

**MINUTES
TENNESSEE BOARD OF DENTISTRY**

Date: January 11-12, 2018

Location: Tennessee Department of Health
665 Mainstream Drive
Nashville TN 37243

Members Present: Nadim Jubran DDS, President
Katherine N. Hall, DDS, Secretary/Treasurer
David B. Travis, DDS
Richard E. Bateman, DDS
Thomas C. Williams, DDS
Donald D. Henson, DDS
Randall Prince, DDS
Airica B. Puckett, RDH
Naomi L. Martin, RDA
Bettye Lynn Richert, Consumer Member

Members Absent: Mary R. Warner, RDH, Vice-President

Staff Present: Dea Smith, Executive Director
Ailene Macias, Administrative Manager
Amanda J. Thompson, Board Administrator
Jennifer Putnam, Assistant General Counsel

Dr. Nadim Jubran, President, called the meeting to order at 9:00 a.m. Dr. Jubran declared that a quorum was present in order to conduct board business.

MINUTES: Dr. Prince made a motion to approve the October 11-12, 2017 minutes. Second was given by Dr. Hall. Motion carried.

APPLICATION / APPLICANT INTERVIEWS / REQUESTS:

Grandberry, Vernice, RDA – Ms. Grandberry was required to appear before the board because she exposed radiographs without the certification. Ms. Grandberry did not appear before the board; her application was tabled until the April board meeting.

Hammond, Charity, RDA – Ms. Hammond was required to appear before the board due to disclosing criminal history on her application. Dr. Hall motioned to approve Ms. Hammond's application to run concurrent with her probation. Dr. Henson seconded the motion. Motion carried.

Harrison, John, DDS – Dr. Harrison was referred to the board due to his Tennessee dental license being revoked in September 2012 pursuant to Consent Order, Case Numbers 201201243, 201201244, and 201201339. After a brief discussion, Dr. Hall motioned to approve his application. Ms. Puckett seconded the motion. Motion carried.

Hensley, Richard, RDH – Mr. Hensley was referred to the board due to disclosing criminal history on his application. Dr. Hall motioned to approve Mr. Hensley's application pending the Wellness Committee

evaluation and advocacy and to run concurrent with his probation. Dr. Williams seconded the motion. Motion carried.

Hooper, Amanda, RDA – Ms. Hooper was required to appear before the board due to disclosing criminal history on her application. Dr. Hall motioned to approve Ms. Hooper’s application. Dr. Bateman seconded. Motion carried.

Jimerson, Ruthie, DDS – Dr. Jimerson was required to appear before the board due to disclosing her malpractice history on her application. After a brief discussion, Dr. Williams made the motion to approved Dr. Jimerson’s application. Dr. Travis seconded the motion. Motion carried.

Junious, Brittany, RDA – Ms. Junious was referred to the board due to disclosing criminal history on her reinstatement application. Ms. Junious’ did not appear and her application was tabled until the April 2018 board meeting.

Kelly, Andrew, DDS – Kelly, Andrew, DDS – Dr. Kelly was required to appear before the board due to disclosing several out of state disciplinary actions and his malpractice history on his application. After a brief discussion, the board decided to vote by roll call. Dr. Travis, Dr. Williams, Dr. Prince, and Ms. Martin voted in favor of Dr. Kelly’s application; Dr. Bateman, Ms. Richert, Ms. Puckett, Dr. Hall, and Dr. Henson voted against Dr. Kelly’s application. The board voted to deny Dr. Kelly’s application. Motion carried.

Molinaro, Nicolle, RDA – Ms. Molinaro was referred to the board due to disclosing criminal history on her application. Dr. Hall motioned to approve Ms. Molinaro’s application pending the Wellness Committee advocacy. Ms. Martin seconded the motion. Motion carried.

Shaw, Randall, DDS - Dr. Shaw was referred to the board due to a malpractice payment in 2005. Dr. Shaw’s notified board staff that he was not able to appear. His application was tabled until the April 2018 board meeting.

APPLICATION RATIFICATION:

Dr. Hall made a motion to approve the attached list of new licenses, reinstatements/reactivations, retirement applications, certifications and permits, and administrative revocations for dentists, hygienists and assistants from October 11, 2017 through January 11, 2018. Second was given by Dr. Henson. Motion carried.

CONTINUING EDUCATION and/or CPR COURSES: Dr. Hall made a motion to approve the following continuing education and/or CPR courses:

1. “New Game. New Rules. New Playbook- Murfreesboro Oral Surgery & Implant Center

Dr. Bateman seconded the motion. Motion carried.

CE SUBMITTED BY INDIVIDUALS: Dr. Hall made a motion to approve the following continuing education course for the individuals listed below:

1. Terrence Majors, DDS – “Creating Abundance through the Power of Leverage”
2. Dana Ronald Foust, DDA-“Orthodontic Diagnosis & Treatment Planning

Second was given by Dr. Bateman. Motion Carried

DENTAL ASSISTING PROGRAM: Dr. Henson made a motion to approve the following Dental Assisting Programs:

1. Concorde Career College-Memphis

2. Real Life Learning

Second was given by Dr. Prince. Motion Carried

PROGRAMS AND CERTIFICATION COURSES: Dr. Travis made a motion to approve the following courses:

1. **Administering And Monitoring Nitrous Oxide**
 - a. Basic Dentistry Done Better
 - b. Chattanooga State Community College
 - c. Dent-Ed-Online
 - d. Excel Training Institute
2. **Administering of Local Anesthesia**
 - a. Dent- Ed-Online
3. **Coronal Polishing**
 - a. Basic Dentistry Done Better
 - b. Chattanooga State Community
 - c. Dental Staff School of Tennessee
 - d. Dent-Ed-Online
 - e. Excel Dental Training Institute
 - f. Greater Brainerd Dental
 - g. Northeast State Community College
4. **Dental Radiology**
 - a. Basic Dentistry Done Better
 - b. Dent-Ed-Online
 - c. Excel Dental Training Institute
 - d. Jackson Area Dental Certification
5. **Sealant Application**
 - a. Basic Dentistry Done Better
 - b. Chattanooga College Medical, Dental & Technical Careers
 - c. Chattanooga State Community College
 - d. Dental Staff School of Tennessee
 - e. Dent-Ed-Online
 - f. Excel Dental Training Institute
 - g. Greater Brainerd Dental
 - h. Northeast State Community College
6. **Nitrous Oxide Monitoring Course**
 - a. Basic Dentistry Done Better
 - b. Chattanooga College Medical, Dental & Technical Careers
 - c. Chattanooga State Community College
 - d. Dental Staff School of Tennessee
 - e. Dent-Ed-Online
 - f. Excel Dental Training Institute
 - g. Northeast State Community College

Second was given by Dr. Travis. Motion Carried.

EQUIVALENCY COURSES – Motion to approve Dr. Hall. Second by Ms. Puckett

1. Administering and Monitoring Nitrous Oxide

- a. Frey, Harmony – Prairie State College
 - b. Saunders, Heather – Henderson Community College
2. Coronal Polishing
 - a. Cubbins, Sara-Hesperia Unified School District
 - b. Shadrick, Megan- Wallace State Community College
3. Radiology
 - a. Bishop, Kathryn-Palmetto School of Career Development
 - b. Crespo, Jesenia, Dental Careers Institute
 - c. Cubbins, Sara-Hesperia Unified School District
 - d. Guthrie Ashley, Dental Staff Institute of Charlotte
 - e. Morgunova, Anna-Clark County Skill Center
 - f. White, Tina, Platt College
4. Local Anesthesia
 - a. Aaron, Vera – Kellogg Community College
 - b. DiMondi, Shelley – St. Petersburg College
 - c. Edmonds, Dawn – University of Detroit Mercy
 - d. Minter, Misti – John A. Logan College
 - e. Pater, Patricia – Harper College
 - f. Schmidt, Michelle –Univ. of AR for Medical Sciences
 - g. Squier, Amy – SUNY Broom
 - h. Westphal, Katlin – Cabrillo College
6. Multiple Certifications
 - a. Bundgaard, Shannon – Community College of Denver – Local Anesthesia and Administering and Monitoring of Nitrous Oxide
 - b. Glassell, Mackenzie – Southern Illinois University – Local Anesthesia and Administering and Monitoring of Nitrous Oxide
 - c. Griggs, Amanda - Remington College - Nitrous Oxide Monitoring and Coronal Polishing
 - d. Guilliams, Connie – Midlands Technical College – Local Anesthesia and Administering and Monitoring of Nitrous Oxide
 - e. Kmoch, Melody - Eastern College of Health Vocations - Radiology, Nitrous Oxide Monitoring, and Coronal Polishing
 - f. Moran, Jennifer - Hennepin Technical College - Nitrous Oxide Monitoring, Sealant Application, and Coronal Polishing
 - g. Slemph, Amy – Wytheville Community College – Local Anesthesia and Administering and Monitoring of Nitrous Oxide

REPORTS

Executive Director's Report – Ms. Smith stated that from January 1, 2017-December 31, 2017, there were 265 Dentists, 288 Hygienists, and 1,034 Assistants that applied for licensure. There were 109 Dentists, 517 Hygienists, and 2,443 Assistants who received permits. There were 1,036 Dentists who renewed their license online giving a 59% renewal rate; there were 1,482 hygienists who renewed their license online giving a 69% renewal rate, and there were 2, 432 assistants who renewed their license online giving a 67% renewal rate. During this time period, there were 79 dentists, 114 hygienists, and 940 assistants whose license expired. During this time period, there were 98 dentists, 81 hygienists, and 97 assistants who retired their license. As of December 31, 2017, there were 3,935 dentists, 4,927 hygienists, and 9,808 assistants, giving a total of 18,870 who hold active licenses.

Office of Investigations Report - Ms. Lori Leonard provided the Board with a report detailing the number of complaints currently open as well as a summary of currently monitored practitioners.

Financial Report – Ms. French provided the board with a report showing the actual revenue and expenditures of the Board for Fiscal Year ending June 30, 2017.

OGC Report – Ms. Putnam stated that there was no new legislation and the Teledentistry Rules were in the internal review process.

Wellness Committee – Dr. Sain thank everyone for the smooth transition from Dr. McElhiney to him. He stated that he tries to stress three things: the seriousness of Substance Use Disorder (SUD), the treatment available for Substance Use Disorder, and the necessity of being a good steward of our prescription pad. Dr. Sain met with several different directors of board like the Wellness Committee to compare and contrast their ideas, processes, programs, and results. Dr. Sain also met with the TDA Insurance Company to discuss the concerning support for the Committee.

Update from School of Dentistry – Dr. Covington of UTHSC stated that for two years dental students will have the option to take Parts 1 & 2 of the National Board Exam or the intergated board exam which can be taken at a later date.

Dr. Farmer-Dixon of Meharry stated that they have begun to reach out to East Tennessee. 240 students are from southern states, 1/3 of the students are from Tennessee, and 1/3 of students plan to stay in the Tennessee area and practice.

Update on SRTA/ADEX – Dr. Jubran was appointed to become a member of the ADEX Board of Directors. The remaining Committee appointments were postponed until the April meeting due to the weather.

AGREED CITATIONS

Continuing Education - Dr. Hall made a motion to approve the following Agreed Citations for failure to maintain sufficient continuing education hours and/or CPR certification during the years audited and Lapsed Licenses:

1. Continuing Education

- | | | |
|------------------------------|-----------------------------|--------------------------------|
| a. Belitz, Lisa M., RDH | l. Hernandez, Sarah J., DA | w. Neely, Laurin O., DA |
| b. Billups, Blake T., DDS | m. Hitt, Misty J., DA | x. Patterson, Jill N., DA |
| c. Box, Katherine R., DA | n. Holcomb, Christie J., DA | y. Reynolds, Carrie H., DA |
| d. Briggs, Leslie P. | o. Jones, Terrell E., DDS | z. Richardson, Amber M., DA |
| e. Clayton, Martin Wade, DDS | p. Kelly, Kenneth B., DDS | aa. Sandoval, Christina A., DA |
| f. D'Allaird, Frank, DDS | q. Lee, Elizabeth, RDH | bb. Scruggs IV, Oscar D.DDS |
| g. Davis, Dvonne R., RDH | r. Martin, Jessica A., DA | cc. Spencer, Danielle E., DA |
| h. Delk, Shemica Deshay, DA | s. Meadors, Kimberly, RDA | dd. Stinson, Tiffany E., DA |
| i. Evans, Laura B., DA | t. Meyer, Elizabeth C., RDH | ee. Waldrop, Melody B., DA |
| j. Gorey, Vindhya, DDS | u. Miller, Mark A., DDS | ff. Wilson, Jessica E., DA |
| k. Harbin, Brandon S., DDS | v. Moss, James T., DDS | gg. Wright, Lee C., DDS |

2. Lapsed Licenses

- | | |
|--------------------------|--------------------------|
| a. Adkins, Tosha, RDH | e. Frazier, Erin, RDA |
| b. Barnhill, Jodi, RDH | f. Posey, Christina, RDA |
| c. Chapman, Valerie, RDA | g. Smith, Amanda, RDH |
| d. Crutcher, Robin, RDH | |

Second was given by Ms. Puckett. Motion carried

CONSENT / AGREED ORDERS / LETTERS OF REPRIMAND

1. **Anderson, James, DDS** - Dr. Anderson was disciplined for permitting a dental assistant to perform duties on an expired license for 13 months. Dr. Graves' license was reprimanded; assessed with civil penalty of \$1,600.00 plus costs not to exceed \$1,000.00. Dr. Hall motioned to approve/Dr. Bateman seconded. Motion Carried.
2. **Binkley, Lesley, Jr., DDS** – Dr. Binkley failed to adhere to rules and/or statute, as follows: equipment and drugs on a list available from the Board and currently indicated for the treatment of the above listed emergency conditions must be present and readily for use. Dr. Binkley's license reprimanded, and he was assessed \$200 civil penalty. Dr. Hall motioned to approve/Dr. Williams seconded. Motion Carried.
3. **Burton, Andrew, DDS** – Dr. Burton failed to maintain sufficient continuing education credits. Dr. Burton's license was reprimanded, and he was assessed civil penalty of \$1,300. Dr. Hall motioned to approve/Dr. Travis seconded. Motion Carried.
4. **Carswell, Camille, RDA** – Ms. Carswell practiced with an expired license. Ms. Carswell's license was reprimanded, and she was assessed civil penalties in the amount of \$2,700.00 plus costs not to exceed \$1,000.00. Dr. Hall motioned to approve/Ms. Puckett seconded. Motion Carried.
5. **Donley, Angelia, RDA** – Ms. Donley practiced with an expired license. Ms. Donley's license was license reprimanded, and she was assessed civil penalties in the amount of \$2,400.00 plus costs not to exceed \$1,000.00. Dr. Travis motioned to approve/Dr. Bateman seconded. Motion Carried.
6. **Dowell, Amber, RDA** – Ms. Dowell was disciplined for practicing with an expired registration. Ms. Dowell's license was reprimanded, and she assessed civil penalty of \$3,300 plus costs not to exceed \$1,000. Dr. Williams motioned to approve/Dr. Hall seconded. Motion Carried.
7. **Faro, Susan, RDH** – Ms. Faro practiced with an expired license. Ms. Faro's license was reprimanded, and she was assessed civil penalties in the amount of \$5,400.00 plus costs not to exceed \$1,000.00. Dr. Hall motioned to approve/Dr. Henson seconded. Motion Carried.
8. **Fox, Sean, DDS** – Dr. Fox failed to have all of the required drugs on site and easily accessible from the operatory and recovery room. Dr. Fox's license was reprimanded with terms, and he was assessed civil penalties in the amount of \$100.00. Dr. Hall motioned to approve/Ms. Martin seconded. Motion Carried.
9. **Henry, Andrea, DDS** – Dr. Henry failed to complete a root canal and work alleged to have been done was not documented, and billed patient's insurance for a higher level crown than was used. Dr. Henry's license reprimanded, and she was assessed civil penalty of \$1,000 plus costs not to exceed \$2,000. Dr. Travis motioned to approve/Dr. Hall seconded. Motion Carried.
10. **Holliday, Hugh, Jr., DDS** – Dr. Hugh failed to obtain a minimum of four hours of continuing education in the subject of anesthesia and/or sedation as part of the required forty hours of continuing education for the dental licensure. Dr. Hugh's license was reprimanded with terms, and he was assessed civil penalties in the amount of \$400.00. Dr. Prince motioned to approve/Dr. Bateman seconded. Motion Carried.
11. **Hughes, Sharla, RDA** – Ms. Hughes failed to maintain sufficient continuing education credits. Ms. Hughes' license was reprimanded, and she was assessed civil penalty of \$150 plus costs not to exceed \$1,000. Dr. Hall motioned to approve/Ms. Puckett seconded. Motion Carried.
12. **Hurley, J. Clint DDS** – Dr. Hurley was disciplined for conducting the practice of dentistry so as to permit directly or indirectly an unlicensed person to perform services or work that under the provisions of this chapter can be done legally only by persons licensed to practice dentistry or dental hygiene or as a registered

dental assistance. Dr. Hurley's license was reprimanded, and he was assessed civil penalty of \$800 plus costs not to exceed \$1,000. Dr. Prince motioned to approve/Ms. Martin seconded. Motion Carried.

13. Mansfield, Tina, RDA – Ms. Mansfield was disciplined for practicing with an expired, retired, suspended, or revoked license, permit, or registration. Ms. Mansfield license was reprimanded, and she was assessed civil penalty of \$4,500 plus costs not to exceed \$1,000. Dr. Hall motioned to approve/Dr. Williams seconded. Motion Carried.

14. Maxwell, Francis, RDA – Ms. Maxwell failed to maintain sufficient continuing education credits. Ms. Maxwell's license was reprimanded, and she was assessed civil penalties of \$150.00 plus costs not to exceed \$1,000. Ms. Martin motioned to approve/Dr. Hall seconded. Motion Carried.

15. Owens, Whitney, RDA – Ms. Owens failed to obtain continuing education credits. Ms. Owen's license was reprimanded with terms, and she assessed civil penalties in the amount of \$150.00 plus costs not to exceed \$1,000.00. Dr. Williams motioned to approve/Dr. Bateman seconded. Motion Carried.

16. Perdue, Edward, DDS – Dr. Perdue failed to have all of the required emergency equipment and drugs on site and easily accessible from the operatory and recovery room. Dr. Perdue's license was reprimanded with terms, and he was assessed civil penalties in the amount of \$200.00. Dr. Prince motioned to approve/Dr. Bateman seconded. Motion Carried.

17. Perry, Emmalee, RDA – Ms. Perry failed to obtain twenty-four continuing education hours including two hours in the area of chemical dependency. Ms. Perry's license was reprimanded with terms, and she was assessed civil penalty in the amount of \$150.00 plus costs not to exceed \$1,000.00. Dr. Hall motioned to approve/Dr. Prince seconded. Motion Carried.

18. Rouse, Juanita, DDS – Dr. Rouse allowed an assistant to practice on an expired license. Dr. Rouse's license was reprimanded, and she assessed civil penalties in the amount of \$900.00 plus costs not to exceed \$1,000.00. Dr. Hall motioned to approve/Ms. Puckett seconded. Motion Carried.

19. Settles, Patricia, RDA – Ms. Settles violated a May 2009 Board Order. Ms. Settles was assessed a civil penalties of \$500.00. Dr. Hall motioned to approve/Ms. Puckett seconded. Motion Carried.

20. Shell, Rachel, RDA – Ms. Shell failed to obtain continuing education credits. Ms. Shell voluntarily surrendered her license with terms. Dr. Travis motioned to approve/Dr. Bateman seconded. Motion Carried.

CONTESTED CASES:

1. Pinkins, Kimberly RDA
2. Coleman, Stephanie, RDA
3. Myrick, Mercedes, RDA
4. Pope, Amanda, RDA

ELECTION OF OFFICERS:

Chair – Dr. Prince motioned to appoint Dr. Hall as chair/ Dr. Henson seconded the motion. Motion carried.

Vice Chair – Ms. Puckett motioned to appoint Dr. Bateman as Vice-Chair/ Dr. Travis seconded the motion. Motion carried.

Secretary/Treasurer – Dr. Bateman motioned to appoint Dr. Henson as Secretary/Treasurer/Ms. Martin seconded the motion. Motion carried.

All board business scheduled for Friday January 12th was postponed until the April meeting due to state offices being closed because of the weather.

ADJOURNMENT