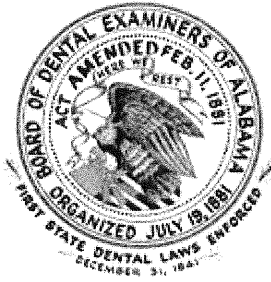


Adolphus M. Jackson, DMD
President
T. Gerald Walker, DMD
Vice-President
Douglas Beckham, DMD
Secretary/Treasurer
Stephen R. Stricklin, DMD
Mark R. McIlwain, DMD, MD
Kevin M. Sims, DMD, MS
Sherry S. Campbell, RDH



J. Matthew Hart, JD
Executive Director

Donna L. Dixon, DMD, MA, JD
Prosecuting Attorney

BOARD OF DENTAL EXAMINERS OF ALABAMA
5346 Stadium Trace Parkway, Ste. 112
Hoover, AL 35244-4583
Phone (205) 985-7267
Fax (205) 985-0674

MINUTES
BOARD MEETING
November 2-3, 2017

The Board of Dental Examiners of Alabama met Thursday, November 2, 2017, at the Board Office in Hoover, Alabama to conduct business.

The President called the meeting to order at 6:02 p.m. with the following members in attendance: Dr. Adolphus M. Jackson, President, Dr. Thomas Gerald Walker, Vice President, Dr. Douglas Beckham, Secretary/Treasurer, Stephen R. Stricklin, Dr. Mark R. McIlwain, Dr. Kevin M. Sims, and Ms. Sherry Skinner Campbell, RDH. Also in attendance were Mr. Matt Hart, Esq., Executive Director, Dr. Donna Dixon, Esq., Prosecuting Attorney, Mr. Blake Strickland, Investigator, Mr. Kevin Lane, Paralegal, 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 website, 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 the October 5-6, 2017 meeting. Dr. McIlwain moved to approve the minutes as presented. Dr. Stricklin seconded the motion and it was approved by general consent.

Dr. Beckham presented the Financial Report. Dr. Walker moved to approve the report as presented. Ms. Campbell seconded the motion and it was approved by general consent.

Mr. Hart distributed a report of outstanding debts owed by licensees.

There were 12-15 active licensees who have outstanding fees/fines; some outstanding for many years; six have paid their debt in full. Two licensees have asked for payment plans and sent their detailed arrangements. Dr. Stricklin moved to accept the payment plans sent by two licensees who owe large sums. Dr. Sims seconded the motion and it was approved by general consent.

The President called on Mr. Steve Windom who presented the Legislative Report.

Mr. Windom updated members on his plan to get a sponsor for passing the proposed bill. He provided an overview of the current political landscape in Montgomery and what is anticipated for the next legislative session. The President thanked Mr. Windom on behalf of the Board for his hard work.

Dr. Jackson, Dr. McIlwain, Ms. Campbell, and Mr. Hart attended the 134th Annual AADB meeting in Atlanta. They reported on the decisions and discussions made at the meeting: anesthesia, specialty recognition, and prescribing opioids, among other issues. Members of the AADB voted down holding the next meeting in Honolulu in conjunction with the ADA Annual Meeting; other sites are being considered.

Dr. Beckham brought up the fact that he received many emails regarding board member election. He proposed limiting a candidate's communication with fellow licensees. Members agreed that this could create potential legal issues.

Dr. Walker suggested denying acceptance of any regional exam for initial licensing that doesn't test in Alabama. Currently only CITA, CRDTS and SRTA test in Alabama. After discussion the subject was tabled to a future meeting when Dr. Walker plans to present more facts.

The request for proposals for licensing software closed October 15. Two proposals were received: ECLAT and IGov Solutions. Mr. Hart distributed a summary of each proposal with costs and services offered. After much discussion, Dr. Stricklin moved to accept the IGov proposal that includes owning the source code. Dr. Walker seconded the motion and it was approved by general consent.

The Governor's Opioid Overdose and Addiction Council has asked for basic demographic information on licensees who have been disciplined for impairment in order to collect data on the subject. Mr. Hart recommends that the Board provide the information. Dr. McIlwain moved to supply the Governor's task force with the information they are requesting. Dr. Beckham seconded the motion and it was approved by general consent.

Mr. Hart distributed proposed changes to the flowchart for Wellness protocol. The proposal offers an option for two *team leaders*, along with Dr. Garver, to determine whether a licensee should be required to undergo a professional evaluation for impairment. The two team members would be assigned to review all wellness issues which would allow them to gain experience on the subject-matter. After discussion, the proposal was tabled until the continuation of the meeting on Friday.

Mr. Hart presented the report from the Legislative Committee. Dr. Beckham moved to file Notice to Amend Rule 270-X-2.17 to accept the changes proposed by Dr. Koslin and to require the use of capnography, where feasible, when general anesthesia and/or parenteral sedation is utilized in dental procedures. Dr. Stricklin seconded the motion and it was approved by general consent with the hygiene member abstaining from the vote.

At 8:16 Dr. Jackson recessed the meeting until 8:30 a.m. Friday November 3.

MINUTES
BOARD MEETING
Friday November 3, 2017

The Board of Dental Examiners of Alabama met Friday, November 3, 2017, at the Board Office in Hoover, Alabama to conduct business.

The President called the meeting to order at 8:35 a.m. with the following members in attendance: Dr. Adolphus M. Jackson, President, Dr. Douglas Beckham, Secretary/Treasurer, Stephen R. Stricklin, Dr. Mark R. McIlwain, Dr. Kevin M. Sims, and Ms. Sherry Skinner Campbell, RDH. Also in attendance were Mr. Matt Hart, Esq., Executive Director, Dr. Donna Dixon, Esq., Prosecuting Attorney, Mr. Blake Strickland, Investigator, Mr. Kevin Lane, Paralegal, 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 website, 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 recognized guest, Mr. Keith Arendall of LAH Realty and invited him to address the Board. Mr. Arendall answered members' questions about searching for a building for the Board to purchase for office space. After discussions and questions, Mr. Arendall left the meeting.

Dr. Garver presented the Wellness Committee Report.

He reported on active participants in the Wellness Program as well as those who have completed their plan. Dr. Garver advocated for an amendment to Dr. James Deatherage's Consent Order to remove him from monitoring since he has been exemplary and clean for many years. Dr. McIlwain moved to amend Dr. Deatherage's Consent Order to remove the necessity to continue to be monitored. Dr. Beckham seconded the motion and it was approved by general consent with the hygiene member abstaining from the vote.

Dr. Garver discussed the *rule-out diagnosis* by Bradford, which is not conclusive for a licensee, and read recommendations given by Bradford for the Respondent of case #2017-81. Dr. McIlwain moved to notice the Respondent of case #2017-81 for a hearing. Dr. Sims seconded the motion. After discussion, it was approved by general consent with the case team leader and hygiene member abstaining from the vote. This concluded Dr. Garver's report.

Dr. Walker, Vice President, joined the meeting.

Mr. Hart again presented the proposed flow chart for Wellness protocol. Dr. Stricklin moved to approve the protocol. Dr. Sims seconded the motion and it was approved by general consent.

Ms. Hilda Johnson was invited to present the ADHP report.

The October session was cancelled because of inclement weather. Class will be held this weekend.

Ms. Johnson was told by Snoozy's Bookstore that they would no longer be selling typodonts and instruments for the ADHP. Members discussed that the ADHP would likely have to provide the typodonts and instruments and raise tuition in order to cover costs. Ms. Johnson will research the cost of typodonts and instruments and present to members so they can adjust tuition for the 2018-19 program.

Ms. Johnson has been in contact with a pharmacist who is interested in providing the lecture on pharmacology.

Instructor Certification classes for the 2018-19 ADHP will be held during UAB Alumni weekend at the Winfrey Hotel on Sunday Feb. 4, at 10:00; at the ALDA meeting in Perdido on Saturday June 9 at 10:00 a.m., and at the 8th District Meeting in Florence in April, date and time TBD. All dentists will be emailed this information as soon as the dates are confirmed.

Ms. Johnson asked for the Board's decision on a student who passed the ADHP in 2013 but failed the comprehensive exam and then failed the retake. He was approved to take the comps again but did not show. He is now asking to retake the exam only and apply for licensure. After discussion, members agreed that because of the length of time involved, the applicant must re-enter and complete the 2018-19 ADHP, and then retake the clinical, comprehensive, and jurisprudence exams. Ms. Johnson will notify the applicant.

Dr. Jackson announced a break at 9:58 a.m. for Board photographs to be taken. The meeting resumed at 10:20 a.m.

Dr. Beckham moved to approve Dental Licensure by Regional Exam based on successful completion of the jurisprudence exam for the following applicants. Dr. Sims seconded the motion and it was approved by general consent with the hygiene member abstaining from the vote.

- Jason Olaivar, DMD
- Reid Owens, DDS
- Travis Weimer, DDS

Dr. Sims moved to approve Dental Licensure by Credentials based on successful completion of the jurisprudence exam for the following applicants. Dr. Stricklin seconded the motion and it was approved by general consent with the hygiene member abstaining from the vote.

- Matthew Darbro, DDS
- Ashley Kidd, DMD
- Allison O'Brien, DMD

Ms. Campbell moved to approve Dental Hygiene Licensure by Regional Exam based on successful completion of the jurisprudence exam for the following applicants. Dr. Beckham seconded the motion and it was approved by general consent.

- Keri Eddings, RDH
- Amber Hronchek, RDH
- Christian Niece, RDH
- Chelsie Owens, RDH
- Kynesha Underwood, RDH
- Virginia Yates, RDH

Mr. Blake Strickland presented the Site Inspection Report. UAB has added another clinic, an additional location of Quality of Life Health Clinic, which brings the total number of clinics to be inspected each year to 39. All 39 have been inspected and passed. This concluded his report.

Mr. Hart presented the Real Estate Committee report. Three properties have been viewed so far and information on each was provided to Board Members. Mr. Arendall continues his search for properties which the Board might be interested in.

Dr. Dixon presented the Attorney Report. She updated members on current civil cases.

Dr. Douglas Beckham moved to notice the Respondent of case #2017-91 for a hearing. Dr. Walker seconded the motion and it was approved by general consent with the case team leader abstaining from the vote.

Dr. Beckham moved to notice the Respondents of the following cases for a hearing: #2017-92, #2017-106, #2017-93, and #2017-107. Dr. Walker seconded the motion and it was approved by general consent with the case team leader and hygiene member abstaining from the vote.

Dr. Stricklin moved to notice the Respondent of case #2017-94 for a hearing. Dr. McIlwain seconded the motion and it was approved by general consent with the case team leader abstaining from the vote.

Dr. Stricklin moved to notice case #2017-95 for a hearing. Dr. McIlwain seconded the motion and it was approved by general consent with the case team leader and hygiene member abstaining from the vote.

Dr. Beckham moved to notice the Respondent of case #2017-67 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.

Dr. Walker moved to notice the Respondent of case #2017-102 for a hearing. Dr. Sims seconded the motion and it was approved by general consent with the case team leader and hygiene member abstaining from the vote.

Dr. Stricklin moved to notice the Respondent of case #2017-96 for a hearing. Dr. Sims seconded the motion and it was approved by general consent with the case team leader and hygiene member abstaining from the vote.

Dr. McIlwain moved to notice the Respondent of case #2017-103 for a hearing. Dr. Stricklin seconded the motion and it was approved by general consent with the case team leader and hygiene member abstaining from the vote.

Dr. Walker moved to notice the Respondent of case #2017-97 for a hearing. Dr. Beckham seconded the motion and it was approved by general consent with the case team leader and hygiene member abstaining from the vote.

Mr. Hart presented the Executive Director Report.

To date, 7,260 renewals out of 9,488 possible eligible licenses/permits have been received; 4,787 have been processed; receipts from renewals to date \$853,000.

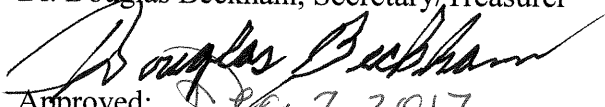
Mr. Matt Hart will inform IGov of the Board's selection for database software and get the process started.

Mr. Hart, Dr. Beckham, Ms. Campbell, and Dr. Dixon attended Board Member training in Montgomery hosted by the Alabama Association of Regulatory Boards. The training was very beneficial to all who attended.

At 11:50 a.m. Dr. Walker moved to adjourn the meeting. Dr. Beckham seconded the motion and it was approved by general consent.

Respectfully Submitted,

Dr. Douglas Beckham, Secretary/Treasurer


Approved: Dec. 7, 2017

Submitted by: Linda Dlugosz

BOARD OF DENTAL EXAMINERS OF ALABAMA
Profit & Loss Budget Performance

Sept 2017 for Nov 2017 Meeting
Balance as of 9/30/2017
Checking: \$1,759,157.40
MM: \$301,671.39

September 2017

	Sept 17	Budget	Oct '16 - Sep 17	YTD Budget	Annual Budget
Ordinary Income/Expense					
Income					
501 · Annual Dental Registration	330,000.00		825,382.50	513,000.00	513,000.00
502 · Annual Hygiene Registration	162,370.00		428,285.00	277,375.00	277,375.00
503 · Controlled Substance Fee	159,325.00		404,830.00	261,375.00	261,375.00
504 · Annual Teaching Permits	3,300.00		9,450.00	5,500.00	5,500.00
505 · ADHP Certification	0.00	0.00	11,175.00	12,000.00	12,000.00
507 · Drug Log Books	0.00	45.83	70.00	550.00	550.00
508 · ADHP	0.00	0.00	91,675.00	85,000.00	85,000.00
509 · Dental Exam Fee	300.00	666.66	8,900.00	8,000.00	8,000.00
510 · Original License Fee	175.00	333.33	3,925.00	4,000.00	4,000.00
511 · Licenses Reprint Fee	75.00	166.66	1,100.00	2,000.00	2,000.00
512 · Dental Hygiene Exam Fee	800.00	1,250.00	16,875.00	15,000.00	15,000.00
513 · Directory Fee	0.02	325.00	50.02	3,900.00	3,900.00
515 · Penalty Fee	300.00	1,250.00	21,650.00	15,000.00	15,000.00
516 · Privilege License Money	0.00	0.00	0.00	20,000.00	20,000.00
517 · Interest Inc - checking	4.95	16.66	64.12	200.00	200.00
518 · Parental Sedation Permit Fee	7,600.00	833.33	10,800.00	10,000.00	10,000.00
519 · Anesthesia Permit	18,000.00	2,500.00	44,800.00	30,000.00	30,000.00
521 · Other Income	0.00	41.66	1,632.79	500.00	500.00
523 · ADHP Appl Fee	0.00		25.00		
525 · Dent Hyg Bd Appl	0.00	583.33	6,950.00	7,000.00	7,000.00
526 · ADHP Materials	0.00	0.00	43,850.00	45,000.00	45,000.00
527-1 · Administrative Costs	0.00	416.66	0.00	5,000.00	5,000.00
527-3 · Administrative Fines	0.00		8,705.00		
527 · Disciplinary Fines (Prior)	12,947.00		146,113.50		
528 · Initial Anesthesia Evaluation	2,700.00	1,333.33	27,000.00	16,000.00	16,000.00
529 · OCS Annual Reg. Fee	13,000.00		33,400.00	21,000.00	21,000.00
530 · Licensure By Credentials	2,000.00	3,333.33	68,000.00	40,000.00	40,000.00
531 · RETURNED CHECK CHARGES	30.00	83.33	180.00	1,000.00	1,000.00
532 · OCS Initial App. Fee	100.00		1,000.00		
533 · Dental Lic. Bd Exam Application	600.00	1,250.00	17,700.00	15,000.00	15,000.00

BOARD OF DENTAL EXAMINERS OF ALABAMA
Profit & Loss Budget Performance
September 2017

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	Sep 17	Budget	Oct '16 - Sep 17	YTD Budget	Annual Budget
540 · Special Purpose Dental Lic Fee	0.00	83.33	750.00	1,000.00	1,000.00
545 · Special Purpose Hygiene Lic Fee	0.00	66.66	1,170.00	800.00	800.00
617 · MDF Permits	0.00	333.33	7,500.00	4,000.00	4,000.00
800 · 800-OVERPAYMENTS	1,737.00		1,737.00		
Total Income	715,363.97	14,912.43	2,244,744.93	1,419,200.00	1,419,200.00
Gross Profit	715,363.97	14,912.43	2,244,744.93	1,419,200.00	1,419,200.00
Expense					
Refund	0.00		-1.25		
0100-0 · Personnel Costs	42,222.00	39,833.33	505,587.50	478,000.00	478,000.00 New Hires
0114-0 · Board Member Compensation	8,200.00	8,333.33	87,375.00	100,000.00	100,000.00
0198-0 · Bonus	0.00		2,600.00	3,500.00	3,500.00
0201-0 · Payroll Expenses	3,859.04	4,166.66	46,124.14	50,000.00	50,000.00
0202-0 · Pension Plan	0.00	0.00	60,779.24	75,000.00	75,000.00
0203-0 · Medical Insurance	8,678.17	3,833.33	72,458.02	46,000.00	46,000.00 New Hires
0204-0 · Workman Comp. Ins.	0.00	0.00	5,154.00	16,000.00	16,000.00
0205 · Unemployment Fees	0.00	41.66	50.00	500.00	500.00
0300-0 · Travel - In-State	921.53	2,250.00	19,715.11	27,000.00	27,000.00
0400-0 · Travel - Out-of-State	45.51	2,291.66	20,392.83	27,500.00	27,500.00
0500-0 · Repairs & Maintenance	218.52	225.00	8,578.45	2,700.00	2,700.00
0600-1 · Rentals & Leases/Offsite Meetin	0.00	83.33	0.00	1,000.00	1,000.00
0602-1 · Rent on Building	0.00	8,166.66	96,502.24	98,000.00	98,000.00
0700-0 · Utilities & Communications					
0700-1 · Utilities - Telephone	666.97	708.33	10,740.79	8,500.00	8,500.00
0700-2 · Utilities - Cell Phone	0.00	41.66	0.00	500.00	500.00
0700-3 · Utilities - Power	0.00	708.33	7,920.19	8,500.00	8,500.00
0700-4 · Utilities - Internet	375.00		1,594.00		
Total 0700-0 · Utilities & Communications	1,041.97	1,458.32	20,254.98	17,500.00	17,500.00
0800-0 · Professional Services	12,185.40	13,583.33	179,759.79	163,000.00	163,000.00
0800-1 · Membership Dues & Subscriptions	1,227.00	416.66	19,856.54	5,000.00	5,000.00 AADADMIN
0801-0 · Board Attorney Fees					
0801-1 · Attorney General's Office	0.00		5,342.06		
0801-0 · Board Attorney Fees - Other	0.00	4,166.66	0.00	50,000.00	50,000.00

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Total 0801-0 · Board Attorney Fees	0.00	4,166.66	5,342.06	50,000.00	50,000.00
0840-0 · CONSULTANTS	0.00	5,000.00	60,000.00	60,000.00	60,000.00
0899-1 · Evaluator Fees	1,350.00	333.33	9,704.96	4,000.00	4,000.00
0899-2 · Hearing Officer Fees	0.00	666.66	1,704.00	8,000.00	8,000.00
0899-6 · A.D.H.P. Materials & Supplies	0.00	125.00	5,024.77	1,500.00	1,500.00
0900-0 · Office Expense	799.90	833.33	12,446.91	10,000.00	10,000.00
0900-1 · Recycle / Paper Disposal	50.00	83.33	614.00	1,000.00	1,000.00
0902-0 · NPDB HIPDB License Background	16.00	41.66	225.00	500.00	500.00
0906-0 · Printing & Supplies	0.00	83.33	1,216.00	1,000.00	1,000.00
0910-0 · Postage	1,000.00	833.33	8,301.99	10,000.00	10,000.00 Renewals
0924-0 · Insurance	0.00	10,000.00	9,831.00	10,000.00	10,000.00
0944 · Computer Expenses					
0944-0 · Computer Updates	0.00	2,500.00	4,211.58	30,000.00	30,000.00
0944-1 · Computer Support	2,239.63	5,416.66	72,343.70	65,000.00	65,000.00
0944 · Computer Expenses - Other	170.00		510.00		
Total 0944 · Computer Expenses	2,409.63	7,916.66	77,065.28	95,000.00	95,000.00
0950-0 · Penalty	0.00		173.62		
0951-0 · NSF	2,509.00	41.66	2,536.00	500.00	500.00
0999-0 · MISC.	0.00	83.33	1,212.12	1,000.00	1,000.00
1000-0 · Auto Expense	0.00	2,083.33	1,765.92	25,000.00	25,000.00
1000-1 · Vehicle Repairs & Maint.	50.41	83.33	561.97	1,000.00	1,000.00
1000-2 · Vehicle Fuel	231.27	250.00	2,835.29	3,000.00	3,000.00
1400-0 · Equipment					
0600-3 · Equipment Rental/Lease	727.63	1,250.00	13,326.36	15,000.00	15,000.00
Total 1400-0 · Equipment	727.63	1,250.00	13,326.36	15,000.00	15,000.00
6950 · Bank & CC Service Fees	179.33	1,000.00	42,630.03	12,000.00	12,000.00
Total Expense	87,922.31	119,558.21	1,401,703.87	1,419,200.00	1,419,200.00
Net Ordinary Income	627,441.66	-104,645.78	843,041.06	0.00	0.00
Other Income/Expense					
Other Income					
524 · NSF Checks	65.00		250.00		
527-2 · ADPWC - Monitoring Fee	1,865.00		19,442.68		

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September 2017

	Sep 17	Budget	Oct '16 - Sep 17	YTD Budget	Annual Budget
560 · Online Renewals	0.00		13,478.72		
Total Other Income	1,930.00		33,171.40		
Net Other Income	1,930.00		33,171.40		
Net Income	<u>629,371.66</u>	<u>-104,645.78</u>	<u>876,212.46</u>	<u>0.00</u>	<u>0.00</u>