

Kentucky Board of Dentistry

312 Whittington Pkwy, Ste. 101
Louisville, KY 40222

- MINUTES OF MEETING -

July 11th, 2020

A regular meeting of the Kentucky Board of Dentistry was called to order at 9:00 a.m. by the Board's President, Dr. Geoffrey Ball. A quorum was present.

ROLL CALL

Members Present: Brad Fulkerson, DMD; Chris Mattingly, DMD; Donna Ruley, RDH; Geoffrey Ball, DMD; Lisa Johnston, RDH; Mariam Fallahzadeh, DMD; Teresa Boyd, DMD; and William Collins, DMD

Members Absent: Frank Kinnaird

Ex-Officio Members Present: Jill Keaton, DMD (Big Sandy); Julie McKee, DMD (Dept. for Public Health); Deborah Ray, DMD (University of Kentucky); and Tim Daugherty (University of Louisville)

Ex-Officio Members Absent: None

Staff Present: Jeff Allen and Crystal Holloway

Also Present: Jerry Caudill, DMD (Avesis); Cindy Effinger (KBD Legal Counsel); Miranda Faulkner (KYDHA); Mark Moats, DMD (KDA); Beth Nicely (KYDHA); Richard Whitehouse (KDA)

SWEARING IN OF NEW BOARD MEMBER

Dr. Ball introduced Dr. Collins as Gov. Beshear's appointee to fill the Board's vacant seat. He was sworn in as a new member.

APPROVAL OF MINUTES

Mr. Allen presented the draft minutes of the May 9, 2020 meeting for approval.

Motion: Approve the minutes the 05-09-2020 meeting as presented. Motion introduced by Chris Mattingly; seconded by Donna Ruley. All were in favor; motion approved.

NOMINATION AND ELECTION OF OFFICERS

Dr. Fulkerson nominated Dr. Ball for the position of Board President and Dr. Mattingly to the position of Board Vice-President. There were no other nominations.

Motion: Re-elect Dr. Geoffrey Ball to the position of Board President and Dr. Chris Mattingly to the position of Board Vice-President. Motion introduced by Bradley Fulkerson; seconded by Miriam Fallahzadeh. All were in favor; motion approved.

COMMITTEE REPORTS

Law Enforcement Committee: Serving on the committee are Brad Fulkerson, Chris Mattingly, and Geoffrey Ball. Dr. Fulkerson reported that at its July 10 meeting, the committee reviewed ten complaint cases—six of which were dismissed, four were deferred for further investigation—and two flagged license applications, which were approved. There was also one settlement agreement announced and, potentially, an old suspended license case that may be headed to a 13b hearing.

Vaccine Committee: Serving on the committee are Julie McKee, Chris Mattingly and Teresa Boyd. Dr. McKee reviewed Washington State’s vaccination law, noting that a CE course is needed for dentists to administer vaccines. The Board discussed the potential for implementing a similar rule, either through an administrative regulation or a statutory change. The committee will reach out to select lawmakers to gauge interest in sponsoring legislation.

TeleDentistry Committee: Serving on the committee are Robert Zena, Donna Ruley, Julie McKee, and Chris Mattingly. Dr. Mattingly reported that Mr. Allen appeared before the Administrative Regulation Review Committee on June 9 to discuss 201 KAR 8:590. It was approved and is now with the Health, Welfare and Family Services Committee, which is scheduled to meet on July 29. This should be the final step before the regulation takes effect.

Sedation and Anesthesia Committee: Serving on the committee are Geoffrey Ball, Louis Beto and Brad Fulkerson. Dr. Ball reported that Mr. Allen appeared before the Administrative Regulation Review Committee on June 9 to discuss the 201 KAR 8:550. It was approved and is now with the Health, Welfare and Family Services Committee, which is scheduled to meet on July 29. This should be the final step before the regulation takes effect.

Fee & Fines Committee: Serving on the committee are Mariam Fallahzadeh, Brad Fulkerson, Louis Beto, Geoffrey Ball and Donna Ruley. Dr. Ball reported that the committee determined it would be best to consider this revision simultaneously with Licensure of Dentists (201 KAR 8:532) and Licensure of Hygienists (201 KAR 8:562) as all three regulations are connected. This is an ambitious project but we have over a year before our first reporting deadline.

COVID-19 REPORTS:

Task Force Update: Dr. McKee noted that the task force has met sparingly since issuing its guidelines for dentistry as part of the Healthy at Work Initiative but will reconvene July 20. She also announced that, while some cases of COVID-19 among dental staff have been reported nationally, none have been confirmed to have been passed from staff to patients, or vice-versa. If the situation worsens in Kentucky and new restrictions are announced, Dr. McKee said Commissioner Stack would consider identifying dental professionals as essential workers.

KBD Update: Mr. Allen reported that approximately 65 provisional licenses have been issued to date under authority of the Board's April 17 policy memo. These licenses are set to expire on July 29, 2020. However, some of the state's practical examinations fall after this date, meaning that some provisional licensees will not have the opportunity to earn a full license before their provisional license expires.

Motion: Extend the expiration date of provisional licenses for an additional 60 days. Motion introduced by Lisa Johnston; seconded by Donna Ruley. All were in favor; motion approved.

EXECUTIVE DIRECTOR'S REPORT

Personal Service Contracts: The contracts for legal services and the Well-Being committee have been renewed for a 2-year cycle. The Board's investigator chose not to pursue a contract renewal and no other bids have been received to date. Mr. Allen will review the original Request for Proposal for investigative services and resubmit if necessary.

Other: Mr. Allen announced that on Jan. 1, 2021, the Personnel Cabinet will no longer perform human resource duties for independent licensing boards, including the Board of Dentistry. These tasks will now be handled internally. Board staff will receive the appropriate training prior to the transition.

ADJOURNMENT

Motion: Move to adjourn. Motion introduced by Chris Mattingly; seconded by Teresa Boyd. All were in favor; motion approved.

The meeting adjourned at 10:15 a.m.