

**SC Department of Labor, Licensing & Regulation
Board of Dentistry
Called Board Meeting Minutes
Friday, November 17, 2017
110 Centerview Drive, Conference Room 108
Columbia, South Carolina 29210**

Board Members Present: (via teleconference)

Arthur A. Bruce, DMD, President
Dennis A. Martin, DMD, Vice President
Samuel L. Hazel, DMD, Secretary
Walter J. Machowski, DMD
Carolyn L. Brown, DMD
Paul S. Coombs, Jr., DMD
Elaine A. Murphy, RDH
Jessica Keisler, RDH

Board Legal Advisor:
Hardwick Stuart, Jr., Esquire

Staff Present:
Rita A. Melton, DMD, Administrator

CALL TO ORDER:

A Called Dentistry Board Meeting was held at the Synergy Office Park, Kingstree Building, Room 108 on November 17, 2017. Public Notice of this meeting was properly posted at the office of the South Carolina Board of Dentistry, Synergy Business Park, Kingstree Building, 110 Centerview Drive in Columbia, SC and provided to any requesting persons, organizations, or news media in compliance with Section 30-4-80 of the 1976 South Carolina Code, as amended, relating to the Freedom of Information Act. A quorum is noted as present/ not present. All votes referenced herein were unanimous unless otherwise indicated.

Dr. Arthur A. Bruce, Dentistry Board President called the meeting to order at noon. The Called Dental Board Meeting was conducted via phone conference with board members. Board members introduced themselves and the Congressional District they represented so that the Court Reporter could record those in attendance at the meeting.

APPROVAL OF THE AGENDA:

Dr. Bruce reviewed the agenda.

Motion: Dr. Machowski made a motion to approve the meeting agenda. Dr. Coombs seconded the motion. Motion carried.

NEW BUSINESS:

Dr. Bruce noted under New Business on the agenda, the Board would be discussing and completing the Dentistry Board Regulatory Review Report mandated by the Governor. He indicated Attorney Hardwick Stuart would be leading the discussion since the Board's Advice Counsel was out on medical leave.

Mr. Stuart explained the background information on the regulatory review process mandated by the Governor. He stated that every five years boards and commissions are required to review their regulations. The last Dentistry Board Regulatory Review occurred in 2013.

The Regulatory Review involved review of the existing regulations, identification of any regulations needing to be repealed, amended or remain the same. The members reviewed each category and provided input in terms of what they anticipated needing changes and identified any new regulations that needed to be considered.

After a brief discussion, members indicated that they were not recommending any new regulations at this time. Dr. Machowski did point out that at some point in the future the Board would need to consider regulations that clarify differences and similarities between digital impressions versus actual physical impressions. He also advocated that amendments might need to be added to the dental regulations to differentiate between a physical (paper) patient record and a digital record. He remarked that future reforms might need to state that the record must be transferred in the same format that it was developed in. For example, if the records were developed in a digital format they would need to be transmitted digitally while paper records would need to be transferred in a paper format.

Ms. Keisler stated that some of the regulations might need amending with more information related to digital dentistry and the potential it has on the future practice of dentistry. Dr. Machowski agreed and stated there may be a need for new regulations developed dealing specifically with digital technology in dentistry.

The members agreed there are no regulations that need to be repealed at this time.

Dr. Coombs mentioned that the Board's Botox policy might need to be amended or modified. Dr. Martin pointed out that in addition to modifications to the language in the Botox policy that consideration may need to be given to a regulation that would allow laser usage by dental hygienists. He suggested these modifications in policy or regulation language needed to be reviewed in separate committees appointed by the Board.

Dr. Machowski indicated that he would like to see the language in section 39-1 (B) (4) addressed as it related to the 45 days in taking and administration of the clinical exam. The process has changed in how the Board handles testing. The clinical exam is now administered by an outside clinical testing agency.

Dr. Mashowski noted that in the Ethics section of 39-11(H) the reference to "Rebates and Split Fees" needed to be clarified and expanded on.

There being no further recommendations to amend or repeal on any of the other regulations, Mr. Stuart proposed that the board members authorize the Board President; Dr. Bruce to sign the Dentistry Board Regulatory Report with the five areas identified during the meeting and forwarded it to the LLR Director. The Dentistry Report will be included in the comprehensive regulatory report prepared by the Director on all of the LLR boards for the Governor's Office. Dr. Coombs moved that the members approve the motion. Dr. Hazel seconded the motion. All members affirmed their agreement with a unanimous "yes" vote.

All members signed into the phone conference except Dr. Prickett and Dr. Bumgardner. The members voted to excuse their absences.

Dr. Martin asked where the regulations on the State website were located. Mr. Stuart instructed him to go to "scstatehouse.gov."

Related to announcements, Dr. Bruce pointed out that the next Board Meeting will be January 19, 2018.

Dr. Hazel made a motion to adjourn the meeting. Dr. Brown second the motion. All members logged in on the phone conference agreed. There was no opposition. The Called Dentistry Board Meeting adjourned at 12:41 PM.

Respectfully submitted,

Rita Melton, DMD
Board Administrator