

**South Carolina Board of Dentistry
Teleconference Board Meeting Minutes
November 4, 2022 at 9:00 am**

Public notice of this meeting was properly posted at the S.C. Board of Dentistry office, Synergy Business Park, Kingstree Building, and on the board website 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. Members of the public wishing to attend may do so by telephone. The telephone number and access code are provided on the posted agenda.

BOARD MEMBERS PRESENT:

Donald Marler, DMD - President
Murtuza Ansari, DMD – Vice President
Thomas McDonald, DMD, MD
Carolyn Brown, DMD
Charles Bumgardner, DMD
William Stewart, DMD
Elizabeth Marchi, RDH
Britt Reagin, DMD
Barbare, Sherie W., RDH

SCLLR STAFF PRESENT:

Joe Eptein, Esq., Office of Advice Counsel
Amy Holleman, Board Administrator
Kristina Zepp, Administrative Assistant
Prentiss Shealey, Esq., Office of Disciplinary Counsel
Donnell Jennings, Office of Investigations and Enforcement
Amanda Branham, Office of Investigations and Enforcement
Bianca Smith, Office of Investigations and Enforcement
Lolei Brist, Office of Investigations and Enforcement
Ashley Bailey, Office of Investigations and Enforcement
Jennifer Hollis, Office of Investigations and Enforcement
Adrian Rivers, Office of Investigations and Enforcement
Doris Cochran, Office of Investigations and Enforcement
Ratisha Brisbon, Office of Investigations and Enforcement
Byron Ray, Office of Investigations and Enforcement
Dean Grigg, Deputy Director

PRESENT:

Creel Court Reporting

CALL TO ORDER: Chairman Marler called the meeting to order at 9:05 am.

APPROVAL OF AGENDA

Motion: To approve the agenda
Bumgardner/McDonald/Approved.

INTRODUCTION OF BOARD MEMBERS AND OTHERS:

The Board Members introduced themselves No others were introduced

APPROVAL OF EXCUSED ABSENCES:

Dr. Harold Eddy was absent.

Motion: Reagin /Marchi/Approved

BOARD ADMINISTRATION DISCUSSION

Dr. Bumgardner expressed concerns over change of Administrator and the number of Boards the Administrator is handling. These concerns were addressed by Deputy Director Grigg.

APPROVAL OF BOARD MEETING MINUTES:

Motion: To approve July, 15, 2022, September 9, 2022, August 12, 2022, September 23, 2022,
Reagin/Marchi/Approved.

STAFF REPORTS

- a. Office of Investigations and Enforcement Statistical Report
On behalf of Ms. Branham, Ms. McNair reported for the period of January 1, 2022 to October 28, 2022. Ms. McNair reported for the fourth quarter in 2022, the Board received fourteen (14) complaints and zero (0) were cases closed.
- b. Investigative Review Committee Report
On behalf of Ms. Branham, Ms. McNair reported the IRC Committee met on September 15, 2022 and October 27, 2022, recommending thirty-six (36) cases for dismissal, three (3) letters of caution, and two (2) formal complaints.

Motion: To accept the thirty-six cases for dismissal.
Case 2017-22 Bumgardner /Ansari/Approved.
Case 2021-74 Bumgardner/McDonald/Approved
Case 2021-103 McDonald/Brown/Rejected
Case 2021-109 McDonald/Bumgardner/Approved
Case 2021-126 Brown/Bumgardner/Approved
Case 2021-128 McDonald/Reagin/Rejected
Case 2021-132 Brown/Stewart/Approved
Case 2021-133 McDonald/Bumgardner/Approved
Case 2021-144 Ansari/Brown/Approved
Case 2021-147 Brown/McDonald/Approved
Case 2021-148 Ansari/Bumgardner/Rejected
Case 2021-149 McDonald/Stewart/Rejected

Case 2021-165 Ansari/McDonald/Approved
Case 2021-167 McDonald/Bumgardner/Approved
Case 2021-171 Brown/Stewart/Rejected
Case 2021-174 Bumgardner/Reagin/Rejected
Case 2022-2 Brown/Marler/Approved
Case 2022-14 Bumgardner/Stewart/Rejected
Case 2022-16 Reagin/Ansari/Approved
Case 2022-23 Bumgardner/Stewart/Approved
Case 2022-32 Marler/Reagin/Approved
Case 2022-33 Brown/Bumgardner/Approved
Case 2022-41 McDonald/Brown/Approved
Case 2022-43 McDonald/Bumgardner/Approved
Case 2022-52 Brown/Bumgardner/Approved
Case 2022-61 Brown/McDonald/Approved
Case 2022-69 Brown/McDonald/Approved
Case 2022-72 McDonald/Reagin/Approved
Case 2022-77 Ansari/Brown/Rejected
Case 2022-82 McDonald/Brown/Approved
Case 2022-84 Brown/McDonald/Approved
Case 2022-91 McDonald/Brown/Approved
Case 2022-100 Ansari/Brown/Rejected
Case 2022-106 Brown/Bumgardner/Approved
Case 2022-112 Reagin/Brown/Approved
Case 2022-122 Bumgardner/Stewart/Rejected

Motion: To accept the three letters of caution.

Case 2021-158 Brown/Reagin/Approved
Case 2022-19 Brown/Reagin/Approved
Case 2022-59 Brown/Reagin/Approved (Not Unanimous 3 Nays)

Motion: To accept the two cases for formal complaints

Case 2021-73 McDonald/Bumgardner/Approved
Case 2021-140 McDonald/Bumgardner/Approved.

STAFF REPORTS

c. Office of Disciplinary Council Report

Ms. Shealy reported there are currently twenty-nine (29) cases open. Of the open cases, ten (10) cases are pending hearings and agreements. Since the last meeting five (5) cases have been closed. A total of five (5) cases have been closed since January 1, 2022.

REPORTS

a. Administrator Report

Ms. Holleman reported the Board previously approved travel for Ms. Buttler to attend SCDH Annual Symposium, Myrtle Beach SC on December 8, 2022 – December 10, 2022 with Deb Carter of CE Broker. She will be attending with Ms. Carter in Ms. Buttler's

place. Ms. Hollmean reminded the Board members that the renewal period was underway and she reassured the board that most of the staff has remains the same during the transition. The boards cash report as of September 30, 2022, had an ending balance of \$3,225,088.59. Licensees are required to sign up for CE Broker, licensees who do not sign up will be audited. CE Broker is mandatory to renew for the 2025 renewal cycle.

DISCIPLINARY HEARINGS (CLOSED)

- a. 2020-13 – CA
Motion: McDonald/Bumgardner/Approved
- b. 2017-103 – CA
Motion: Ansari/Reagin/Approved
- c. 2021-77 – MOA
Motion: McDonald/Reagin/Approved

REPORTS

- a. AADB Mid-Year Meeting
1039th Annual Meeting, Mid-Year was attended by Dr. Brown, Dr. Ansari, and Dr. Bumgardner, Ms. Marchi, Dr. McDonald, and Mr. Horner. Presentations included Tele-Dentistry, Workforce Shortages. Dr. McDonald was selected as an alternate for the Joint Commission on National Dental Examinations. ADA representatives discussed concerns on over future education and workforce. AADB has a remediation program that is now going full force.
- b. Sedation Reinspection Report – Jennifer Stillwell, Chief Inspector
We have 11 inspectors completing inspections. Statistics: 366 sedation permits issued, 124 completed, 142 scheduled, 100 pending. Issues: equipment not in facility, changing location without notifying LLR, types of sedation being changed without notification to LLR, Dentist being changed without notification to LLR.
 1. If an inspection is failed what action would the Board like to take?
 - A. Depends on what the issues are, if immediate threat you must stop sedation immediately, if it is not the inspectors can provide time to correct (30 days).
 2. If they have moved without notifying the Board, the permit is for a specific location?
 - A. The sedation permit does not travel, it is for the specific doctor and location.

OLD BUSINESS

- a. Dental Specialty Licensure Requirement: National Orthodontic Examination – Britt Reagin, DMD
No report to provide.

NEW BUSINESS

a. South Carolina Dental Assistant Association – Karen Comisi, RDA, Legislative Chair of SC Dental Assistant Association and Lois Bell, Chair of DANBY Board
They are concerned over the workforce shortage of Dental Assistants. They expressed they would like to assist the Board or have a conversation to improve the workforce shortage. They informed the Board that a coalition of 18 entities came together to address the issue, identify resources that can be shared/used to assist with the shortage. They were requesting the Board form a Dental Assistant Committee to address the shortage in SC and Ms. Comisi requested to be on the committee. Dental Assistants are not licensed in SC. The Board asked if this was the goal, to require licensure for Dental Assistants. Ms. Comisi advised that she has no personal agenda, and she wants to have a conversation about the shortage.

- Tabled for Board discussion, no motions made.

b. Travel Approval: 2023 Southern Dental Deans and Examiners Conference, January 27-29, 2023

Being held in Knoxville, TN, Ms. Holleman spoke with Dr. Cosby requesting further information about the Conference. Ms. Buttler advised Ms. Holleman that they had not attended in the past. Requesting approval to attend and/or Board members attend. Can request permission for more than 3 Board Members.

Motion: Marchi/McDonald/Approved

c. Travel approval: CDCA-WREB-CITA Annual Meeting, January 5-7, 2023

Board Administrator and Board Member expenses are covered. Board Members must have official invitation to the Annual Meeting. Please email Administrator to provide email to them.

Motion: Bumgardner/Reagin/Approved

d. Pediatric Dentistry Expert Reviewer: Amy Holleman, Board Administrator

Board Administrator Recommends sending out e-blast to all Pediatric Dentists inquiring about interest in being an Expert Reviewer for the Board by submitting resume and cover letter to Ms. Holleman for the Boards consideration.

Motion: McDonald/Bumgardner/Approved

ELECTION OF OFFICERS

President Nomination: Dr. Ansari

Motion: Stewart/Marchi/Approved

Vice President Nomination: Dr. Stewart

Motion: Ansari/McDonald/Approved

Secretary: Sherie Babari

Motion: Ansari/Bumgardner/Approved

PUBLIC COMMENTS

Ms. Wilma Michael Dennison, SC had a question about the amount of money in the Board's coffers and if there is any information on how the money is spent and what is the purpose of that money? What is the budget? Ms. Holleman advised Ms. Michael she can do a FOIA request for the information. That it is spent on things like investigations, attorney fees, administration, building fees etc. Ms. Michael asked for clarification the staff that works for LLR does not get paid from that fund? Ms. Holleman and several Board Members advised that yes it does. Ms. Michael asked if it seemed like a lot of money to you, with renewals being every two years, is there ever discussion about a free renewal cycle or something? Or at least some intention of how that money might ever come to some good purpose. Dr. Marler advised that fees had been reduced in the past. Dr. Marler advised that the renewal fees are reviewed every two years and are adjusted. Dr. Marler gave an overview of some of the portions of budget allotments and advised that the appropriate course is to submit the FOIA request. Dr. Bumgardner stated that the Board had voted to reduce the fees then COVID 19 happened and the fees were not reduced.

NEXT MEETING

The next meeting of the Board is scheduled for January 13, 2023.

ADJOURNMENT

Motion: To adjourn
Brown/McDonald/Approved.
Meeting adjourn at 11:26 am