



BOARD OF DENTAL EXAMINERS OF ALABAMA
Stadium Parkway Office Center-Suite 112
5346 Stadium Trace Parkway
Hoover, Al 35244-4583
PHONE 205-985-7267
Fax 205-985-0674

MINUTES
Board Meeting
June 4-5, 2015

The Board of Dental Examiners of Alabama met Thursday June 4, 2015 at the Board Office in Hoover, Alabama to conduct business.

The President called the meeting to order at 6:00 p.m. with the following members in attendance: Dr. Stephen R. Stricklin, President, Dr. Sam J. Citrano, Jr., Vice President, Dr. William E. Chesser, Secretary/Treasurer, Dr. Howard R. Gamble, Dr. Adolphus M. Jackson, Dr. Thomas G. Walker, and Ms. Sandra Kay Alexander, RDH. Also in attendance were Ms. Susan Wilhelm, Esq., Executive Director and General Counsel, Dr. Donna Dixon, Esq., Prosecuting Attorney, Mr. Stan McAdams, Investigations, Mr. Mr. Kevin Lane, Paralegal and Executive Assistant to Dr. Donna Dixon, Esq. and Ms. Susan Wilhelm, Esq., and Ms. Linda Dlugosz, Administrative Assistant.

The President determined that a quorum was present; Counsel orally confirmed.

The meeting was advertised on the Board's web site, www.dentalboard.org, and on the Secretary of State's website, www.sos.alabama.gov, in compliance with the Alabama Open Meetings Act.

The President asked for review of the minutes from May 7-8, 2015. Dr. Chesser moved to approve the minutes as presented. Dr. Jackson seconded the motion and it was approved by general consent with Dr. Citrano, Jr. abstaining from the vote because he was absent from the meeting.

Dr. Chesser presented the financial report. Dr. Gamble moved to approve the report as presented. Dr. Citrano, Jr. seconded the motion and it was approved by general consent.

The President welcomed guests and invited comments.

Dr. King informed the Board that local administrative directors of Corizon Health has changed.

Dr. Beckham announced that he has been nominated for Board member candidacy.

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Board of Dental Examiners of Alabama

Ms. Jessica Eisenberg, representative of Matrix, came to introduce herself regarding her company's qualifications and their proposal in response to the RFP for Web Design.

Dr. Thomas T. Willis announced that he is a candidate for Board member. He also discussed the agenda item related to the SRTA Regional Exam administered in April at the University of Tennessee that was not certified by ADEX because of a break in protocol in the grading of that exam.

The President invited Dr. David Merritt to address the Board. He gave a presentation on the difficulties facing pediatric dentists who need to treat children in a hospital setting. Dr. Merritt asked the Board for guidance as to how to address hospitals who refuse to schedule dentists for hospital sedation for pediatric patients. Members offered Dr. Merritt suggestions for him to acquire assistance from other sources, such as the State Legislature and the State Medicaid Agency regarding Medicaid reimbursements for sedation during treatment of pediatric patients.

The President invited Dr. Thomas T. Willis to address the Board. He explained the status of the SRTA Regional Examination given at University of Tennessee April 10-11. Because of a breach in protocol, ADEX has refused to give ADEX status to those who passed that exam. SRTA is unable to grant SRTA status to the affected applicants, but has reimbursed applicants for their exam costs and provided other benefits in order to enable them to retest. Dr. Gamble moved to not accept the SRTA exam administered on April 10-11, 2015 in Tennessee for initial licensure by regional exam. Dr. Citrano, Jr. seconded the motion and it was approved by general consent.

Dr. Gamble moved to approve all Board members for out-of-state travel to attend the SRTA Annual Meeting August 6-8 in Baltimore. Dr. Walker seconded the motion and it was approved by general consent. Members discussed General Assembly proxy and voting. Alabama has 12 proxy votes or 12 minus the number of members who attend the meeting to vote. Any current or former Board member can proxy vote. Ms. Wilhelm will request proxies from former Board Members.

Members read a letter of concern sent by ADA regarding the April 10-11 SRTA exam.

Members reviewed details of the CRDTS Annual meeting August 20-22 in Kansas City. Dr. Willis explained some changes of the exam criteria effective the first of October. Dr. Willis and Dr. Gamble are planning to attend the meeting. The expenses of this travel are covered by the CRDTS exam agency.

At 7:00 p.m. the President announced a break; the meeting returned to session at 7:20 p.m.

Dr. Gamble moved to approve Dental Licensure by Regional Exam based on successful completion of the jurisprudence exam for:

- Brett Bowen, DDS
- David Curtis, DMD
- Danielle Davis, DMD
- Gregory Gast, DMD
- Lorrie Green, DMD
- Elizabeth Kivus, DDS
- Jason Mullins Jr., DMD

Dr. Citrano, Jr. seconded the motion and it was approved by general consent with the hygiene member abstaining from the vote.

Dr. Chesser moved to approve Dental License by Regional Exam based on receiving final transcript and successful completion of the jurisprudence exam for:

- Stanford Ballard, DMD
- Caroline Beitel, DMD
- Cristina Burkes, DMD
- Emily Carter, DMD
- Carolyn Cochran, DMD
- Elizabeth DeShazer, DMD
- Emily Grisham, DMD
- Allison Haight, DMD
- Edward Hale, DMD
- David Hatheway, DMD
- Tony Kang, DMD
- Mi Young Kim
- Thomas Lucas, DMD
- Michael MacWilliam
- Cara McCary, DMD
- Daniel McCullough
- David Null, DMD
- Steven Oliver, DMD
- Heber Paiva, DMD
- Eleanor Patterson, DMD
- David Rolen II, DMD
- Emily Rousso, DMD
- Tyler Rushing, DMD
- Matthew Strange, DMD
- Melissa Strange, DMD
- David Summerford
- Kee Tan, DMD
- Linh Tran, DMD
- Lauren Wallace, DMD
- Benjamin Woolnough, DMD

Dr. Gamble seconded the motion and it was approved by general consent with the hygiene member abstaining from the vote.

Dr. Walker moved to approve Dental Hygiene Licensure by Regional Exam based on successful completion of the jurisprudence exam for:

- Carmen Hernandez, RDH
- Brittany Jelks, RDH
- Morgan McGaughy, RDH
- Memorie Valentine, RDH

- Chelsea Crawford, RDH

Ms. Alexander seconded the motion and it was approved by general consent.

Dr. Walker moved to approve Dental Hygiene Licensure by Credentials based on successful completion of the jurisprudence exam successful completion of the jurisprudence exam for:

- Deborah Wheeling, RDH.

Dr. Jackson seconded the motion and it was approved by general consent.

Dr. Citrano, Jr. moved to approve Dental Special Purpose Licensure for 3 Years based on successful completion of the jurisprudence exam for:

- Megan Malpass, DMD.

Dr. Walker seconded the motion and it was approved by general consent with the hygiene member abstaining from the vote.

Ms. Wilhelm and Dr. Dixon presented the Attorney report.

At 8:25 P.M. the President recessed the meeting until 8:30 a.m. Friday June 5.

MINUTES
Board Meeting
Friday, June 5, 2015

The meeting of the Board of Dental Examiners of Alabama reconvened Friday, June 5, 2015 at the Board Office in Hoover, Alabama.

The President called the meeting to order at 8:41 a.m. with the following members in attendance: Dr. Stephen R. Stricklin, President, Dr. Sam J. Citrano, Jr., Vice President, Dr. William E. Chesser, Secretary/Treasurer, Dr. Howard R. Gamble, Dr. Thomas G. Walker, and Ms. Sandra Kay Alexander, RDH. Also in attendance were Ms. Susan Wilhelm, Esq., Executive Director and General Counsel, Dr. Donna Dixon, Esq., Prosecuting Attorney, Mr. Stan McAdams, Investigations, Mr. Kevin Lane, Paralegal and Executive Assistant to Dr. Donna Dixon, Esq. and Ms. Susan Wilhelm, Esq., and Ms. Linda Dlugosz, Administrative Assistant.

The President determined that a quorum was present; Counsel orally confirmed.

The meeting was advertised on the Board's web site, www.dentalboard.org, and on the Secretary of State's website, www.sos.alabama.gov, in compliance with the Alabama Open Meetings Act.

Mr. Blaine Galliher of Windom, Galliher & Associates presented the Legislative Report. At 9:15 Mr. Galliher completed his presentation and retired from the meeting.

Ms. Hilda Johnson presented the Hygiene report.

There were 122 applicants who took the State Hygiene Comprehensive Board Exam. Ten failed and of those, 8 have already retested and passed. One has scheduled to retest and one has not contacted Ms. Johnson. Two applicants failed the jurisprudence exam but have retested and passed. So far, 165 students have applied for the 2015-16 program.

Hilda informed members that the ColorVue probe is no longer a required instrument.

Several applicants have chosen to take the clinical exam in August during the re-test period.

Ms. Johnson asked if an applicant who left the last class, was involved in an altercation in the parking deck and did not return to class could be issued an ADHP certificate and allowed to take the Board Exam since she did supply a police report. Members agreed to grant this request.

Ms. Wilhelm distributed a job description for an ADHP Educational Director for Members' review

At 9:40 a.m. Dr. Jackson joined the meeting.

Ms. Sandra Kay Alexander moved to deny the application of an applicant who was previously terminated from the ADHP. She was found to be deceptive regarding requirements for entering and for passing the program. She will be sent a letter informing her of the denial of her application to the 2015-16 program. Dr. Jackson seconded the motion and it was approved by general consent. This concluded Ms. Johnson's report and Ms. Johnson retired from the meeting.

The President called for a recess at 9:40 a.m.; the meeting returned to session at 10:05 a.m.

Dr. Garver presented the Wellness Committee Report.

At 10:10 a.m. the President turned the meeting over to Mr. Matthew Beam, Administrative Law Judge, for a hearing for Ms. Stephanie Jefferson, Alabama Dental Hygiene License #6887.

At 10:45 a.m. the hearing was completed and the meeting was turned over to the President.

Dr. Stricklin moved that Ms. Stephanie Jefferson, Dental Hygiene License #H.6887, be found guilty of:

Count 1: "Violating Code of Alabama (1975), §34-9-18 (a)(4) by being a habitual user of intoxicants or drugs rendering you unfit for the practice of dental hygiene based upon your habit of using controlled substances; and,

Count Two: Violating Code of Alabama (1975), §34-9-18 (a)(1) by committing fraud, deceit or misrepresentation in obtaining a thing of value, i.e. controlled substances, by, to-wit: calling-in and/or writing prescriptions for controlled substances for yourself and others under Dr. Michelle Jones' State Controlled Substance Permit and Drug Enforcement Agency Permit without her permission or knowledge."

Ms. Alexander seconded the motion and the President called for the vote: Dr. Citrano, Jr., yea, Dr. Chesser, yea, Dr. Gamble, yea, Dr. Jackson, yea, Dr. Walker, yea, Dr. Stricklin, yea, and Ms. Alexander, yea. The motion carried.

Ms. Alexander moved to revoke Ms. Stephanie Jefferson's Dental Hygiene License #H.5887. Dr. Chesser seconded the motion and the President called for the vote: Dr. Citrano, Jr., yea, Dr. Chesser, yea, Dr. Gamble, yea, Dr. Jackson, yea, Dr. Walker, yea, Dr. Stricklin, yea, and Ms. Alexander, yea. The motion carried.

Ms. Sandra Kay Alexander moved to assess a disciplinary fine against Ms. Stephanie Jefferson of \$500.00 per count (2) and \$1,500.00 administrative fine for a total of 2,500.00. Dr. Citrano, Jr. seconded the motion and the President called for the vote: Dr. Citrano, Jr., yea, Dr. Chesser, yea, Dr. Gamble, yea, Dr. Jackson, yea, Dr. Walker, yea, Dr. Stricklin, yea, and Ms. Alexander, yea. The motion carried.

At 11:00 a.m. the President called a break; the meeting resumed at 11:35 a.m.

Dr. Walker moved that case #2015-21 has no evidence to sustain. Dr. Gamble seconded the motion and it was approved by general consent with the case team leader and hygiene member abstaining from the vote.

Dr. Chesser moved to notice the Respondent of case #2015-29 for a hearing. Dr. Citrano, Jr. seconded the motion and it was approved by general consent with the case team member abstaining from the vote.

Dr. Walker moved that case #2015-26 is outside of jurisdiction and to send a Letter of Concern to the Respondent. Dr. Jackson seconded the motion and it was approved by general consent with the case team leader and hygiene member abstaining from the vote.

Dr. Gamble moved to notice the Respondent of case #2015-5 for a hearing. Dr. Walker seconded the motion and it was approved by general consent with the case team leader and hygiene member abstaining from the vote.

Ms. Wilhelm presented the Executive Director report.

She distributed a matrix detailing responses to the Website RFP. Dr. Walker moved for Dr. Citrano, Jr. and Dr. Walker to evaluate responses, narrow the selection to 2, and report the results at the July meeting. Dr. Gamble seconded the motion and it was approved by general consent.

Ms. Wilhelm has requested that the audio/visual installation by Best Buy be scheduled during June.

Dr. Citrano, Jr. moved to renew contracts for Administrative Law Judges (ALJs), Mr. Matt Beam and Ms. Kelli Robinson effective September 1, 2015–August 30, 2017 at \$120.00/hour and capped at \$30,000.00 each for the 2-year period. Dr. Chesser seconded the motion and it was approved by general consent. Ms. Wilhelm will submit this for the Legislative Contract Review Committee Hearing.

Ms. Wilhelm has advertised for additional Administrative Law Judges on the Bar Association's bulletin board. So far she has not received any responses.

Ms. Wilhelm informed members that there are currently 2 candidates for both Dental Board member and Hygiene Board member. She explained the process of receiving nominations, producing the matrix of qualified nominators and sending a letter to candidates after July 1st that nominations are closed.

Members discussed electronic voting and online renewals.

Dr. Citrano, Jr. moved to pursue the purchase of a Ford Taurus automobile to replace the Durango which will be turned in to State surplus.

Ms. Wilhelm related that she has sent a job description to local 2-year colleges and the Birmingham Bar's classified board for a full-time, temporary worker to join the staff. She hopes to have some viable candidates in the next week or so.

At 12:55 p.m. staff were invited to volunteer to leave the meeting.

Ms. Wilhelm discussed current staffing and personnel matters.

At 1:15 p.m. Staff were invited to return to the meeting.

Ms. Wilhelm distributed audited financial reports for fiscal year 2014 for members' review.

At 1:35 p.m. Dr. Citrano, Jr. moved to adjourn the meeting. Dr. Walker seconded the motion and it was approved by general consent.

Respectfully Submitted,



Dr. William E. Chesser, Secretary/Treasurer

Approved: 7/9/2015

Submitted by: Linda Dlugosz

BOARD OF DENTAL EXAMINERS OF ALABAMA
Profit & Loss Budget Performance
April 2015

04/2015 for June Bd Meeting
Bal as of 04/30/2015
Ck \$1,330,091.31
MM \$301,384.74

	<u>Apr 15</u>	<u>Budget</u>	<u>Oct '14 - Apr 15</u>	<u>YTD Budget</u>	<u>Annual Budget</u>
Ordinary Income/Expense					
Income					
501 · Annual Dental Registration	800.00		223,800.00	511,000.00	511,000.00
502 · Annual Hygiene Registration	195.00		157,110.00	273,725.00	273,725.00
503 · Controlled Substance Fee	500.00		108,530.00	239,775.00	239,775.00
504 · Annual Teaching Permits	150.00		3,300.00	5,400.00	5,400.00
505 · ADHP Certification	2,025.00	1,000.00	4,350.00	7,000.00	12,000.00
507 · Drug Log Books	161.00	41.66	483.00	291.70	500.00
508 · ADHP	1,900.00	28,333.33	3,800.00	56,666.66	85,000.00
509 · Dental Exam Fee	800.00	666.66	2,400.00	4,666.70	8,000.00
510 · Original License Fee	200.00	333.33	600.00	2,333.35	4,000.00
511 · Licenses Reprint Fee	125.00	166.66	1,375.00	1,166.70	2,000.00
512 · Dental Hygiene Exam Fee	200.00	1,250.00	3,225.00	8,750.00	15,000.00
513 · Directory Fee	225.00	291.66	2,375.00	2,041.70	3,500.00
514 · Materials Fee for Exam	0.00		0.00	0.00	0.00
515 · Penalty Fee	550.00	625.00	5,750.00	4,375.00	7,500.00
516 · Privilege License Money	0.00	0.00	0.00	20,000.00	20,000.00
517 · Interest Inc - checking	17.34		122.51	0.00	0.00
518 · Parental Sedation Permit Fee	200.00		5,200.00	10,000.00	10,000.00
519 · Anesthesia Permit	0.00		12,400.00	25,000.00	25,000.00
521 · Other Income	0.00	41.66	0.00	291.70	500.00
525 · Dent Hyg Bd Appl	0.00	583.33	0.00	4,083.35	7,000.00
526 · ADHP Materials	900.00	15,000.00	1,800.00	30,000.00	45,000.00
527-1 · Administrative Costs	0.00	166.66	0.00	1,166.70	2,000.00
527-3 · Administrative Fines	500.00		500.00		
527 · Disciplinary Fines (Prior)	2,977.08		56,104.16		
528 · Initial Anesthesia Evaluation	900.00	1,000.00	14,400.00	7,000.00	12,000.00
529 · OCS Annual Reg. Fee	0.00		9,650.00	21,000.00	21,000.00
530 · Licensure By Credentials	5,000.00	2,500.00	29,000.00	17,500.00	30,000.00
531 · RETURNED CHECK CHARGES	0.00	83.33	510.00	583.35	1,000.00
533 · Dental Lic. Bd Exam Application	1,600.00	1,166.66	4,800.00	8,166.70	14,000.00
540 · Special Purpose Dental Lic Fee	450.00	416.66	450.00	2,916.70	5,000.00

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	<u>Apr 15</u>	<u>Budget</u>	<u>Oct '14 - Apr 15</u>	<u>YTD Budget</u>	<u>Annual Budget</u>
545 · Special Purpose Hygiene Lic Fee	0.00	66.66	195.00	466.70	800.00
617 · MDF Permits	500.00		500.00	6,000.00	6,000.00
800 · 800-OVERPAYMENTS	0.00		45.10		
Total Income	20,875.42	53,733.26	652,774.77	1,271,367.01	1,366,700.00
Gross Profit	20,875.42	53,733.26	652,774.77	1,271,367.01	1,366,700.00
Expense					
0100-0 · Personnel Costs	38,292.90	37,083.33	265,096.59	259,583.35	445,000.00
0114-0 · Board Member Compensation	3,800.00	8,333.33	43,950.00	58,333.35	100,000.00
0198-0 · Bonus	1,000.00		3,200.00	2,200.00	2,200.00
0201-0 · Payroll Expenses	-253.67	4,000.00	34,314.04	28,000.00	48,000.00
0202-0 · Pension Plan	-2,402.51	0.00	44,941.23	43,500.00	43,500.00
0203-0 · Medical Insurance	3,466.95	3,750.00	27,957.50	26,250.00	45,000.00
0204-0 · Workman Comp. Ins.	0.00	0.00	20,455.00	8,500.00	8,500.00
0205 · Unemployment Fees	0.00	41.66	0.00	291.70	500.00
0300-0 · Travel - In-State	1,289.00	2,250.00	13,289.39	15,750.00	27,000.00
0400-0 · Travel - Out-of-State	671.64	2,291.66	11,560.08	16,041.70	27,500.00
0500-0 · Repairs & Maintenance	218.52	225.00	1,748.16	1,575.00	2,700.00
0600-1 · Rentals & Leases/Offsite Meetin	0.00	41.66	0.00	291.70	500.00
0602-1 · Rent on Building	7,599.81	7,500.00	53,198.67	52,500.00	90,000.00
0700-0 · Utilities & Communications					
0700-1 · Utilities - Telephone	0.00	708.33	6,039.93	4,958.35	8,500.00
0700-2 · Utilities - Cell Phone	0.00	41.66	246.77	291.70	500.00
0700-3 · Utilities - Power	0.00	625.00	5,983.72	4,375.00	7,500.00
Total 0700-0 · Utilities & Communications	0.00	1,374.99	12,270.42	9,625.05	16,500.00
0800-0 · Professional Services	8,377.50	11,666.66	90,177.41	81,666.70	140,000.00
0800-1 · Membership Dues & Subscriptions	138.00	875.00	3,057.00	6,125.00	10,500.00
0801-0 · Board Attorney Fees	0.00	10,833.33	39,061.13	75,833.35	130,000.00
0840-0 · CONSULTANTS	5,000.00	4,000.00	35,000.00	28,000.00	48,000.00
0899-1 · Evaluator Fees	0.00	333.33	1,350.00	2,333.35	4,000.00

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	<u>Apr 15</u>	<u>Budget</u>	<u>Oct '14 - Apr 15</u>	<u>YTD Budget</u>	<u>Annual Budget</u>
0899-2 · Hearing Officer Fees	0.00	833.33	5,580.00	5,833.35	10,000.00
0899-6 · A.D.H.P. Materials & Supplies	0.00	125.00	116.00	875.00	1,500.00
0900-0 · Office Expense	162.07	833.33	4,463.52	5,833.35	10,000.00
0900-1 · Recycle / Paper Disposal	87.35	125.00	715.97	875.00	1,500.00
0902-0 · NPDB HIPDB License Background	18.00	41.66	22.75	291.70	500.00
0906-0 · Printing & Supplies	0.00	250.00	0.00	1,750.00	3,000.00
0910-0 · Postage	74.82	833.33	8,591.26	5,833.35	10,000.00
0924-0 · Insurance	0.00		9,688.75	9,500.00	9,500.00
0944 · Computer Expenses					
0944-0 · Computer Updates	0.00	2,500.00	0.00	17,500.00	30,000.00
0944-1 · Computer Support	3,673.15	5,416.66	17,396.67	37,916.70	65,000.00
Total 0944 · Computer Expenses	<u>3,673.15</u>	<u>7,916.66</u>	<u>17,396.67</u>	<u>55,416.70</u>	<u>95,000.00</u>
0951-0 · NSF	9.00	500.00	184.00	3,500.00	6,000.00
0999-0 · MISC.	0.00	83.33	691.01	583.35	1,000.00
1000-0 · Auto Expense	0.00	41.66	36.00	291.70	500.00
1000-1 · Vehicle Repairs & Maint.	92.38	83.33	162.76	583.35	1,000.00
1000-2 · Vehicle Fuel	0.00	291.66	1,310.79	2,041.70	3,500.00
1400-0 · Equipment					
0600-3 · Equipment Rental/Lease	1,641.03	1,250.00	9,053.08	8,750.00	15,000.00
Total 1400-0 · Equipment	<u>1,641.03</u>	<u>1,250.00</u>	<u>9,053.08</u>	<u>8,750.00</u>	<u>15,000.00</u>
6950 · Bank & CC Service Fees	192.24	833.33	11,755.94	5,833.35	10,000.00
Total Expense	<u>73,148.18</u>	<u>108,641.57</u>	<u>770,395.12</u>	<u>824,192.15</u>	<u>1,367,400.00</u>
Net Ordinary Income	-52,272.76	-54,908.31	-117,620.35	447,174.86	-700.00
Other Income/Expense					
Other Income					
524 · NSF Checks	-75.00		-3,280.00		
527-2 · ADPWC - Monitoring Fee	129.58		10,466.64		

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560 · Online Renewals	0.00		-1,225.00		
Total Other Income	<u>54.58</u>		<u>5,961.64</u>		
Net Other Income	<u>54.58</u>		<u>5,961.64</u>		
Net Income	<u><u>-52,218.18</u></u>	<u><u>-54,908.31</u></u>	<u><u>-111,658.71</u></u>	<u><u>447,174.86</u></u>	<u><u>-700.00</u></u>