

Mark R. McIlwain, DMD, MD  
*President*  
Kevin M. Sims, DMD, MS  
*Vice-President*  
Bruce E. Cunningham, DMD  
*Secretary/Treasurer*  
Marshall A. Williams, DDS  
Roberto V. Pischek, DMD  
Dr. Melodie Anderson Jones, DMD  
Sandra Kay Alexander, RDH



Bradley W. Edmonds, JD, MBA, MS  
*Executive Director*

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

## BOARD OF DENTAL EXAMINERS OF ALABAMA

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### MINUTES BOARD MEETING April 1, 2021

The Board of Dental Examiners of Alabama met Thursday, April 1, 2021 via video conference.

The President called the meeting to order at 6:00 P.M. with the following members in attendance: Dr. Mark R. McIlwain, President; Dr. Kevin M. Sims, Vice President; Dr. Bruce E. Cunningham, Secretary/Treasurer; Dr. Marshall A. Williams; Dr. Roberto V. Pischek; Dr. Melodie A. Jones; and Ms. Sandra Kay Alexander, RDH. Also in attendance were Bradley W. Edmonds, Esq., Executive Director; Dr. Donna L. Dixon, Esq., Prosecuting Counsel; Mr. Kevin Lane, Compliance Director; Blake Strickland, Investigator; Gina Latham, RDH, ADHP Coordinator; Sonya Lankford, Business Manager; Linda Dlugosz, Licensing Clerk; Dr. Mike Garver, Director of the Alabama Dental Professionals' Wellness Committee; and Ragan Ingram, consultant.

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

The meeting was advertised on the Board's website, [www.dentalboard.org](http://www.dentalboard.org), and on the Secretary of State's website, [www.sos.alabama.gov](http://www.sos.alabama.gov), in compliance with the Alabama Open Meetings Act.

The President asked for review of the minutes from the March 4, 2021 meeting. One error was noted. Dr. Jones moved to approve the minutes with one correction. Dr. Williams seconded the motion and it was approved by unanimous consent.

Dr. Cunningham presented the Financial Report. The Report was accepted as presented.

Ragan Ingram presented the Legislative Report. At the conclusion of the report, he left the meeting.

Dr. McIlwain invited Dr. Thomas (Gerry) Walker to address the Board. Dr. Walker asked how the board plans to advise dentists on protocol when the Governor removes the mask requirement so that he can advise his colleagues.

Dr. Mike Garver presented the Wellness Report. At the conclusion of the report, Dr. Garver left the meeting.

At 6:22 P.M. Dr. Jones moved to enter Executive Session for the discussion of the general reputation, character, and/or professional competence of licensees and return to public session at 6:45 P.M. Dr. Williams seconded the motion and the President called for the vote: Dr. Williams, yea, Dr. Jones, yea, Dr. Sims, yea,

Dr. Cunningham, yea, Dr. McIlwain, yea, Dr. Pischek, yea, Ms. Alexander, yea. The motion carried. At 6:41 P.M. the Board retired from Executive Session.

Dr. McIlwain discussed the status of COVID-19 around the country. Members discussed protocols that might no longer be necessary. Mr. Edmonds suggested calling an emergency meeting as soon as the Governor announces the new state-wide protocol.

Dr. Jones moved to hold a meeting June 5 at 2:00 P.M. to approve dental license applications for graduating dental students. Dr. Pischek seconded the motion and it was approved by unanimous consent. The meeting will be posted as required by the Open Meetings Act.

Members reviewed a request to approve a CE course for sensory processing disorders. Dr. Dixon explained that the focus of the course is for dentists to learn how to help children feel comfortable. Dr. Cunningham moved to approve the CE course. Dr. Williams seconded the motion and it was approved by unanimous consent.

Dr. Cunningham reported on his attendance at the SRTA exam. He and Dr. Williams attended to observe. Dr. Williams, Dr. Jones, and 2 former board members were co-chiefs for the CITA Hygiene exam; Ms. Alexander was the administrator.

Ms. Latham presented the ADHP Report. Students will take their comprehensive and jurisprudence exams in person at the Wynfrey Hotel on May 8, 2021. There will not be time to hold a formal graduation ceremony as has been done in the past.

Dr. Pischek recommended approval of Dental License applications by Regional Exam as listed on the agenda, after successful completion of the jurisprudence exam. Dr. Jones moved to approve the following applications. Dr. Sims seconded the motion and it was approved by unanimous consent with the hygiene member abstaining from the vote.

- Robert Chauncey, DMD
- Kyle Murdock, DMD
- Maggie Grissom, DMD
- Blake Vidrine, DDS

Dr. Williams recommended approval of Dental License applications by Credentials as listed on the agenda after successful completion of the jurisprudence exam. Dr. Sims moved to approve the following applications. Dr. Jones seconded the motion and it was approved by unanimous consent with the hygiene member abstaining from the vote.

- Ashley Boling, DDS
- Dhaval Shah, DDS
- Chantel Everett, DMD

Ms. Alexander recommended approval of Dental Hygiene License application by Regional Exam for Samantha Smith, RDH after successful completion of the jurisprudence exam. Dr. Williams moved to approve the application. Dr. Sims seconded the motion and it was approved by unanimous consent.

Ms. Alexander recommended approval of Dental Hygiene License applications by Credentials as listed on the agenda after successful completion of the jurisprudence exam. Dr. Sims moved to approve the following applications. Dr. Williams seconded the motion and it was approved by unanimous consent.

- Christy Coogle, RDH
- Kimberly Curtis, RDH
- Ivonne Norris, RDH

Ms. Alexander recommended approval of Dental Hygiene Infiltration/Anesthesia permit for Whitney Tarkington, RDH. Dr. Sims moved to approve the application. Dr. Williams seconded the motion and it was approved by unanimous consent.

Mr. Strickland presented the Inspection Report. A recent inspection was completed successfully. Mr. Strickland advised the Board that his annual clinic inspections will soon be scheduled. This concluded the Report.

Dr. Williams moved to assess non-disciplinary penalties of \$250.00 for late dental hygiene renewals for the following cases: 2021-17, -19, -21, and -24. Dr. Sims seconded the motion and it was approved by unanimous consent with the case team leader abstaining from the vote.

Dr. Sims moved to assess non-disciplinary penalties of \$500.00 for the following cases of dentists who allowed their dental hygienists to practice after expiration of their licenses: 2021-18, -20, -22, -23, and -25. Dr. Pischek seconded the motion and it was approved by unanimous consent with the case team leader and hygiene member abstaining from the vote.

Dr. Williams moved to assess a non-disciplinary penalty of \$500.00 for the dentist of case 2021-12 who practiced general anesthesia after failing to renew the permit. Dr. Cunningham seconded the motion and it was approved by unanimous consent with the case team leader and hygiene member abstaining from the vote.

Dr. Pischek moved to assess a non-disciplinary penalty of \$500.00 to the dentist of case 2021-16 for practice after non-renewal of dental license. Dr. Sims seconded the motion and it was approved by unanimous consent with the case team leader and hygiene member abstaining from the vote.

Dr. Williams moved to assess a non-disciplinary penalty of \$500.00 to the dentists of cases 2021-32 and -33 who wrote controlled substance prescriptions after non-renewal of the permit. Dr. Cunningham seconded the motion and it was approved by unanimous consent with the case team leader and hygiene member abstaining from the vote.

Dr. Sims moved to notice the Respondent of case 2021-13 for a hearing. Dr. Cunningham seconded the motion and it was approved by unanimous consent with the case team leader and hygiene member abstaining from the vote.

Dr. Williams moved that case 2021-06 has no evidence to sustain. Dr. Sims seconded the motion and it was approved by unanimous consent with the case team leader and hygiene member abstaining from the vote.

Dr. Jones moved that case 2020-77 has no evidence to sustain. Dr. Pischek seconded the motion and it was approved by unanimous consent with the case team leader and hygiene member abstaining from the vote.

Dr. Cunningham moved that case 2020-67 has no evidence to sustain. Dr. Jones seconded the motion and it was approved by unanimous consent with the case team leader and hygiene member abstaining from the vote.

Dr. Williams moved that case 2020-72 has no evidence to sustain. Dr. Sims seconded the motion and it was approved by unanimous consent with the case team leader and hygiene member abstaining from the vote.

Dr. Williams moved to notice the Respondent of case 2021-05 for a hearing. Dr. Jones seconded the motion and it was approved by unanimous consent with the case team leader and hygiene member abstaining from the vote.

Mr. Edmonds presented the Executive Director Report.

Dr. Dixon presented the Attorney Report. She updated members on cases in circuit court at this time.

At 7:52 P.M. Dr. Sims moved to adjourn the meeting. Dr. Jones seconded the motion and it was approved by unanimous consent.

Respectfully Submitted,

A handwritten signature in cursive script that reads "Bruce E. Cunningham".

Dr. Bruce Cunningham, Secretary/Treasurer

Approved: May 13, 2021

Submitted by: Linda Dlugosz

**BOARD OF DENTAL EXAMINERS OF ALABAMA**  
**Profit & Loss Budget Performance**  
February 2021

Feb 2021 for April 2021  
Balance as of 02/28/2021  
Checking: \$1,433,367.55  
MM: \$391,561.19

	<u>Feb 21</u>	<u>Budget</u>	<u>Oct '20 - Feb 21</u>	<u>YTD Budget</u>	<u>Annual Budget</u>	<u>Variance</u>
<b>Ordinary Income/Expense</b>						
<b>Income</b>						
501 · Annual Dental Registration	275.00	0.00	672,795.00	708,675.00	708,675.00	
502 · Annual Hygiene Registration	455.00	0.00	270,600.00	284,375.00	284,375.00	
503 · Controlled Substance Fee	490.00	0.00	250,165.00	246,100.00	246,100.00	
504 · Annual Teaching Permits	0.00	0.00	5,600.00	7,000.00	7,000.00	
505 · ADHP Certification	8,550.00	0.00	8,550.00	0.00	15,000.00	
508 · ADHP	0.00	0.00	-675.00	0.00	135,000.00	
509 · Dental Exam Fee	300.00	750.00	1,500.00	3,750.00	9,000.00	
510 · Original License Fee	75.00	322.92	800.00	1,614.60	3,875.00	
511 · Licenses Reprint Fee	75.00	41.66	400.00	208.30	500.00	
512 · Dental Hygiene Exam Fee	0.00	416.66	3,600.00	2,083.30	5,000.00	
515 · Penalty Fee	1,050.00	583.33	4,800.00	2,916.65	7,000.00	
516 · Privilege License Money	0.00	0.00	0.00	0.00	20,000.00	
517 · Interest Inc - checking	6.01	16.67	32.40	83.35	200.00	
518 · Parental Sedation Permit Fee	1,200.00	1,166.66	11,400.00	5,833.30	14,000.00	
519 · Anesthesia Permit	250.00	4,354.16	50,550.00	21,770.80	52,250.00	
520 · Refunds	297.99		297.99			
521 · Other Income	0.00	41.67	1,269.42	208.35	500.00	
525 · Dent Hyg Bd Appl	0.00	625.00	9,600.00	3,125.00	7,500.00	
526 · ADHP Materials	0.00	0.00	-325.00	0.00	65,000.00	
527-1 · Administrative Costs	350.00	625.00	11,755.00	3,125.00	7,500.00	
527-3 · Administrative Fines	0.00	0.00	320.00	0.00	0.00	
527 · Disciplinary Fines (Prior)	750.00	0.00	23,560.00	0.00	0.00	
528 · Initial Anesthesia Evaluation	7,200.00	2,083.33	9,250.00	10,416.65	25,000.00	
529 · OCS Annual Reg. Fee	0.00	0.00	19,100.00	19,850.00	19,850.00	
530 · Licensure By Credentials	4,400.00	4,166.67	24,200.00	20,833.35	50,000.00	
531 · RETURNED CHECK CHARGES	0.00	41.67	225.00	208.35	500.00	
532 · OCS Initial App. Fee	0.00		100.00			
533 · Dental Lic. Bd Exam Application	1,125.00	1,666.66	5,625.00	8,333.30	20,000.00	
540 · Special Purpose Dental Lic Fee	0.00		0.00	0.00	0.00	
545 · Special Purpose Hygiene Lic Fee	0.00	0.00	0.00	0.00	0.00	

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617 · MDF Permits	1,000.00	541.67	4,000.00	2,708.35	6,500.00	
620 · Hygiene Infiltration Permit	1,150.00	462.50	7,100.00	2,312.50	5,550.00	
800 · 800-OVERPAYMENTS	0.00		0.00	0.00	0.00	
<b>Total Income</b>	<b>28,999.00</b>	<b>17,906.23</b>	<b>1,396,194.81</b>	<b>1,355,531.15</b>	<b>1,715,875.00</b>	
<b>Gross Profit</b>	<b>28,999.00</b>	<b>17,906.23</b>	<b>1,396,194.81</b>	<b>1,355,531.15</b>	<b>1,715,875.00</b>	
<b>Expense</b>						
0100-0 · Personnel Costs	49,072.76	50,833.33	245,363.80	254,166.65	610,000.00	
0114-0 · Board Member Compensation	3,875.00	8,333.33	18,675.00	41,666.65	100,000.00	
0198-0 · Bonus	0.00	0.00	3,200.00	4,000.00	4,000.00	
0201-0 · Payroll Expenses	4,050.54	5,083.33	21,535.22	25,416.65	61,000.00	
0202-0 · Pension Plan	87,338.96	90,000.00	87,338.96	90,000.00	90,000.00	
0203-0 · Medical Insurance	8,272.13	9,166.66	40,278.66	45,833.30	110,000.00	
0204-0 · Workman Comp. Ins.	0.00	0.00	-11,448.00	0.00	6,000.00	Refund
0300-0 · Travel - In-State	553.54	2,083.33	2,715.64	10,416.65	25,000.00	
0400-0 · Travel - Out-of-State	0.00	2,333.33	555.00	11,666.65	28,000.00	
0500-0 · Repairs & Maintenance	1,969.51	1,666.66	13,544.95	8,333.30	20,000.00	UV
0600-1 · Rentals & Leases/Offsite Meetin	0.00	0.00	0.00	0.00	0.00	
0600-2 · NEW OFFICE SPACE	0.00	347.91	0.00	1,739.55	4,175.00	
0602-1 · Rent on Building	0.00		0.00	0.00	0.00	
0700-0 · Utilities & Communications						
0700-1 · Utilities - Telephone	217.34	535.00	1,762.60	2,675.00	6,420.00	
0700-3 · Utilities - Power	1,567.53	1,000.00	5,296.07	5,000.00	12,000.00	UV
0700-4 · Utilities - Internet	399.00	400.00	1,995.00	2,000.00	4,800.00	
0700-5 · Utilities - Water/Sewer	0.00	333.33	1,244.94	1,666.65	4,000.00	
<b>Total 0700-0 · Utilities &amp; Communications</b>	<b>2,183.87</b>	<b>2,268.33</b>	<b>10,298.61</b>	<b>11,341.65</b>	<b>27,220.00</b>	
0800-0 · Professional Services	2,070.00	15,833.33	63,385.39	79,166.65	190,000.00	
0800-1 · Membership Dues & Subscriptions	508.00	1,666.66	6,761.00	8,333.30	20,000.00	
0801-0 · Board Attorney Fees						
0801-1 · Attorney General's Office	0.00	416.66	0.00	2,083.30	5,000.00	
0801-0 · Board Attorney Fees - Other	0.00	11,666.66	17,246.12	58,333.30	140,000.00	
<b>Total 0801-0 · Board Attorney Fees</b>	<b>0.00</b>	<b>12,083.32</b>	<b>17,246.12</b>	<b>60,416.60</b>	<b>145,000.00</b>	
0840-0 · CONSULTANTS	6,000.00	6,000.00	30,000.00	30,000.00	72,000.00	

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						More
0899-1 · Evaluator Fees	3,000.00	1,000.00	5,400.00	5,000.00	12,000.00	evals
0899-2 · Hearing Officer Fees	0.00	166.66	0.00	833.30	2,000.00	
0899-6 · A.D.H.P. Materials & Supplies	0.00	250.00	0.00	1,250.00	3,000.00	
0900-0 · Office Expense	25.00	1,458.33	5,020.64	7,291.65	17,500.00	
0900-1 · Recycle / Paper Disposal	56.66	54.16	265.68	270.80	650.00	
0902-0 · NPDB HIPDB License Background	0.00	15.00	42.00	75.00	180.00	
0906-0 · Printing & Supplies	90.00	166.67	150.00	833.35	2,000.00	
0910-0 · Postage	1,000.00	416.67	2,000.00	2,083.35	5,000.00	
						Increase
0924-0 · Insurance	0.00	0.00	11,429.00	0.00	11,000.00	by state
0944 · Computer Expenses						
0944-0 · Computer Updates	0.00	2,083.33	9,573.78	10,416.65	25,000.00	
0944-1 · Computer Support	5,000.00	6,250.00	27,428.78	31,250.00	75,000.00	
0944 · Computer Expenses - Other	0.00		0.00	0.00	0.00	
<b>Total 0944 · Computer Expenses</b>	<b>5,000.00</b>	<b>8,333.33</b>	<b>37,002.56</b>	<b>41,666.65</b>	<b>100,000.00</b>	
						Returned
0951-0 · NSF	34.00	8.33	286.00	41.65	100.00	Checks
0999-0 · MISC.	291.54	291.67	291.54	1,458.35	3,500.00	
1000-1 · Vehicle Repairs & Maint.	113.92	416.67	229.62	2,083.35	5,000.00	
1000-2 · Vehicle Fuel	963.63	375.00	1,694.25	1,875.00	4,500.00	
1400-0 · Equipment						
						Overage
0600-3 · Equipment Rental/Lease	5,073.52	2,916.67	17,470.52	14,583.35	35,000.00	Error
1400-0 · Equipment - Other	0.00		0.00	0.00	0.00	
<b>Total 1400-0 · Equipment</b>	<b>5,073.52</b>	<b>2,916.67</b>	<b>17,470.52</b>	<b>14,583.35</b>	<b>35,000.00</b>	
6950 · Bank & CC Service Fees	163.44	170.83	891.19	854.15	2,050.00	
<b>Total Expense</b>	<b>181,706.02</b>	<b>223,739.51</b>	<b>631,623.35</b>	<b>762,697.55</b>	<b>1,715,875.00</b>	
<b>Net Ordinary Income</b>	<b>-152,707.02</b>	<b>-205,833.28</b>	<b>764,571.46</b>	<b>592,833.60</b>	<b>0.00</b>	
<b>Other Income/Expense</b>						
<b>Other Income</b>						

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527-2 · ADPWC - Monitoring Fee	5,266.68	0.00	17,566.68	0.00	0.00	
Total Other Income	5,266.68	0.00	17,566.68	0.00	0.00	
Net Other Income	5,266.68	0.00	17,566.68	0.00	0.00	
Net Income	<u><u>-147,440.34</u></u>	<u><u>-205,833.28</u></u>	<u><u>782,138.14</u></u>	<u><u>592,833.60</u></u>	<u><u>0.00</u></u>	