

## Kentucky Board of Dentistry

312 Whittington Pkwy, Ste. 101  
Louisville, KY 40222

### - MINUTES OF MEETING -

May 8, 2021

A regular meeting of the Kentucky Board of Dentistry was called to order at 9:08 a.m. by the Board's president, Dr. Geoffrey Ball. A quorum was present.

#### ROLL CALL

**Members Present:** Geoffrey Ball, Teresa Boyd, William Collins, Mariam Fallahzadeh, Andrew Farmer, Bradley Fulkerson, Lisa Johnston, Frank Kinnaird, and Christopher Mattingly

**Members Absent:** Donna Ruley

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

**Ex-Officio Members Absent:** Stephanie Riehn (BCTC)

**Staff and Contract Reps. Present:** Jeffrey Allen, Crystal Holloway, Anne-Tyler Morgan, and Peter Rosene

**Also Present:** Jerry Caudill, Jill Keaton, Justin Kolasa, Mark Moats, Beth Nicely, Lynn Phillips, Darren Greenwell, and Richard Whitehouse

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#### APPROVAL OF MINUTES

Mr. Allen presented the draft minutes of the March 13, 2021 meeting.

*Motion: Approve the minutes of the 03-13-2021 meeting as presented. Introduced by Christopher Mattingly; seconded by William Collins. All were in favor; motion approved.*

#### COMMITTEE REPORTS

**CE Committee:** Serving on the committee are Andrew Farmer, Geoffrey Ball, Jerry Caudill, and Lisa Johnston. Dr. Farmer provided an update on the Board's CE Broker account launch which is now live. The committee has been testing the service and found only a few minor issues that Mr. Allen will work to have corrected.

**Law Enforcement Committee:** Serving on the committee are Brad Fulkerson, Geoffrey Ball, and Chris Mattingly. Mr. Allen reported that at its May 7, 2021 meeting the Law Enforcement Committee reviewed six cases. Of these, five cases were dismissed and one was deferred for further investigation. In addition, one National Practitioner Data Bank flag was reviewed and will continue to be monitored.

He also announced that two of the fourteen Well-Being Committee participants were potentially out of compliance and awaiting test results.

**Vaccine Committee:** Serving on the committee are Teresa Boyd, Geoffrey Ball, Bill Collins, Chris Mattingly, and Julie McKee. Dr. Boyd reported that no concerns have arisen since the emergency regulation to allow qualified licensees to administer the COVID-19 regulation went into effect. The public hearing on 201 KAR 8:505E scheduled for April 21 was cancelled because the Board received no requests to present comments. However, the Administrative Regulation Review Subcommittee will take it up on May 11.

Dr. Boyd also stated that the Vaccine Committee recommends the Board consider pursuing a more permanent solution to authorizing vaccine administration. Mr. Allen said that the Board's legal counsel would work with the committee to consider specific regulatory and/or statutory strategies.

**Fees & Fines Committee:** Serving on the committee are Geoffrey Ball, William Collins, Miriam Fallahzadeh, Bradley Fulkerson, and Donna Ruley. Dr. Ball presented the proposed revision to 201 KAR 8:520 for consideration, stating that it was unchanged from the version presented at the January meeting. He also noted that mobile dental unit fees were not included but could be added later once more progress was made on drafting the rules for registering mobile dental units.

*Motion: Approve the proposed revision to 201 KAR 8:520 as presented for filing with the Legislative Research Commission. Introduced by Teresa Boyd; seconded by William Collins. All were in favor; motion approved.*

**Licensure Committee:** Serving on the committee are Geoffrey Ball, William Collins, Miriam Fallahzadeh, Bradley Fulkerson, and Donna Ruley. Mr. Allen reported that the committee has started reviewing 201 KAR 8:532 and 562 for necessary revisions. This will likely include clarifying the reinstatement process for expired and retired licenses.

## **COVID-19 REPORTS:**

**DPH Update:** Dr. McKee announced that the COVID-19 working group was updating its dentistry-specific guidance, which has been in place for a year. While some specific guidelines will be eased, the update will also continue to stress the importance of dentists using their own clinical judgment to respond to the ever-evolving nature of the pandemic.

**KBD Update:** Dr. Keaton announced that dental hygiene graduates from Big Sandy Community and Technical College would not be able to sit for practical examinations until June. She requested the Board consider another provisional license period similar to what was approved for 2020 graduates.

Mr. Allen indicated that, like last year's provisional license accommodation, this one would also need to be approved by the governor's office under authority of the declared state of emergency.

*Motion: To issue provisional licenses to May 2021 dental hygiene graduates of Big Sandy Community and Technical College using the guidelines previously granted in Section 5 of the Board's April 17, 2020 Memorandum. Such provisional licenses shall expire on June 15, 2021. Introduced by Teresa Boyd; seconded by Lisa Johnston. All were in favor; motion approved.*

## **EXECUTIVE DIRECTOR'S REPORT**

**Financial Report:** Mr. Allen reported current revenues of approx. \$448,000 against \$630,000 in expenses. Cash on hand is \$1.428 million, which has fluctuated from a high of \$1.5 million to a low of \$1.35 million during the fiscal year.

**Legal/Regulatory Update:** The Office of Drug Enforcement and Professional Practices will soon cut off KASPER access to anyone not registered with the Kentucky Online Gateway (KOG). Mr. Allen has been contacting the remaining dental licensees who have not yet registered with KOG to get them onboarded.

**Board Appointments 2021-2022:** Mr. Allen announced that Gov. Beshear has appointed Dr. Justin Kolasa to the Board. He has also appointed Dr. Fulkerson to a second term.

Dr. Joseph Evans of Western Kentucky University will be the new dental hygiene program representative.

Dr. Ball expressed his appreciation for outgoing Board members Drs. Christopher Mattingly and Stephanie Riehn.

## **PRESIDENT'S REPORT**

**Board Retreat:** Dr. Ball stated that the next meeting will be a Board retreat and strategic planning session. Mr. Allen is still working on the location but most venues are already booked for the previously scheduled date of July 10.

*Motion: To move the scheduled Board of Dentistry meeting from July 10, 2021 to July 17, 2021. Introduced by Lisa Johnston; seconded by Frank Kinnaird. All were in favor; motion approved.*

*Motion: To go into Executive Session under KRS 61.810 (f). Introduced by Geoffrey Ball; seconded by Teresa Boyd. All were in favor; motion approved.*

*Motion: Move to adjourn. Introduced by Teresa Boyd; seconded by Lisa Johnston. All were in favor; motion approved.*

The meeting adjourned at 10:45 a.m.