

Kevin M. Sims, DMD MS  
*President*  
Bruce E. Cunningham, DMD  
*Vice-President*  
Marshall A. Williams DDS  
*Secretary/Treasurer*  
Roberto V. Pischek, DMD  
Melodie A. Jones, DMD  
Ray H. McLaughlin, 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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Birmingham, AL 35216  
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### MINUTES BOARD MEETING December 2, 2021

The Board of Dental Examiners of Alabama met Thursday, December 2, 2021 at the Board office to conduct business.

The President called the meeting to order at 6:00 P.M. with the following members in attendance: Dr. Kevin M. Sims, President; Dr. Bruce E. Cunningham, Vice President; Dr. Marshall A. Williams, Secretary/Treasurer; Dr. Roberto V. Pischek; Dr. Melodie A. Jones; Dr. Ray McLaughlin; and Ms. Sandra Kay Alexander, RDH. Also in attendance were Bradley W. Edmonds, Esq., Executive Director; Dr. Donna L. Dixon, Esq., Prosecuting Counsel; Kevin Lane, Compliance Director; Blake Strickland, Investigator; Gina Latham, RDH, ADHP Coordinator; Sonya Lankford, Business Manager; Linda Dlugosz, Licensing Clerk; and Blaine Galliher, Legislative Consultant.

The President determined that a quorum was present; Counsel 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 November 4-5, 2021 meeting. Dr. Jones moved to approve the minutes as presented. Ms. Alexander seconded the motion and it was approved by unanimous consent.

Dr. Williams presented the Financial Report for October, 2021. The report was accepted as presented.

The President invited guests, Dr. Mitchell, Connie Lane, and Angela Anderson, to discuss the RAM event scheduled for April 22-24. They requested waiver of the \$750.00 mobile clinic permit fee per chair. Dr. Mitchell also asked for endorsement and volunteers. Dr. Cunningham moved to waive the fees, specific to this year's event. Dr. Jones seconded the motion and it was approved by unanimous consent.

Dr. Williams presented a report on the Joint Commission meeting in Montgomery. The feasibility of a second dental school in Alabama was discussed. A decision by the Joint Commission was postponed until January, 2023 to allow for more research on the subject.

Dr. Jones presented a report on the Oral Health Coalition of Alabama meeting held in Prattville at the new Alabama Dental Health Training Center. The mission of the coalition is to improve access to care for all people in Alabama, especially those in rural areas.

Members reviewed and discussed alternative plans for build-out of the board meeting room. Dr. Pischek moved to allow Mr. Edmonds to pursue preliminary estimates on the feasibility and costs of the alternative plan which includes adding an elevator. Dr. Jones seconded the motion and it was approved by unanimous consent.

CODA has asked for nominations of Board members for each of two site visits from which they will select one member. Drs. Pischek, Jones, and Williams, and Ms. Alexander volunteered to be nominated for the job.

Dr. Cunningham moved to approve attendance for the Executive Director at the virtual FARB meeting in January. Dr. Williams seconded the motion and it was approved by unanimous consent.

Members discussed revision of a board opinion that clarifies use of injectables and topicals. The new draft adds that use of these products is considered the practice of dentistry if used *within their dental clinics and as part of their overall dental practice....* A dentist may not use injectables and topicals as their sole practice. Dr. Pischek moved to approve the statement as presented. Dr. Williams seconded the motion and it was approved by unanimous consent. The opinion will be edited in *Frequently Asked Questions* posted on the Board's home web page.

Ms. Alexander requested to attend the CDCA Annual Session in Colorado January 6. Dr. Cunningham moved to approve her attendance. Dr. Pischek seconded the motion and it was approved by unanimous consent.

Dr. Jones recommended approval of Dental License by Regional Exam based on successful completion of the jurisprudence exam for the following applicants. Dr. Williams made the motion to approve the licenses. Dr. Cunningham seconded the motion, and it was approved by unanimous consent.

- Tyesha Martin, DDS
- Ronna Pirtle, DMD
- Christian Torres Diaz, DMD

Dr. Pischek recommended approval of Dental license by Credentials based on successful completion of the jurisprudence exam for the following applicants. Dr. Jones made the motion to approve the licenses. Dr. Cunningham seconded the motion, and it was approved by unanimous consent.

- Dieter Burr, DMD
- Lawrence Caplin, DMD
- Ashley Hudson, DDS
- Kristy Marker, DDS
- Jeremy Scarpate, DMD
- Jerry Strauss, DMD

Ms. Alexander recommended approval of Dental Hygiene License by Regional Exam based on successful completion of the jurisprudence exam for Mary Nyutu, RDH. Dr. Williams made the motion to approve the license. Dr. Cunningham seconded the motion, and it was approved by unanimous consent.

Ms. Alexander recommended approval of Dental Hygiene License by Credentials based on successful completion of the jurisprudence exam for Mary Beth Wong-Hicks, RDH. Dr. Williams made the motion. Dr. Cunningham seconded the motion, and it was approved by unanimous consent.

Ms. Alexander recommended approval of Dental Hygiene License by Regional Exam for ADHP graduate, Olivia Taylor, RDH. Dr. Williams made the motion to approve the license. Dr. Cunningham seconded the motion, and it was approved by unanimous consent.

Blake Strickland discussed the upcoming RAM event scheduled for April 22, 2022 in Gadsden, AL. There will be multiple portable units needing inspection. Dr. Sims, Dr. Cunningham, Dr. Jones, and Mrs. Alexander have volunteered to assist with inspections. Director Edmonds plans to attend, as well.

Dr. Cunningham moved that case 2021-95 has no evidence to sustain. Dr. Williams 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 2021-71 has no evidence to sustain. Dr. Williams 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 2021-76 has no evidence to sustain. Dr. McLaughlin 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 Wellness Report provided by Dr Garver. The report updated members on activities of participants.

At 7:40 P.M. Dr. Pischek moved to enter Executive Session for the discussion of pending litigation, and to return to public session at 7:50 P.M. Dr. Williams seconded the motion and the President called for the vote: Dr. Cunningham, yea; Dr. Pischek, yea; Dr. Williams, yea; Dr. Sims, yea; Dr. Jones, yea; Dr. McLaughlin, yea; Ms. Alexander, yea. The motion carried. At 7:42 P.M. the Board retired from Executive Session.

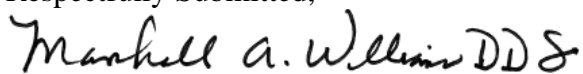
Sonya Lankford is researching a permanent place to hold ADHP classes.

Gina Latham requested the addition of holding a full-weekend ADHP class in December for the 2022-2023 program. Ms. Alexander moved to approve the addition. Dr. Williams seconded the motion and it was approved by unanimous consent. The bookstore that is used for ADHP students will be able to order the required typodonts. The 2022-2023 documents are being edited for posting on the ADHP webpage. A mass email will be sent detailing dates for instructor certification classes.

There was discussion about the difference between general anesthesia and parenteral sedation. The Dental Practice Act (DPA) distinguishes them by the amount of unconsciousness produced. Neither the DPA nor Board Rules mentions specific drugs. Dr. Sims will draft a paper clarifying the amount of drugs that should be used for each.

At 7:59 P.M. Dr. Cunningham moved to adjourn the meeting. Dr. Jones seconded the motion and it was approved by unanimous consent.

Respectfully Submitted,



Dr. Marshall A. Williams, Secretary/Treasurer

Approved: January 13, 2022

Submitted by: Linda Dlugosz

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

Oct, 2021 for December, 2021  
 Bk Bal. as of 10/31/2021  
 Checking:\$1,906,767.74  
 MM \$391,613.75

	Oct 21	Budget	Oct 21	YTD Budget	Annual Budget	Variance
<b>Ordinary Income/Expense</b>						
<b>Income</b>						
501 - Annual Dental Registration	564,550.00	238,333.33	564,550.00	238,333.33	715,000.00	
502 - Annual Hygiene Registration	225,810.00	98,930.00	225,810.00	98,930.00	296,790.00	
503 - Controlled Substance Fee	194,920.00	82,033.33	194,920.00	82,033.33	246,100.00	
504 - Annual Teaching Permits	5,200.00	2,333.33	5,200.00	2,333.33	7,000.00	
505 - ADHP Certification	0.00	5,000.00	0.00	5,000.00	15,000.00	
508 - ADHP	0.00	0.00	0.00	0.00	170,625.00	
509 - Dental Exam Fee	200.00	750.00	200.00	750.00	9,000.00	
510 - Original License Fee	175.00	322.92	175.00	322.92	3,875.00	
511 - Licenses Reprint Fee	125.00	41.67	125.00	41.67	500.00	
512 - Dental Hygiene Exam Fee	1,125.00	416.63	1,125.00	416.63	5,000.00	
515 - Penalty Fee	1,350.00	583.37	1,350.00	583.37	7,000.00	
516 - Privilege License Money	0.00	0.00	0.00	0.00	20,000.00	
517 - Interest Inc - checking	6.65	16.63	6.65	16.63	200.00	
518 - Parental Sedation Permit Fee	10,000.00	4,666.67	10,000.00	4,666.67	14,000.00	
519 - Anesthesia Permit	41,750.00	17,416.67	41,750.00	17,416.67	52,250.00	
521 - Other Income	0.00	41.63	0.00	41.63	500.00	
525 - Dent Hyg Bd Appl	150.00	0.00	150.00	0.00	7,500.00	
526 - ADHP Materials	0.00	0.00	0.00	0.00	74,375.00	
527-1 - Administrative Costs	100.00	625.00	100.00	625.00	7,500.00	
527-3 - Administrative Fines	0.00	0.00	0.00	0.00	0.00	
527 - Disciplinary Fines (Prior)	760.00	0.00	760.00	0.00	0.00	
528 - Initial Anesthesia Evaluation	1,200.00	2,083.37	1,200.00	2,083.37	25,000.00	
529 - OCS Annual Reg. Fee	14,750.00	6,483.34	14,750.00	6,483.34	19,450.00	
530 - Licensure By Credentials	9,900.00	4,166.63	9,900.00	4,166.63	50,000.00	
531 - RETURNED CHECK CHARGES	0.00	41.63	0.00	41.63	500.00	
532 - OCS Initial App. Fee	100.00		100.00			
533 - Dental Lic. Bd Exam Application	750.00	1,666.63	750.00	1,666.63	20,000.00	
545 - Special Purpose Hygiene Lic Fee	0.00	0.00	0.00	0.00	0.00	
617 - MDF Permits	2,500.00	2,166.66	2,500.00	2,166.66	6,500.00	
620 - Hygiene Infiltration Permit	6,175.00	2,591.67	6,175.00	2,591.67	7,775.00	

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<b>Total Income</b>	1,081,596.65	470,711.11	1,081,596.65	470,711.11	1,781,440.00	
<b>Gross Profit</b>	1,081,596.65	470,711.11	1,081,596.65	470,711.11	1,781,440.00	
<b>Expense</b>						
<b>0100-0 · Personnel Costs</b>	51,433.82	51,083.37	51,433.82	51,083.37	613,000.00	Raises
<b>0114-0 · Board Member Compensation</b>	9,746.91	8,333.37	9,746.91	8,333.37	100,000.00	
<b>0198-0 · Bonus</b>	0.00	0.00	0.00	0.00	4,000.00	
<b>0201-0 · Payroll Expenses</b>	4,466.88	5,250.00	4,466.88	5,250.00	63,000.00	
<b>0202-0 · Pension Plan</b>	0.00	0.00	0.00	0.00	93,000.00	
<b>0203-0 · Medical Insurance</b>	8,876.72	9,166.63	8,876.72	9,166.63	110,000.00	
<b>0204-0 · Workman Comp. Ins.</b>	0.00	0.00	0.00	0.00	10,000.00	
<b>0300-0 · Travel - In-State</b>	1,532.17	2,083.37	1,532.17	2,083.37	25,000.00	
<b>0400-0 · Travel - Out-of-State</b>	0.00	2,333.37	0.00	2,333.37	28,000.00	
<b>0500-0 · Repairs &amp; Maintenance</b>	949.00	1,666.63	949.00	1,666.63	20,000.00	
<b>0600-1 · Rentals &amp; Leases/Offsite Meetin</b>	1,921.50	666.63	1,921.50	666.63	8,000.00	ADHP
<b>0600-2 · NEW OFFICE SPACE</b>	2,545.50	347.88	2,545.50	347.88	4,175.00	Fire Dues
<b>0700-0 · Utilities &amp; Communications</b>						
<b>0700-1 · Utilities - Telephone</b>	595.26	535.00	595.26	535.00	6,420.00	
<b>0700-3 · Utilities - Power</b>	568.11	1,000.00	568.11	1,000.00	12,000.00	
<b>0700-4 · Utilities - Internet</b>	399.00	400.00	399.00	400.00	4,800.00	
<b>0700-5 · Utilities - Water/Sewer</b>	102.73	333.37	102.73	333.37	4,000.00	
<b>Total 0700-0 · Utilities &amp; Communications</b>	1,665.10	2,268.37	1,665.10	2,268.37	27,220.00	
<b>0800-0 · Professional Services</b>	9,063.42	16,791.63	9,063.42	16,791.63	201,500.00	
<b>0800-1 · Membership Dues &amp; Subscriptions</b>	1,461.00	2,500.00	1,461.00	2,500.00	30,000.00	
<b>0801-0 · Board Attorney Fees</b>						
<b>0801-1 · Attorney General's Office</b>	0.00	416.63	0.00	416.63	5,000.00	
<b>0801-0 · Board Attorney Fees - Other</b>	2,987.73	12,083.37	2,987.73	12,083.37	145,000.00	
<b>Total 0801-0 · Board Attorney Fees</b>	2,987.73	12,500.00	2,987.73	12,500.00	150,000.00	
<b>0840-0 · CONSULTANTS</b>	6,000.00	6,000.00	6,000.00	6,000.00	72,000.00	
<b>0899-1 · Evaluator Fees</b>	1,800.00	1,000.00	1,800.00	1,000.00	12,000.00	Evaluations
<b>0899-2 · Hearing Officer Fees</b>	0.00	166.63	0.00	166.63	2,000.00	
<b>0899-6 · A.D.H.P. Materials &amp; Supplies</b>	0.00	250.00	0.00	250.00	3,000.00	
<b>0900-0 · Office Expense</b>	25.00	1,666.63	25.00	1,666.63	20,000.00	

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0900-1 - Recycle / Paper Disposal	59.40	54.13	59.40	54.13	650.00	
0902-0 - NPDB HIPDB License Background	12.00	15.00	12.00	15.00	180.00	
0906-0 - Printing & Supplies	0.00	166.63	0.00	166.63	2,000.00	
0910-0 - Postage	0.00	416.63	0.00	416.63	5,000.00	
0924-0 - Insurance	11,711.00	0.00	11,711.00	0.00	11,000.00	
0944 - Computer Expenses						
0944-0 - Computer Updates	0.00	2,083.37	0.00	2,083.37	25,000.00	
0944-1 - Computer Support	6,976.47	6,666.63	6,976.47	6,666.63	80,000.00	ZOOM
<b>Total 0944 - Computer Expenses</b>	<b>6,976.47</b>	<b>8,750.00</b>	<b>6,976.47</b>	<b>8,750.00</b>	<b>105,000.00</b>	
0951-0 - NSF	0.00	8.37	0.00	8.37	100.00	
0999-0 - MISC.	0.00	625.00	0.00	625.00	7,500.00	
1000-1 - Vehicle Repairs & Maint.	0.00	416.63	0.00	416.63	5,000.00	
1000-2 - Vehicle Fuel	561.33	422.12	561.33	422.12	5,065.00	Increase in Prices
1400-0 - Equipment						
0600-3 - Equipment Rental/Lease	2,107.48	3,333.37	2,107.48	3,333.37	40,000.00	
<b>Total 1400-0 - Equipment</b>	<b>2,107.48</b>	<b>3,333.37</b>	<b>2,107.48</b>	<b>3,333.37</b>	<b>40,000.00</b>	
6950 - Bank & CC Service Fees	172.94	170.87	172.94	170.87	2,050.00	
<b>Total Expense</b>	<b>126,075.37</b>	<b>138,453.26</b>	<b>126,075.37</b>	<b>138,453.26</b>	<b>1,779,440.00</b>	
<b>Net Ordinary Income</b>	<b>955,521.28</b>	<b>332,257.85</b>	<b>955,521.28</b>	<b>332,257.85</b>	<b>2,000.00</b>	
<b>Other Income/Expense</b>						
<b>Other Income</b>						
527-2 - ADPWC - Monitoring Fee	1,710.00	0.00	1,710.00	0.00	0.00	
<b>Total Other Income</b>	<b>1,710.00</b>	<b>0.00</b>	<b>1,710.00</b>	<b>0.00</b>	<b>0.00</b>	
<b>Net Other Income</b>	<b>1,710.00</b>	<b>0.00</b>	<b>1,710.00</b>	<b>0.00</b>	<b>0.00</b>	
	<b>957,231.28</b>	<b>332,257.85</b>	<b>957,231.28</b>	<b>332,257.85</b>	<b>2,000.00</b>	