

MINUTES

TENNESSEE BOARD OF DENTISTRY

Date: April 7, 2022

Location: Tennessee Department of Health
665 Mainstream Dr.
Nashville, TN 37243

Members Present: Phillip Kemp, DDS- President
Robert Caldwell, DMD
Greg Kemp, DDS
Thao Kinsey, RDH
Edward Moody, DDS
Maricela Rodriguez, DDS
Jayson Tabor, DDS
Steven Zambrano DDS

Staff Present: Ailene Macias, Director
Michael Brown, Administrative Manager
Paetria Morgan, Senior Associate General Counsel

The board meeting came to order at 9:10 AM. Dr. Phillip Kemp formally introduced Dr. Gregory Kemp to the members of the board who were present and to the people in the audience.

CONFLICT OF INTEREST

The conflict-of-interest statement was reviewed by Ms. Morgan before the meeting was turned back over to Dr. Phillip Kemp.

MINUTES

Dr. Phillip Kemp asked the board members if they all had a chance to go over the minutes from the last meeting and inquired as to if any of them had any questions regarding them. After the member did not have any questions Dr. Zambrano made a motion to approve the minutes from the February 2022 Board Meeting and Dr. Rodriguez seconded the motion. The motion carried.

Dr. Tabor made a motion to accept the minutes from the February 2022 Anesthesia Committee meeting and Ms. Kinsey seconded the motion, motion carried.

INTERVIEWS

Ryan, Robert DDS – Dr. Ryan was asked to appear before the board due to reporting on his licensure application that he had a patient fatality during a procedure involving sedation in 2016 while practicing in Colorado. Dr. Ryan gave his narrative of the situation, explaining that he self-reported the event to the board in Colorado, and he had met with the family at their request before they took the patient off life support. Dr. Phillip Kemp asked if Dr. Ryan had his sedation privileges revoked in Colorado, and Dr. Ryan confirmed they were revoked during the time he was under investigation by the board following the incident. Dr. Zambrano stated based off all the information that was submitted, it appears as though Dr. Ryan made all the correct calls during the procedure, and he just was in a situation that could happen to any dentist. Dr. Zambrano also stated that dentists take certain risks when dealing with sedation, and commended Dr. Ryan for how he handled himself during the situation. Dr. Rodriguez asked if Dr. Ryan was currently practicing, and he informed the board that he is currently licensed and practicing in Colorado. Dr. Zambrano made the motion to fully license Dr. Ryan without any restrictions, and Dr. Rodriguez seconded the motion. The motion carried.

Vaughn, Gracie – Ms. Vaughn was asked to appear before the board due to reporting on her licensure application that there were previous situations involving alcohol abuse. Ms. Vaughn stated that it took a while for her to grow up, and that she has since put that in her past and has taken care of all her fines regarding the charges. Dr. Zambrano stated that based off the information that was submitted this all seemed to happen within the period of 2011-2015, Ms. Vaughn concurred and said the statement was true. Ms. Vaughn also informed the board that she voluntarily completed a 24-hour program to help with the alcohol abuse. Dr. Phillip Kemp asked why Ms. Vaughn believed she should be granted a license. Ms. Vaughn stated that she should be granted the license because she has found her passion while working in dentistry and the charges that there are concerns over are in the past. After discussion amongst the board members trying to decide on if Ms. Vaughn warranted the license without any restriction, Ms. Morgan informed the members that since they are still having concerns that they could grant the license contingent upon Ms. Vaughn meeting with the Wellness Foundation. Ms. Vaughn did not object to the recommendation to have an evaluation with the Wellness Foundation. Dr. Sain stated that Ms. Vaughn could meet with him in person one time and if the evaluation was good, he would give full support to her being granted the license. If Dr. Sain felt anything additional was needed, they could enter into an agreement to have her go through the program. Dr. Rodriguez made a motion to grant the license contingent upon Ms. Vaughn having the evaluation completed through the Wellness Foundation, and Ms. Kinsey seconded the motion. The motion carried.

REPORTS

Investigations Report – The Office of Investigations came before the board to deliver the quarterly report. During the quarter, 80 new complaints had been opened and 127 complaints had been closed. At the end of the report there were no questions.

Finance Report – Matthew McSpadden came to give the boards midyear fiscal report. He reminded the board members that the fiscal year is July 1 – June 30. His focus was to get the board to agree upon ways to cut out some fees, so the board doesn't have a carryover amount. The proposal of fee restructure was given to the board members because there was some confusion as to how the board members wanted the fee amounts changed in the rules. Ms. Morgan informed the board that there was some disagreement with

the initial proposal, so the board members needed to be specific in what they want changed. Dr. Tabor asked if the finance team had a proposed amount of fees that needed to be reduced. Mr. McSpadden stated he was not prepared for specific numbers for fee amounts that day, as he was unaware the board members would be discussing the topic at that time. The board members discussed a possible 25% decrease in fees, but Ms. Morgan stated that the proposal would need to go through the chain of command again and start the process over. Ms. Macias requested the board members also reconsider the previous decision to remove the \$15 application fee for RDA certifications, in addition to whatever percentage they would like for the fee reduction. Dr. Moody asked if it is possible to get a committee selected to go over this information and get back to F&A. Dr. Phillip Kemp said it would take more work to get a committee setup, have meetings scheduled, and present the recommendations of the committee at the regular quarterly scheduled board meetings. Dr. Greg Kemp made a motion to reduce the fees by 25% across the board and to cut the \$15.00 fee for RDA certification applications, and Dr. Tabor seconded the motion. The motion carried.

Tennessee Wellness Foundation Report - Dr. Sain came to give his quarterly report, informing the board that Ms. Angie Hostetler has joined the organization part-time, and she will start full-time July 1 replacing Ms. Heather Halleman. Dr. Sain presented information concerning substance use disorders and prescription writing in the dental office, to approximately 615 dental professionals this quarter and held a virtual lecture to dental students on January 4th. The foundation has been planning their 2nd annual Board of Directors retreat. The grant from the State of Tennessee, through the Board of Dentistry, requires the Tennessee Wellness Foundation to educate their directors. Plans for the annual Dr. Mac Wellness Retreat are in process, and the retreat is scheduled for September 30th and October 1st in Murfreesboro, Tennessee. All clients of the Tennessee Dental Wellness Foundation are required to attend this retreat.

OTHER BUSINESS

Dr. Bonnie Miller (VUMC, Quiztime) – Dr. Miller from Vanderbilt University Medical Center gave a brief presentation about the Quiztime mobile app. Dr. Miller explained that the app asks questions to healthcare professionals daily, and if the question is answered incorrectly it goes into explaining why the answer is wrong, and gives the professional the correct answer. Dr. Miller explained that VUMC has been working with health professional boards since 2018 and explained how the Quiztime opioid program could equal 1 CEU for dental professionals. Dr. Miller inquired if the board could have a mass email sent to dental professionals to spread the word about the program. Dr. Caldwell asked if there was a cost to the program, Dr. Miller informed the board that there is no cost. Dr. Zambrano asked how the information distributed to other boards, and Dr. Rodriguez wanted to know what requirements were satisfied through the text.

Dr. Sain came to the stand and informed the board that he has used the app before, however he does not think that the app is beneficial to dental professional CEU requirements. Dr. Miller was grateful for the feedback that was provided.

Ms. Morgan stated that this would most likely require some additional research prior to the board being able have an email sent out regarding the app option. Ms. Morgan said that she and Ms. Macias would follow up with the board members once some additional information was received.

RATIFICATIONS

Ms. Kinsey made a motion to ratify new licenses, reinstatements/reactivations, and retirements. Dr. Rodriguez seconded the motion, and the motion carried.

Dr. Zambrano made a motion to ratify all specialties, certifications, and permits. Dr. Tabor seconded the motion, and the motion carried.

Dr. Zambrano made a motion to ratify all administrative revocations. Ms. Kinsey seconded the motion, and the motion carried.

APPROVAL OR DENIAL OF WAIVERS AND EXEMPTIONS

Dr. Tabor made a motion to ratify the following approved waivers/exemptions:

1. Allison, Tamia RDA
2. Britton, Summer RDA
3. Chase, Leslie RDH
4. Chovan, Brittany RDH
5. Cobble, Lexus RDA
6. Condra, Melanie RDA
7. Elkins Jr., Joseph DDS
8. Fisher, Charles DDS
9. Fox, Erica RDH
10. Gross, Dena RDH
11. King, Patricia RDA
12. Larry, Bobby DDS
13. Lopez, Arturo DDS
14. Magill, Janie RDH
15. Matlock, Melissa RDA
16. Owens, Carrie RDH
17. Ridgeway, Heather DDS
18. Robertson, Allison RDA
19. Rowe, Teresa RDA
20. Russell, Kimberly RDA
21. Smith, Sabrina RDA
22. Spell III, Charlie DDS
23. Sweeney, Bethany RDH
24. Turner, Lakesney RDA
25. Untalan, Stephanie RDA
26. Williams, Angela RDH

Dr. Zambrano seconded the motion, and the motion carried.

Dr. Zambrano made a motion to upload the denial of a waiver/exemption request for:

1. Lily, Jason DDS

Ms. Kinsey seconded the motion, and the motion carried.

APPROVAL OR DENIAL OF CONTINUING EDUCATION, CPR COURSES, AND/OR COURSES SUBMITTED BY INDIVIDUALS

Dr. Rodriguez made a motion to approve the following courses:

1. Dr. Troy Trondson- "Tennessee Clinical Practice Guidelines for Managing Chronic Pain 3.0"
2. "Analysis or Anatomy"- Dr. Jack Fisher
3. "A Look Into Orthodontics"- Green Orthodontics
4. "Perioperative Medicine and the Opioid Crisis" (10 licensees approved for individual CE credit)
5. "CAD/CAM Digital Scanning"- Leading Edge Dental Solutions
6. "Invisalign Treatment Indications"- Scenic City Orthodontics

Dr. Tabor seconded the motion, and the motion carried.

DENTAL ASSISTING PROGRAM

Ms. Kinsey made a motion to approve the following program:

1. Lincoln Memorial University College of Dental Medicine

Dr. Caldwell seconded the motion, and the motion carried.

PROGRAMS AND CERTIFICATION COURSES

Dr. Zambrano made a motion to approve the following courses and programs:

Administration of Local Anesthesia

- a. Lincoln Memorial University

Administering and Monitoring Nitrous Oxide

- a. Concorde Career College- Dental Hygiene
- b. Lincoln Memorial University

Coronal Polishing

- a. Dental ProEd
- b. Greater Brainerd Dental
- c. Lincoln Memorial University
- d. Volunteer State Community College

Dental Radiology

- a. Dental ProEd
- b. Jackson Area Dental Certifications
- c. Leading Edge Dental Solutions, LLC
- d. Lincoln Memorial University

Sealant Application

- a. Dental ProEd
- b. Greater Brainerd Dental
- c. Lincoln Memorial University
- d. Volunteer State Community College

Nitrous Oxide Monitoring Course

- a. Dental ProEd
- b. Volunteer State Community College

Ms. Kinsey seconded the motion, and the motion carried.

EQUIVALENCY COURSES

Ms. Kinsey made a motion to approve the following equivalency courses:

Local Anesthesia

- a. Dicke, Nichole- Indiana Purdue
- b. Malone, Ashley- University of New Mexico
- c. McDonald, Vicki- Prairie State College

Administering and Monitoring Nitrous Oxide

- a. Adler, Sydney- St. Louis Community College
- b. Archuleta, Emily- Southwestern College
- c. Baker, Elizabeth- Rock Valley College
- d. Baker, Hannah- The Ohio State University
- e. Balsz, Sara- West LA College
- f. Boen, Maria- Concorde Career College- San Diego
- g. Buchanan, Heather- Wytherville Community College
- h. Burnette, Dawn- Community College of Denver
- i. Cardenas, Jandi- Taft College
- j. Carney, Jordan- Sacramento City College
- k. Clevenger, Amanda- Indiana University
- l. Cline, Jennifer- VA Western Community College
- m. Frost, Brittany- Taft College
- n. Gehman, Chantal- Carrington College
- o. Henderson, Lisa- Taft College
- p. Jackson Cassandra- Oxnard College
- q. Laing, Rachel- Laramie County Community College
- r. Lay, Penny- Prairie State College
- s. Lister, Hailee- Carrington College
- t. Magdalene, Ronna- Portland Community College
- u. McKinzie, Paige- Johnson City Community College- Overland Park, KS
- v. Puente, Alyssia- Clark College
- w. Schlosser, Courtney- Hudson Valley Community College
- x. Smith, Rachel- Northeast MS Community College
- y. Trask, Amber- Chabot College
- z. Werlitz, Kiesha- University of KY CE Course

Radiology

- a. Forsythe, Kayla- Concorde Career College, OR
- b. Miller, Merandaa- Medquest College
- c. Phillips, Kaitlin- Georgia Northwestern Technical College

Dr. Zambrano seconded the motion, motion carried.

Ms. Kinsey also made a motion to uphold the denial of the following equivalency courses:

- a. Brown, Jennifer- NOM- Dent-Ed-Online
- b. Carroll, Danielle- Radiology, NOM- Idaho State University
- c. Kirkland, Mikayla- Radiology- Dental Learning Center
- d. Miller, Merandaa- Restorative Functions- Medquest College
- e. Ogle Monika- Expanded Restorative Functions- Dental Office Training by Lynn
- f. Richardson, Christina- NOM- Dent-Ed-Online
- g. Santoro, Adriana- NOM, CP- Dental Assistant Training Center
- h. Winkler, Armi- Radiology- Community College Workplace Alliance

Dr. Zambrano seconded the motion, and the motion carried.

CORRESPONDENCE

Ms. Macias informed the board that we would move to the correspondence section of the agenda and that the information from both the ADEX report and the CODA 2022 winter meeting were available to the members for their review on the tablets. After a moment to review Dr. Phillip Kemp asked the board members were there any questions regarding the information, and there were no questions at the time.

Ms. Judy Sikes requested to come before the board to discuss her continuing education audit for the 2019-2020 cycle. Dr. Phillip Kemp asked Ms. Sikes what information she wanted to present was in reference to. Ms. Sikes stated that she was found non-compliant for her 2019-2020 continuing education cycle and that she believes that she was indeed in compliance. Ms. Sikes informed the board of what information she had sent in for her audit, in which she explained what courses she took and the subjects they were in.

Ms. Sikes stated that it was “her bad” that there was an oversight on one of her courses, in thinking a course certificate was good for 2018-2019 and that the date range showed on the certificate. She believed the chemical dependency course that she took in 2018 could be used for her 2019-2020 audit as well. Ms. Sikes stated that after going back and forth with Ms. Macias regarding the matter, she looked back at her documents realizing she took a chemical dependency course in 2019, but it was worth 1.5 CEU’s instead of the 2 required. Ms. Sikes stated it was “her bad” that this was not caught until it was brought to her attention during the audit. Ms. Sikes stated she usually takes a course on human trafficking every cycle and it covers chemical dependency, because most of the people who are trafficked are drugged. She felt this course should count towards her chemical dependency requirement due to it touching on the subject. She covered a few more courses taken that should have touched on chemical dependency and stated she believed those courses should be sufficient to cover the missing requirements for the audit. Ms. Sikes went on to cover some of the accomplishments throughout her career, stating that for a first-time offense she felt like a \$300 fine is excessive and at most she only merited a warning if anything because she goes above and beyond to protect her patients. Ms. Sikes asked that the board remove the mark from her record even though she knows she is short the 0.5 credits in chemical dependency, and she wasn’t disputing that fact. Ms Sikes said that the previous speakers during the meeting had issues with things such as substance abuse, and she has not harmed anyone so a “free-pass” should be given in her case having never been in trouble with the board before.

Dr. Phillip Kemp thanked Ms. Sikes for her time and asked if there were any comments or questions. Dr. Rodriguez also thanked Ms. Sikes for her dedication to the dental profession and patient care. Dr. Zambrano asked Ms. Macias if it was accurate that Ms. Sikes had been licensed since 1983, and that this was her first offense. Ms. Macias replied that she did not have the date of initial licensure on hand, but that she wanted to remind the members that we are only looking at the 2019-2020 continuing education cycle and not her overall license history as there is no provision in the rules to give someone a warning for a first-time offense. Per the rules no matter if it's the first or second offense if someone is found non-compliant, they are cited and must pay the civil penalty amount. Ms. Macias also explained that courses taken outside the audit cycle or duplicate (taken more than once, or more than one copy of the completion certificate was received) courses cannot be accepted per the rules.

Ms. Sikes informed the board that she did not duplicate any certificates and again acknowledged the fact that she knows she will be 0.5 credits short in chemical dependency, even though she feels she should not be non-compliant because she has other courses that touch on chemical dependency. Ms. Sikes also stated that she had COVID during that period and was under the impression that the board would grant leniency to those in non-compliant status with continuing education during the pandemic. She also informed the board members that the audit was the last thing on her mind because her 17-year-old grandson passed away in an accidental shooting, but she was not saying it was an excuse, only stating that life happens.

Dr. Tabor asked Ms. Macias to explain the 0.5 credit dilemma. Ms. Macias explained that the audit found Ms. Sikes initially short by 6 total hours of continuing education and CPR certification was only submitted for a portion of the cycle. After the CPR certification was submitted for the continuing education cycle, 4 hours was used from the CPR certification course towards the audit totals, taking the number of deficient hours down to 2 hours total of continuing education with 0.50 hours in the subject of chemical dependency. Ms. Macias stated the provided continuing education documentation showed duplicate certificates were submitted, which could not be counted more than once. The documentation submitted showed that several courses reflected the same course title taken on the same date with the same instructor, which meant we could only count those hours once in the audit review. Ms. Macias stated that personal narratives or tracking charts for continuing education hours could not be used in place of the completion certificates for credit.

Ms. Macias also reminded Ms. Sikes that she did inform her via email that a waiver was available if she felt there were circumstances that occurred during the audit cycle that prevented her from completing the hours, but a waiver request was never submitted. Ms. Sikes stated that she could obtain the information showing where she had COVID.

Ms. Morgan informed the members of the continuing education violation policy in place which was where the \$300 fine for non-compliance is coming from. Ms. Morgan stated that Ms. Sikes was asking for an exemption, but she believed that the board members should stick to their rules to not deviate from the rules to cause confusion with the 20,000 plus licensees on where the board stands on the rules for violations. Ms. Sikes argued that she wasn't asking for an exemption, because she found additional information that should cover the requirement. Dr. Phillip Kemp stated she was in fact asking for an exemption, because she admitted to not completing all audit requirements. He also mentioned the board could not set a precedent for her case for the violation, although he sympathized with her situation due to the traumatic death of her grandson. Dr. Zambrano asked Ms. Macias is it too late for Ms. Sikes to apply

for the waiver, and he asked Ms. Sikes why she didn't simply just ask for the waiver. Ms. Macias informed the board that the citation was never sent due to the request to speak to the board at the meeting, so nothing was set in stone for disciplinary action and a waiver request was still an option. Ms. Macias stated waivers could be requested due to the pandemic, illness, or family emergencies during the 2019-2020 audit period, that would have prevented a person from obtaining their continuing education during the cycle. Dr. Zambrano asked Ms. Sikes when she was ill with COVID, to which she replied that it was either during Christmas of 2019 or 2020. He stated that he sympathized with what Ms. Sikes had been through, but an exception to the rules could not be made for her because it would open up a can of worms, creating issues for everyone. Ms. Sikes argued that she was not asking for an exception to the rules, that she wanted the board to consider the human trafficking courses for her chemical dependency requirements. Dr. Zambrano suggested that Ms. Sikes send in any additional information for the audit, and submit a request for a waiver to be reviewed. Dr. Phillip Kemp said the board members were sticking by the assessment of the board staff that Ms. Sikes was short 2 total hours of continuing education with 0.50 hours in the subject of chemical dependency. He requested that Ms. Sikes send a written request to the board office for an audit waiver to be reviewed.

PRESENTATION FROM THE TENNESSEE CRNA ASSOCIATION

Ms. Macias informed the board members that we would have a brief presentation from Ms. Tasha Alexander with the Tennessee CRNA Association. Ms. Alexander wanted to present information to the board due to the conversations with the Anesthesia Committee around the use of CRNA's in the dental office. Ms. Alexander felt it was necessary to have a working CRNA come give the board members an overview of how the CRNA works inside the dental office, to provide some clarity.

Mr. Vic Martin spoke about how safety is the CRNA's main priority as they practice in other settings, not just in dental offices. They collaborate with many types of doctors to administer anesthesia. He spoke to the level of education that all CRNA's must possess to qualify for the specialty and that they must recertify every 4 years, and they also take a specialized test every 8 years to maintain the certification. The members were informed that CRNA's carry their own malpractice insurance so there is no additional risk to the dental professionals utilizing them in their offices. Mr. Martin stated that the CRNA cannot work in the dental office if the dentist does not have an anesthesia permit, which they feel is an obstruction of care due to the CRNA having the necessary training to administer the anesthesia even if the dentist does not. Mr. Martin went on to say that other states around us have taken a model where the dentist does not need a permit as long as the CRNA has one. Dr. Tabor asked at what level of sedation are we referring to when discussing the model. Mr. Martin discussed that a CRNA could provide sedation for any level they have certification for, and the model was not for a specific level of sedation. Dr. Zambrano asked about the level of safety if the dentist doesn't hold the permit but is using the CRNA, Mr. Martin informed him that safety is always going to be the CRNA's primary focus and concern. Dr. Tabor asked for the level of anesthesia that the CRNA can do currently, Ms. Morgan informed him that currently how the rule is written the CRNA is capped out at the level of anesthesia that the dentist has a permit for.

REPORTS, CONTINUED

Schools of Dentistry

UT – Dr. Reagan, Dean of the University of Tennessee School of Dentistry, came forth to give the quarterly update from the school. He informed the board members that the school’s new building will be opening in 2023 and that the building would have a special needs clinic within it. Dr. Reagan also discussed that their graduation class is scheduled for May 10, 2022, and he gave an update concerning the increase for class size to 110 starting in the fall. The last detail Dr. Reagan presented was that the school has their 4th clinic site in Crossville that is scheduled to open soon. Dr. McKinney came to discuss the updates for their EFDA program. The EFDA program is expecting 6 restorative and 4 prosthetic classes for the year. The Knoxville campus location is on track and classes are scheduled to begin April 26, 2022. Dr. Reese came to give an overview of the school’s clinic in Union City. Dr. Reese informed the board that the clinic gives the students a place to do all kinds of dental work on patients in an area that has a shortage of practicing dentists. Once the overview was completed, Dr. Phillip Kemp asked how many patients a day the students see. Dr. Reese informed them that it is dependent on the rotation, but generally they see 25 patients a day. Dr. Zambrano inquired about whether seniors at the dental school were able to serve in the clinic. Dr. Reese stated it is only D4 students, unless it’s in a transition period where the D4s have graduated so D3s may come to the clinic during that that time.

Meharry – Dr. Farmer-Dixon, Dean of the Meharry School of Dentistry, came to give her quarterly report. Dr. Farmer-Dixon informed the board members that beginning June 2022, the class size will increase to 75 students. The school was set for their current seniors to graduate on May 21, 2022. Dr. Farmer-Dixon also informed the board that the EFDA course will be offered four times this year. Dr. Phillip Kemp asked if Meharry has seen an increase in students in the EFDA program. Dr. Farmer-Dixon stated that they have seen a gradual increase in students for their program.

Executive Report – Ms. Macias gave the quarterly report, reminding the board members that the meetings for the rest of the 2022 calendar are scheduled for July 14 & 15 and October 13 & 14. The report showed that as of March 31, 2022, there were 20, 587 active licensees in the dental profession, and that over the 1st quarter of the year we had 600 new applicants.

OGC Report - Ms. Morgan presented the OGC report and informed the board members that currently there are 64 open cases in the office of general counsel and there are no appeals in chancery court. There were 13 consent orders and 1 agreed order that would be presented later during the meeting. Ms. Morgan also informed the board that the live human patient, emergency management and TDWF rules became effective on March 7, 2022.

ADEX Report – Ms. Macias informed the board members that the information from the ADEX report ties into the information ADA about the American Board of Orofacial Pain, which was also on the agenda. Ms. Morgan stated that if the board members agreed upon the language in the provided packet, which was taken from the ADA’s website, they would be voting to add those two specialties to the board rules. Dr. Tabor made a motion to accept the language as written, and Dr. Zambrano seconded the motion. The motion carried.

ORDERS OF COMPLIANCE

Tammy Crye, RDA –Ms. Crye was disciplined 4/11/19 due to practicing outside of her scope of her RDA licesne, and had her license placed on probation for 3 years. Ms. Crye came forth to state that she has learned from her mistakes and has complied all requirements of the order. Ms. Morgan informed the members that if they chose to lift the probation from the license, it could not take effect 4/12/22. Ms. Crye wished to come before the board to petition for the lifting of the probation, so that she did not have to wait until the July meeting to make this request. Dr. Caldwell made the motion to lift the probation from the license, and Dr. Rodriguez seconded the motion. The motion carried.

Jennifer Simmons, DDS – Dr. Simmons entered an agreed order with the board on 1/12/17, in which her license had been disciplined for stealing her employer’s prescription pad, writing a prescription for herself, and for administering anesthetic to the wrong patient. Per the order, her license was placed on probation for 5 years, she had to follow the requirements from the Wellness Foundation, and she paid \$1000 in civil penalties. Dr. Sain spoke on Dr. Simmons behalf, informing the board that she has been wonderful and has done everything asked of her, he even wished she joined the Wellness Foundation Board of Directors. Dr. Sain said that Dr. Simmons had their full support in the lifting of this probation. Dr. Simmons she was very grateful for the Wellness Foundation and could not thank them enough for everything that they have helped her with. Dr. Simmons told the board members that she was in a horseback riding accident which led to her seeking the medication previously, but she knew that was not an excuse for what transpired. Dr. Tabor made the motion to lift the probation from the license, and Ms. Kinsey seconded the motion. The motion carried.

AGREED CITATIONS

Ms. Macias informed the board members there would be a slight change to the ratification process, due to Dr. Damien Armstrong also having a consent order to be discussed during the meeting by Ms. Morgan. The board members were asked to review all agreed citations for continuing education, except for Dr. Armstrong’s, so that Ms. Morgan could present both at the same time for their consideration.

Continuing Education – Ms. Kinsey made a motion to approve the following agreed citations for continuing education:

1. Beard, Summer RDA
2. Beeler, Heather RDA
3. Boyd, Shelia RDA
4. Brown, Amanda RDA
5. Buchanan, Keisha RDA
6. Bunion, Ke’isha RDA
7. Cartwright, Elizabeth RDA
8. Cartwright, Jan RDA
9. Childress, Tabettha RDH
10. Clegg, Andrea DDS
11. Cooley, Abreea RDA
12. Covington, Pattie RDA
13. Dedmon, Didi RDH
14. Faulkner, Garrett RDH
15. Gedda, Ellie RDH
16. Godinez, Maria RDA
17. Graves, Sheldon DDS
18. Grimes, Garry DDS
19. Guyear, Brianna RDA
20. Harvey, Lauren RDH
21. Hyder, Nicole RDH
22. Jackson, Kimberlee RDH
23. Jarrett, Bianca RDA
24. Jenkins, Kayla RDA
25. Jones, Alfred RDA
26. Kelley, Danielle RDA
27. Littlejohn, Cheryl RDA
28. McAlpin, Kristen RDA
29. McMillan, Terra RDA
30. McPeak, Bobby Joe RDA

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| 31. Mapp, Sarah RDA | 43. Schmidt, Logan DDS |
| 32. Martin, Sulinda RDA | 44. Sharon, Sarah RDH |
| 33. Martin, Timothy DDS | 45. Shelton, John DDS |
| 34. Maze, Rebecca RDH | 46. Sims, Sabrina RDH |
| 35. Murray, Nancy RDH | 47. Speck, Stephen DDS |
| 36. Newton, Whitney RDA | 48. Stanton, Candace RDA |
| 37. Patel, Nilam DDS | 49. Stiner, Rachel RDA |
| 38. Patterson, Sharline RDH | 50. Straughn, Mary RDA |
| 39. Pittman, Lindsay RDA | 51. Tate, Irene RDA |
| 40. Roach, Linda RDH | 52. Warden, Lairen RDA |
| 41. Rodgers, Jill RDA | 53. West, Brittany RDA |
| 42. Satterfield, Rebecca RDA | 54. Yearwood, Melissa RDA |

Dr. Moody seconded the motion, and the motion carried.

Lapsed Licenses – Dr. Zambrano made a motion to approve the following agreed citations for lapsed licenses:

- a. Cabler, Jason DDS
- b. Nichols, Hailey RDA
- c. Suber, Shondia RDA

Dr. Tabor seconded the motion, and the motion carried.

CONSENT ORDERS/ AGREED ORDERS

Ms. Morgan stated that she wanted Dr. Armstrong’s agreed citation to be reviewed separate from the other continuing education citations, and to be reviewed with his agreed order so she was able to confirm the board members understood the totality of the situation. She wanted to ensure it was clear there was a distinction between agreed citation and the agreed order, as they were both regarding continuing education but were for separate violations.

Damien Armstrong, DDS –Dr. Armstrong was reprimanded in October 2018 for failing to comply with his 2015-2016 sedation audit, lacking proof of ACLS from September 2015 – October 2015 along with missing 2.5 CE hours in sedation/anesthesia. For the 2017 – 2018 sedation audit, he was found to be non-compliant for lacking proof of ACLS from November 2017 – 2018. Due to it having been his second offense for sedation audit violations, the order was asking for the license to be placed on probation for 1 year, payment of \$800.00 in civil penalty fees, and payment for the costs of presenting the order, if board chose to ratify the order. Ms. Morgan then went ahead to explain that the agreed citation would not constitute a violation of the agreed order per paragraph 7 in the order. Dr. Tabor made the motion to ratify the agreed citation and Dr. Moody seconded, motion carried. Dr. Moody was recused from voting on the agreed order, Ms. Kinsey made a motion to ratify the agreed order and Dr. Caldwell seconded the motion. The motion carried.

Steven Daniel, DDS –Dr. Daniel was found to be non-compliant for the sedation audit for the 2019-2020 cycle, as part of the requirements for his sedation permit. The audit found that he was deficient in 4 hours

of continuing education in the subject of sedation/anesthesia. As part of the order, he must pay a total of \$400.00 civil penalties, make up the missing continuing education hours, and the costs associated with the presentation of the order. Dr. Zambrano made a motion to ratify the consent order and Dr. Rodriguez seconded the motion. The motion carried.

Rick Vu, DDS – Dr. Moody was recused from this order. Dr. Vu was audited as part of the requirements for his sedation permit for the 2017 – 2018 cycle. He was found to be deficient in proof of ACLS from January 2017 – June 2017. As part of the order, Dr. Vu must pay a civil penalty of \$500.00 along with the costs associated with the presentation of the order. Dr. Tabor made a motion to accept the consent order and, Ms. Kinsey seconded the motion. The motion carried.

Malissa Reinhardt, RDA – Ms. Reinhardt entered into a consent order with the Michigan Board of Dentistry in June of 2019, due to Ms. Reinhardt using albuterol from the emergency cart at her place of employment without notating the usage in the logs and being a patient. Michigan reprimanded her license requiring her to pay fines and costs. The order would mirror the disciplinary action taken in Michigan, and would require the respondent to pay a \$100.00 civil penalty along with costs of the presentation of the order. Dr. Tabor made a motion to accept the consent order, and Dr. Greg Kemp seconded the motion. The motion carried.

Mark Webb, DDS – Ms. Morgan informed the board members that the administrative staff received a reinstatement application from an RDA under the supervision of Dr. Webb on 9/29/2020. The application indicated that the RDA exposed radiographs under Dr. Webb's supervision, while having an expired license. As part of the order, Dr. Webb's license would be reprimanded, he would be required to pay a \$700.00 civil penalty, and he must pay the costs associated with the presentation of the order. Ms. Kinsey made a motion to ratify the consent order, and Dr. Zambrano seconded the motion. The motion carried.

Nathan Owens, DDS – Dr. Owes was audited for the 2017-2018 sedation audit and was found non-compliant, due to lacking 4 CE hours in the subject of sedation/anesthesia. Dr. Owens is being reprimanded and asked to pay \$400 in civil penalties, make up the missing hours, and cost. Dr. Rodriguez made a motion to ratify the consent order, and Dr. Greg Kemp seconded the motion. The motion carried.

Amber Yonis, RDA – Ms. Yonis was found to have been performing duties outside of the scope of practice for her license for administering medications intravenously, including ketamine and propofol. Ms. Yonis license as part of the order, her license would be reprimanded, she must pay a total of \$1,000 for the civil penalty and would be required to pay the costs associated with the presentation of the order. Dr. Tabor made the motion to ratify the consent order, and Dr. Caldwell seconded the motion. The motion carried.

Leslie Hickman, RDA – Dr. Caldwell was recused from the order. In October of 2020 Ms. Hickman was notified that she was selected for the 2017-2018 continuing education audit, but failed to reply to any notifications of the audit or the resulting agreed citation for non-compliance. As part of the order, her license would be reprimanded, she must pay the civil penalty in the amount of \$150.00, make up the missing hours, show proof of current CPR, and pay the costs associated with the presentation of the order. Dr. Tabor made the motion to ratify the consent order, and Ms. Kinsey seconded the motion. The motion carried.

Ashley McReynolds, RDA – Around 12/29/2020 Ms. McReynolds submitted a reinstatement application to the administrative staff and in said application she admitted to exposing radiographs on an expired license. Respondent is having the license reprimanded and being asked to pay civil penalty in the amount of \$2,100 along with costs. Dr. Tabor made the motion to ratify the consent order and Dr. Caldwell seconded the motion. The motion carried.

Mark Harper, DDS – Dr. Harper was audited for the 2017-2018 sedation audit and found non-compliant due to lacking proof of ACLS January 2017 – August 2017. Respondent is having the license reprimanded and being asked to pay an \$800.00 civil penalty along with cost. Dr. Zambrano made the motion to ratify the consent order and Dr. Rodriguez seconded the motion. The motion carried.

Christian Bennerman, DDS – Dr. Bennerman was audited for the 2019-2020 sedation audit as part of the requirements for his sedation permit, for which he provided proof of continuing education hours in nitrous oxide. Due to nitrous oxide administration by a dentist not requiring a permit, these hours could not be counted towards his 4 hours in the subject of sedation/anesthesia for the audit. Dr. Bennerman was found non-compliant with the audit, lacking 2 hours in the subject of anesthesia/sedation. As part of the order the license would be reprimanded, he must pay a total of \$200 civil penalties, make up the missing 2 hours, and pay the costs of the presentation of the order. Dr. Tabor made the motion to ratify the consent order and Ms. Kinsey seconded the motion. The motion carried.

Tonya Anderson, DDS – Ms. Morgan informed the board members that Dr. Rodriguez would be recused from this matter and informed the members that Dr. Anderson performed a root canal on tooth #13 for a patient, but the patient's dental records doesn't contain an x-ray that shows that the procedure was necessary. Respondent's license is reprimanded, being asked to complete 10 additional CE hours in the subject of medical record keeping for dental professionals, pay a \$500.00 civil penalty, along with costs. Ms. Kinsey made a motion to ratify the consent order and Dr. Zambrano seconded the motion. The motion carried.

Emily Thaxton, RDA – Ms. Thaxton was selected for the 2017-2018 continuing education audit in 2020. She failed to respond to the multiple attempts from the board office to contact her concerning the notice of audit or resulting agreed citation for non-compliance. As part of the order, the license will be reprimanded, the civil penalty in the amount of \$150.00 must be paid, she must make up the missing continuing education hours, show proof of current CPR certification, and pay the costs associated with the presentation of the order. Dr. Tabor made a motion to ratify the consent order, and Dr. Caldwell seconded the motion. The motion carried.

Nicholas Gerard, DMD – Dr. Gerard was audited as part of the requirements for his sedation permit, for the 2017-2018 continuing education cycle and was found to be non-compliant due to missing 4 hours in sedation/anesthesia. As part of the order, his license will be reprimanded, he must pay a total of \$400.00 in civil penalties, makeup the missing 4 hours in sedation/anesthesia, and pay the costs associated with the presentation of the order. Dr. Greg Kemp made a motion to ratify the consent order, and Ms. Kinsey seconded the motion. The motion carried.

ELECTION OF OFFICERS

Due to the January board meeting being canceled due to weather, the board members needed to complete the annual election of officers for the new year, as it was normally done at the January meeting each year.

Dr. Zambrano inquired as to whether the board would be able to go forward with the same officers. Ms. Morgan informed confirmed that so long as the current officers were willing to stay in their current seats it would be permitted, but they must vote on each officer individually.

Dr. Tabor made a motion to nominate Dr. Phillip Kemp as Board President, and Dr. Rodriguez seconded the motion. Dr. Kemp accepted the nomination, and the motion carried.

Dr. Zambrano made a motion to nominate Dr. Caldwell as Board Vice President, and Ms. Kinsey seconded the motion. Dr. Caldwell accepted the nomination, and the motion carried.

Ms. Martin, who was the current secretary, was not in attendance so the members decided to go with a new secretary who was present that could accept the nomination. Dr. Tabor made a motion to nominate Ms. Kinsey as Board Secretary and Dr. Zambrano seconded the motion. Ms. Kinsey accepted the nomination and the motion carried.

Ms. Morgan informed the members that the secretary is usually the consultant but since Dr. Caldwell has been doing the consultant work then a separate vote for the role of consultant was needed as well.

Dr. Zambrano made a motion to nominate Dr. Caldwell as Board Consultant and Ms. Kinsey seconded the motion. Dr. Caldwell accepted the nomination and the motion carried.

The meeting was adjourned after there were no public comments or questions following the election of officers.