

**BOARD OF DENTISTRY
GENERAL BUSINESS MEETING MINUTES
February 15, 2019
Hilton UF Conference Center
1714 SW 34th Street
Gainesville, FL 32607
(352) 371-3600
7:30 A.M.**

Participants in this public meeting should be aware that these proceedings are being recorded and that an audio file of the meeting will be posted to the board's website.

I. CALL TO ORDER/ROLL CALL

MEMBERS PRESENT

Claudio Miro, DDS, Chair
Naved Fatmi, DMD, Vice-Chair
Catherine Cabanzon, RDH, BASDH
T.J. Tejera, DMD
Matthew Freedman, DMD
Nick Kavouklis, DMD
Nick White, DMD
Angela Sissine, RDH

MEMBER ABSENT

Fabio Andrade, Consumer Member

COURT REPORTER

Debbie Holloway
(352) 318-8506
deboraholloway@gmail.com

STAFF PRESENT

Jennifer Wenhold, Executive Director
Jessica Sapp, Program Administrator

BOARD COUNSEL

David Flynn, Esq.
Senior Assistant Attorney General

PROSECUTION SERVICES UNIT

John Wilson, Esq.
Gabriel Girado, Esq.
Octavio Ponce, Esq.

Dr. Miro called the meeting to order and welcomed students from the University of Florida dental program and dental hygiene and dental assistant students from Santa Fe College.

Dr. Fatmi read the Department of Health's mission: To protect, promote & improve the health of all people in Florida through integrated state, county, & community efforts.

II. DISCIPLINARY PROCEEDINGS

A. Settlement Agreements

- i. Charles Adelson, DMD, Case No. 2013-17838
(PCP – Thomas, Morgan, Fatmi)

Dr. Adelson was present and sworn in by the court reporter. He was represented by Peterson Bernard, Esq.
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Mr. Ponce summarized the case for the board. Respondent was charged with the following violations: **Count I:** Section 466.028(1)(x), Florida Statutes, by failing to allow adequate healing time before placing more dental implants into or around an area of suspected nerve injury and/or by having paid an indemnity in the amount of \$187,000.00 to the patient as a result of negligent conduct. **Count II:** Section 466.028(1)(m), Florida Statutes, by failing to record the type of bone graft material placed in the patient.

A Settlement Agreement was presented to the Board with the following terms:

- Appearance
- Letter of Concern
- Fine of \$2,000.00 to be paid within six (6) months
- Costs of \$7,000.00 to be paid within twelve (12) months
- Continuing Education to be completed through a Florida accredited college of dentistry: 3-6 hours in Implants and 3 hours of Record Keeping
- Successful completion of the Laws and Rules exam within twelve (12) months

After discussion, the following action was taken:

Motion: by Dr. Tejera to reject the Settlement Agreement

Second: by Dr. White

Vote: Unanimous

Motion: by Dr. Tejera to keep the same terms except for issuing a reprimand in place of the Letter of Concern. Dr. White added a friendly amendment to increase the fine to \$5,000.00, which was accepted by Dr. Tejera.

Second: by Dr. White

Vote: Unanimous

Dr. Adelson accepted the counter agreement.

- ii. Nicholas Zanakos, DDS, Case No. 2015-26389
(PCP – Thomas, Britten, Fatmi)

Dr. Zanakos was present and sworn in by the court reporter. He was represented by J. Bowen Brown, Esq.

Mr. Girado summarized the case for the board. Respondent was charged with the following violation: Section 466.028(1)(x), Florida Statutes, by failing to recognize that a significant portion of tooth number 3 remained following a surgical extraction and inform the patient; and/or by failing to administer the medication Arestin in an appropriate manner when he placed it in the extraction site.

A Settlement Agreement was presented to the Board with the following terms:

- Appearance
- Letter of Concern
- Fine of \$2,500.00 to be paid within twelve (12) months

- Costs of \$3,629.80 to be paid within twelve (12) months
- Continuing Education to be completed through a Florida accredited college of dentistry: 3-6 hours in Oral Surgery
- Patient reimbursement in the amount is \$192.94 to be paid within twelve (12) months
- Successful completion of the Laws and Rules exam within twelve (12) months

After discussion, the following action was taken:

Motion: by Dr. Tejera to accept the Settlement Agreement

Second: by Ms. Cabanzon

Vote: Unanimous

- iii. Aury Lourenco, DH, Case No. 2016-25161
(PCP – Gesek, Melzer, Cabanzon)

Ms. Lourenco was present and sworn in by the court reporter. She was represented by E. Frank Keller, Esq.

Mr. Ponce summarized the case for the board. Respondent was charged with the following violation: Section 466.028(1)(mm), Florida Statutes, by violating any rule or any portion of Chapter 466, specifically by co-owning a dental practice, The Tooth Place, and improperly employing a dentist in the operation of a dental office.

A Settlement Agreement was presented to the Board with the following terms:

- Appearance
- Reprimand
- Suspension for six (6) months
- Fine of \$3,000.00 to be paid within twelve (12) months
- Costs of \$2,371.85 to be paid within twelve (12) months
- Continuing Education: 3 hours in Ethics to be completed within twelve (12) months
- Successful completion of the Laws and Rules exam within twelve (12) months

After discussion, the following action was taken:

Motion: by Dr. Tejera to accept the Settlement Agreement

Second: by Dr. Freedman

Vote: Carried 5/2

- iv. Michael McCown, DMD, Case No. 2017-12941
(PCP – Gesek, Melzer, Calderone)

Dr. McCown was present and sworn in by the court reporter. He was represented by Dina Contri, Esq.

Mr. Girado summarized the case for the board. Respondent was charged with the following violation: Section 466.028(1)(x), Florida Statutes, by creating an inadequate treatment plan based on the conditions present in the patient prior to the procedure; poorly constructing the splinted crowns leading to lack of interproximal space; and/or poorly seating the splinted crowns leading to open margins.

A Settlement Agreement was presented to the Board with the following terms:

- Appearance
- Reprimand
- Fine of \$2,500.00 to be paid within eighteen (18) months
- Costs of \$3,492.57 to be paid within eighteen (18) months
- Continuing Education to be completed through a Florida accredited college of dentistry: 7-12 hours in Crown and Bridge and 7-12 hours in Prosthodontics
- Patient reimbursement of \$13,832.00 to be paid within twelve (12) months
- Successful completion of the Laws and Rules exam within twelve (12) months

After discussion, the following action was taken:

Motion: by Dr. Fatmi to reject the Settlement Agreement

Second: by Dr. White

Vote: Unanimous

Motion: by Dr. Fatmi to offer a counter agreement with the same terms, adding a Level I course in Record Keeping, a three (3) semester hour course in Ethics at an accredited college and a Level I course in Periodontics

Second: by Dr. White

Vote: Unanimous

Respondent accepted the counter agreement.

v. David Altman, DMD, Case No. 2017-07377
(PCP – Gesek, Melzer, Miro)

Dr. Altman was present and sworn in by the court reporter. He was represented by Cynthia Mikos, Esq.

Mr. Ponce summarized the case for the board. Respondent was charged with the following violation: **Count I:** Section 466.028(1)(q), Florida Statutes, by prescribing and/or procuring Percocet that was intended for himself. **Count II:** Section 466.028(1)(t) by committing fraud, deceit or misconduct in the practice of dentistry.

A Settlement Agreement was presented to the Board with the following terms:

- Appearance
- Compliance with PRN
- Remain in active practice, otherwise a board appearance will be required to demonstrate skill and safety
- Costs of \$3,116.54 to be paid within eighteen (18) months

- Successful completion of the Laws and Rules exam within twelve (12) months

After discussion, the following action was taken:

Motion: by Dr. Tejera to accept the Settlement Agreement

Second: by Dr. White

Vote: Unanimous

B. Informal Hearing Not Involving Disputed Issues of Material Facts

- i. Lisa Sambrooks, DH, Case No. 2017-15259

(PCP – Gesek, Kochenour, Cabanzon)

Ms. Sambrooks was not present nor represented by counsel.

Mr. Ponce summarized the case for the board. Respondent was charged with the following violation: Section 456.072(1)(k) Florida Statutes, by failing to repay a student loan issued or guaranteed by the state or federal government in accordance with the terms of the loan or failing to comply with service scholarship obligations.

Motion: by Dr. Tejera to find that the Respondent was properly served and has requested an informal hearing.

Second: by Dr. Fatmi

Vote: Unanimous

Motion: by Dr. Tejera to adopt the findings of fact as set forth in the Administrative Complaint.

Second: by Dr. Fatmi

Vote: Unanimous

Motion: by Dr. Tejera to adopt the investigative report into evidence in this proceeding.

Second: by Dr. Fatmi

Vote: Unanimous

Motion: by Dr. Tejera to adopt the conclusions of law as set forth in the Administrative Complaint and find that the conduct alleged constitute violations of the Practice Act.

Second: by Dr. Fatmi

Vote: Unanimous

After discussion, the following action was taken:

Motion: by Dr. Tejera to impose the following penalties:

- Suspension until proof of new loan payment terms have been agreed upon
- Probation for the duration of the loan
- Fine of \$1,480.00 to be paid within twelve (12) months.

Second: by Dr. Fatmi

Vote: Unanimous

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Motion: by Dr. Fatmi to assess the investigative costs of \$85.45 to be paid within six (6) months.

Second: by Ms. Sissine

Vote: Unanimous

ii. Michael Sampson, DMD, Case No. 2018-11845
(PCP – Gesek, Melzer, Miro)

Dr. Sampson was present and sworn in by the court reporter. He was not represented by counsel.

Mr. Ponce summarized the case for the board. Respondent was charged with the following violation: Section 456.072(1)(hh) Florida Statutes, by being terminated without good cause from a PRN contract.

Motion: by Dr. Fatmi to find that the Respondent was properly served and has requested an informal hearing.

Second: by Ms. Cabanzon

Vote: Unanimous

Motion: by Dr. Tejera to adopt the findings of fact as set forth in the Administrative Complaint.

Second: by Ms. Cabanzon

Vote: Unanimous

Motion: by Ms. Sissine to adopt the investigative report into evidence in this proceeding.

Second: by Dr. Freedman

Vote: Unanimous

Motion: by Dr. Tejera to adopt the conclusions of law as set forth in the Administrative Complaint and find that the conduct alleged constitute violations of the Practice Act.

Second: by Dr. Fatmi

Vote: Unanimous

After discussion, the following action was taken:

Motion: by Ms. Sissine to impose the following penalties:

- Suspension until compliance with a PRN evaluation and recommendation(s), and has been deemed safe to practice with reasonable skill and safety.

Second: by Dr. Kavouklis

Vote: Unanimous

C. Determination of Waiver

- i. Charles Graper, DDS, Case No. 2018-06783
(PCP – Gesek, Melzer, Miro)

Dr. Graper was present and sworn in by the court reporter. He was represented by Tullio Iacono, Esq.

Mr. Ponce summarized the case for the board. Respondent was charged with the following violations: **Count I:** Section 456.072(1)(b) Florida Statutes, by having the Georgia Board of Dentistry revoke his license to practice dentistry. **Count II:** Section 456.072(1)(f), Florida Statutes by voluntarily relinquishing his medical license in the State of Georgia in response to or in anticipation of disciplinary action. **Count III:** Section 466.028(1)(II), Florida Statutes, by failing to report to the board, in writing, within 30 days that his license to practice dentistry was acted against by the State of Georgia.

Motion: by Ms. Cabanzon to find the Administrative Complaint was properly served on Respondent and that Respondent failed to timely respond to the Administrative Complaint and has waived the right to request a hearing.

Second: by Dr. Tejera

Vote: Unanimous

Mr. Iacono addressed the Board regarding the timeliness of Dr. Graper's Election of Rights and response.

Ms. Cabanzon retracted the motion.

Second: by Dr. Tejera

Vote: Unanimous

Motion: by Ms. Cabanzon to send the case to the Division of Administrative Hearings

Second: by Dr. Freedman

Vote: Carried 5/2

D. Motion for Costs

- i. William Glover III, DMD, Case No. 2015-09533
(PCP – Gesek, Britten, Calderone)

Dr. Glover was present and sworn in by the court reporter. He was represented by David Fursteller, Esq.

On December 7, 2018, the Board of Dentistry filed a Final Order adopting the material facts and conclusions of law as set forth in the Amended Administrative Complaint and revoked Respondent's license to practice dentistry. The Motion to Assess Costs was continued to this meeting. The Respondent and Petitioner request the Board assess the costs in the amount of \$8,715.16 to be paid within three (3) years

After discussion, the following action was taken:

Motion: by Ms. Cabanzon to assess costs in the amount of \$8,715.16 to be paid within three (3) years.

Second: Dr. White

Vote: Unanimous

III. REQUEST FOR RECONSIDERATION

A. William Glover, DN11757

Case No. 2015-09533

Dr. Glover was present and sworn in by the court reporter. He was represented by David Fursteller, Esq. Ms. Glover was also present and sworn in as the practice administrator.

Dr. Glover's license to practice dentistry was revoked by the Board through a Final Order filed on December 18, 2018. Dr. Glover has filed a petition requesting the Board to reconsider the revocation imposed.

Dr. Glover addressed the Board.

After discussion, the following action was taken:

Motion: by Dr. Kavouklis to reject the request to reconsider the imposed revocation.

Second: Dr. White

Vote: Carried 8/1

IV. PROSECUTION REPORT

A. John Wilson, Assistant General Counsel

Mr. Wilson presented the prosecution report.

Motion: by Dr. Fatmi to allow prosecution to continue processing year and older cases

Second: by Dr. Tejera

Vote: Unanimous

V. PETITION FOR MODIFICATION OF FINAL ORDER

A. Allen David McCall, DN17169

Case No. 2008-11208

Dr. McCall was present and sworn in by the court reporter. He was not represented by counsel.

Dr. McCall's license was disciplined by the Board through a Final Order filed on October 3, 2012. The discipline included a restriction of not performing impacted wisdom teeth extractions. He has filed a petition requesting this restriction be removed.

After discussion, the following action was taken:

Motion: by Dr. Miro to lift the restriction
Second: by Ms. Sissine
Vote: Unanimous

B. David S. Gaines, DN5708
Case No. 2014-14968

Dr. Gaines was present and sworn in by the court reporter. He was represented by Randolph Collette, Esq. He has filed a petition requesting an extension of time to pay the administrative fine and costs imposed in case no. 2014-14968. The fine imposed is \$5,000.00 and the costs assessed are \$6,000.00.

After discussion, the following action was taken:

Motion: by Dr. Kavouklis to grant the extension and give an additional two years
Second: by Dr. Tejera
Vote: Carried 7/2

VI. PETITION FOR TERMINATION OF PROBATION

A. Alexander Gaukhman, DN15657
Case Nos.: 2013-09716; 2013-13078; 2014-05717;
2014-06673; 2014-07097; 2014-17433; 2015-21213

Dr. Gaukhman was present and sworn in by the court reporter. His monitor, Dr. Nancy Havens, was present and sworn in by the court reporter. Dr. Gaukhman was represented by Paul Drake, Esq. He has filed a petition requesting termination of his probation.

After discussion, the following action was taken:

Motion: by Ms. Cabanzon to approve the termination of probation
Second: Dr. Fatmi
Vote: Unanimous

VII. REVIEW OF APPLICATIONS

A. Application for Moderate Sedation Permit

i. Olubisi Aina, DN17111

Dr. Aina was present and sworn in by the court reporter. She was requested to appear to consider her application for a moderate sedation permit. She completed a pediatric residency in July 2007 but did not apply for a pediatric moderate sedation permit within the two year window required by Rule 64B5-14.003(3)(a)4.

After discussion, Dr. Aina withdrew her application and will apply for a Pediatric Moderate

sedation permit and will consider submitting a petition for waiver of the rule after taking the American Academy of Pediatric Dentistry sedation course.

B. Application for Exemption from Disqualification

- i. Constantinos Soldatos, DN 13314

Dr. Soldatos was/was not present. He has been disqualified to work in an AHCA regulated facility and has applied for an exemption so he is eligible to work in such a setting.

After discussion, the following action was taken:

Motion: by Dr. Tejera to deny

Second: by Dr. Fatmi

Vote: Unanimous

VIII. REPORTS

A. Board Counsel

- i. Rules Report

Mr. Flynn provided an update on the rules currently in progress.

B. Executive Director

- i. Financial Reports

- ii. 2019 Legislation

Ms. Wenhold provided a summary of the following bills:

SB 374 – An act relating to the Children and Youth Cabinet, adding a representative of the Florida Dental Association

SB 471/HB 686 – An act relating to dental therapy fees

HB 465 – An act relating to dental services, establishing the Dental Student Loan Repayment Program

HB 549/SB 648 – An act relating to continuing education for dentists, amending s. 466.0135, F.S., to require a 2-hour course on prescribing controlled substances

SB 188 – An act relating to the Department of Health, which includes revisions to s. 466, F.S., allowing for dentists licensed in other states to grade the exam and codifying the adverse incident rule into statute.

SB 7000 – An act relating to a review under the Open Government Sunset Review Act, relating to the Dental Workforce Survey

SB 684/HB 649 – An act relating to dental therapy, creating the practice of dental therapy in Florida.

Frank Catalanotto, DMD, with Floridians for Dental Access addressed the board in support of the dental therapy legislation.

Dr. Carlos Piedra addressed the Board in support of this legislation.

Ms. Sue Kassoff-Correia with the Florida Dental Hygienists' Association addressed the board in support of this legislation.

C. Chair

- i. Rule 64B5-15.018, F.A.C.

Dr. Miro requested the Board to reconsider the \$2,000.00 initial sedation permit fee.

After discussion, the following action was taken:

Motion: by Dr. Fatmi to withdraw the proposed rule

Second: by Dr. Tejera

Vote: Unanimous

D. Board Members

- i. Ms. Cabanzon and Dr. Fatmi – CDCA Annual Meeting Update

Dr. Ian Dennis addressed the Board and requested a committee be formed to keep in communication with CDCA.

- ii. Ms. Cabanzon – Council on Dental Hygiene Report

The Council on Dental Hygiene proposed the following amendments:

- Rule 64B5-16.001, F.A.C.

64B5-16.001 Definitions of Remediable Tasks and Supervision Levels.

(1) Remediable tasks, also referred to as expanded functions of dental assistants, are those intra-oral tasks which do not create unalterable changes in the oral cavity or contiguous structures, are reversible and do not expose a patient to increased risks. The use of a laser or laser device of any type is not a remediable task, **unless utilized as an assessment device.**

(2) through (9) **NO CHANGE**

After discussion, the following action was taken:

Motion: by Ms. Sissine to approve the proposed language

Second: by Dr. Miro

Vote: Unanimous

The Board considered the economic impact and determined that a Statement of Estimated Regulatory Cost was not necessary and the rule will not need legislative ratification.

Motion: by Ms. Cabanzon that no part of this rule or a violation of this rule should be designated as a minor violation.

Second: by Dr. Miro

Vote: Unanimous

- Rule 64B5-17.0150, F.A.C.

64B5-17.0105 Ownership of Dental Instruments by a Dental Hygienist.

For purposes of interpreting Section 466.0285, 466.024, 466.023 and 466.0235, F.S., a Dental Hygienist is not precluded from owning dental instruments used by her or him in the provision of dental hygiene services, working under the authorization of dentist or providing dental hygiene services to carry out provisions outlined in the statute when a supervising dentist is not required. ~~so long as the final authority on the suitability and/or manner in which said instruments will be used in the provision of dental hygiene services remains with the supervising dentist.~~

After discussion, the following action was taken:

Motion: by Ms. Sissine to approve the proposed language

Second: by Dr. Fatmi

Vote: Unanimous

The Board considered the economic impact and determined that a Statement of Estimated Regulatory Cost was not necessary and the rule will not need legislative ratification.

Motion: by Ms. Cabanzon that no part of this rule or a violation of this rule should be designated as a minor violation.

Second: Dr. Fatmi

Vote: Unanimous

IX. RULE DISCUSSION

A. Restorative Functions Dental Auxiliary Training

i. Council on Dental Hygiene Proposal

64B5-16.0000 Delegation of Remediable Restorative Functions to Dental Hygienists and Dental Assistants; Supervision Level; and Training and Experience Requirements.

Notwithstanding any other rule provision to the contrary, a dentist may delegate remedial intraoral restorative functions to a Dental Hygienist or Dental Assistant in strict compliance with the provisions of this rule. All functions delegated under this rule shall be performed under direct supervision.

- (1) Delegable Restorative Functions: After a dentist has prepared a tooth, a dentist may delegate to a dental hygienist **or dental assistant**, who has met the mandatory training requirements of this rule, the task of placing, packing and contouring amalgam and composite restorations and the fitting and contouring of stainless steel crowns (tasks). However, **a dental assistant or** a dental hygienist shall not permanently cement stainless steel crowns.
- The tasks shall only be performed using a slow speed handpiece and hand instruments.
 - The delegating dentist shall not supervise more than four (4) dental hygienists or dental assistants in combination who are simultaneously performing the tasks pursuant to this rule **or rule [Insert Dental Assistant Rule Number]**.
 - The delegating dentist shall ensure that the patient's dental chart is annotated to reflect the initials of the dental hygienist **or dental assistant** who performed the tasks.
 - The delegating dentist shall also ensure that the patient's dental chart reflects that the final restoration was verified by the delegating dentist and the result of the verification shall also be documented.
- (2) Mandatory Training Course Prerequisites: To be eligible to be admitted into the mandatory training course required in subsection (3), A dental hygienist **or dental assistant** (Candidate) shall meet the following conditions:
- The Candidate shall be at least 18 years of age.
 - The Candidate shall be a high school graduate or have a High School Equivalency Certificate.
 - The Candidate shall have a current Basic Life Support for Healthcare Provider certificate.
 - The Candidate, **in the case of a dental hygienist**, shall have an active unrestricted dental hygiene license from any U.S. state or territory. The Candidate shall have never had a dental hygiene license suspended or revoked in any jurisdiction.
 - The Candidate, in the case of a dental assistant, shall be a graduate of a dental assisting program that is accredited by a dental accrediting entity recognized by the United States Department of Education or shall have received formal training in expanded duties pursuant to Rule 64B5-16.002 (1)(b), F.A.C. The Candidate shall have never had a dental assisting license suspended or revoked in any jurisdiction.**
 - Within 24 months prior to being admitted to the mandatory training course in subsection (3), the Candidate must have documented proof of 2400 hours of clinical work experience in either a dental office or as an educator of dental assisting or dental hygiene.**
- (3) Mandatory Training Course: The mandatory training course shall be offered by a dental or dental hygiene school or program that is accredited by a dental accrediting entity recognized by the United States Department of Education. The training course must be specifically designed and implemented to comply with the provisions of this

rule. The training program shall ensure that the candidate meets all the qualification in subsection (2) before accepting the candidate into the training program. At a minimum, the training shall include and contain the following:

- a. **80 105** clock hours including a minimum of **5 40** hours dedicated to preclinical didactic hours, and a clinical portion consisting of a minimum **50 70** hours dedicated to simulated lab and a minimum of 25 hours dedicated to live patients. The preclinical didactic hours, may be offered online. At the completion of the preclinical didactic hours, the course shall require the passing of an initial written examination prior to the clinical portion of the training. A passing score shall require a score of 75 percent or above.
 - b. A clinical and lab session for Amalgam Restorations Class I, II, and V, which shall include live patients.
 - c. A clinical and lab session for Composite Restorations Class I, II, III, and V, which shall include live patients.
 - d. A clinical and lab session to size, fit and contour, but not permanently cement, stainless steel crowns, which shall include live patients.
 - e. The training program shall verify competency by requiring an exit or final written examination and clinical examination that includes live patients. The written portion of the examination shall include a section covering the Laws and Rules of Dentistry in Florida. A passing score shall require a 75 percent or above on both the written and clinical examination and the examinations shall not be weighted to achieve an overall score of 75 percent or better. The clock hours dedicated to the exit or final written and clinical examination shall not count towards the required minimum **80 105** total clock hours required by the course.
 - f. Upon the successful completion of the training course, a certificate of successful completion of the Restorative Function Course shall be issued.
- (4) Documentation of Training: A Dentist who delegates tasks pursuant to this rule shall ensure that a copy of the Restorative Function Course training certificate is immediately available at the location where tasks are delegated, and the certificate shall be produced by the dentist when requested by the Board Office or any authorized inspector.
- (5) Responsibility: The delegating and supervising dentist shall remain fully responsible for all delegated tasks and for ensuring that the **dental assistant or** dental hygienist meets the training requires of this rule.

Proposed amendments to 2(f)- add CODA approved

After discussion, the following action was taken:

Motion: by Ms. Cabanzon to approve the proposed language

Second: by Dr. Fatmi

Vote: Failed with a 4/4 vote

Ms. Cabanzon suggested changing the required hours to 85

Motion: by Dr. Miro to accept the proposed language to include the oral amendment of 85 hours and to CODA graduates in subsection 2(f). The additional 5 hours shall be in hand simulation.

Subsections 3(a) and (e) are revised to incorporate this.

Second: by Dr. Tejera

Vote: Unanimous

The Board considered the economic impact and determined that a Statement of Estimated Regulatory Cost was not necessary and the rule will not need legislative ratification.

Motion: by Ms. Cabanzon that no part of this rule or a violation of this rule should be designated as a minor violation.

Second: by Dr. Fatmi

Vote: Unanimous

B. Rule 64B5-12.017, F.A.C.

The following language was proposed:

64B5-12.017 Application for Provider Status.

(1) Entities or individuals who wish to become approved providers of continuing education shall register with and apply through CE Broker at <https://cebroker.com/providers> and submit the following information, documentation and fee: ~~must submit the approval fee set forth in subsection 64B5-15.022(1), F.A.C., and an application on the appropriate form set forth in Rule 64B5-1.021, F.A.C., which contains the following information and which is accompanied by the following documentation:~~

~~(a) The fee set forth in subsection 64B5-15.022(1), F.A.C.;~~

~~(a) The name of the contact person who will fulfill the reporting and documentation requirements for approved providers and who will assure the provider's compliance with Rule 64B5-12.0175, F.A.C.; and,~~

~~(b) The qualifications of all instructors, which may be evidenced by a curriculum vitae or professional licensure in the subject area taught. Because domestic violence courses must contain information specifically appropriate for, directly pertinent to, and useful in, dentistry, all domestic violence instructors shall identify dental injuries indicative of domestic violence, mandatory reporting and patient records confidentiality for dentists under Florida and federal law, and incidence statistics in the dental profession.~~

(2) Provider approval may be granted for a period not to exceed the time from the date of approval to the end of the next successive licensure biennium after approval was obtained. Application for renewal of provider status shall be made at least 90 days prior to the end of the biennium in which approval expires and must be accompanied by the biennial renewal fee set forth in subsection 64B5-15.022(2), F.A.C. Renewal applications shall contain all information required for initial provider approval as well as course outlines and information evidencing compliance with Rule

64B5-12.0175, F.A.C., for each course offered during the provider status.

(3) Study clubs which are composed of at least five licensees, are formed for the purpose of scientific study and which have adopted written by-laws may apply to become approved continuing education providers.

After discussion, the following action was taken:

Motion: by Dr. Kavouklis to approve the proposed language

Second: by Dr. Tejera

Vote: Unanimous

The Board considered the economic impact and determined that a Statement of Estimated Regulatory Cost was not necessary and the rule will not need legislative ratification.

Motion: by Ms. Cabanzon that no part of this rule or a violation of this rule should be designated as a minor violation.

Second: by Dr. Fatmi

Vote: Unanimous

X. FOR YOUR INFORMATION

A. Spotlight on Unlicensed Activity

XI. NEW BUSINESS

A. Licensure Ratification Lists

After discussion, the following action was taken:

Motion: by Dr. Tejera to approve

Second: by Ms. Cabanzon

Vote: Unanimous

B. Anesthesia Ratification List

After discussion, the following action was taken:

Motion: by Dr. Tejera to approve

Second: by Ms. Cabanzon

Vote: Unanimous

C. 2019 Delegation of Authority

After discussion, the following action was taken:

Motion: by Dr. Tejera to approve

Second: by Dr. Fatmi

Vote: Unanimous

D. 2020 Meeting Dates

After discussion, the following action was taken:

Motion: by Dr. Fatmi to approve

Second: by Dr. Tejera

Vote: Unanimous

XII. OLD BUSINESS

A. Approval of Board Meeting Minutes – November 16, 2018

After discussion, the following action was taken:

Motion: by Dr. Tejera to approve

Second: by Dr. Fatmi

Vote: Unanimous

XIII. ADJOURNMENT

There being no further business, the meeting adjourned at 2:10 p.m.