

MISSISSIPPI STATE BOARD OF DENTAL EXAMINERS

MINUTES

January 14, 2022

The Mississippi State Board of Dental Examiners held a meeting of the Board on January 14, 2022 in its conference facilities located at Suite 100, 600 East Amite Street, Jackson, Mississippi, beginning at 8:30 a.m. Due to the COVID 19 crisis, the meeting was open to the public via ZOOM, where 51 public visitors attended. The members physically present within the Board facilities for the meeting were as follows:

Steven Mark Porter, DDS, President
Robert L. Smith, Jr., DDS, Vice-President,
Jeff Michael Zimmerman, DDS, Secretary
Haley Harrison Birmingham, RDH
Mark D. Williams, DMD
Marion Lewis Grubbs, DMD
T. Delton Moore, Jr., DDS
Roy Irons, DDS

Also present for the meeting were the following:

Mr. Chris L. Hutchinson, Executive Director
Ms. Tiffany D. Vaughn, Deputy Director
Stanley T. "Stan" Ingram, Esquire
Danielle Clark, CSR IV, Dental Licensure
Nick Hardwick, Senior Investigator
James Grimes, Investigator IV
Alexis Morris, MS Attorney Generals Office
Westley Mutziger, Senior Counsel for MSBDE

The meeting was called to order at 8:30 a.m. by Board President, Steven Mark Porter, DDS.

The first item of business to come before the Board was the welcome and introduction of guests by Dr. Porter. Attendees introduced themselves, and no action was taken by the Board on this matter. The Board Meeting of this date was noticed publicly of the availability of ZOOM for outside participants. It is noted that an estimated 51 participants were in attendance via ZOOM at the onset of the meeting.

The next item of business to come before the Board was approval of the Minutes from the October 8, 2021 Board Meeting. Dr. Roy Irons made the Motion to accept the

minutes as presented; Seconded by Dr. Moore; and, The Board voted unanimously to adopt this Motion. No further action was taken by the Board on this matter.

The next item of business to come before the Board was approval of the Minutes from the November 24, 2021 Board Meeting that was held virtually to discuss and decision pressing items. Dr. Roy Irons made the Motion to accept the minutes as presented; Seconded by Dr. Moore; and, The Board voted unanimously to adopt this Motion. No further action was taken by the Board on this matter.

The next item of business to come before the Board was the Subcommittee Reports by each Chair:

Rules & Regulations (Smith)

Dr. Smith indicated that a subcommittee meeting was held on 12/10/21 at 10:00am to cover several topics. The Meeting was publicly noticed, as required. Dr. Smith asked Mr. Hutchinson to present the findings of the meeting. Mr. Hutchinson presented the minutes of the subcommittee meeting to the Board (attached to these minutes) and made note of several items that had been discussed with only one decision resulting from said meeting. Mr. Hutchinson indicated that this item would be addressed by the Full Board in item number 6 later in the meeting. Dr. Smith was given the floor to specify and report on the other items discussed.

Credentialing (Birmingham) No Report.

Legislative (Williams) No Report.

Licensure Examination (Grubbs) No Report.

Practice Act Review (Zimmerman) No Report.

Budget and Finance (Moore)

Dr. Moore indicated that all budget and finance reports would be made by the Executive Director later in the meeting.

The next item of business to come before the Board was by Dr. Guy Shampaine of CDCA to present the Board's request of the CompeDont Tooth usage in future Board Clinical Examinations. Dr. Shampaine was given the floor and entertained questions from the Board. No action was taken.

The next item presented by Dr. Porter for business decision was the aforementioned item that comes from the Rules and Regulations Subcommittee in the form of a Motion to Approve the Administration of Localized Anesthetic for Hygienists. This Motion was made as an amendment to Regulation 13 by Dr. Smith as Subcommittee Chair. Seconded by Birmingham and Discussion was called. Ms. Birmingham was given the floor to explain the R&R Subcommittee vote and recommendation in detail. (Attached)
Dr. Elizabeth Carr was asked to come forward and present the core curriculum of the Hygiene program at UMMC and requirements on the subject matter. Ms. Carr entertained questioning from the Board. Dr. Bill Alford, on behalf of the MDA was also given a podium for his opinion on behalf of the MDA.

Following much discussion from the Board, Dr. Porter called for a vote on the Motion to Approve the recommended amendment. Those in Favor Were: Smith, Zimmerman, Porter, Birmingham, and Irons; Those Opposed Were: Williams, Moore, and Grubbs. The Motion Passed by a Vote of 5-3.

At this time, and still within agenda item #6, Mr. Hutchinson was asked to clarify all previous filings related to Regulation 13 with the OLRC. Mr. Hutchinson presented, in detail, the specifics behind the three previous amendments to Regulation 13, how these filings have progressed within the procedures of the OLRC, as well as the recommendation for filing the new amendment. The Board was presented with three options to carry out its wishes from the previous vote. Smith Made Motion to accept Option 3, Porter Seconded the Motion, and a Vote was called. Prior to Final Vote, Mr. Hutchinson, again, clarified option 3 as the following: Separate the most recent amendment from any other filing as an independent filing so that the most recent filing will not interfere with the amendment concerning supervision. With the new amendment filing, the first two OLRC steps can take place independent of the previous filing so that the newest filing can begin its 25-day public comment period and any step deemed necessary going forward. The Motion Passed to Approve Recommendation #3.

The next item of business to come before the Board was underneath the item heading: Board Determinations and Discussions. The first item underneath this topic was a request by Mr. Hutchinson to have all of the State's Radiology Programs resubmit their curriculums for analysis and/or approval by the Credentialing Subcommittee. Mr. Hutchinson presented his reasons for this request. Dr. Irons openly agreed with the reasoning and voiced his open approval of the request. Dr. Moore Made Motion to begin this project, Seconded by Dr. Grubbs; All Were In Favor.

Remaining with Item # 7, Mr. Hutchinson indicated that an issue has arisen on the Board's next Scheduled Board Meeting of April 8, 2022. He indicated that this Friday coincides and conflicts with the AADA/AADB Mid-Year Meeting. The Board began discussions based on calendar inquiries. Following Discussion, Motion was Made by Dr. Irons to Alter the Date to April 15th; Seconded by Smith; All Were in Favor and the Motion Passed.

Again remaining in Item #7, Mr. Hutchinson requested that the Board make a decision on continuing the 2020 and 2021 CE protocol of allowing all CE hours to be completed online through YE 2022. A Motion was presented by Dr. Moore to extend the CE online protocol through the year's end due to COVID restrictions. Seconded by Ms. Birmingham; and Discussion was called. Dr. Williams indicated that he felt that this would be a good course of action but to not extend this to CPR renewals. Therefore, the Motion was amended to allow for all CE Hours to take place virtually or on-line through FY 2022, but that all CPR renewals and new certifications for CPR should take place in-person and hands-on. A Vote was Called and All Were in Favor.

The next item of business to come before the Board was for the Approval of Courses:

The first course presented was IV Conscious Sedation at the University of Alabama-Birmingham. A short summary was given by Ms. Clark and the Board determined to move this item for discussion into Executive Session later in the day.

The next course presented by Ms. Clark was the Dental Hygiene CE facilitated by Dr. Brice McMurphy. Ms. Birmingham made a brief statement about this course to allow for 1.5 hours of clinical credit and 1.5 hours of practice management credit for this course. Dr. Williams offered suggestions and asked a few questions about the course. Ms. Birmingham Made the Motion to Approve her recommendation, Seconded by Dr. Smith; All were in Favor.

The next item of business to come before the Board was the request for approval of Specialty License Applications by Ms. Clark. The following were presented and the Board chose to take up these applications individually:

Denise Nicole Cherry- Orthodontics; Motion was Made Dr. Irons to Approve this application, Seconded by Dr. Moore; All Were in Favor.

Aisha Danielle Henry- Orthodontics; Motion was Made Dr. Williams to Approve this application, Seconded by Dr. Irons; All Were in Favor.

Avani H. Khatri- Pediatric Dentistry; Motion was Made Dr. Irons to Approve this application, Seconded by Dr. Williams; All Were in Favor.

Jamie Alexandria White- Oral and Maxillofacial Pathology; Motion was Made Dr. Irons to Approve this application, Seconded by Dr. Smith; All Were in Favor.

The next item of business to come before the Board was request for approval of Anesthesia Permit Applications by Ms. Clark. Ms. Clark presented each application individually in detail.

Daniel Kirk Knighton- Class 2; Dr. Smith Made Motion to Approve this Application; Seconded by Dr. Irons; All Were in Favor.

John Ross McCarty- Class 2; Dr. Williams Made Motion to Approve this Application; Seconded by Dr. Smith; All Were in Favor.

The next item to come before the Board were Corporate Trade Name Applications as presented by Ms. Clark and the Board chose to take these applications up individually. The applications were:

Myeasha Burgess- Sparkling Smiles Pediatric Dentistry; Dr. Irons Made Motion to Approve this Application; Seconded by Dr. Smith; All Were in Favor.

Gerald Favre- Mississippi Dental Arts; Dr. Smith Made Motion to Approve this Application; Seconded by Dr. Zimmerman; All Were in Favor; Irons Opposed.

Gary Keeler- Dental Implants of Mississippi; Discussion was had and revolved around some confusion on the application itself and the multiple requests presented. In

the end, Dr. Irons Made Motion to Approve the first name requested but to table the remaining requests; Seconded by Dr. Smith; All Were in Favor.

At this point in the Board Meeting, Dr. Porter called for a break for lunch at 12:08 PM.

At 1:11 PM, Dr. Porter called the Open Session of the Board Meeting back into Session.

The next item of business to come before the Board was the presentation by Executive Director, Mr. Chris Hutchinson, for the Directors Report. Mr. Hutchinson gave the license and permit statistics through the current date. This presentation also encompassed the financial report of the Agency through December 31 for FY 2022. Financial attachments were made public and are attached to these minutes. Mr. Hutchinson took each financial spreadsheet individually and further clarified certain line items one at a time. Mr. Hutchinson reiterated that this was a report of financial activities based on the approved budget for the fiscal year. Mr. Hutchinson, next, made a report on current Regulations within the OLRC and SOS process and detailed the actions to be taken going forward with this process. Mr. Hutchinson also gave a short report on the Appropriations Hearing with the House during the Legislative Session for the Budget Request for FY 2023. Next, Mr. Hutchinson and Ms. Vaughn gave a report on the, now, live website, database, and licensing system. No action was taken.

At 1:37 pm, Dr. Porter stated that he would entertain a Motion to enter Closed Session to entertain entering Executive Session to conduct Board Business pertaining to personnel matters, disciplinary matters, etc. Dr. Moore Made the Motion, Seconded by Ms. Birmingham; All were in Favor.

Following, Dr. Moore Made Motion to Enter Executive Session, Seconded by Ms. Birmingham; All were in Favor and the Board began Executive Session.

Motion was made by Dr. Williams, seconded by Dr. Irons, to consider Exit from executive session; All were in Favor. Dr. Williams made Motion to Exit Executive Session and Seconded by Smith, where the Board voted unanimously to adopt this Motion and the Board Exited from EXECUTIVE SESSION at 4:11p.m. to enter Open Session to conduct one final business matter of the Board.

Again, in Open Session, Mr. Hutchinson announced the Board's action taken on behalf of the Anesthesia Application for Dr. Claire Logan for a Class 2 Anesthesia Permit. The Vote taken was: Dr. Smith Made Motion to Approve; Seconded by Dr. Irons; All Were in Favor; Moore objected. The Motion Passed.

Furthermore, a motion was made by Dr. Williams, seconded by Dr. Smith, that since there was no further business to be conducted by the Board, the meeting should be adjourned. The Board voted unanimously to adopt this Motion, and the meeting on 1/14/2022 was adjourned at 4:23 p.m.

APPROVED BY THE BOARD ON THIS THE _____ DAY OF _____, 2022.

JEFF MICHAEL ZIMMERMAN, DDS
SECRETARY