

Kentucky Board of Dentistry
Minutes of Special Board Meeting
January 20th, 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, Yvonne Bach, Louis Beto DMD, Mary Ann Burch RDH

Ex-Officio Members Present: Tim Daugherty DMD (University of Louisville), Deborah Ray DMD (University of Kentucky), Julie McKee, DMD (Department for Public Health) and Mary Jones, RDH (Bluegrass Community & Technical College)

Also Present: Larry Brown, Executive Director, Crystal Holloway, Uconda Schoolfield, Shimada Hazley and Christina White, KBD Staff, Legal Counsel Cindy Effinger, Dr. Jerry Caudill of Avesis and Donna Ruley RDH

Board Members Absent: Dr. Jason Ford and Dr. Adam Rich

The minutes of the November meeting were reviewed and approved. A motion was made by Tonia Socha-Mower RDH to approve the minutes. This motion was seconded by Mary Ann Burch RDH. All were in favor and the minutes were approved.

CHAIR REPORT- Dr. Bradley Fulkerson

Dr. Fulkerson wanted updates from all sub-committees:

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 there had been no meetings since the November Board Meeting because of the holidays. They plan to meet in February and invite stakeholders, hold an open meeting for input from the KDA, Hygienist, Universities, Avesis and The Department of Health.

Anesthesia and Sedation Committee: Serving on the committee are: Dr. Lucas Bowen, Dr. Adam Rich and Dr. Louis Beto. Dr. Bowen stated that they have had no meetings since the November Board meeting. He stated that they have turned in a draft and that the next step would be to have an open meeting with interested parties.

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). There are no updates, no

meeting since the November Board meeting. Mr. Brown stated that they are still working on a draft, but that legislature is still working on Prescribing Bills.

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 stated that there has been no meetings since the November Board meeting and that they are waiting on draft language.

Dr. Fulkerson wants to set dates for 2018 Board Meetings. Dr. McKee suggested that the November 10th meeting be changed due to Veteran's Day, she noted that every year the date is either moved back or up and that we should just change it now. Motion made by Tonia Socha-Mower RDH to set the dates of the Board meetings to the second Saturday of the odd months, March 10th, May 12th, July 14, September 8th except November and to move the November 10th meeting to November 3rd. This was seconded by Dr. Louis Beto. All were in favor of the motion.

Motion made by Dr. Robert Zena to move the November LEC meeting to November 2nd since the Board Meeting moved to November 3rd. This was seconded by Dr. Brad Fulkerson. All were in favor of the motion.

Dr. Fulkerson stated that the nominations for four new board members (3 dentists and 1 hygienist) is in progress through February 16, 2018. The election will run from Monday, February 26 through Wednesday, March 7th, 2018. Mr. Brown stated that we will send out one more reminder email to dentist and hygienist regarding nominations. There have been eight nominees to date. Mr. Brown also stated that there will be two emails that go out during elections and KBD staff examining electronic voting options. . KBD staff will vet nominees making sure each is eligible to be on the ballot. The nominees will go to the Office of Boards & Commissions and that the nominees will have to sign a background release and that the Governor's office could pick from that group or appoint someone who was not nominated, it is the Governor's choice.

Executive Director Report-Mr. Larry Brown

Mr. Larry Brown introduced the KBD staff (Crystal Holloway, Uconda Schoolfield, Shimada Hazley and Christina White) to the Board and stated their duties as assigned.

Mr. Larry Brown stated that Kentucky Interactive, our on-line system needs to re-examine online processes. Mr. Brown stated that the renewal process/software has to match regulations and statutes. Mr. Brown also stated that he will be bringing Kentucky Interactive in to meet with himself and the staff for system alignment.

Mr. Larry Brown stated that you can change regulations, you don't need permission to submit update regulatory language to LRC. He suggested that we change one section at a time. Mr. Brown stated that he doesn't know if there is still going to be a re-organization and if there is he knows no time frame. Dr. Zena suggested that the board start making regulatory changes because this re-organization could drag on for years. Dr. Fulkerson agreed that we need to move forward with the changing of regulations.

There was extensive discussion from the board about Refresher courses for Dentists. They decided to create a pathway to licensure for dentist who have not been actively practicing for longer than 2 years. Motion made by Dr. Brad Fulkerson to create a pathway to licensure for dentist who have not practiced in 2 or more years. This was seconded by Dr. Robert Zena. All were in favor of the motion.

Mr. Larry Brown stated that the Pre Filed Bill 193, the sunset clause (5 year regulatory review requirement by LRC) where LRC reviews your regulations and start to make changes. The sunset clause states that if you as a board do not review your regulations every 5 years then the LRC will review. BR373 is trying to clean-up drug related crimes. BR131 is for safe disposal of controlled substances. Dr. Beto thinks that the pharmacies are better equipped for disposal.

Mr. Brown stated that he didn't attend meeting with Senator Hornback because of bad weather cancelled initial meeting and the makeup date was during the LEC meeting. However, David Trimble legal counsel for Public Protection Cabinet represented dentistry. David Trimble reported dentistry received a pat on the back because since 2011 prescribing opioids is down 30 percent in dentistry. Mr. Brown stated that OIG office of Drug Enforcement has a 30 minute presentation from 9am-9:30am on April 19th that is not a requirement to send board members but is considering that legal counsel should attend. Mr. Brown wants to find out if the University of Kentucky is starting to come up with CE's regarding tapering and leap-frogging as alternatives to opioids. Dr. Deborah Ray stated that she could check into this because she doesn't know at this time.

Mr. Brown stated that the KBD is not opening up statutes.

Mary Ann Burch RDH discussed the CAPTASA Conference which is held in Lexington, KY annually. It is a weekend conference and that you could receive up to 13 CE's for attending. Well-Being investigator Brian Fingerson attends this conference and stated that there are normally around 30-40 dentist who attend. Motion made by Dr. Louis Beto that the registration fee be paid for Mary Ann Burch RDH to attend the CAPTASA conference on January 25-27, 2018. This was seconded by Yvonne Bach. All were in favor of the motion.

Motion made by Brad Fulkerson for adjournment. This was seconded by Yvonne Bach. All were in favor of the motion.

The meeting adjourned at 11:15am