

Kentucky Board of Dentistry

312 Whittington Pkwy, Ste. 101
Louisville, KY 40222

- MINUTES OF MEETING -

Nov. 6, 2021

This regular meeting of the Kentucky Board of Dentistry took place at the Board offices and via teleconference in compliance with KRS 61.823. A quorum was present. The meeting 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: Geoffrey Ball, Teresa Boyd, William Collins, M. Suzanne Fallahzadeh, Andrew Farmer, Frank Kinnaird, Bradley Fulkerson, Lisa Johnston, Justin Kolasa, and Donna Ruley

Members Absent: None

Ex-Officio Members Present: Tim Daugherty (UofL), Joseph Evans (WKU), Julie McKee (DPH), and Deborah Ray (UK)

Ex-Officio Members Absent: None

Staff/Contract Personnel Present: Jeffrey Allen, Crystal Holloway, Addison Lowry, Lisa Clark, and Scott Schuette

Also Present: Gerard Bradley, Jessica Bui (SRTA), Jerry Caudill, Lynn Phillips Henderson, MJ Hanlon (Promethean), Charles Holt (SRTA), Susan King (SRTA), Beth Nicely, Harvey Weingarten (CDCA-WREB) and Richard Whitehouse

APPROVAL OF MINUTES

Mr. Allen presented the draft minutes of the Sept. 11, 2021 meeting. Lisa Johnston indicated that she did not attend the meeting as indicated on the draft.

Motion: Approve the minutes of the 09-11-2021 meeting as amended. Introduced by Teresa Boyd; seconded by Donna Ruley. All were in favor; motion approved.

COMMITTEE REPORTS

Law Enforcement Committee: Serving on the committee are Brad Fulkerson, Geoffrey Ball, and Teresa Boyd. Dr. Fulkerson reported that at its Nov. 5, 2021 meeting the Law Enforcement Committee reviewed 20 complaints. Fourteen were dismissed, five were held over for further investigation, and one private admonishment was issued.

Five National Practitioner Data Bank alerts were reviewed, one of which was held over for further investigation.

The Well-Being Committee reported to the LEC that all thirteen program participants were in compliance with their reporting and testing requirements.

Dr. Fulkerson also requested that the board re-evaluate its sedation regulations in light of some recent sedation-related cases.

Motion: Establish a Sedation Committee to consider revisions to 201 KAR 8:550. Introduced by Bradley Fulkerson; seconded by Teresa Boyd. All were in favor; motion approved.

Fees & Fines Committee: Serving on the committee are Geoffrey Ball, William Collins, Miriam Fallahzadeh, Bradley Fulkerson, and Donna Ruley. Dr. Ball presented a revision to the draft of 201 KAR 8:520 previously approved by the board and filed with the Legislative Research Commission. The changes are minor technical corrections recommended by the LRC.

Motion: Approve final revision of 201 KAR 8:520 as presented. Introduced by William Collins; seconded by Bradley Fulkerson. All were in favor; motion approved.

Mobile Units Committee: Dr. Ball presented a proposed new regulation for discussion. 201 KAR 8:600 would regulate mobile dental facilities.

Motion: Table discussion of 201 KAR 8:600 to consider further revisions. Introduced by William Collins; seconded by Donna Ruley. All were in favor; motion approved.

EXECUTIVE DIRECTOR'S REPORT

Financial Report: Mr. Allen provided a report on the first four months of Fiscal Year 2021-22. Year to Date revenue is \$185,000 and expenses are \$297,000, with a balance of -\$112,000. This negative balance should convert to a surplus by the next meeting as license renewal revenue comes in. Cash on hand is \$1.23 million.

Mr. Allen also indicated that June 30, 2022 will mark the end of the current fiscal biennium. The staff is working with the State Budget Director's office to develop a budget proposal for 2022-24, which will be included in the overall state budget.

Legal/Regulatory Report: Mr. Allen introduced Anne-Tyler Morgan as the board's new primary legal counsel. Ms. Morgan (via teleconference) introduced her legal team of Lisa Clark, Addison Lowry and Scott Schuette.

Mr. Allen announced that the Office of Inspector General within the Cabinet for Health and Family Services are launching a direct messaging feature within KASPER.

Mr. Allen also reported that the emergency vaccine regulation 201 KAR 8:505E expired on Oct. 24. No issues or problems associated with the regulation were reported. Advisory Opinion 21-01 concerning vaccines has been posted on the board's website as well.

License Renewal Update: Mr. Allen reported on license renewals to date but indicated that most licensees wait until mid-to-late December to renew. He also reviewed how the new sedation rules will impact sedation permit renewal and provided an update on CE Broker account registrations.

TESTING AGENCIES

CDCA-WREB

Harvey Weingarten (via teleconference) presented on the merger between the Commission on Dental Competency Assessments and the Western Regional Examination Board.

SRTA

Susan King presented on the Southern Regional Testing Agency's new Multi-Modal Examination. M.J. Hanlon demonstrated the Simodont Dental Trainer to be utilized in the exam.

Motion: Move to adjourn. Introduced by Donna Ruley; seconded by Lisa Johnston. All were in favor; motion approved.

The meeting adjourned at 11:15 a.m.