.

Pathway Committee: Serving on the committee are: Dr. Fulkerson, Tonia Socha-Mower, RDH, Yvonne Bach and Mr. Larry Brown, ED. ~~Dr. Brad Fulkerson, Dr. Robert Zena and Dr. Jason Ford.~~ Dr. Fulkerson stated that there would be a flowchart which would include an application, background check and then the LEC would sit down with the applicant to review application. ~~and then bring to the full board.~~ The applicant would sit down with the LEC and explain their situation and it would be on a case by case review and decision. If there some deficiencies, the KBD is working with U of L to create some classes and CE's for the applicant to work toward getting their license back. If the LEC sees no short-comings the applicant can get their license reinstated. If the LEC says no then the applicant can have a 13B hearing. Dr. Fulkerson states that we need to develop mentors, but the applicants would have to pay for the services. Motion made by Adam Rich, DMD that the Board delegate authority to the LEC to administer refresher course pathway in Board Meeting on March 10, 2018. This was seconded by Jason Ford, DMD. All were in favor of the motion.

Executive Director Report-Mr. Larry Brown

Mr. Larry Brown reported on LEC cases that were pending to keep the board updated.

Legislative Action in 2018 Session: Current Session update

Mr. Brown discussed the 465 Reorganization bill that is in session. This Bill states that all Boards go under PPC.

Mr. Brown also discussed HB319 as it relates to the military. This bill states that if a spouse of a military person is a foreign trained dentist it says we have to give the spouse a dental license.

Mary Ann, RDH would like to thank the Board for sending her to the CAPTASA meeting as it was very informative.

Robert Zena, DMD and Tonia Socha-Mower will be attending the AADB conference in Chicago this April.

There was a discussion on out of state travel by Robert Zena, DMD and Adam Rich, DMD.

Motion made by Brad Fulkerson, DMD for adjournment. This was seconded by Jason Ford, DMD. All were in favor of the motion.

The meeting adjourned at 12:10pm