



# Board of Dental Examiners of Alabama

2229 Rocky Ridge Road, Birmingham, AL 35216

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## MINUTES BOARD MEETING February 9, 2024

The Board of Dental Examiners of Alabama met Friday, February 9, 2024, at the Board office to conduct business.

The President called the board meeting to order at 8:00 a.m. with the following members in attendance: Dr. Roberto V. Pischek, President; Dr. Melodie A. Jones, Vice-President; Dr. Marshall A. Williams, Secretary/Treasurer; Dr. Kevin Sims; Dr. Mark R. McIlwain; Dr. Holt Gray; and Ms. Kay Alexander, RDH. Also in attendance were W. Blake Strickland, Executive Director; Dr. Donna L. Dixon, Esq., Prosecuting Counsel/Red Tape Reduction Coordinator; Aaron Dettling, Esq., General Counsel; Kevin Lane, Compliance Director; Shannon Youngblood, Investigator; Dr. Mary Beth Finn, Financial Services Manager and Steve Hancock, Licensing Specialist/ Public Records Coordinator.

Guests included: Lee Chamoun, DMD; Mike Garver, DMD, Alabama Dental Professionals Wellness Committee; John Poczatek, DMD; James Driskell, CPA, Driskell CPA Firm; Leigh Haynes, DMD; Faith Linden, DMD; Jennifer Harrison; Anne Miller; Dag Rowe, Esq.; Sarah Withrow, DMD; Bridgette Bibb; and Michele Huebner, Executive Director, ALDA.

The President determined a quorum was present, and the Executive Director 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 a review of the Board Minutes from January 12, 2024. Dr. Jones moved to approve the minutes as presented. Dr. Sims seconded the motion. The minutes were approved by unanimous consent.

Dr. Williams presented the Financial Report for December 2023. Dr. Jones made a motion to accept the report as presented. Dr. McIlwain seconded the motion. The motion was approved by unanimous consent.

Dr. Garver presented the Wellness Report.

Dr. Pischek presented his nominations for candidates to serve on the Alabama Dental Professionals Wellness Committee. Those nominations were Dr. John Bennett, Dr. Patrick English, Dr. Barry Gravitt, Dr. Keith McDuffie, Dr. Mark Yanosky, Dr. Jennifer Morrissey, and Dr. Jason Jordon. Dr. Garver, chair of the committee, endorsed Dr. Pischek's recommendations. Dr. Jones made a motion to accept the appointments as presented by Dr. Pischek. Dr. McIlwain seconded the motion. The motion was approved by unanimous consent.

Dr. Koslin presented a report regarding the current status of Facility Inspections and Anesthesia Evaluations for Parenteral Sedation and General Anesthesia permits. He noted that permit inspections have almost doubled in the last year. This increase in inspections has caused a strain



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on the current anesthesia committee inspectors/evaluators, who take time away from their personal



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clinics to conduct these inspections on behalf of the Board. Dr. Koslin advised that Director Strickland and he had spoken about ways to alleviate the backlog of permit applications awaiting initial inspection. Director Strickland advised that he would present a proposal later in the meeting to revise the inspection team needed for Facility Inspections. Dr. Koslin advised that he was consulted on the revision and supports its implementation as quickly as possible. Lastly, Dr. Koslin asked the Board to consider requiring a minimum number of sedation/anesthesia cases that should be performed by a permit applicant between the Facility Inspection and the Anesthesia Evaluation (90 day period). He suggested a minimum of 20 cases. The Board agreed to take Dr. Koslin's suggestion under advisement.

Director Strickland advised the Board of revisions to improve the investigative protocols. To expedite getting information to the assigned board member/team leader for review, the staff will request patient charts and subsequent treating dentists' patient charts on all standard of care or similar cases at the point the respondent is contacted, in lieu of submitting separate requests to the board member/team leader for approval prior to making these requests to the respondent. This will allow cases to proceed more efficiently. Any records requiring a subpoena will be sent to the assigned board member/team leader earlier in the process for their authorization.

Dr. Jones presented updated information from the Alabama Department of Public Health regarding the discontinuation of lead aprons/thyroid collars for dental radiographs. The state health officer, Dr. Scott Harris, has indicated that lead aprons are no longer mandatory. The American Dental Association (ADA) has published similar guidelines. Dr. Gray advised that a review of 3-4 months of data within his clinic from radiation detection devices worn by staff during the use of Nomads indicated no exposure. Mr. Dettling and Director Strickland will draft a formal statement for the Board's review and approval at the March 2024 board meeting.

Dr. Jones presented a proposal to allow those serving in dental leadership positions within various state and national groups (e.g., ADA, ALDA, Alabama Dental Society, dental specialty associations, etc.) to receive 2 to 4 hours of annual continuing education credit. The Board directed staff to research the proposal. Director Strickland advised that the continuing education board rule was currently being updated by staff and the staff would add draft language to reflect Dr. Jones's proposal.

Dr. Pischek called for a break at 8:50 a.m.

Dr. Pischek called the meeting to order at 9:05 a.m. After confirming that there was no pending business, Dr. Pischek moved the Board to a public Disciplinary Hearing regarding Dr. Sarah Withrow (D.0005645).

Dr. Pischek concluded the public Disciplinary Hearing and called for a break at 2:20 p.m.

Dr. Pischek called the meeting to order at 2:30 p.m.

Director Strickland advised the Board that, per their direction, staff has secured meeting space at the Shoals Marriott in Florence, Alabama to conduct the board meeting scheduled for April 5, 2024. The meeting is scheduled to begin at 9:00 a.m. The Board advised Director Strickland to



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ensure all staff members that need to attend have the option of arriving the night before or driving up the day of the meeting.

Director Strickland presented a recap of the recently held ADHP-Instructor Course and Town Hall meeting. The instructor course had 191 dentists registered with approximately 185 in attendance. The Town Hall meeting held directly after the instructor course had 75-80 dentists and guests in attendance, to include State Representative Allen Treadaway (District 51). He advised that the meeting went well with good interaction with attendees. The two primary areas of interest attendees focused on were the ADHP (temporary training permits) and licensing of dental assistants. Director Strickland suggested that the format needed to be revised for the Town Hall meetings to focus on a smaller number of topics of interest. Though not everyone agreed on every topic, he was encouraged that licensees are engaging with the Board.

Dr. Gray and Dr. Jones both spoke to the ADHP temporary training permits issue and made several suggestions that might address the gap from the end of the program until the graduates are able to take both of their licensing exams. Director Strickland advised that the temporary training permit would not be valid once a student graduated from the program. He asked the Board to remember venue contracts have already been completed for the 2024-2025 ADHP, so any changes to the scheduling of the program would not take effect until the 2025-2026 ADHP. Director Strickland advised the Board that he would relay their suggestions to Dr. Basma (ADHP-Educational Director) and Ms. Latham (ADHP-Coordinator) to allow them an opportunity to provide input.

Dr. Jones suggested to the board members that the next Town Hall meeting should be held during the Gulf Coast Dental Conference later this year. She will check on the availability and report back to the Board.

Director Strickland presented a request from Dr. Lew Mitchell to waive the Mobile Dental Facility permit application fee for the Remote Area Medical (RAM) group. The group provides free dental care and is scheduled to bring a mobile dental facility to Gadsden, AL on February 24, 2024. Director Strickland confirmed that RAM is a non-profit organization offering their services to underserved and lower income communities. Dr. Gray made a motion to waive the application fee. Dr. Sims seconded the motion. The motion was approved by unanimous consent.

Director Strickland presented a proposal to the Board to create an additional staff position for the ADHP. He commended Ms. Latham's hard work during her tenure and requested the Board allow the hiring of another person to assist Ms. Latham. Director Strickland indicated that the program has been averaging 200 students per class. Ms. Latham interacts with each student, as well as the 200 sponsoring dentists, the program faculty, presenting 2 ADHP-Instructor Courses annually, and grading over 30,000 documents during the program among other duties. He requested the creation of an ADHP-Senior Coordinator position for an internal promotion, which would open the ADHP-Coordinator position to the new hire. Dr. Williams made a motion to establish the ADHP-Senior Coordinator position with a starting salary of \$55,000.00-\$60,000.00 and to fill the vacated ADHP-Coordinator position with a new staff member. Dr. Jones seconded the motion. The motion was approved by unanimous consent.



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Director Strickland reported that the American Association of Dental Boards (AADB) meeting will be held in Chicago, Illinois April 12-13, 2024. Director Strickland has been asked to chair the Investigator Caucus again this year. He requested the Board approve his travel, as well as Mr. Dettling's, who will be attending the General Counsel Roundtable. Additionally, he asked the Board's approval for those board members wanting to attend. Dr. McIlwain made the motion to approve travel/expenses for board members and specific staff to the AADB Meeting. Dr. Sims seconded the motion. Motion was approved by unanimous consent.

Dr. Jones made a motion to approve board members' and specific staff (if needed) travel/expenses to the Gulf Coast Dental Conference June 19-23, 2024, in Miramar Beach, FL. Dr. Sims seconded the motion. The motion was approved by unanimous consent.

Dr. Pischek discussed a concern raised by a local dentist regarding who should be listed as the supervisor of dental hygienists working in temporary assignments or through a "temp agency". After discussion, the consensus by the Board was the dentist employing the dental hygienist must ensure the temporary employee's information is recorded in the patient's record should a complaint arise.

Dr. Pischek presented his report from the ALDA Trustees meeting.

Dr. Jones presented her report from the State Committee on Public Health (SCPH).

Dr. Jones presented her report from the Southern Conference of Dental Deans and Examiners (SCDDE).

Dr. Jones presented her report from the CDCA-WREB-CITA (CWC).

Dr. Williams presented his report regarding the shortage of dental services in Alabama and how it's become a crisis for the state.

Ms. Kay Alexander presented her report from the CDCA-WREB-CITA (CWC).

## • **Dental License Applications**

### ○ **By Regional Exam**

- Chris Dunlevy, DDS; Univ. of North Carolina, Chapel Hill (2022)
- Dakota Laseter, DDS; LSU (2023)
- Luke Smith, DMD; Univ. of Kentucky (2022)

Dr. Gray recommended approval of the above applicants for Dental Licensure by Regional Exam based on successful completion of the jurisprudence exam. Dr. Jones made a motion to approve the applications. Dr. Williams seconded the motion. The motion was approved by unanimous consent.



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- **Retirement and/or Disability**
  - Jimmy C. White, DMD (D.0003287) – Retired

Director Strickland recommended approval of the above applicant for Retired/Physically Disabled License request. Dr. McIlwain made a motion to approve the application. Dr. Williams seconded the motion. The motion was approved by unanimous consent.

- **Dental Hygiene License Applications**

- **By Regional Exam**
  - Jasmine Cribbs, RDH; West Coast University (2019)
  - Mia Meekins, RDH; Fortis (2023)

Ms. Alexander recommended approval of the above applicants for Dental Hygiene Licensure by Regional Exam based on successful completion of the jurisprudence exam. Dr. Jones made a motion to approve the applications. Dr. Sims seconded the motion. The motion was approved by unanimous consent.

- **By Credentials**
  - Mary Sweeney, RDH; Tulsa Community College (2011)

Ms. Alexander recommended approval of the above applicant for Dental Hygiene Licensure by Credentials based on successful completion of the jurisprudence exam. Dr. Jones made a motion to approve the application. Dr. Pischek seconded the motion. The motion was approved by unanimous consent.

Director Strickland presented the following staff work product regarding revisions of current administrative code (board rules) in response to the Board's requests:

270-X-2-.07 Annual Registration for Dentists

Dr. Jones made a motion to approve the revised language with the changes to be published for public comment. Dr. Williams seconded the motion. The motion was approved by unanimous consent.

270-X-2-.21 Oral Conscious Sedation

Dr. Jones made a motion to approve the revised language with the changes to be published for public comment. Dr. Pischek seconded the motion. The motion was approved by unanimous consent.

270-X-2-.24 Anesthesia Inspection Teams (Emergency Rule: Facility Inspections ONLY)

Dr. Sims made a motion to approve the revised language with the changes to be published for public comment. Dr. McIlwain seconded the motion. Motion was approved by unanimous consent. Director Strickland and Mr. Dettling advised that the emergency rule would go into effect



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immediately and would expire in 120 days. The formal rule will be submitted simultaneously and will go through the normal public comments period.\*

\*Later in the meeting, Dr. McIlwain made a motion to revise the language in 270-X-2-.24 from allowing the board investigator to conduct the facility inspection, to anyone authorized by the Board to conduct the facility inspection. Dr. Williams seconded the motion. The motion was approved by unanimous consent. Director Strickland will make the correction.

## 270-X-3-.07 Annual Registration for Dental Hygienists

Dr. Jones made a motion to approve the revised language and the changes published for public comment. Dr. Pischek seconded the motion. Motion was approved by unanimous consent.

## 270-X-5-.09 Non-disciplinary Fines

Dr. Jones made a motion to approve the revised language with the changes to be published for public comment. Dr. McIlwain seconded the motion. Motion was approved by unanimous consent.

All administrative codes (board rules) noted above will be published on the dental board's website ([www.dentalboard.org](http://www.dentalboard.org)).

Director Strickland presented information he has received regarding the scope of practice of esthetic treatments in the dental practice. He advised the staff receives regular calls from dentists and companies inquiring about dentists providing Botox and other esthetic treatments at Medispas, Botox "parties", etc. Mr. Dettling advised the Board that their opinion on this and other matters that have been published on the board's website should be reviewed and made part of an administrative code (board rule), as board opinions are subject to change causing confusion to licensees. He reminded the Board that their formal opinions are considered guidance, but not necessarily enforceable should the opinion not be followed by a licensee. After a discussion, Dr. McIlwain asked the staff and suggested the board members research this topic and draft a scope of practice that would encompass all of the esthetic treatments (e.g., cosmetic injectables/topicals, Microneedling, PDO Thread lifts, etc.) and discuss at the March 8, 2024, board meeting.

Director Strickland and Mr. Dettling discussed the Board's authority to suspend a board-issued permit without necessarily suspending the dental/dental hygiene license. The request was submitted to the staff by Dr. McIlwain based upon several recent standard of care complaints that have come before the Board. After a lengthy discussion, Mr. Dettling confirmed that the Board has the authority to issue an emergency suspension of a board-issued permit through the Alabama Administrative Procedures Act. The suspension would be considered a contested case, which requires a Notice of Hearing to accompany any emergency suspension of a license or a permit.

## Case Reviews

Dr. Sims made a motion to issue a non-disciplinary fine (NDF) of \$500 to case #2024-06. Dr. Jones seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.



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Dr. Jones made a motion to issue a non-disciplinary fine (NDF) of \$500 and notice for a hearing to case #2024-09. Dr. McIlwain seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Jones made a motion to issue a non-disciplinary fine (NDF) of \$500 and notice for a hearing to case #2024-10. Dr. McIlwain seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Pischek made a motion to issue a non-disciplinary fine (NDF) of \$500 to case #2024-11. Dr. Jones seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Pischek made a motion to issue a non-disciplinary fine (NDF) of \$500 and notice for a hearing to case #2024-12. Dr. Jones seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Jones made a motion to issue a non-disciplinary fine (NDF) of \$500 to case #2024-15. Dr. Williams seconded the motion. The motion was approved by unanimous consent with the case team leader abstaining from the vote.

Dr. Jones made a motion to issue a non-disciplinary fine (NDF) of \$500 to case #2024-16. Dr. McIlwain seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Jones made a motion to issue a non-disciplinary fine (NDF) of \$500 to case #2024-17. Dr. McIlwain seconded the motion. The motion was approved by unanimous consent with the case team leader abstaining from the vote.

Dr. Jones made a motion to issue a non-disciplinary fine (NDF) of \$500 and notice for a hearing to case #2024-18. Dr. Pischek seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Jones made a motion to issue a non-disciplinary fine (NDF) of \$500 to case #2024-19. Dr. McIlwain seconded the motion. The motion was approved by unanimous consent with the case team leader abstaining from the vote.

Dr. Jones made a motion to notice for a hearing to case #2024-20. Dr. Pischek seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Pischek made a motion to notice for a hearing to case #2024-21. Dr. Jones seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.





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Dr. Jones made a motion to issue a non-disciplinary fine (NDF) of \$500 and notice for a hearing to case #2024-22. Dr. McIlwain seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Jones made a motion to issue a non-disciplinary fine (NDF) of \$500 and notice for a hearing to case #2024-23. Dr. Pischek seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Pischek made a motion to issue a non-disciplinary fine (NDF) of \$500 and notice for a hearing to case #2024-24. Dr. Jones seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Pischek made a motion to issue a non-disciplinary fine (NDF) of \$500 and notice for a hearing to case #2024-25. Dr. Jones seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Jones made a motion to issue a non-disciplinary fine (NDF) of \$500 to case #2024-26. Dr. McIlwain seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Pischek made a motion to issue a non-disciplinary fine (NDF) of \$500 to case #2024-27. Dr. Jones seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Jones made a motion to issue a non-disciplinary fine (NDF) of \$500 and notice for a hearing to case #2024-28. Dr. Pischek seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Pischek made a motion to notice for a hearing to case #2024-29. Dr. Jones seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Jones made a motion to issue a non-disciplinary fine (NDF) of \$500 and notice for a hearing to case #2024-30. Dr. Pischek seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Pischek made a motion to issue a non-disciplinary fine (NDF) of \$500 and notice for a hearing to case #2024-31. Dr. Jones seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Jones made a motion to issue a non-disciplinary fine (NDF) of \$500 and notice for a hearing to case #2024-32. Dr. Pischek seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.



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Dr. Jones made a motion to issue a non-disciplinary fine (NDF) of \$500 and notice for a hearing to case #2024-33. Dr. Pischek seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Jones made a motion to issue a non-disciplinary fine (NDF) of \$500 to case #2024-34. Dr. Pischek seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Jones made a motion to issue a non-disciplinary fine (NDF) of \$500 and notice for a hearing to case #2024-35. Dr. Pischek seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Jones made a motion to issue a non-disciplinary fine (NDF) of \$500 and notice for a hearing to case #2024-36. Dr. Pischek seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Jones made a motion to issue a non-disciplinary fine (NDF) of \$500 and notice for a hearing to case #2024-37. Dr. Pischek seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Pischek made a motion to issue a non-disciplinary fine (NDF) of \$500 and notice for a hearing to case #2024-38. Dr. Jones seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Pischek made a motion to issue a non-disciplinary fine (NDF) of \$500 to case #2024-39. Dr. Jones seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Pischek made a motion to issue a non-disciplinary fine (NDF) of \$500 to case #2024-40. Dr. Jones seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Pischek made a motion to issue a non-disciplinary fine (NDF) of \$500 and notice for a hearing to case #2024-41. Dr. Jones seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Pischek made a motion to issue a non-disciplinary fine (NDF) of \$500 and notice for a hearing to case #2024-42. Dr. Jones seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Pischek made a motion to issue a non-disciplinary fine (NDF) of \$500 to case #2024-43. Dr. Jones seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.



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Dr. Pischek made a motion to issue a non-disciplinary fine (NDF) of \$500 and notice for a hearing to case #2024-44. Dr. Jones seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Pischek made a motion to issue a non-disciplinary fine (NDF) of \$500 and notice for a hearing to case #2024-45. Dr. Jones seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Pischek made a motion to issue a non-disciplinary fine (NDF) of \$500 and notice for a hearing to case #2024-46. Dr. Jones seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Pischek made a motion to issue a non-disciplinary fine (NDF) of \$500 and notice for a hearing to case #2024-47. Dr. Jones seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Pischek made a motion to issue a non-disciplinary fine (NDF) of \$500 to case #2024-48. Dr. Jones seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Pischek made a motion to issue a non-disciplinary fine (NDF) of \$500 to case #2024-49. Dr. Jones seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Pischek made a motion to issue a non-disciplinary fine (NDF) of \$500 to case #2024-50. Dr. Jones seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Pischek made a motion to notice for a hearing to case #2024-51. Dr. Jones seconded the motion. The motion was approved by unanimous consent with the case team leader abstaining from the vote.

Dr. Pischek made a motion to issue a non-disciplinary fine (NDF) of \$500 to case #2024-52. Dr. Jones seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Pischek made a motion to issue a non-disciplinary fine (NDF) of \$500 to case #2024-53. Dr. Jones seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Pischek made a motion to issue a non-disciplinary fine (NDF) of \$500 to case #2024-54. Dr. Jones seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.



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Dr. Pischek made a motion to notice for a hearing to case #2024-55. Dr. Jones seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Pischek made a motion to issue a non-disciplinary fine (NDF) of \$500 to case #2024-56. Dr. Jones seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Pischek made a motion to issue a non-disciplinary fine (NDF) of \$500 and notice for a hearing to case #2024-57. Dr. Jones seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Pischek made a motion to administratively close case #2024-58. Dr. Jones seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Pischek made a motion to issue a non-disciplinary fine (NDF) of \$500 to case #2024-59. Dr. Jones seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Pischek made a motion to issue a non-disciplinary fine (NDF) of \$500 to case #2024-60. Dr. Jones seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Pischek made a motion to issue a non-disciplinary fine (NDF) of \$500 to case #2024-61. Dr. Jones seconded the motion. The motion was approved by unanimous consent with the case team leader abstaining from the vote.

Dr. Pischek made a motion to issue a non-disciplinary fine (NDF) of \$500 to case #2024-62. Dr. Jones seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Pischek made a motion to issue a non-disciplinary fine (NDF) of \$500 and notice for a hearing to case #2024-63. Dr. Jones seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Pischek made a motion to issue a non-disciplinary fine (NDF) of \$500 to case #2024-64. Dr. Jones seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Pischek made a motion to issue a non-disciplinary fine (NDF) of \$500 to case #2024-65. Dr. Jones seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.



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Dr. Pischek made a motion to issue a non-disciplinary fine (NDF) of \$500 to case #2024-66. Dr. Jones seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Pischek made a motion to issue a non-disciplinary fine (NDF) of \$500 to case #2024-67. Dr. Jones seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Pischek made a motion to issue a non-disciplinary fine (NDF) of \$500 to case #2024-68. Dr. Jones seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Pischek made a motion to issue a non-disciplinary fine (NDF) of \$500 to case #2024-69. Dr. Jones seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Pischek made a motion to issue a non-disciplinary fine (NDF) of \$500 and notice for a hearing to case #2024-70. Dr. Jones seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Pischek made a motion to issue a non-disciplinary fine (NDF) of \$500 to case #2024-71. Dr. Jones seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Pischek made a motion to issue a non-disciplinary fine (NDF) of \$500 to case #2024-72. Dr. Jones seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Pischek made a motion to issue a non-disciplinary fine (NDF) of \$500 to case #2024-73. Dr. Jones seconded the motion. The motion was approved by unanimous consent with the case team leader abstaining from the vote.

Dr. Pischek made a motion to issue a non-disciplinary fine (NDF) of \$500 to case #2024-74. Dr. Jones seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Pischek made a motion to issue a non-disciplinary fine (NDF) of \$500 to case #2024-75. Dr. Jones seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Pischek made a motion to administratively close case #2024-76. Dr. Jones seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.



## Board of Dental Examiners of Alabama

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Dr. Pischek made a motion to issue a non-disciplinary fine (NDF) of \$500 to case #2024-77. Dr. Jones seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Pischek made a motion to issue a non-disciplinary fine (NDF) of \$500 to case #2024-80. Dr. Jones seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Pischek made a motion to issue a non-disciplinary fine (NDF) of \$500 to case #2024-81. Dr. Jones seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Pischek made a motion to issue a non-disciplinary fine (NDF) of \$500 and notice for a hearing to case #2024-82. Dr. Jones seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Pischek made a motion to issue a non-disciplinary fine (NDF) of \$500 and notice for a hearing to case #2024-83. Dr. Jones seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Pischek made a motion to notice for a hearing to case #2024-84. Dr. Jones seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Pischek made a motion to issue a non-disciplinary fine (NDF) of \$500 to case #2024-85. Dr. Jones seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Pischek made a motion to issue a non-disciplinary fine (NDF) of \$500 and notice for a hearing to case #2024-88. Dr. Jones seconded the motion. The motion was approved by unanimous consent with the case team leader and the dental hygiene member abstaining from the vote.

Dr. Jones made a motion that case #2023-138 has no evidence to sustain. Dr. Sims seconded the motion. It was approved by unanimous consent with the case team leader and hygiene member abstaining from the vote.

Dr. Williams made a motion that the Notice of Hearing for case #2023-169 be rescinded. Dr. Sims seconded the motion. It was approved by unanimous consent with the case team leader and hygiene member abstaining from the vote.

Dr. Sims made a motion that case #2023-124 be noticed for a hearing. Dr. Jones seconded the motion. It was approved by unanimous consent with the case team leader and hygiene member abstaining from the vote.



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Dr. Jones made a motion that case #2024-92 be noticed for a hearing. Dr. Sims seconded the motion. It was approved by unanimous consent with the case team leader and hygiene member abstaining from the vote.

Dr. Jones made a motion that case #2023-120 be noticed for a hearing. Dr. Williams seconded the motion. It was approved by unanimous consent with the case team leader and hygiene member abstaining from the vote.

Dr. Williams made a motion that case #2023-127 has no evidence to sustain. Dr. Jones seconded the motion. It was approved by unanimous consent with the case team leader and hygiene member abstaining from the vote.

Dr. Pischek made a motion to issue an Emergency Suspension of Permit and Notice of Hearing for case #2023-339. Dr. Jones seconded the motion. It was approved by unanimous consent with the case team leader and hygiene member abstaining from the vote.

Dr. Williams made a motion that case #2023-107 has no evidence to sustain. Dr. McIlwain seconded the motion. It was approved by unanimous consent with the case team leader and hygiene member abstaining from the vote.

Dr. Sims made a motion that case #2023-122 has no evidence to sustain. Dr. Williams seconded the motion. It was approved by unanimous consent with the case team leader and hygiene member abstaining from the vote.

Dr. Pischek made a motion that case #2023-337 has no evidence to sustain. Dr. Williams seconded the motion. It was approved by unanimous consent with the case team leader and hygiene member abstaining from the vote.

Director Strickland presented the ADHP Report on behalf of Ms. Latham, the ADHP-Coordinator. Director Strickland reported that there are currently 190 students remaining in the program after the mid-term exams. The applications for the 2024-2025 ADHP will be posted on the Board's website soon with a closing date for applications of April 30<sup>th</sup>. The venue for the program will continue to be Rosewood Hall in Homewood, AL.

Investigator Youngblood presented the Inspection Report.

Mr. Dettling presented the Attorney's Report.

Director Strickland presented the Executive Director's report.

- The Examiners of Public Accounts (state examiners) have begun the Board's Sunset Review, as well as the Legal Compliance audit. Though these two separate and distinct audits do not normally occur simultaneously, the staff is actively assisting the state examiners with the documents and information requested. Director Strickland will provide a status update at the March 8, 2024, board meeting.



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- Due to the recent change in the renewal cycle (reverting back to the statutory deadline of October 1<sup>st</sup>), the renewal portal will open on August 1<sup>st</sup> and remain open through September 30<sup>th</sup>. This will give licensees 60 days to renew their licenses/permits.
- Bids for Phase 3 of the building renovation were opened. The winning bid was accepted for interior/exterior painting, interior flooring replacement, and exterior improvements. The costs will be approximately \$290,000, which is below what the Board budgeted for this project.
- Updated the Board on current statistical data on investigations.

Dr. Williams made a motion to adjourn the meeting. Dr. Gray seconded the motion. It was approved by unanimous consent.

Dr. Pischek adjourned the meeting at 5:11 p.m.

Submitted by: Steve Hancock

Respectfully Submitted,

*Marshall A. Williams DDS*

Dr. Marshall Williams, Secretary/

Treasurer Approved: 2/9/2024



# Board of Dental Examiners of Alabama

## Statement of Financial Position

As of December 31, 2023

	TOTAL
<b>ASSETS</b>	
Current Assets	
Bank Accounts	
1000 Hoover First Com Money Market	591,802.71
1100 HOOVER FIRST COMMERCIAL	3,254,182.79
<b>Total Bank Accounts</b>	<b>\$3,845,985.50</b>
Accounts Receivable	
1200 Accounts Receivable	132,176.98
<b>Total Accounts Receivable</b>	<b>\$132,176.98</b>
Other Current Assets	
1250 Allowance for Doubtful Accts	-34,328.00
<b>Total Other Current Assets</b>	<b>\$ -34,328.00</b>
<b>Total Current Assets</b>	<b>\$3,943,834.48</b>
Fixed Assets	
1601 Fixed Asset - LAND	190,995.00
1602 Building	879,005.00
1604 Office Furniture & Equip.	149,884.33
1605 Vehicles	71,404.65
1606 Software	225,966.60
1650 Accumulated Depr.	-395,541.36
1700 Right-to-use Leased Assets	4,320.00
1750 Accum Amortization Leased Asset	-2,349.90
<b>Total Fixed Assets</b>	<b>\$1,123,684.32</b>
<b>TOTAL ASSETS</b>	<b>\$5,067,518.80</b>
<b>LIABILITIES AND EQUITY</b>	
Liabilities	
Current Liabilities	
Accounts Payable	
2000 Accounts Payable	-200.00
<b>Total Accounts Payable</b>	<b>\$-200.00</b>
Credit Cards	
2001 Synovus Visa	2,283.58

# Board of Dental Examiners of Alabama

## Statement of Financial Position

As of December 31, 2023

	TOTAL
<b>Total Credit Cards</b>	<b>\$2,283.58</b>
Other Current Liabilities	
2100 Lease Payable	1,440.00
2110 Current Por of Lease Financing	2,160.00
2329 FICA Withholding	290.73
2331 State Withholding	2,608.47
2500 Accrued SEP Contributions	75,548.52
2600 Accrued Compensated Absences	170,755.63
503-1 CONTROLLED SUBSTANCE STATE FEE	-40.00
<b>Total Other Current Liabilities</b>	<b>\$252,763.35</b>
<b>Total Current Liabilities</b>	<b>\$254,846.93</b>
<b>Total Liabilities</b>	<b>\$254,846.93</b>
Equity	
3000 Opening Bal Equity	720.63
4000 Revenue Over (Under) Expenses	1,224,873.84
4680 Beginning Reserve Fund Balance	2,386,274.64
4800.1 Beginning Op Fund Balance	-3,152.92
<u>Net Revenue</u>	1,203,955.68
<b>Total Equity</b>	<b>\$4,812,671.87</b>
<b>TOTAL LIABILITIES AND EQUITY</b>	<b>\$5,067,518.80</b>

# Board of Dental Examiners of Alabama

## Budget vs. Actuals: FYE 2023-2024

October 2023 - September 2024

As of December 31, 2023

Revenue	Actual	Total Budget	Remaining
4501 Annual Dental Renewal Registrat	845,000.00	912,550.00	67,550.00
4502 Annual Hygiene Renewal Reg	298,655.00	323,960.00	25,305.00
4503 Controlled Sub Initial Fee	3,150.00	18,000.00	14,850.00
4503.1 Controlled Sub Renewal Fee	275,660.00	315,150.00	39,490.00
4503.2 Contr Sub STATE Ini/Renew	(7,730.00)	21,750.00	29,480.00
4504.1 Teaching Permit Initial	500.00	1,000.00	500.00
4504.2 Teaching Permit Renewal	6,050.00	5,000.00	(1,050.00)
4504.3 Special Teaching Per Initial	300.00	1,200.00	900.00
4504.4 Spec Teaching Perm Renewal	1,200.00	5,700.00	4,500.00
4505 ADHP Dentist/Inst Cert Fee	3,675.00	15,000.00	11,325.00
4508 ADHP (All Rev exc ed fee)	0.00	210,000.00	210,000.00
4508.1 ADHP Education Fee	0.00	120,000.00	120,000.00
4508.2 ADHP Application Fee 2023	0.00	72,000.00	72,000.00
4509 Dental-Reg Initial App Fee	1,100.00	7,000.00	5,900.00
4510 Dental-Reg Initial Cert Fee	275.00	1,750.00	1,475.00
4510.1 Dental Hygiene-Reg Ini Cert Fee	275.00	1,750.00	1,475.00
4511 All Licenses Reprint Fee	100.00	1,250.00	1,150.00
4512 Dental Hygiene Reg Ini Ap Fee	3,575.00	65,000.00	61,425.00
4515.1 Reinstatement for Dental	750.00	15,000.00	14,250.00
4515.2 Reinstatement for Hygienist	500.00	6,000.00	5,500.00
4516 State Privilege License Money	0.00	14,000.00	14,000.00
4517 Interest income - Checking	28.35	120.00	91.65
4518 Parenteral Sed P Fee Renewal	14,100.00	15,900.00	1,800.00
4519 General Anesthesia P Renewal	59,400.00	62,400.00	3,000.00
4521 Other Income Account	938.99	1,000.00	61.01
4527 Disciplinary Fines (2022)	42,370.00	185,000.00	142,630.00
4527.1 Administrative Costs (2022)	9,100.00	55,000.00	45,900.00
4527.2 ADPWC Monitoring Fee (2022)	8,425.00	25,000.00	16,575.00
4527.3 Non-Disciplinary Fines (2022)	13,351.50	18,000.00	4,648.50
4528 Initial GA Evaluation Fee	16,200.00	54,000.00	37,800.00
4528.1 Initial PA Evaluation Fee	5,400.00	13,500.00	8,100.00
4529 OCS Reg Fee Renewal	28,800.00	53,550.00	24,750.00
4530 Dental Lie by Credentials	22,500.00	100,000.00	77,500.00
4530.1 Hygiene Lie by Credentials	4,200.00	22,400.00	18,200.00
4531 Returned Check Charges (NSF)	1,372.00	3,000.00	1,628.00
4532 OCS Initial App Fee	1,675.00	3,375.00	1,700.00
4533 Dental Reg Initial App Fee	6,675.00	57,500.00	50,825.00
4540 Special Purp Dental Lie Fee	450.00	0.00	(450.00)
4545 Special Purp Hygiene Lie Fee	0.00	0.00	0.00

# Board of Dental Examiners of Alabama

## Budget vs. Actuals: FYE 2023-2024

October 2023 - September 2024

As of December 31, 2023

	Actual	Total	
		Budget	Remaining
4617 Mobile Dent Facility P Initial	0.00	1,500.00	1,500.00
4617.1 Mobile Dent Facility P Renewal	0.00	1,000.00	1,000.00
4617.2 Portable Dental Permits Initial	0.00	1,500.00	1,500.00
4617.3 Portable Dental P Renewal	3,500.00	1,500.00	(2,000.00)
4620 Hygiene Infiltration P Initial	3,100.00	13,700.00	10,600.00
4620.1 Hygiene Infiltration P Renewal	34,650.00	18,750.00	(15,900.00)
<b>Total Revenue</b>	<b>1,709,270.84</b>	<b>2,840,755.00</b>	<b>1,131,484.16</b>
Gross Profit	1,709,270.84	2,840,755.00	1,131,484.16
<b>Expenditures</b>			
6100-0 Personnel Costs	60,073.02	716,574.86	656,501.84
6100.4 ADHP Education Director	6,000.00	24,000.00	18,000.00
6114-0 Board Member Compensation	19,500.00	100,000.00	80,500.00
6114.1 Board Meeting Supplies	0.00	500.00	500.00
6198-0 Bonus	0.00	4,000.00	4,000.00
6201-0 Payroll Expenses	6,038.68	70,000.00	63,961.32
6201.1 Payroll Taxes	10,961.03	0.00	(10,961.03)
6201.2 Wages - Staff	138,284.95	0.00	(138,284.95)
<b>Total 6201-0 Payroll Expenses</b>	<b>155,284.66</b>	<b>70,000.00</b>	<b>(85,284.66)</b>
6202-0 Pension Plan	0.00	96,000.00	96,000.00
6203-0 Medical Insurance	31,943.67	140,000.00	108,056.33
6204-0 Workman Comp. Ins.	0.00	8,600.00	8,600.00
6205.1 Quickbooks Software	2,532.71	9,000.00	6,467.29
6300-0 Travel - In-State	7,077.10	45,800.00	38,722.90
6400-0 Travel - Out-of-State	15,201.63	50,000.00	34,798.37
6500.1 Building Maintenance & Repairs	1,450.56	10,000.00	<b>8,549.44</b>
6500.2 Building Security	89.70	500.00	410.30
6500.3 Grounds Maintenance	1,300.00	9,000.00	7,700.00
6500.4 Building Supplies	<b>584.48</b>	4,000.00	3,415.52
6500.5 Renovations and Replacement	12,255.20	350,000.00	337,744.80
6503.1 Controlled Sub State Fee	0.00	400.00	400.00
6600.1 Rentals & Leases/Offsite Mtg	27,850.00	100,000.00	72,150.00
6600.2 New Office Space (2022)	10,825.83	6,000.00	(4,825.83)
6600.3 Equipment Rental/Lease	1,629.90	0.00	(1,629.90)
6700.1 Utilities - Telephone	67.98	0.00	(67.98)
6700.3 Utilities - Power	3,172.99	18,000.00	14,827.01
6700.4 Utilities - Internet	1,197.00	5,000.00	3,803.00
6700.5 Utilities - Water/Sewer	405.73	2,500.00	2,094.27
6700.6 Communications	1,411.00	8,000.00	6,589.00
6800 Professional Services General	3,063.09	5,000.00	1,936.91
6800.1 Membership Dues/Subscriptions	1,744.00	25,000.00	23,256.00

# Board of Dental Examiners of Alabama

## Budget vs. Actuals: FYE 2023-2024

October 2023 - September 2024

As of December 31, 2023

	Total		
	Actual	Budget	Remaining
6800.2 ADHP Instruc Costs	8,110.18	75,000.00	66,889.82
6800.3 ADHP Extra Assistance	137.50	500.00	362.50
6800.4 Anesthesia Committee Chairman	6,000.00	24,000.00	18,000.00
6800.5 Wellness Committee Chairman	21,093.99	85,000.00	63,906.01
6800.6 External Auditors	0.00	12,500.00	12,500.00
6801 Board Attorney Fees (GC)	23,614.50	157,500.00	133,885.50
6801.1 Attorney General's Office	0.00	2,000.00	2,000.00
6801.2 Board Attorney Fees - Other	0.00	500.00	500.00
6840 Consultants (2022)	21,000.00	84,000.00	63,000.00
6899.1 Evaluator Fees (for all evals)	7,500.00	30,000.00	22,500.00
6899.2 Hearing Officer Fees (2022)	0.00	2,000.00	2,000.00
6899.5 Website Charges	594.00	2,000.00	1,406.00
6899.6 ADHP Materials and Supplies	127.26	3,000.00	2,872.74
6900 Office Expense (2022)	3,234.08	15,000.00	11,765.92
6900.1 Recycle/Paper Disposal	148.35	800.00	651.65
6900.2 Legal Fees & Record Acq	1,109.50	3,500.00	2,390.50
6902 NPDB HIPDB Lie Bkgrd	47.50	250.00	202.50
6903 SAVE	50.00	400.00	350.00
6906 Printing & Supplies (2022)	750.00	2,000.00	1,250.00
6910 Postage Fees	0.00	4,000.00	4,000.00
6924 Insurance Other	13,447.00	19,000.00	5,553.00
6944 Computer Updates	575.76	12,000.00	11,424.24
6944.1 Computer Support	3,388.00	20,000.00	16,612.00
6944.2 ADHP Conf & Storage	0.00	2,200.00	2,200.00
6944.3 Computer Expenses - Other	887.03	6,000.00	5,112.97
6944.4 i-Gov Charges	10,000.00	75,000.00	65,000.00
6950 Bank & CC Service Fees	385.29	2,200.00	1,814.71
6951 NSF (2022)	635.00	2,000.00	1,365.00
6999 Misc. Payroll Entries	1,705.00	8,000.00	6,295.00
7100.1 Vehicle Repairs & Maintenance	121.78	8,000.00	7,878.22
7100.2 Vehicle Fuel (2022)	2,754.04	12,000.00	9,245.96
7400 Equipment (2022)	882.00	3,000.00	2,118.00
Reimbursements	8,751.75	0.00	(8,751.75)
<b>Total Expenditures</b>	<b>501,709.76</b>	<b>2,481,224.86</b>	<b>1,979,515.10</b>
Net Operating Revenue	1,207,561.08	359,530.14	(848,030.94)
Other Expenditures			
9901 External Theft	3,605.40	0.00	(3,605.40)
<b>Total Other Expenditures</b>	<b>3,605.40</b>	<b>0.00</b>	<b>(3,605.40)</b>
Net Other Revenue	(3,605.40)	0.00	3,605.40
<b>Net Revenue</b>	<b>1,203,955.68</b>	<b>359,530.14</b>	<b>(844,425.54)</b>