

MINUTES

TENNESSEE BOARD OF DENTISTRY

Date: January 9, 2020

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

Members Present: Dan Meadows, DDS- President
Robert Caldwell, DMD
Phillip Kemp, DDS
Thao Kinsey, RDH
Airica Brooke Puckett, RDH
Naomi Martin, RDA
Edward Moody, DDS
David Travis, DDS
Maricela Rodriguez, DDS
Thomas Williams, DDS
Bettye Lynn Richert

Staff Present: Dea Smith, Executive Director
Ailene Macias, Administrative Manager
Jennifer Putnam, Senior Associate General Counsel

The meeting was called to order at 9:00 a.m.

Dr. Williams made a motion to approve the meeting minutes from the October 9, 2019 board meeting. Ms. Kinsey seconded the motion, and the motion carried.

Dr. Travis made a motion to submit the drafted rules, as written to a rule making hearing for the Dental Hygienist Prescriptive Authority Taskforce. Dr. Kemp seconded the motion, and the motion carried. Ms. Martin Made a motion to approve the meeting minutes from the last Taskforce Meeting. Dr. Rodriguez seconded the motion, and the motion carried.

Dr. Travis made a motion to approve the Anesthesia Committee minutes from the last meeting. Ms. Martin seconded the motion, and the motion carried.

INTERVIEWS

Blitzer, Meghan- came before the board due to legal issues being reported on her application. Ms. Blitzer is on probation until March 2020. Dr. Travis made a motion to grant Ms. Blitzer her license contingent upon completing an evaluation with the Wellness Foundation, and to have the license on probation to run concurrent with her current criminal probation. Ms. Puckett seconded the motion, and the motion carried.

Hill, Wendy- Ms. Hill was not present, and did not contact the board concerning the request for an interview. She did not appear at the October 2019 board meeting for the interview, and did not contact the board concerning the request for the interview. Dr. Williams made a motion to deny Ms. Hill's application, and Dr. Travis seconded the motion. The motion carried.

Osten, Kelly- Ms. Osten came before the board due to several convictions. Ms. Puckett made a motion to grant Ms. Osten her license contingent upon completing an evaluation with the Wellness Foundation. Ms. Martin seconded the motion, and the motion carried.

Smith, Sarah- could not attend this meeting due to living out of state still. She will attend the April 2020 board meeting for her interview.

Johnson, Casey- Ms. Johnson came before the board due to multiple convictions being reported during the application process. She is no longer on probation and paid all fines related to charges. Dr. Kemp made a motion to grant Ms. Johnson her license contingent upon completion of an evaluation with the Wellness Foundation. Ms. Puckett seconded the motion, while Dr. Rodriguez and Dr. Williams opposed. The motion carried.

Masterson, Alexis- did not appear and the board tabled making a decision on her application until the April 2020 meeting.

RATIFICATIONS

Dr. Williams made a motion to approve all new licenses, reinstatements/reactivations, and retirements. Ms. Martin seconded the motion, and the motion carried.

Dr. Williams made a motion to approve all specialties, certifications, and permits. Ms. Kinsey seconded the motion, and the motion carried.

Ms. Kinsey made a motion to approve all administrative revocations, and Dr. Williams seconded the motion. The motion carried.

APPROVAL OR DENIAL OF CE/CPR WAIVERS

Dr. Williams made a motion to approve all of the following continuing education audit waivers:

1. Anderson, Stacie DDS
2. Davis, Zandra RDH
3. Jensen, Virginia RDH
4. Johnson, Kristie RDA
5. Lowhorn, Adriane RDA
6. McClain, Margaret RDA
7. Petty, Vanessa RDH
8. Sweeney, Bethany RDH

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

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

Dr. Travis made a motion to approve all of the following:

1. Baird Dental Business Concept- “Why Are Some People Soooo Difficult?!”
2. Blount Memorial- “Blood Borne Pathogen Training for the Dental Setting”
3. Delta Dental- “Roadmap to a Profitable Dental Practice”
4. D. Steve Lynn- “Oral Pathology Series 2”
5. How to Deliver Exceptional Customer Service (5 licensees approved for individual CE credit)
6. WorkForce Essentials, Inc. – “Hazard Awareness for Dental Offices”

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

DENTAL ASSISTING PROGRAM

Ms. Kinsey made a motion to approve all of the following programs:

1. Complete Dental Care Educational Center
2. Competitive Edge Dental Assisting Academy

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

PROGRAMS AND CERTIFICATION COURSES

Ms. Martin recused herself from this section. Dr. Moody made a motion to approve all of the following courses:

1. Administration of Local Anesthesia
 - a. Dent-Ed-Online
2. Administering and Monitoring Nitrous Oxide
 - a. Basic Dentistry Done Better
 - b. Chattanooga State Community College- Department of Dental Hygiene
 - c. Dent-Ed-Online
 - d. Excel Dental Training Institute
 - e. South College
3. Coronal Polishing
 - a. Basic Dentistry Done Better
 - b. Chattanooga College, Medical, Dental & Technology
 - c. Competitive Edge Dental Assisting Academy
 - d. Complete Dental Educational Center
 - e. Dental Staff School of Tennessee
 - f. Dent-Ed-Online
 - g. Excel Dental Training Institute
 - h. Tennessee College of Applied Technology at Knoxville
 - i. Tennessee College of Applied Technology- Nashville
4. Dental Radiology
 - a. Basic Dentistry Done Better
 - b. Complete Dental Educational Center
 - c. Dent-Ed-Online
 - d. Excel Dental Training Institute
 - e. Jackson Area Dental Certification
 - f. South College
 - g. Tennessee College of Applied Technology- Knoxville
5. Sealant Application
 - a. Basic Dentistry Done Better
 - b. Chattanooga College, Medical, Dental & Technology
 - c. Clarksville Dental Assisting Program
 - d. Competitive Edge Dental Assisting Academy
 - e. Complete Dental Educational Center
 - f. Dental Staff School of Tennessee
 - g. Dent-Ed-Online
 - h. Excel Dental Training Institute
 - i. South College
 - j. Tennessee College of Applied Technology- Knoxville
 - k. Tennessee College of Applied Technology- Nashville
6. Nitrous Monitoring Course
 - a. Basic Dentistry Done Better

- b. Chattanooga College, Medical, Dental & Technology
- c. Complete Dental Educational Center
- d. Dental Pro Ed
- e. Dental Staff School of Tennessee
- f. Dent-Ed-Online
- g. Excel Dental Training Institute
- h. Tennessee College of Applied Technology at Knoxville

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

EQUIVALENCY COURSES

Ms. Puckett made a motion to approve all of the following courses:

1. Local Anesthesia
 - a. Bailey, Carolina- University of CO School of Dentistry
 - b. Joyce, Amy- Danville Community College
 - c. Latham, Christine- Mount Ida College
 - d. Voshen, Laura- University of Michigan
2. Administering and Monitoring Nitrous Oxide
 - a. Ammer, Nicole- Harper College
 - b. Andrews, Traci- Kalamazoo Valley Community College
 - c. Barnett, Melanie- Wytheville Community College
 - d. Bishop, Jasmine- Western Kentucky University
 - e. Duran, Sharon- Northern Arizona University
 - f. Peterson, Sharnay- Sacramento City College
3. Radiology
 - a. Brown, MacKenzie- Western Kentucky University- DH
 - b. Case, Erika- West Georgia Technical College
 - c. Drake, Shawna- The Medical Institute of Kentucky
 - d. Eddy, Kristen- Charter College
 - e. Smith, Madeline- First Impressions Dental Assisting Program
 - f. Wells, Kelli- Medical Education & Training Campus- Military
4. Nitrous Oxide Monitoring
 - a. Brown, MacKenzie- Western Kentucky University- DH
 - b. Russell, Jessica- MedQuest College
5. Multiple Courses
 - a. Ping- Nichole- Grayson College (NOM) & UT Health San Antonio (sealant application)
 - b. Smith, Melissa- Carrington College- Rad, CP, & Sealant Application

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

Ms. Martin made a motion to uphold the denial of the following courses:

- a. Bay, Ashley- Missouri Dental Association
- b. Carballosa, Anabel- Brittin Dental Assisting
- c. Hart, Tina- Lorenzo Walker Technical College
- d. Ping, Nichole- Grayson College
- e. Smith, Melissa- Carrington College

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

CORRESPONDENCE

AADB Mid-Year Meeting- The meeting will be held April 4-5 2020 in Chicago, IL. Dr. Travis made a motion to send 3 board members to the meeting, and Dr. Kemp seconded the motion. The motion carried. Dr. Travis then made a motion to send Ms. Smith and Ms. Putnam to the meeting, and Dr. Kemp seconded the motion. The motion carried.

No action was taken on the other correspondence since it was informational only.

REPORTS

Office of Investigations- Ms. Leonard came before the board to with the complaints and disciplinary reports. In 2019 a total of 247 complaints were opened on dentists, 15 were opened on dental hygienists, and 49 were opened on dental assistants. As of December, there were a total of 82 complaints that were currently open.

Executive Director Report- As of December 31, 2019, the board had a total of 19,592 active licensees. For the entire year of 2019, there were a total of 2,330 initial applications submitted.

Tennessee Dental Wellness Foundation- Dr. Sain made a request for a grant increase from the board, due to the increased costs needed to help people referred to the foundation. Dr. Travis made a motion to approve the increase in the grant, and Dr. Kemp seconded the motion. The motion carried.

Updates from the Schools of Dentistry-

UT Memphis- Dr. Regain came before the board to request a change in the wording of the rule stating that the EFDA course must be taught “at” a school of dentistry, to having the rule state the course can be taught “by” the school of dentistry. The purpose of this was to reduce the hardship for licensees from across the state to be able to go to the campus at UT Memphis to attend the course. The change in the wording would allow UT to travel to different locations throughout the state that have the proper facilities and equipment, to teach courses that are more accessible to a larger number of licensees. Dr. Travis made a motion to have a statement policy to update the rule to allow EDFA courses to be taught by the schools of dentistry, away from their campus. As part of this motion, a rule change will be requested if a policy statement will not allow this to occur. Dr. Moody seconded the motion, and the motion carried.

Dr. Kemp made a motion to create an Access to Care Taskforce to help with the growing need for accessible care in rural counties. Dr. Travis seconded the motion, and the motion carried. Dr. Rodriguez, Dr. Caldwell, Dr. Kemp, and Ms. Puckett volunteered to be on the taskforce.

Meharry School of Dentistry- The first EFDA class was held at Meharry with 21 students completing the course in November 2019. The next EFDA class will begin in February 2020. The next Oral Health Day at Meharry will be held on February 29, 2020, where they will be offering free dental care to patients.

CE Broker Update- As of January 3, 2020, there are almost 4,000 Tennessee dental professionals who have created accounts in CE Broker.

DENTAL FACILITY INSEPECTOR REQUESTS

Ms. Puckett made a motion to approve all of the following facility inspector applications:

1. Davis, Benny
2. Page, John
3. Shelby, Daniel
4. Taylor, Keith
5. Zambrano, Steven

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

COMMITTEE AND TASKFORCE UPDATES

Anesthesia Committee- Dr. Travis made a motion to approve the Sedation Education Academy, and Dr. Williams seconded the motion. The motion carried.

AGREED CITATIONS

Dr. Travis made a motion to approve all of the following citations for continuing education audit non-compliance:

1. Barnes, Kristine RDH
2. Bridges, Brooke RDH
3. Bryson, Chasten RDA
4. Collins, Jennifer, RDA
5. Dotson, Caitlin RDH
6. Evans, Katie RDA
7. Farmer, Taryn RDH
8. Gross, Jamie DDS
9. Hartman, Cynthia DDS
10. Henderson, Octavia RDA
11. Hotlzclaw, Jennifer RDA
12. Hutton, Samuel DDS
13. Iqbal, Bernida DDS
14. Jacobs, Elizabeth RDA
15. Jones, Allison RDH
16. Jones, Anna RDH
17. Kaelin, Kristin DDS
18. King, Jennifer RDA
19. Liner, Brittney RDA
20. Lopez, Esmeralda RDA
21. Lowery, Toshlyn RDA
22. Lynch, Brittney RDA
23. Manire, Hannah RDA
24. Potvin, Maria RDA
25. Reynolds, Robin RDH
26. Stephens, Caitlin RDH
27. Thomason, Stephanie RDA
28. Vice, Hali RDA

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

CONSENT ORDERS/AGREED ORDERS

Andersson, Erik DDS- Dr. Andersson allowed a registered dental assistant to work on an expired license for a total of 14 months. The dental assistant performed all of the duties of a registered dental assistant for that period, to include monitoring nitrous oxide, exposing radiographs, radiology, placing sealants, and performing prosthetic and restorative functions. Dr. Andersson must pay a total of \$1,200 in civil penalties as part of the consent order. Ms. Puckett made a motion to approve the order, and Dr. Williams seconded the motion. The motion carried.

Cloyd, Katelyn RDA- Ms. Cloyd submitted a reinstatement application where she reported that she had completed all of the duties of a registered dental assistant, to include monitoring nitrous, exposing radiographs, coronal polishing, placing sealants, and performing prosthetic and restorative functions for a total a of 14 months. As part of the consent order, Ms. Cloyd must pay a total of \$3,600 in civil penalties. Ms. Puckett made a motion to approve the order, and Ms. Kinsey seconded the motion. The motion carried.

Daniel, Stephen DDS- Dr. Daniel was unable to provide proof of ACLS certification from November 2018 to December 2018, as part of his continuing education audit for his limited conscious sedation permit. As part of the consent order, Dr. Daniel must pay \$200 in civil penalties. Dr. Williams made a motion to approve the order, and Dr. Kemp seconded the motion. The motion carried.

Dickson, James DDS- Dr. Dickson was unable to provide proof of 2 hours of continuing education as part of the audit for his comprehensive conscious sedation permit. As part of the consent order, Dr. Dickson must pay a total of \$200 in civil penalties. Dr. Travis made a motion to approve, and Ms. Kinsey seconded the motion. The motion carried.

Hartline, Felicity RDH- Ms. Hartline failed to complete the terms of her agreed citation for continuing education audit non-compliance. As part of the consent order she must show proof of current CPR certification and complete 30 hours of continuing education to include 2 hours in the subject of chemical

dependency. Ms. Kinsey made a motion to approve the order, and Dr. Williams seconded the motion. The motion carried.

Hethcox, Joshua DDS- Dr. Hethcox failed to provide proof of 4 hours of continuing education as part of his continuing education audit for his comprehensive conscious sedation permit. As part of the consent order, he will be required to pay a total of \$400 in civil penalties. Ms. Puckett made a motion to approve, and Ms. Martin seconded the motion. The motion carried.

Jean-Peirre, Jean- Max DDS- Dr. Williams recused himself from this order. Dr. Jean-Pierre was audited for his comprehensive conscious sedation permit, and failed to provide proof of 4 hours of continuing education. As part of the consent order, he will be required to pay a total of \$400 in civil penalties. Ms. Martin made a motion to approve the order, and Ms. Richert seconded the motion. The motion carried.

Lay, Penny RDH- Ms. Lay submitted a reinstatement application in which she reported that she had practiced for a total of 10 months on an expired license. As part of her consent order, she will be required to pay a total of \$2,400 in civil penalties. Dr. Travis made a motion to approve the order, and Ms. Martin seconded the motion. The motion carried.

Mallard, William DDS- Dr. Moody recused himself from this order. During the audit process for his comprehensive conscious sedation permit, Dr. Mallard reported that he failed to have all required drugs on site and easily accessible from the operatory and recovery room. As part of the consent order, Dr. Mallard will be required to pay a total of \$100 in civil penalties. Ms. Puckett made a motion to approve this order, and Dr. Kemp seconded the motion. The motion carried.

McCreary, Bryce DDS- Dr. McCreary allowed a dental assistant to perform the duties of a registered dental assistant, including the exposure of radiographs for a total of 12 months on an expired license. As part of the consent order, Dr. McCreary will be required to pay a total of \$1,000 in civil penalties. Ms. Martin made a motion to approve the order, and Ms. Kinsey seconded the motion. The motion carried.

Orr, Garrett DDS- Dr. Orr failed to provide proof of 4 hours of continuing education as part of the audit of his comprehensive conscious sedation permit. As part of the consent order, Dr. Orr will be required to pay a total of \$400 in civil penalties. Ms. Kinsey made a motion to approve the order, and Ms. Martin seconded the motion. The motion carried.

Palomaki, Matthew DDS- Ms. Martin recused herself from this order. Dr. Palomaki was unable to provide proof of ACLS certification from November 2018 to December 2018, as part of the audit for his limited conscious sedation permit. As part of the consent order, Dr. Palomaki will be required to pay a total of \$200 in civil penalties. Ms. Puckett made a motion to approve the order, and Ms. Kinsey seconded the motion. The motion carried.

Porter, Tonia Marie DDS- Dr. Porter failed to provide proof of 2 hours of continuing education as part of the audit for her limited conscious sedation permit. As part of the consent order will be required to pay a total of \$200 in civil penalties. Ms. Kinsey made a motion to approve the order, and Ms. Martin seconded the motion. The motion carried.

Primm, Jason DDS- Dr. Primm failed to provide proof of 2 hours of continuing education as part of the audit of his comprehensive conscious sedation permit. As part of the consent order, he will be required to pay a total of \$200 in civil penalties. Dr. Travis made a motion to approve the order, and Ms. Kinsey seconded the motion. The motion carried.

Smith, Kayla RDA- Ms. Smith reported on her reinstatement application that she had performed all of the duties of a registered dental assistant, including exposing radiographs, for a total of 12 months on an expired

license. As part of the consent order, Ms. Smith will be required to pay a total of \$3,000 in civil penalties. Ms. Kinsey made a motion to approve the order, and Ms. Puckett seconded the motion. The motion carried.

Stooksberry, Patrick DDS- Dr. Stooksberry failed to provide proof of 4 hours of continuing education as part of the audit of his limited conscious sedation permit. As part of the order, Dr. Stooksberry will be required to pay a total of \$400 in civil penalties. Ms. Puckett made a motion to approve the order, and Ms. Martin seconded the motion. The motion carried.

Trussell, Cierra RDA- Ms. Trussell failed to reply to the notifications of audit for the 2015-2016 audit cycle after multiple notifications. Ms. Trussell failed to complete the agreed citation or provide proof of any continuing education for the audit cycle. As part of the consent order, Ms. Trussell voluntarily retired her license. Ms. Richert made a motion to approve the order, and Dr. Rodriguez seconded the motion. The motion carried.

West-Rhea, April RDA- Ms. West failed to complete the requirements of the Tennessee Wellness Foundation, which resulted in the foundation withdrawing their advocacy. As part of the order, Ms. West's license was placed on probation for 3 years, and she must follow the recommendations made by the Wellness Foundation. Ms. Martin made a motion to approve the order, and Ms. Kinsey seconded the motion. The motion carried.

Wilson, Whitney DDS- Dr. Wilson allowed a dental hygienist to perform the duties of a registered dental assistant for a total of 10 months on an expired license. Dr. Williams made a motion to approve the order, and Ms. Martin seconded the motion. The motion carried.

Woodard, Jessica RDA- Ms. Woodard failed to reply to any notifications of audit or the resulting agreed citation for audit non-compliance for the 2017-2018. As part of the consent order, Ms. Woodard will be required to pay a total of \$150 in civil penalties, complete all required continuing education make up hours, and show proof of current CPR certification. Dr. Travis made a motion to approve the order, and Ms. Kinsey seconded the motion. The motion carried.

OTHER BUSINESS

Dr. Travis made a motion to approve Dr. Caldwell and Dr. Williams to be the new consultants for the board office. Ms. Martin seconded the motion, and the motion carried.

The meeting was adjourned at 12:32 p.m.