

MINUTES
S.C. Board of Dentistry
Board Meeting
July 11, 2008
Synergy Business Park, Kingstree Building
Columbia, South Carolina

On Friday, July 11, 2008, Dr. C. Timothy Assey, President, called the meeting to order at 9:02 a.m. Other members present included: Dr. Charles Millwood, Jr. , Vice President; Dr. Thomas M. Dixon, Secretary; Ms. Genie M. Duncan; Dr. Felicia Goins; Dr. David Jones, Dr. J. Douglas Snowden; and Dr. Charles Wade.

Sherie Williams, R.D.H., was not present for the meeting.

Staff members present included: Rion Alvey, Assistant Deputy Director; Veronica Reynolds, Administrator; Sherry Bailey, Administrative Specialist; and Carolyn Coats, Administrative Assistant. Sandra Dickert, Administrative Assistant; Pat Hanks, Attorney; Kathy Meadows, Investigations (OIE); Sheridan Spoon, Deputy General Counsel, Jamie Saxon, Hearing Attorney, and Elliott Willis, Investigator, were also present.

Dr. Assey announced that public notice of this meeting was properly posted at the Board office, Synergy Business Park, Kingstree Building, and by notice mailed to The State Newspaper, Associated Press, and all other requesting persons, organization or news media in accordance with Section 30-4-80 of the S. C. Freedom of Information Act.

Motion: Dr. Millwood made a motion the Board adopt the agenda as presented. Dr. Dixon seconded the motion. The motion carried.

The Board then reviewed the minutes of the April 18, 2008 meeting. **Motion:** Dr. Millwood made a motion the Board approve the minutes of the April 18, 2008 meeting. The motion received a second from Dr. Jones. The motion carried.

Motion: Dr. Dixon made a motion the Board ratify its previous decision to license the following applicants who have met all SRTA/CRDTS/ADEX/ADLEX/CREDENTIALS/DIPLOMATE requirements for licensure. The motion received a second from Dr. Snowden. The motion carried.

Dentists

Ajay Joshi, DDS
Mary Okuley, DDS
Eleni Pappas, DDS
Kirkland Clark, DMD
Erin Edwards, DMD
Derek Lee, DMD
Travis Mize, DMD
Thomas Shannon, DDS
Steve Ghim, DMD
Yeritka Viera, DMD

Christopher Newman, DMD
Martin Healy, DMD
Joan Anderson, DDS
James Dickert, DMD
Juan Faja-Fernandez, DMD
Jennifer McMaster, DMD
Matthew Morris, DMD
Terry Brown, DMD
Dana Parker, DMD
Holly Wright, DMD

Jason Okuley, DDS
Kennard Lloyd, DDS
Michael Barno, DMD
Jamie Driggers, DMD
Michael Lecholop, DMD
Laura Mills, DMD
Brian Rodgers, DMD
Stephen Clary, DDS
Bennie Smith, DDS

Diplomate

Harold Daniel, DMD John Murdock, DDS Sean Murdock, DDS

Denise Swasty, DDS

Restricted Instructor

Mary Pasquini Leathers, DDS

Reinstated Dentist

Joshua Summers, DMD Spyros Koutsioukis, DMD

Reinstated Dental Hygienist

Holly Scheier

Dental Hygienists

Kelly Everetts	Heather Fogle	Susan Foutz	Marjorie McCall
Brenda Moyer	Holly Powers	Susan Serrill	Hillary Uphold
Lisa Alford	Alicia Black	Elizabeth Boyd	Millicent Cavazos
Tenicka Clayborne	Kelly Daly	Myesha DeWeese	Leslie Gainer
Jenifer Gooding	Charlissa Green	Casey Greene	Katherine Gulledge
Rhonda Guzman	Ashley Haney	Rebecca Hart	Sheena Hinson
April Jackson	Heather Lafler	Gloria Marus	Stephanie McFarling
Amanda Medlin	Melissa Oliver	Samantha Ortiz	Durien Petersen
Stacey Reeger	Ashley Richburg	Haley Ruff	Meagan Salonich
Jennifer Smith	Julie Snell	Kathy Snelgrove	Tracey Thurmond
Angela Ward	Kristi Wertz	Elizabeth Williams	Jennifer Baker
Shelly Hill	Meridith Paci	Dionne Washington	

Motion: Dr. Millwood made a motion the Board enter executive session to discuss disciplinary matters. The motion received a second from Dr. Wade. The motion carried.

Motion: Dr. Jones made a motion the Board return to public session. The motion received a second from Dr. Dixon. The motion carried.

Motion: Dr. Dixon made a motion the Board accept the Consent Agreement in regard to Francis Marion Beylotte, DMD. The motion received a second from Dr. Snowden. The motion carried.

Motion: Dr. Dixon made a motion the Board amend the agreement to Gregory Hierholzer, DMD, to prescribe non-scheduled drugs in his practice of dentistry. Dr. Snowden seconded the motion. The motion carried.

Motion: Dr. Snowden made a motion the Board decline the Consent Agreement in the matter of case number 2006-44. The motion received a second from Dr. Wade. The motion carried.

Motion: Dr. Dixon made a motion to dismiss the matter in case number 2006-44. The motion received a second from Dr. Snowden. The motion carried.

Motion: Dr. Snowden made a motion the Board reinstate Leah Case Mills' dental hygiene license. The motion received a second from Mrs. Duncan. The motion carried.

Motion: Dr. Jones made a motion the Board accept Cindy B. Tumbleston's application for dental hygiene reinstatement. The motion received a second from Dr. Wade. The motion carried.

The Board then reviewed the IRC report. **Motion:** Dr. Goins made a motion the Board accept the IRC Report regarding the following cases. The motion received a second from Dr. Wade. The motion carried.

Dismiss

2006-90	2006-122	2007-12	2007-13	2007-16	2007-18
2007-40	2007-43	2007-50	2007-54	2007-66	2007-69
2007-78	2007-100	2007-110	2008-4	2008-7	2008-9
2007-14					

Formal Complaints

2005-51	2007-4	2007-52	2008-52
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Letter of Caution

2007-55	2007-82	2008-5
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Dr. Assey stated current he has previously served as the IRC chairman. He further stated Dr. Cranford has agreed to serve as the IRC chairman pending approval by the Board.

Motion: Dr. Dixon made a motion the Board appoint Dr. Cranford as the IRC chairman. The motion was seconded by Mrs. Duncan. The motion carried.

Dr. Bill Bragdon then briefed the Board on the ADEX Report. He attended the ADEX House of Representatives meeting in Orlando, Florida on June 15, 2008. He spoke with the president of SRTA who is now serving on the ADEX Board while in attendance at the meeting. He reminded the members the CRDTS annual meeting is the weekend of August 23, 2008. He said Kevin Frasier of Georgia is currently serving on the ADEX Dental Exam Committee; however he believes it would be good if an educator from South Carolina served on this committee. He stated Dr. John Cosby is currently serving on the Dental Exam Committee and it is the Board's decision as to whether or not he stays on the committee or if the Board would like for someone else to serve.

Dr. Bragdon briefly reviewed the exam procedure. He noted the number of states that accept the ADEX exam is in the high 30s to low 40s.

Dr. Bragdon served as the Board's representative to the ADEX House of Representatives. He further stated he serves at the Board's discretion. He enjoys the process and the learning in taking part as a representative.

Dr. Bragdon reminded the Board that ADEX does not have a consumer from Congressional District VI.

The Board then reviewed legislation regarding dental facilities and portable dental operations. Mr. Alvey stated Mrs. Zeman is developing a label and inspection documentation on the mobile dental facilities and portable dental operations. He went on to say DHEC must collect information from mobile dental facilities and portable dental operations prior the Board's inspection of the facilities. He further stated the Board and DHEC will work jointly on the annual inspection of the facilities.

Mr. Alvey stated Governor Sanford vetoed the bill, which was overridden by the legislature. He further stated the statute requires out of state dental labs to register with the Board. He noted the law would go into effect around January 1, 2009.

Mr. Alvey stated Governor Sanford on May 13, 2008 the Governor signed legislation regarding restricted instructor's license.

The Board reviewed draft language regarding dental practice ownerships. It was noted during the discussion that owners of dental practices who are not dentists cannot interfere with the professional judgment of the dentist working in that practice. It was also noted that the committee is attempting to protect the public by ensuring dental practice ownerships are held to the same standard of care as dental owned practices.

Dr. Assey briefly discussed the specialty exams scheduled for Saturday, July 12, 2008.

The Board then reviewed the upcoming newsletter. Mr. Alvey stated upon approval the newsletter would be available on the Board's webpage the week of July 14, 2008.

The Board reviewed policies which Sheri Williams has concerns. Ms. Williams believes dental hygienists and dental assistants should not draw sedative drugs into syringes and/or deliver drugs into an established IV line in the presence of, and at the direction of, a licensed dentist. She also states that expanded duty assistants cannot go subgingival with a periodontal probe; therefore placing subgingival therapeutic agents may be done by dental hygienists. Dr. Jones stated he agrees with Ms. Williams in regard to allowing dental hygienists placing subgingival therapeutic agents; however, he does not agree with her comments regarding drawing sedative drugs into syringes. He does not see a problem with dental hygienists and dental assistants delivering drugs into an established IV line as long as the dentist watches the procedure.

Dr. Snowden stated he was surprised and the public would be surprised that an expanded duty dental assistant or a non-expanded dental assistant with no formal training could draw a sedative into a syringe to be administered into an IV line. He has no problem with a dental assistant, expanded or non-expanded, administering a small dosage of a sedative which has already been drawn.

Mr. Alvey stated every policy and procedure was reviewed, discussed and approved by the Board.

Mr. Spoon stated the policies and procedures provide a practitioner with more detail and provide a safe harbor, such as giving a delegation authority. He further stated an untrained person in the medical field can draw therapeutic medications into an IV line if the person meets four or five criteria.

Mr. Alvey suggested the Board form a committee to review the policies and that the Board withdraw the policies and procedures from the newsletter until the committee submits recommendations to the Board for approval.

Dr. Assey stated the committee would include Dr. Jones, Dr. Wade, Ms. Williams and himself.

The Board then reviewed the policy and procedure regarding dental hygienists and dental assistants in hospitals, nursing homes and long term care facilities. Dr. Dixon noted VA nursing homes must have a dentist on staff; however, no other nursing homes are required to have a

dentist on staff. He further stated VA nursing homes conduct a screening on each patient every year.

Ms. Tammy Byrd noted the procedure stating "unless the dentist or dental hygienist is working in a public health setting with DHEC" only applies to nursing homes and schools in accordance with Statute 40-15-102.

Dr. Assey asked that the committee review the verbiage in statute 40 -15-102(D).

Dr. Assey stated dentists who wish to volunteer with the free medical clinics in the Hilton Head area are being asked by the Board to show dental competency by completing some preparations. He asked the members if this practice should continue. He asked staff if applicants seeking licensure as volunteer dentists meet the same criteria as those applicants seeking licensure by credentials could the Board approve the applications without practical examination. Dr. Dixon suggested removing the requirement of practicing for so many months for volunteer licensure. The Board determined the out of state volunteer dentistry applicants must have been in practice within the previous five years otherwise the applicants must appear before the Board.

Mrs. Reynolds stated staff has been faxing information to the members on applications which have raised a 'red flag', such as a 'yes' response to a personal history question'. In an effort to expedite the process she suggested scanning the application and placing the application on the agency's secure website for the Board members. The Board and committee members would receive a password to review the information. She stated the information would no longer be faxed or mailed. The members noted that not all of them have access to the Internet at the office and/or don't check for e-mails for a couple of days. Mr. Alvey stated if this process does not work for the members staff would continue the process as it is currently.

The Board discussed license by credentials and determined it was comfortable with the process and that the applicants would appear before the Board if the application contains a 'yes' response.

Dr. Snowden stated Dr. Cranford had stated he would like to continue to serve as the Board's representative for CRDTS.

It was noted that Dr. Millwood and Dr. Wade have been approved to attend the CRDTS annual meeting would be held in Kansas City in August 22-24, 2008.

Dr. Dixon and Dr. Assey will attend the SRTA annual meeting in Alabama August 8-10, 2008.

The Board set its next meetings for October 31, 2008 and January 9-10, 2009.

The Board discussed the issue of teeth whitening. It was noted the complaints the Board has received in this matter have been dealt with. Mr. Spoon stated the FDA regulates the medical devices used in the whitening of teeth. He noted the North Carolina Board of Dentistry has taken a neutral position on the matter. He went on to say he hasn't received an answer from the FDA which would cause the agency to issue blanket Cease and Desist Orders. He went on to say the companies which are opening franchises should research the statutes prior to opening the companies.

Mr. Alvey stated a newspaper advertisement reflected one of the chain drugs is now selling teeth whitening kits with a light for \$50. He feels this matter will go away.

The Board briefly discussed an e-mail sent to Dr. Goins regarding an ADA conference call to be held in August 2008. The Board asked Mr. Alvey to send a response to the e-mail.

Dr. Snowden asked the members to discuss the Board's policy during the district dental meetings in September 2008.

Mr. Alvey stated he has been informing individuals who have been contacting the office regarding opening such a facility that the individuals need to contact the manufacturer of the equipment requesting documentation as to whether the equipment which would be used is approved for over the counter use.

Mr. Spoon stated an individual raised the issue of whether or not the non-use of hot water is a DHEC violation.

The Board asked that staff notify Dr. Bragdon that the Board asks he continue as the Board's representative to ADEX.

There being no further business to be discussed at this time, Dr. Dixon moved the meeting be adjourned. Dr. Snowden seconded the motion, which carried unanimously.

The next meeting is scheduled for October 31, 2008.

The July 11, 2008 meeting of the SC Board of Dentistry adjourned at 1:12 p.m.