

Kentucky Board of Dentistry

312 Whittington Pkwy, Ste. 101
Louisville, KY 40222

- MINUTES OF MEETING -

March 13, 2021

A regular meeting of the Kentucky Board of Dentistry was called to order at 9:02 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, Bradley Fulkerson, Lisa Johnston, Frank Kinnaird, Christopher Mattingly, and Donna Ruley

Members Absent: Andrew Farmer

Ex-Officio Members Present: Julie McKee (DPH), Deborah Ray (UK), and Stephanie Riehn (BCTC)

Ex-Officio Members Absent: Timothy Daugherty (UofL)

Staff and Contract Reps. Present: Jeffrey Allen, Crystal Holloway, and Peter Rosene

Also Present: Deborah Carter, Jerry Caudill, Jill Keaton, Mark Moats, Beth Nicely, Lynn Phillips, Megan Smith, and Richard Whitehouse

APPROVAL OF MINUTES

Mr. Allen presented the draft minutes of the Jan. 09, 2021 regular meeting and Jan. 23, 2021 special meeting for approval.

Motion: Approve the minutes of the 01-09-2021 and 01-23-2021 meetings as presented.

Introduced by Bradley Fulkerson; seconded by Donna Ruley. All were in favor; motion approved.

COMMITTEE REPORTS

CE Committee: Serving on the committee are Andrew Farmer, Geoffrey Ball, Jerry Caudill, and Lisa Johnston. Mr. Allen provided an update on CE Broker implementation and introduced Meg Smith, who delivered a presentation on internal/external CE Broker capabilities.

Law Enforcement Committee: Serving on the committee are Brad Fulkerson, Geoffrey Ball, and Chris Mattingly. Dr. Fulkerson reported that at its March 12, 2021 meeting the Law Enforcement Committee reviewed eleven cases. Of these, eight cases were dismissed, two were deferred for further investigation, and one private admonishment issued. In addition, two National Practitioner Databank flags were reviewed and dismissed.

Dr. Fulkerson also announced that three of fifteen Well-Being Committee charges were currently out of compliance. A subpoena for patient records was issued for one and the other two will continue to be monitored.

Vaccine Committee: Serving on the committee are Teresa Boyd, Geoffrey Ball, Bill Collins, Chris Mattingly, and Julie McKee. Dr. Boyd announced that Gov. Beshear signed emergency administrative regulation 201 KAR 8:505E on Jan. 27. Since then, the office has received and approved approximately 75 authorization forms to administer the COVID-19 vaccine. An online quiz and CE certificate are also available to anyone who needs to document their CDC training. Mr. Allen said no concerns had arisen over the regulation and no public comments have been received so far. The public hearing for 201 KAR 8:505E is scheduled for April 21.

Fees & Fines Committee: Serving on the committee are Geoffrey Ball, William Collins, Miriam Fallahzadeh, Bradley Fulkerson, and Donna Ruley. Dr. Ball presented the latest revision of 201 KAR 8:520 for discussion. He reviewed the notable changes, including adding fees for sedation facilities and dental labs as well as eliminating mandatory fine amounts. The Board also discussed potential changes related to fees for charitable licenses and mobile units, and the elimination of the duplicate license fee. The final draft should be ready for a Board vote at the next meeting.

Licensure Committee: Serving on the committee are Geoffrey Ball, William Collins, Miriam Fallahzadeh, Bradley Fulkerson, and Donna Ruley. Mr. Allen stated that the Legislative Research Commission had been notified of the Board's intent to revise 201 KAR 8:532 and 562, and that the committee's review is underway.

COVID-19 REPORTS:

DPH Update: Dr. McKee announced that the dental workgroup would be getting back together to revise the COVID-19 infection control protocols released last year.

KBD Update: Dr. Keaton presented a request from Big Sandy Community and Technical College to re-issue a 30-day provisional license period for their hygiene graduates who will need to wait to take the clinical exam. The Board agreed to consider the request closer to the program's graduation date.

EXECUTIVE DIRECTOR'S REPORT

Financial Report: Mr. Allen reported current revenues of approx. \$448,000 against \$504,000 in expenses. Cash on hand is \$1.475 million, which has fluctuated from a high of \$1.498 million to a low \$1.380 million during the fiscal year.

Legal/Regulatory Update: Kentucky's e-prescribing mandate for controlled substances took effect Jan. 1. Some pharmacies are even refusing to fill paper prescriptions. Additionally, the Office of Drug Enforcement and Professional Practices will soon cut off KASPER access to anyone not registered with the Kentucky Online Gateway (KOG).

The General Assembly may still pass HJR 77, which impacts the effective dates of orders issued under authority of the current COVID-related state of emergency. However, we do not

believe it will impact the Board of Dentistry as the binding memorandums issued in 2020 have already expired.

Final Dental Hygiene Renewal Numbers: COVID-19 does not appear to have affected the renewal of dental hygiene licenses. Of the 2,935 licenses set to expire, 2,707 were renewed, which is in line with previous years. Of the remaining licenses, 150 were properly retired while 78 have lapsed.

Election Update: Mr. Allen discussed the recently concluded election for the two Board seats coming open July 1, 2021. Of 903 votes cast, the results were as follows:

- 21.6% - Dr. Justin Kolasa
- 19% - Dr. William Allen, Jr
- 16.1% - Dr. Bruce Haskell
- 15.1% - Dr. Michael "Chris" Herron
- 12.4% - Dr. Shanna Couch Holliday
- 9.4% - Dr. William Ballard
- 6.4% - Dr. Jerry Caudill

As per statute, the qualifying candidates will be submitted to the governor for consideration.

ADJOURNMENT

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

The meeting adjourned at 10:30 a.m.