

## MINUTES

SOUTH CAROLINA BOARD OF DENTISTRY  
CONFERENCE CALL

1:00 P.M., Wednesday, March 31, 2004

Synergy Business Center, Kingstree Building, Room 306-21  
110 Centerview Drive, Columbia, SC

On Wednesday, March 31, 2004, at 1:00 p.m., Dr. Dennis W. Newton, Jr., President, of West Columbia, called the meeting to order. Members of the Board present were: Dr. Amon A. Martin, Jr., Vice President, of Seneca; Dr. Michelle Bedell, Secretary, of Blacksburg; Dr. William H. Bragdon, of Greenville; Dr. William D. Cranford, Jr., of Rock Hill, Dr. John D. Snowden, of Florence, Tanya Riffe, RDH, of Ravenel, and Genie Duncan, of West Columbia. It was noted for the record that Dr. C. Timothy Assey, of Mt. Pleasant, was excused from this meeting.

Rion Alvey, Administrator, Randy Bryant, Assistant Deputy Director, Terri Zeman, Administrative Assistant, and Richard Wilson, Deputy General Counsel, were in attendance at the meeting. Members of the public present included Mr. Hal Zorn, Tammi Byrd, RDH, and Betsy Lehman.

Dr. Newton announced that public notice of this meeting was properly posted at the main entrances of the Kingstree Building, Synergy Business Center, and provided to all requesting persons, organizations, and news media in compliance with Section 30-4-80 of the South Carolina Freedom of Information Act. He noted that a quorum was present at all times.

Motion: Dr. Martin moved that the Board approve the agenda. The motion received a second from Dr. Bedell. Motion carried.

Motion: Dr. Martin moved that the Board go into executive session to review an application for dental technician registration. The motion received a second from Dr. Bragdon. The motion carried. Following executive session, Dr. Newton announced the meeting returned to public session.

Motion: Dr. Bragdon moved that the Board grant a Certificate to Perform Dental Technological Work in South Carolina to Mr. Frank C. Nocerino, II. The motion received a second from Dr. Bedell. Motion carried.

Dr. Newton stated that the Board would now hear a legislative update on several issues.

Conscious Sedation. Dr. Newton reported that at the last Board meeting (February 6-7, 2004), the Board had voted to eliminate Board Regulation 39-17, Guidelines for Anesthesia, and replace with the following: "The dentist shall be solely in charge of

conscious sedation which shall be administered under the current American Dental Association's (ADA) 'Guidelines for the Use of Conscious Sedation, Deep Sedation, and General Anesthesia for Dentists' and the ADA's 'Guidelines for Teaching the Comprehensive Control of Anxiety and Pain in Dentistry.'" He stated that following that meeting, and after further review of the guidelines of the American Academy of Pediatric Dentistry (AAPD) ["Guidelines for the Elective Use of Pharmacologic Conscious Sedation and Deep Sedation in Pediatric Dental Patients"], it was his recommendation that the Board revisit this decision. Dr. Newton suggested the Board review the State of Mississippi's new regulation before making its final decision, and consider accepting the guidelines of both the ADA and the AAPD with the practitioner determining which guidelines to follow. Mr. Wilson commented that legally it should not be a problem to make the dentist determine which guidelines are appropriate to follow and be held responsible for complying with those standards.

In response to a question from Mrs. Duncan as to when the Board's new regulations would be effective, Mr. Bryant stated that the proposed regulation would have to be written and submitted to the Legislature the first of next year [2005]. Then there is a 180-day process and, if no objections, the regulation would become effective at that time. Mrs. Duncan stated that since the regulation will not be introduced until January of 2005, the Board should take a look at the regulations of Mississippi before making a final determination. Dr. Newton asked the members to review Mississippi's new regulation prior to their May meeting at which time he would like for the Board to make a firm decision and be ready to proceed the beginning of next year.

Scope of Practice of Oral Surgery. Dr. Martin stated that the Board has previously gone on record as supporting the concept of the Virginia legislation relative to oral surgeons performing cosmetic surgery. He noted that Tennessee's law in this area is also very good and not as extensive as Virginia. He stated that the Committee is in the process of finalizing their recommendations to the Board. Dr. Newton stated that he would like for the Legislative Committee to make a firm recommendation to the Board at its upcoming May meeting.

Mobile Van Dentistry. Mr. Alvey reported that the Board had received input from several interested parties regarding the proposed bill to register mobile dental vans. He stated that the Board should be in a position to finalize and submit the bill to the Legislature in January 2005.

Registration of Out-of-State Dental Laboratory Technicians. Dr. Newton reported that he had recently met with Mr. Tom Hughes, Executive Director of the South Carolina Dental Laboratory Association (SCDLA), and Dr. Skip Mollica, President of the South Carolina Dental Association (SCDA). He stated that there are currently five states that have some type of registration for dental technicians and laboratories, and that the States of Texas and Kentucky have successful registration programs for technicians both in and out-of-state. Dr. Newton noted that the Laboratory Association has wanted registration of out-of-state technicians for several years now and have had representatives appear before the

Board at prior meetings to request such registration. The SCDLA estimates that 50%+ of all dental laboratory work for SC dentists is performed outside the State, some as far away as China, Phillipines and Mexico. In response to a question as to whether or not the SCDA supports this legislation, Mr. Zorn responded that the Association has not yet taken a position on this issue. He stated that the Association's next meeting is May 14, 2004. Dr. Newton stated that the Board will visit this issue again at its May 7th meeting, and hopes that the Board and the SCDA will agree on this issue.

Fifteen (15) Year Requirement of National Board for Licensure for Dentists and Dental Hygienists. Mrs. Riffe reported that this issue first came up in conjunction with a request that the Board consider an instructor's license for dental hygienists. She noted that the 15 year requirement is restrictive and turns away potential qualified faculty at dental hygiene schools. Mrs. Riffe stated that the Board's current Regulation [39-4] requires that all applicants for a dental or dental hygiene license in South Carolina must have passed their respective National Board Exams within the past fifteen years. According to two independent surveys, conducted by Mrs. Riffe and Mr. Alvey, there is only one other state that has a timeframe attached to the National Board requirement for licensure. In response to a question from Mrs. Byrd as to why the Board does not license dentists by oral examination, Mr. Alvey responded that in approximately 1990, due to a reported shortage of dental hygienists in South Carolina, and the fact that the hygienist is not a primary provider but works under supervision of a licensed dentist, the Board felt compelled to offer another option of licensure for hygienists.

Motion: Mrs. Riffe moved that the Board move forward to amend Regulation 39-4 to eliminate the fifteen-year requirement to have passed the National Board Examination, of dental and dental hygiene applicants for licensure, and have this amendment submitted to the Legislature in January 2005. The motion received a second from Dr. Bragdon. The motion carried.

Mr. Zorn noted that the upcoming SCDA Summit Meeting is scheduled April 16, 2004, at 9:30 a.m., at the SCDA office.

Dr. Snowden noted that he will not be able to attend the next meeting of the Recovering Professional Program (RPP). Dr. Newton stated he will try to attend and, if unable, may ask a staff member from the Board to attend.

Dr. Newton noted that the next meeting is scheduled May 7-8, 2004 at the Board office in Columbia.

There being no further business, the meeting adjourned at 2:00 pm.

Respectfully submitted,

H. Rion Alvey

# Administrator