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**AMERICAN DENTAL ASSOCIATION
MINUTES OF THE BOARD OF TRUSTEES
CHICAGO, ILLINOIS
September 12–14, 2021**

Call to Order: The fifth regular meeting of the Board of Trustees of the American Dental Association was called to order by Dr. Daniel J. Klemmedson, president, on Sunday, September 12, 2021, at 8:51 a.m. (Central Daylight Savings Time) in the Board Room of the ADA Headquarters Building, Chicago.

Roll Call: officers and members of the Board of Trustees in attendance were: Daniel J. Klemmedson, Cesar R. Sabates, Vincent U. Rapini, Maria C. Maranga, W. Mark Donald, Ted Sherwin, Kathleen T. O’Loughlin, Craig S. Armstrong, Susan Becker Doroshow, Linda J. Edgar, Terry Fiddler, Jay F. Harrington, Jr., Linda K. Himmelberger, Brett Kessler, Paul R. Leary, Chad R. Leighty, Rudolph T. Liddell, Michael D. Medovic, Scott L. Morrison, Gary R. Oyster, Julio H. Rodriguez, Richard J. Rosato, George R. Shepley, and James D. Stephens.

Following the roll call, Dr. Donald announced that a quorum was present.

The following ADA staff were in attendance for all or portions of the meeting at the invitation of the president: Marcelo Araujo, chief science officer; Jordan Baugh, chief technology officer; Judith Fleeks, chief human resources officer; Scott W. Fowkes, general counsel; Tony Frankos, vice president, Sales Strategy and Product Development; James Goodman, senior vice president, Business Group; Michael A. Graham, senior vice president, Government and Public Affairs; Michelle Hoffman, vice president, Publishing; April Kates-Ellison, vice president, Member and Client Services; Catherine H. Mills, vice president, Conferences and Continuing Education; Stephanie Moritz, marketing and chief communications officer; David Preble, senior vice president, Practice Institute; Robert Quashie, senior vice president, Operations; Betsy Shapiro, chief of governance and strategy management; Paul Sholty, chief financial officer; Marko Vujcic, chief economist and vice president, Health Policy Institute; and Anthony Ziebert, senior vice president, Education/Professional Affairs.

Guests in attendance for a portion or portions of the meeting included Dr. Daniel Hall, chair, New Dentist Committee; Mr. John Maher, chair, ADABEI; Mr. Andrew Johnston, C Space; Ms. Kisha Payton, C Space; Ms. Karin Wittich, executive director, American Association of Oral and Maxillofacial Surgeons; and Dr. Scott Tomar, associate dean, University of Illinois-Chicago, College of Dentistry

Others in attendance for all or portions of the meeting were: Krishna Aravamudhan, senior director, Council on Dental Benefit Programs; Jodi Baldwin, manager, Board and House Matters; Deborah Doherty, chief executive officer, ADABEI; Thomas C. Elliott, Jr., deputy general counsel; Michelle Kruse, director, Administrative Services; Trina Langtiw, coordinator, Board and House Matters; Dr. Elizabeth Roberts, interim executive director, ADA Foundation; and Wendy J. Wils, deputy general counsel. Other ADA staff members were in attendance for specific agenda items.

Before consideration of business, Dr. Klemmedson called attention to the ADA Disclosure Policy statement included on the meeting agenda and the requirement to disclose any conflicts of interest. No conflicts were disclosed at this time.

1 **Preliminary**

2
3 **Approval of Agenda and Consent Items**

4
5 *Approval of Agenda.* Before requesting approval of the agenda, Dr. Klemmedson asked if there were any
6 items of new business. No items of new business were proposed. On vote, the Board adopted the agenda.

7
8
9 **B-85-2021. Resolved**, that the agenda be approved as the official order of business for the current
10 meeting of the Board of Trustees except that the President may alter the order of the agenda when
11 necessary to expedite business.

12
13 *Approval of Consent Calendar.* Dr. Klemmedson reviewed the list of proposed consent items; the following
14 items were removed from consent.

- 15
16
 - Report on Membership Goal of Common Ground 2025
 - Report of the Senior Vice President, Education and Professional Affairs: Reauthorization of the
18 Admission Test for Dental Hygiene Steering Committee (Dr. Ziebert) (Res. B-91)

19
20 Before taking action on the Consent Calendar Resolution, the Board was informed that the Report of the
21 Liaison to American Dental Political Action Committee listed on the Consent Calendar was not submitted in
22 time for the September Board meeting and would not be taken up at this meeting. The amended consent
23 calendar was adopted by the Board of Trustees.

24
25 **B-84-2021. Resolved**, that the resolutions contained on the Consent Calendar for Board of Trustees
26 consideration, as amended, be approved and reports be filed.

27
28
29 **Reports of Standing Committees of the Board of Trustees**

30
31 **Report of the Audit Committee:** On behalf of the Committee, Dr. Jay Harrington, chair, presented the report
32 of the Audit Committee's August 25, 2021, meeting. The report identified major topics discussed, reports
33 received and actions taken.

34
35 **Report of the Budget and Finance Committee:** On behalf of the Committee, Dr. George Shepley, chair,
36 presented the report of the Budget and Finance Committee's August 30, 2021, meeting. The report identified
37 major topics discussed, reports received and actions taken. Dr. Shepley moved Resolutions B-100, B-101
38 and B-102 with the Committee's recommendation to adopt; on vote Resolutions B-100, B-101 and B-102
39 were adopted *en bloc*.

40
41 *Enhanced CDT Code Request for Reserve Funding*

42
43 **B-100-2021. Resolved**, that the ADA Board of Trustees approve funding from reserves for up to
44 \$1.5M to finance the cost of development and implementation of an enhanced CDT Code to support
45 an electronic health record and cost-effective data analysis mechanisms, with yearly updates on
46 progress.

47
48 *Posting of Quarterly Financial Statements*

49
50 **B-101-2021. Resolved**, that the ADA quarterly financial statements as of December 31, 2020, March
51 31, 2021 and June 30, 2021 be filed and posted in the appropriate delegates section.

52

1 *Investment Rebalancing*

2
3 **B-102-2021. Resolved**, that the Board approves the transfer of the projected tranche funding of
4 \$5.675 million to the ADA operating account from reserves, and be it further

5
6 **Resolved**, that the Budget and Finance Committee continue to review the reserve spending needs
7 and rebalancing strategy in the first quarter of 2022.

8
9 *Request for Funding: Dental Public Health Residency Program: Opportunity to Partner with University of*
10 *Illinois-Chicago College of Dentistry (UIC):* Dr. Scott Tomar, associate dean, UIC, presented the Board with
11 the request for funding for a CODA-accredited Advanced Education program in dental public health affiliated
12 with University of Illinois-Chicago, College of Dentistry. Following the report, Resolution B-90 was presented
13 for the Board's consideration. A motion was made to postpone definitely consideration of B-90 until the
14 February Board meeting. On vote, the motion to postpone was not adopted. On vote, Resolution B-90 was
15 adopted by the Board of Trustees.

16 **B-90-2021. Resolved**, that the ADA enter a negotiation with the University of Illinois-Chicago College
17 of Dentistry in order to explore the possibility of a CODA-accredited Advanced Education Program in
18 Dental Public Health, where ADA would provide an educational experience up to two days per week
19 as part of the academic school year in areas of dental public health research and/or dental public
20 health policy advocacy, and be it further

21
22 **Resolved**, that the ADA contribute \$100,000 per year for three years to support the establishment of
23 the Advanced Education Program in Dental Public Health in collaboration with the University of
24 Illinois-Chicago College of Dentistry, Department of Public Health upon the successful completion of
25 a negotiated agreement.

26
27 *Report on the Status of the 2021 Board Contingency.* A Board Contingency Fund of \$700,000 was
28 authorized in the 2021 budget. The Board of Trustees has not approved any new funding requests for this
29 meeting, which leaves the balance of the 2021 Board Contingency Fund at \$539,000.

30
31 **Report of the Business Innovation Committee:** On behalf of the Committee, Dr. Jay Harrington, chair,
32 presented the report of the Committee's August 30, 2021, meeting. The report identified major topics
33 discussed, reports received and actions taken.

34
35 **Report of the Compensation Committee:** On behalf of the Compensation Committee, Dr. Linda
36 Himmelberger, chair, presented the report of the Committee's August 18, 2021, meeting. The report identified
37 major topics discussed, reports received and actions taken.

38
39 **Report of the Diversity and Inclusion Committee:** On behalf of the Diversity and Inclusion Committee, Dr.
40 Julio H. Rodriguez, chair, presented the report of the Committee's August 23, 2021, meeting. The report
41 identified major topics discussed and reports received. Dr. Rodriguez moved Resolution B-99; on vote
42 Resolution B-55 was adopted by the Board of Trustees.

43
44 **B-99-2021. Resolved**, that B-20-2015, Expanding the Diversity and Inclusion Committee
45 (*Trans.2015:141*), be amended as follows (new language underscored); deletions ~~stricken~~):

46
47 **Resolved**, that the Committee on Diversity and Inclusion be authorized to use non-voting
48 consultants who are representatives of the following organizations: American Association of
49 Women Dentists, Hispanic Dental Association, National Dental Association, ~~and Society of~~
50 American Indian Dentists, other diverse dental associations as appropriate, and select Large
51 Group Practices.

1 ~~and be it further~~

2 ~~**Resolved**, that \$18,000 be appropriated to fund travel, per diem and lodging for these~~
3 ~~consultants.~~

4
5 **Report of the Governance Committee:** On behalf of the Governance Committee, Dr. Linda Himmelberger,
6 chair, presented the report of the Committee’s August 26, 2021, meeting. The report identified major topics
7 discussed, reports received and actions taken. Dr. Himmelberger moved Resolution B-97; on vote Resolution
8 B-97 was adopted by the Board of Trustees.

9
10 **B-97-2021. Resolved**, that the *Organization and Rules of the Board of Trustees* regarding the Terms
11 of Emergency Succession Plan, paragraph 1 be amended as follows (additions underscored,
12 deletions ~~stricken~~):

13
14 Terms of Emergency Succession Plan: Immediately upon the declaration by the President of a
15 vacancy in the Executive Director position or the absence of the Executive Director when he or she is
16 unable to perform the duties of the position for an extended or indefinite period of time:

- 17
18 1. The Senior Vice President Education/Professional Affairs shall assume the position of interim
19 Executive Director. In the event the Senior Vice President Education/Professional Affairs is
20 unable or unwilling to assume the role of interim Executive Director, the ~~Chief of Governance~~
21 Senior Vice President Practice Institute shall automatically assume that position. In the event
22 both the Senior Vice President Education/Professional Affairs and the ~~Chief of Governance~~
23 Senior Vice President Practice Institute are unable or unwilling to assume the role of interim
24 Executive Director, the Vice President, Science Institute shall automatically assume that
25 position. The Board shall reassess the line of succession annually.

26
27 Dr. Himmelberger moved Resolution B-98; on vote Resolution B-98 was adopted by the Board of
28 Trustees.

29
30 **B-98-2021. Resolved**, that the following language entitled Initial “Presidential Leadership
31 Appointments” be added to the *Organization and Rules of the Board of Trustees* (“the *Board Rules*”)
32 by placing it at the end of the section of the Board Rules entitled “Rules of Procedure” (following the
33 passage entitled “Embargoed Resolutions”) on page 6, and be it further

34
35 **Resolved**, that the Governance Committee is authorized to make conforming changes to the
36 *Organization and Rules of the Board of Trustees* to effect these changes.

37
38 **Initial Presidential Leadership Appointments:** The ADA President is required to make a
39 number of appointments and nominations at the commencement of each term of the Board of
40 Trustees which begins at the adjournment of the annual session of the House of Delegates.
41 The ADA President should have no constraints on the ability to make the appointments and
42 nominations that are felt to be in the best interests of the Association. Those appointments
43 and nominations are officially announced at the commencement of the first meeting of the
44 Board of Trustees following the adjournment of the annual session. Without diluting or
45 diminishing the authority of the President to make such appointments and nominations, as
46 the leadership appointments and nominations decisions are being made by the President-
47 elect prior to installation as President, it is suggested that the following be considered:

- 48
49 1. That the skills, experience and expertise required in the leadership positions being
50 filled by Presidential appointment or nomination be considered so that individuals
51 best suited for positions are appointed or nominated to those positions.
52

- 1 2. That the workload of each position filled and the overall workloads of the individuals
2 being appointed or nominated to fill those positions be considered so that the time
3 commitments and leadership responsibilities are, to the extent possible, equally
4 dispersed among the members of the Board of Trustees.
5
- 6 3. That, to the extent possible, discussions concerning possible appointments and
7 nominations be held with the individuals being considered for such appointments and
8 nominations so that any factors unknown to the then President-elect can be
9 disclosed and accounted for.
10
- 11 4. That, to the extent possible, decisions on appointments and nominations be
12 informally disclosed to the individuals receiving the appointments and nominations
13 sufficiently in advance of the commencement of the effective date of the appointment
14 or nomination to provide the individual appointed or nominated the opportunity to
15 adjust their professional and personal schedules as needed to accommodate the
16 commitments of the new positions they will assume.
17
- 18 5. That leadership assignments which entail meetings and travel before the end of the
19 calendar year be distributed to the expected members of the next Board of Trustees
20 thirty (30) days in advance of the first Board meeting after the House of Delegates.
21
- 22 6. A distribution of the leadership assignments will not be made to candidates for
23 second vice president who are involved in a contested election for the position. The
24 elected second vice president will receive the leadership assignments as a part of the
25 agenda material distributed just prior to the commencement of the first Board meeting
26 after the House of Delegates. To the extent that a second vice president candidate is
27 not engaged in a contested election for the position, distribution of leadership
28 assignments shall be made to that candidate in accordance with the immediately
29 preceding paragraph.
30

31 To the extent that a President-elect discloses information concerning appointments or
32 nominations to leadership positions, individuals are admonished to refrain from using that
33 disclosure as an opportunity to lobby for appointment or nomination to any particular position.
34 Further, it should be remembered that the President is charged with using their best judgment
35 in filling leadership positions and thus individuals should refrain from any public comment on
36 the matters discussed, saving any comments or criticism for private communications with the
37 President. Finally, it should be remembered that disclosures concerning presidential
38 nominations and appointments are officially announced at the first Board of Trustees meeting
39 of a term.
40

41 **Report of the Pension Committee:** On behalf of the Committee, Dr. Ted Sherwin, chair, presented the
42 report of the Committee’s August 23, 2021, meeting. The report identified major topics discussed and
43 actions taken.
44

45 **Financial Goal**
46

47 **Report on Finance Goal of Common Ground 2025:** This report summarized the progress report on the
48 financial goal of Common Ground: The ADA will be financially sustainable (consent calendar item).
49

50 **Report of the Advisory Committee on Annual Meetings: 2024 Annual Meeting Chair Nomination:** The
51 Board of Trustees adopted the following resolution (consent calendar action).
52

1 **B-86-2021. Resolved**, that Dr. Peter C. Shatz, Georgia, is appointed as the 2024 SmileCon Chair
2 to serve immediately upon his appointment.
3

4 **Report of the Advisory Committee on Annual Meetings: Timeframe for CAM Nomination of Meeting**
5 **Chair:** The Board of Trustees adopted the following resolution (consent calendar action).
6

7 **B-87-2021. Resolved**, that the ADA Board of Trustees approves the following changes to the current
8 CAM Charter (*Adopted by the ADA Board of Trustees June 2019*):
9

10 Selection of Meeting Chairs of the Meetings: The Committee shall elect the Meeting Chair of
11 the [year] Meeting ~~three~~ two years prior to the year meeting for which ~~he or she~~ they will
12 serve as Meeting Chair. Members of the Committee interested in that position will submit
13 their curriculum vitae and statements of interest two months prior to the nominee selection
14 process.
15

16 Each nominee will be given equal time to present a nominating speech to the Committee.
17 The Committee shall select the nominee by majority vote.
18

19 **Report of the Advisory Committee on Annual Meetings: Annual Meeting and House of Delegates**
20 **Scheduling Recommendation:** Ms. Catherine Mills reported on the timing for the House of Delegates in
21 future years and the recommendation for holding the House of Delegates after SmileCon. Following the
22 report, Resolutions B-88 and B-89 were presented for the Board’s consideration. On vote, B-88 and B-89
23 were adopted by the Board of Trustees.
24

25 **B-88-2021. Resolved**, that the 2022 House of Delegates schedule be changed from October 14-17
26 to October 15-18, and be it further
27

28 **Resolved**, that the previous ADA 2022 meeting dates approved at the Board of Trustees September
29 2017 meeting via Resolution B-94-2017 be rescinded
30

31 **B-89-2021. Resolved**, that the 2023 House of Delegates schedule be changed from October 6- 9 to
32 October 7- 10, and be it further
33

34 **Resolved**, that any prior dates for the 2023 House of Delegates approved by the Board of Trustees
35 be rescinded.
36

37 **Report of the Advisory Committee on Annual Meetings: SmileCon 2021 Status Update Report:**

38 Ms. Catherine Mills and Ms. Kelly Wang gave a comprehensive overview of SmileCon, addressing
39 attendance, health and safety measures and the expectations of the Board members with regard to their
40 participation.
41

42 **Report of the Council on Members Insurance and Retirement Programs: Protective Life**
43 **Recommendations on ADA Members Insurance Plans 2022 Premium Credits & Royalties:** This report
44 was considered during a closed session of the Board of Trustees. In open session, the following resolutions
45 were considered and adopted by the Board of Trustees.
46

47 **B-103-2021.** Embargoed
48

49 **B-104-2021.** Embargoed
50

51 **Membership Goal**

1
2 **Report on Membership Goal of Common Ground 2025:** This report summarized the progress report on the
3 membership goal of Common Ground: The ADA will have sufficient members to be the premier voice for oral
4 health.

5
6 **Report of the Vice President, Member and Client Services: New Auto-Renew Strategy to Impact Early
7 Career and New Dentist Member Growth:** This informational report summarized findings, related
8 recommendations and any required actions relating to the auto-renewal option (consent calendar item).

9
10 **Report of the New Dentist Committee:** Dr. Daniel Hall, chair, New Dentist Committee, provided updates on
11 New Dentist related matters. Resolution B-92 was presented for the Board's consideration. On vote B-92 was
12 adopted by the Board of Trustees.

13
14 **B-92-2021. Resolved,** that Dr. Seth Walbridge, Pennsylvania, be appointed to serve as Chair of the
15 New Dentist Committee for 2021-22 term.

16
17 **Report of the Institute for Diversity and Leadership:** This informational report summarized activities of the
18 ADA Institute for Diversity and Leadership and noted the 2021-22 class (consent calendar item).

19
20 **Report of the Vice President, Member and Client Services: Strategic Promotional Incentive for
21 Membership Acquisition:** This report summarized the recommendation for a one-time 50% dues reduction
22 for key opportunity segments. Resolution B-93 was moved for the Board's consideration.

23
24 **B-93. Resolved,** that the following opportunity segments be approved to receive a one-time Active
25 Member Promotion incentive of 50% dues reduction in 2022.

- 26
27
- 28 • Racially/Ethnically diverse dentists
 - 29 • Women dentists
 - 30 • New Dentists 3 to 5 years out of dental school
 - 31 • Lapsed members 1-3 years
 - 32 • Key states with member impact opportunities based on fourth quarter membership outcomes

33 Dr. Kessler moved to amend B-93 by adding a second resolved clause:

34
35 and be it further

36
37 **Resolved,** that a personalized and focused plan of action be targeted to those acquired through the
38 special incentive to promote the value of ADA membership and engage them at the grassroots level.

39
40 On vote the motion to amend was adopted. Dr. Doroshow made a subsequent motion to amend by
41 replacing "ADA" with "Tripartite" in the second resolving clause. On vote, the motion to amend was adopted.
42 On vote, B-93, as amended, was adopted by the Board of Trustees.

43
44 **B-93-2021. Resolved,** that the following opportunity segments be approved to receive a one-time
45 Active Member Promotion incentive of 50% dues reduction in 2022.

- 46
47
- 48 • Racially/Ethnically diverse dentists
 - 49 • Women dentists
 - 50 • New Dentists 3 to 5 years out of dental school
 - 51 • Lapsed members 1-3 years
 - Key states with member impact opportunities based on fourth quarter membership outcomes

1
2 and be it further

3
4 **Resolved**, that a personalized and focused plan of action be targeted to those acquired through the
5 special incentive to promote the value of Tripartite membership and engage them at the grassroots
6 level.

7
8 **Report of the office of Student Affairs: Approval on ASDA Consultants:** The Board of Trustees adopted
9 the following resolution (consent calendar action).

10
11 **B-94-2021. Resolved**, that the following nominees for the 2021-2022 ASDA Consultant Program be
12 approved:

- 13
- 14 • New Dentist Committee, Mary Jocelyn Nisnisan, University of Texas Houston, 2022
- 15 • Advisory Committee on Annual Meetings, Maya Giannetti, USC Los Angeles, 2022
- 16 • Council on Advocacy for Access and Prevention, Onalee Sortino, New York Buffalo, 2022
- 17 • Council on Communications – Justina Anigbo, Indiana School of Dentistry, 2023
- 18 • Council on Dental Benefit Programs, Sammy Huynh, Med Univ. South Carolina, 2023
- 19 • Council on Dental Education and Licensure, Colton Cannon, Univ. of Minnesota, 2023
- 20 • Council on Dental Practice, Aaron Buban Univ. of Colorado, 2022
- 21 • Council on Ethics, Bylaws and Judicial Affairs, Heather Moore, Univ. MO-Kansas City, 2023
- 22 • Council on Government Affairs, Jakob Holtzmann, Univ. of Colorado, 2022
- 23 • Council on Members Insurance/Retirement Programs, Jonathan Wong, Roseman Univ., 2022
- 24 • Council on Membership, Michelle Skelton, Columbia Univ., 2022
- 25 • Council on Scientific Affairs, Ryan Kaminsky, Univ of Pennsylvania, 2023
- 26 • American Dental Political Action Committee, Mark Pugliese, Boston Univ., 2022
- 27 • Joint Commission on National Dental Examinations, Alia Osseiran, Tufts Univ. 2022 and
- 28 Tommy Lau, Univ. of Michigan 2024
- 29 • Diversity and Inclusion Committee, Sebastian Celis Cifuentes, Columbia Univ. 2022
- 30 • National Fluoridation Advisory Committee, Ariana Motavalli, USC Los Angeles, 2023

31
32 **Organizational Goal**

33
34 **Report on Organizational Capacity Goal of Common Ground 2025:** This report summarized the progress
35 made on the organizational goal of Common Ground: All levels of the ADA will have sufficient organizational
36 capacity necessary to achieve the goals of the strategic plan (consent calendar item).

37
38 **Public Goal**

39
40 **Report on Public Goal of Common Ground 2025:** This report summarized the progress made on the public
41 goal of Common Ground: The ADA will support the advancement of the health of the public and the success
42 of the profession. (consent calendar item).

43
44 **Report of the Practice Institute: Update on Dentist Health and Wellness:** This informational report
45 summarized dentist health and wellness activities (consent calendar item).

46
47 **Report of the Department of Corporate Social Responsibility and Philanthropy: Give Veterans A Smile**
48 **Summit:** This informational report updated the Board on plans for the GVAS Summit progress. Dr. Stephens
49 reported there may be a change to the Summit date.

50
51 **Report of Senior Vice President, Government and Public Affairs: Federal and State Legislative,**

1 **Regulatory, and Public Affairs:** Mr. Graham reported the ADA Washington team is aggressively meeting
2 with Medicare key players on both the House and Senate sides of the Hill. The current plan is to ramp up
3 messaging on serving low income seniors which has been picked up in a favorable way by media. Medicare
4 "Part T" has been incorporated because inclusion in Part B would not be an effective way to approach as
5 written. Part T benefit would resemble a Medicare Advantage plan, as a private entity administered plan.
6

7 **Report of the Vice President, Member and Client Services: Identifying the Intersection Between**
8 **Dentists' Values and the Value of ADA Membership – Research Findings Part 1:** This report was
9 presented in concert with the C Space Presentation. The report summarized the qualitative and quantitative
10 research findings about how generation, gender, values, race and ethnicity impact member decisions to join
11 or not join the ADA.
12

13 **Report of the Practice Institute: Update on the Clinical Data Warehouse/Registry:** This informational
14 report provided updates to the comprehensive clinical data warehouse/registry (consent calendar item).
15
16

17 **Legal Affairs**

18
19 **Report of the Division of Legal Affairs: Summary of Litigation and Other Matters:** This confidential
20 report was presented in an attorney-client session with the Board.
21

22 **Subsidiaries and Affiliate Entities**

23
24 **Report of ADA Business Innovation Group (ADABIG): ADA Practice Transitions™ Update:** This
25 informational report provided a summary of ADAPT activities (consent calendar item).
26

27 **ADABEI: Meeting of the Member:** The Board of Trustees recessed its regular session to convene the
28 Shareholder Meeting of ADABEI. Following the adjournment of the Shareholder Meeting of ADABEI, the
29 regular session of the Board of Trustees was reconvened.
30

31 **ADASRI: Meeting of the Member:** The regular session of the Board of Trustees was recessed for the
32 purpose of convening the Shareholder Meeting of ADASRI. Following the adjournment of the Shareholder
33 Meeting of ADASRI, the regular session of the Board of Trustees reconvened.
34

35 **ADAF Presentation:** Dr. Craig Armstrong, chair of the Board, ADAF and Dr. Elizabeth Roberts, interim
36 executive director, ADAF, presented the Board with a draft vision and mission statements of the Foundation,
37 both of which came about after previous discussions with the Board.
38
39

40 **Organizational/Other**

41
42 **Commission on Dental Accreditation Oral Report:** This report was considered during a closed session of
43 the Board of Trustees.
44

45 **Report of the Council on Ethics, Bylaws and Judicial Affairs, Selection of Council Chair and Election**
46 **of Vice Chair for 2021-2022:** This informational report notified the Board of the new chair for the 2021-2022
47 term. (consent calendar item).
48

49 **Minamata Convention and Conference of Parties Update and Discussion:** This update and discussion
50 took place during a closed session of the Board of Trustees. In regular session, the Board of Trustees
51 considered and adopted Resolution B-106.
52

1 **B-106-2021. Resolved**, that the Board supports the American Dental Association strategy to
2 advocate for the current phase down plan on amalgam as put forward by the Minamata convention,
3 and be it further
4

5 **Resolved**, that the Board urges the Council on Scientific Affairs to update the policy on amalgam.
6

7 **Report of the Senior Vice President, Education and Professional Affairs: Reauthorization of the**
8 **Admission Test for Dental Hygiene Steering Committee:** This report was prepared to seek reauthorization
9 of the Admission Test for Dental Hygiene Steering Committee, so that the Committee may fulfill its task of
10 launching and validating an admission test for use by dental hygiene programs. Following discussion,
11 Resolution B-91 was moved for the Board's consideration. On vote, B-91 was adopted by the Board of
12 Trustees.
13

14 **B-91-2021. Resolved**, that a steering committee be reauthorized for the 2022 term to oversee the
15 launch and validation of the ADA Admission Test for Dental Hygiene (ATDH), and be it further
16

17 **Resolved**, that the following individuals be reappointed to the Steering Committee for the 2022 term
18 to oversee the launch and validation of the ADA Admission Test for Dental Hygiene (ATDH):
19

- 20 • Dr. Paul Leary, Trustee, Steering Committee Chair
- 21 • Dr. Stephen M. Lepowsky (CDEL Member)
- 22 • Dr. Uri Hangorsky (CDEL Member)
- 23 • Donna Warren Morris, RDH, MEd (Dental Hygiene Program Director)
- 24 • Wanda Cloet, RDH, DHS (Dental Hygiene Program Director)
- 25 • Joyce C. Hudson, RDH, MS (Dental Hygiene Program Director)
- 26 • Michelle R. Roman, EdD, MSM, MPH (Dental Hygiene Program Director)
- 27 • Ebony M. Thomas-Butler, MS, BS (Admissions officer)
- 28

29 **Approval of Proposed 2024 and 2025 Board of Trustees Meeting Dates:** The Board of Trustees adopted
30 the following resolutions (consent calendar action).
31

32 **B-95-2021. Resolved**, that the following 2024 Board of Trustees meeting dates be adopted.
33

34 February 9-11 (Friday – Sunday)
35 April 12-14 (Friday – Sunday)
36 June 21-23 (Friday – Sunday)
37 August 23-25 (Friday – Sunday)
38 October (New Board of Trustees Meeting) (*Date TBD*)
39 December 7-9 (Saturday – Monday) (*Retreat and Board Meeting-Location TBD*)
40

41 **B-96-2021. Resolved**, that the following 2025 Board of Trustees meeting dates be adopted.
42

43 February 7-9 (Friday – Sunday)
44 April 4-6 (Friday – Sunday)
45 June 20-22 (Friday – Sunday)
46 August 22-24 (Friday – Sunday)
47 October 29 (New Board of Trustees Meeting)
48 December 6-8 (Saturday – Monday) (*Retreat and Board Meeting-Location TBD*)
49
50

1 **Report of the President:** Dr. Daniel Klemmedson presented an oral report that summarized his activities
2 since the July Board meeting.

3
4 **Report of the President-elect:** Dr. Cesar Sabates presented an oral report that summarized his activities
5 since the July Board meeting.

6
7 **Report of the Executive Director:** Dr. Kathleen O'Loughlin reported on the state of the Association,
8 including reviewing the Quarterly Management Report.

9 10 **Liaison Reports**

11
12
13 **Report of Dr. Gary Oyster, Liaison to the Council on Ethics, Bylaws and Judicial Affairs:** This
14 informational report summarized the July 30-31, 2021 CEBJA meeting (consent calendar item).

15
16 **Report of Dr. George Shepley, Liaison to the American Dental Political Action Committee:** Dr. Shepley
17 reported on the July 13, and July 24-25, 2021, ADPAC meetings and updates since the ADPAC discussion
18 following the July Board meeting.

19 20 **Special Orders of Business/Special Appearances**

21
22 **Identifying the Intersection Between Dentists' Values and the Value of ADA Membership, Research**
23 **Findings Part 1 Presentation:** Mr. Andrew Johnston, senior consultant, Insights, C Space, and Ms. Kisha
24 Payton, director, DEI Think Tank, C Space, presented the Board with a session on how generational
25 differences, political stances and exchanges about expectations can impact what members gets from their
26 association experiences.

27
28 **Medicare Forum and Discussion:** Mr. Michael Graham, Dr. Dave Preble, Dr. Krishna Aravamudhan, senior
29 director, Council on Dental Benefit Programs, and Ms. Karin Wittich, executive director, American Association
30 of Oral and Maxillofacial Surgeons, gave a panel presentation explaining the current status of Medicare
31 legislation in Washington. They outlined the proposal at hand, the ADA's position and addressed concerns
32 and questions.

33 34 35 **Reports and Resolutions to the House of Delegates**

36 37 **Reports and Resolutions Relating to Reference Committee A** 38 **(Budget, Business, Membership and Administrative Matters)**

39
40 **Council on Membership Report 1 to the House of Delegates: Response to Resolution 40-2020:**
41 **Request that ADA Explore New Dues Structure Reflecting Evolving Dental Practice Models**
42 *(Worksheet:2086)* The Board of Trustees voted to transmit Council on Membership Report 1 to the House of
43 Delegates. (Board of Trustees consent calendar action—no Board discussion)

44
45 **Council on Membership Report 2 to the House of Delegates: Report on Pilot for Enhancing Retention**
46 **Impact of the Quarter Year Dues Campaign** *(Worksheet:2091)* The Board of Trustees voted to transmit
47 Council on Membership Report 2 to the House of Delegates. (Board of Trustees consent calendar action—no
48 Board discussion)

49
50 **Report 6 of the Board of Trustees to the House of Delegates: Compensation and Contract Relating to**
51 **the Executive Director** *(Worksheet:2094)* The Board of Trustees voted to transmit Board Report 6 to the
52 House of Delegates. (Board of Trustees consent calendar action—no Board discussion)

53

1 **Report 7 of the Board of Trustees to the House of Delegates: ADA Pension Plans** (*Worksheet:2096*) The
2 Board of Trustees voted to transmit Board Report 7 to the House of Delegates. (Board of Trustees consent
3 calendar action—no Board discussion)
4

5 **Report 9 of the Board of Trustees to the House of Delegates: Technology Initiatives, Expenditures and**
6 **Estimated Future Projects** (*Worksheet:2105*) The Board of Trustees voted to transmit Board Report 9 to the
7 House of Delegates with a recommendation to vote yes. (Board of Trustees consent calendar action—no
8 Board discussion)
9

10 **Report 10 of the Board of Trustees to the House of Delegates: Board Authorized Pilot Program-Large**
11 **Group Practice Membership Dues Strategy** (*Worksheet:2109*) The Board of Trustees voted to transmit
12 Board Report 10 to the House of Delegates. (Board of Trustees consent calendar action—no Board
13 discussion)
14

15 **Council on Membership Resolution 78: Amendment of the Policy, Four-Year Recent Graduate**
16 **Reduced Dues Program** (*Worksheet:2114*) The Board of Trustees voted to transmit Resolution 78 to the
17 House of Delegates with the recommendation to vote yes. (Board of Trustees consent calendar action—no
18 Board discussion)
19

20 **Council on Membership Resolution 84: Rescission of the Policy, Qualifications for Membership**
21 (*Worksheet:2115*) The Board of Trustees voted to transmit Resolution 84 to the House of Delegates with a
22 recommendation to vote yes. (Board of Trustees consent calendar action—no Board discussion)
23

24 **Eleventh Trustee District Resolution 90: Eliminating Barriers for Underrepresented Minorities into the**
25 **Dental Profession** (*Worksheet:2117*) Per B-105-2021, the Board of Trustees voted to submit the following
26 comment regarding Resolution 90 to the House of Delegates.
27

28 Delivered to the House of Delegates absent Board of Trustees evaluation, recommendation or
29 comment due to inadequate process time of resolution.
30

31 32 **Reports and Resolutions Relating to Reference Committee B** 33 **(Dental Benefits, Practice and Related Matters)** 34

35 **Council of Dental Benefit Programs Resolution 74: Proposed Policy, Dental Benefits within Affordable**
36 **Care Act Marketplace and a Public Option** (*Worksheet:3016*) The Board of Trustees voted to transmit
37 Resolution 74 to the House of Delegates with a recommendation to vote yes. (Board of Trustees consent
38 calendar action—no Board discussion)
39

40 **New York State Dental Association Resolution 79: National Dental Endosseous Implant Registry**
41 (*Worksheet:3018*) The Board of Trustees voted to transmit Resolution 79 to the House of Delegates with a
42 recommendation to vote no and the following comment. (Vote: 9 Yes—Drs. Armstrong, Fiddler, Kessler,
43 Leary, Leighty, Maranga, Medovic, Rosato, Shepley; 11 No—Drs. Doroshov, Edgar, Harrington,
44 Himmelberger, Liddell, Morrison, Oyster, Rapini, Rodriguez, Sabates, Stephens)
45

46 The Board appreciates the intent of Resolution 79 submitted by New York State Dental Association.
47 However, the Board believes that establishing a new endosseous implant registry at this time is
48 duplicative, costly and poses significant cybersecurity risks for the Association to manage.
49

50 Per House Resolution 25H-2018, the ADA is in the process of developing a comprehensive oral
51 health clinical data warehouse through the newly launched (July 2021) ADA Dental Experience and
52 Research Exchange (DERE) program. This is a multi-year, multi-million dollar effort. DERE aims to
53 connect with practice management software systems to automatically extract clinical data from

1 participating dental practices into a centralized data warehouse.
2

3 Part of the clinical data that could potentially be extracted is information regarding implants available
4 within the patient record. However, most practice management software systems do not capture the
5 Unique Device Identifiers (UDI) on implant product labels as structured data within the patient chart.
6 Feasibility of acquiring UDI information in common formats under these circumstances needs to be
7 explored. The ADA Technical Report No. 1081 on UDI's developed through the Standards Committee
8 on Dental Informatics provides more information on technological challenges associated with UDI
9 implementation at the point of care. Without a means of acquiring this data automatically from patient
10 management software or the FDA, dentists would need to voluntarily enter data into a registry with
11 each surgical placement, separately from all other data entry into their own system. Indications to
12 date are that dentists resist separate data entry in addition to their current workflow.
13

14 In establishing DERE, the ADA has already gained much of the experiential knowledge this
15 investigation would produce. Significant challenges include cybersecurity risks associated with
16 extracting and storing identifiable patient data and the need for every participating dental office to
17 seek consent from each patient before the data could be transmitted to the ADA. Note that the DERE
18 program is specifically designed around a limited data set (as defined by HIPAA), meaning the data is
19 de-identified. Housing identifiable patient data is a risk the ADA determined it did not want to take
20 when establishing DERE.
21

22 While the resolution only seeks an investigation into the establishment of an endosseous registry, we
23 believe that the knowledge gained through the establishment of DERE already exposes known
24 concerns. Therefore, we cannot support additional time and financial resources to assess feasibility of
25 the proposed project.
26

27 **Indiana Dental Association Resolution 85: Addressing the Dental Team Workforce Shortage**

28 (*Worksheet:3020*) The Board of Trustees voted to transmit Resolution 85 to the House of Delegates with a
29 recommendation to vote no and the following comment. (Vote: 10 Yes—Drs. Armstrong, Edgar, Fiddler,
30 Himmelberger, Kessler, Leighty, Maranga, Medovic, Rodriguez, Rosato; 10 No—Drs. Doroshov, Harrington,
31 Leary, Liddell, Morrison, Oyster, Rapini, Sabates, Shepley, Stephens)
32

33 The Board completely understands the workforce concerns that are shared across our Association.
34 This issue would appear to be in the purview of ADEA and their constituents in education.
35 Additionally, the lack of impact measures influenced the Board's decision.
36

37 **Fourteenth Trustee District Resolution 88: Reinstatement of ADA Third Party Payer Concierge Service**

38 (*Worksheet:3022*) Per B-105-2021, the Board of Trustees voted to submit the following comment regarding
39 Resolution 88 to the House of Delegates.
40

41 Delivered to the House of Delegates absent Board of Trustees evaluation, recommendation or
42 comment due to inadequate process time of resolution.
43

44 **Indiana Dental Association Resolution 89: Addressing Third Party Dental Reimbursement Rates**

45 (*Worksheet:3023*) Per B-105-2021, the Board of Trustees voted to submit the following comment regarding
46 Resolution 89 to the House of Delegates.
47

48 Delivered to the House of Delegates absent Board of Trustees evaluation, recommendation or
49 comment due to inadequate process time of resolution.
50

51 **Fourteenth Trustee District Resolution 93: Developing Safeguards to Protect Employee Dentists**

52 (*Worksheet:3024*) Per B-105-2021, the Board of Trustees voted to submit the following comment regarding
53 Resolution 93 to the House of Delegates.

1
2 Delivered to the House of Delegates absent Board of Trustees evaluation, recommendation or
3 comment due to inadequate process time of resolution.

4
5 **Fourteenth Trustee District Resolution 96: The Practice of Dentistry and Cannabis** (*Worksheet:3025*)
6 Per B-105-2021, the Board of Trustees voted to submit the following comment regarding Resolution 96 to the
7 House of Delegates.

8
9 Delivered to the House of Delegates absent Board of Trustees evaluation, recommendation or
10 comment due to inadequate process time of resolution.

11
12
13 **Reports and Resolutions Relating to Reference Committee C**
14 **(Dental Education, Science and Related Matters)**

15
16 **Report 5 of the Board of Trustees to the House of Delegates: ADA Library and Archives Advisory**
17 **Board Annual Report** (*Worksheet:4090*) The Board of Trustees voted to transmit Board Report 5 to the
18 House of Delegates. (Board of Trustees consent calendar action—no Board discussion)

19
20 **Ninth District, Co-Sponsored by Districts Two and Thirteen, Resolution 80: Electronic Archiving of**
21 **State and Component Dental Publications** (*Worksheet:4099*) The Board of Trustees voted to transmit
22 Resolution 90 with a recommendation to vote yes. (Board of Trustees consent calendar action—no Board
23 discussion)

24
25 **Report 8 of the Board of Trustees to the House of Delegates: Resolution 74-2020—Eldercare Work**
26 **Group—Elder Care Strategies for Continuing Education** (*Worksheet:4101*) The Board of Trustees voted
27 to transmit Board Report 8 to the House of Delegates. (Board of Trustees consent calendar action—no Board
28 discussion) The Board of Trustees transmitted the following resolution to the House of Delegates.

29
30 *Resolution 81—Elder Care Strategies for Continuing Education* (*Worksheet:4102*) The Board of
31 Trustees voted to transmit Resolution 81 to the House of Delegates with recommendation to vote yes. (Board
32 of Trustees consent calendar action—no Board discussion)

33
34 **Fourteenth Trustee District Resolution 92: Study Dental School Demographics: All Dental Schools Are**
35 **Not Created Equal** (*Worksheet:4104*) Per B-105-2021, the Board of Trustees voted to submit the following
36 comment regarding Resolution 92 to the House of Delegates.

37
38 Delivered to the House of Delegates absent Board of Trustees evaluation, recommendation or
39 comment due to inadequate process time of resolution.

40
41 **Fourteenth Trustee District Resolution 97: Development of Best Practices for the Inclusion of**
42 **Research with Negative Findings and Failed Replications Studies** (*Worksheet:4106*) Per B-105-2021, the
43 Board of Trustees voted to submit the following comment regarding Resolution 97 to the House of Delegates.

44
45 Delivered to the House of Delegates absent Board of Trustees evaluation, recommendation or
46 comment due to inadequate process time of resolution.

47
48
49 **Reports and Resolutions Relating to Reference Committee D**
50 **(Legislative, Health, Governance and Related Matters)**

51
52 **Council on Government Affairs Resolution 29: Rescission of the Policy, Adding the ADA Definition of**
53 **Dentistry to Existing Dental Regulatory Provisions** (*Worksheet:5169*) The Board of Trustees voted to

1 transmit Resolution 29 to the House of Delegates with a recommendation to vote yes. (Board of Trustees
2 consent calendar action—no Board discussion)

3
4 **Eighth Trustee District Resolution 77: Proposed Amendment to the Comprehensive ADA Policy
5 Statement on Teledentistry** (*Worksheet:5173*) The Board of Trustees voted to transmit Resolution 77 to the
6 House of Delegates with a recommendation to vote no and the following comment. (Vote: Unanimous)

7
8 The Board of Trustees appreciates the consideration and effort of the Eighth Trustee District in its
9 proposed amendments to the Comprehensive ADA Policy Statement on Teledentistry, especially in
10 light of the amendments' intent to enhance patient safety. However, the Board of Trustees believes
11 that the amendments may result in unintended negative consequences on existing programs to
12 expand access to care of the underserved. For that reason, the Board does not support the resolution
13 as presented by the Eighth District.

14
15 **Council on Advocacy for Access and Prevention Resolution 82: A Culture of Safety in Dentistry –
16 Voluntary Reporting** (*Worksheet:5177*) The Board of Trustees voted to transmit Resolution 82 to the House
17 of Delegates with a recommendation to vote yes. (Board of Trustees consent calendar action—no Board
18 discussion)

19
20 **Council on Advocacy for Access and Prevention Resolution 83: Establishment of a Medicaid Task
21 Force** (*Worksheet:5183*) The Board of Trustees voted to transmit Resolution 83 to the House of Delegates
22 with a recommendation to vote yes. (Vote: 18 Yes—Drs. Armstrong, Doroshow, Edgar, Fiddler, Harrington,
23 Himmelberger, Kessler, Leary, Leighty, Maranga, Medovic, Morrison, Rapini, Rodriguez, Rosato, Sabates,
24 Shepley, Stephens; 2 No—Drs. Liddell, Oyster)

25
26 **Council on Ethics, Bylaws and Judicial Affairs Resolution 86: Proposed Amendments to the
27 Comprehensive ADA Policy Statement on Teledentistry** (*Worksheet:5185*) The Board of Trustees
28 transmitted Resolution 86 to the House of Delegates with the following comment and recommendation to vote
29 yes on the substitute. (Vote: 19 Yes—Drs. Armstrong, Doroshow, Edgar, Fiddler, Harrington, Himmelberger,
30 Kessler, Leary, Leighty, Liddell, Maranga, Medovic, Morrison, Oyster, Rapini, Rodriguez, Rosato, Shepley,
31 Stephens; 1 No—Dr. Sabates.)

32
33 The Board was concerned that the statement “As the care provided is equivalent to in-person (face to
34 face) care” implies that there is a single consistent agreed upon standard for the provision and
35 outcome of care provided in person. Additionally, substitution of the word “When”, was concerning
36 because it leads to the question of who determines the equivalency of care; a regulator, 3rd party
37 payer or the dentist? For these reasons the Board recommendation is to strike the words “As the
38 care provided is equivalent to in-person (face to face) care,” so the sentence now reads: “Insurer
39 reimbursement of services provided must be made at the same rate that would be made for the
40 services when provided in-person, including reimbursement for the teledentistry codes as
41 appropriate.”

42
43 Accordingly, the Board urges adoption of the following substitute resolution:

44
45 **86BS-1. Resolved**, that the Comprehensive ADA Policy Statement on Teledentistry
46 (*Trans.2015:244; 2020:107*) be amended as follows (additions double underscored, deletions
47 double ~~stricken~~):

48
49 **Comprehensive ADA Policy Statement on Teledentistry**

50
51 Teledentistry refers to the use of telehealth systems and methodologies in dentistry.
52 Telehealth refers to a broad variety of technologies and tactics to deliver virtual medical,
53 health, and education services. Telehealth is not a specific service, but a collection of means

1 to enhance care and education delivery.

2
3 Teledentistry can include patient care and education delivery using, but not limited to, the
4 following modalities:

5 Synchronous (live video): Live, two-way interaction between a person (patient,
6 caregiver, or provider) and a provider using audiovisual telecommunications
7 technology.

8
9 Asynchronous (store and forward): Transmission of recorded health information (for
10 example, radiographs, photographs, video, digital impressions and photomicrographs
11 of patients) through a secure electronic communications system to a practitioner, who
12 uses the information to evaluate a patient's condition or render a service outside of a
13 real-time or live interaction.

14
15 Remote patient monitoring (RPM): Personal health and medical data collection from
16 an individual in one location via electronic communication technologies, which is
17 transmitted to a provider (sometimes via a data processing service) in a different
18 location for use in care and related support of care.

19
20 Mobile health (mHealth): Health care and public health practice and education
21 supported by mobile communication devices such as cell phones, tablet computers,
22 and personal digital assistants (PDA).
23

24 **General Considerations:** While in-person (face to face) direct-examination has been
25 historically the most direct way to provide care, advances in technology have expanded the
26 options for dentists to communicate with patients and with remotely located licensed dental
27 team members. The ADA believes that examinations performed using teledentistry can be
28 an effective way to extend the reach of dental professionals, increasing access to care by
29 reducing the effect of distance barriers to care.

30
31 Teledentistry has the capability to expand the reach of a dental home to provide needed
32 dental care to a population within reasonable geographic distances and varied locations
33 where the services are rendered.

34
35 In order to achieve this goal, services delivered via teledentistry must be consistent with how
36 they would be delivered in person. Examinations and subsequent interventions performed
37 using teledentistry must be based on the same level of information that would be available in
38 an in-person (face to face) environment, and it is the legal responsibility of the dentist to
39 ensure that all records collected are sufficient for the dentist to make a diagnosis and
40 treatment plan. The treatment of patients who receive services via teledentistry must be
41 properly documented and should include providing the patient with a summary of services. A
42 dentist who uses teledentistry shall have adequate knowledge of the nature and availability of
43 local dental resources to provide appropriate follow-up care to a patient following a
44 teledentistry encounter. A dentist shall refer a patient to an acute care facility or an
45 emergency department when referral is necessary for the safety of the patient or in case of
46 emergency.

47 ~~As When the care provided is equivalent to in-person (face to face) care, i~~ Insurer
48 reimbursement of services provided must be made at the same rate that it would be made
49 for the services when provided in-person, including reimbursement for the teledentistry codes
50 as appropriate.
51

1 Insurer reimbursement of services provided must be made at the same rate that it would be
2 made for the services when provided in-person, including reimbursement for the teledentistry
3 codes as appropriate.
4

5 **Patients' Rights:** Dental patients whose care is rendered or coordinated using teledentistry
6 modalities have the right to expect:
7

- 8 1. That any dentist delivering, directing or supervising services to a patient of record
9 using teledentistry technologies will be licensed in the a state or other territory or
10 jurisdiction of the United States, where the patient receives services, or be providing
11 these services as otherwise authorized by the that state's dental board of that state,
12 territory or jurisdiction.
- 13 2. That any dentist delivering, directing or supervising services to a new patient using
14 teledentistry technologies will be licensed in the state or other territory or
15 jurisdiction of the United States where the patient receives the services.
- 16 23. Access to the name, practice address, telephone number, email address, licensure
17 and board certification qualifications and emergency contact information of the all
18 oral health care practitioners who is providing the provide care via teledentistry
19 techniques in advance of the visit will be made available to the patient prior to such
20 encounter.
- 21 34. That the delivery of services through teledentistry technologies will follow evidence-
22 based practice guidelines, to the degree they are available, as a means of ensuring
23 patient safety, quality of care and positive health outcomes.
- 24 45. That patients will be informed about the identity of the providers collecting or
25 evaluating their information or providing treatment, and of any costs they will be
26 responsible for in advance of the delivery of services.
- 27 56. That relevant patient information will be collected prior to performing services using
28 teledentistry technologies and methods including medical, dental, and social
29 history, and other relevant demographic and personal information.
- 30 67. That the provision of services using teledentistry technologies will be properly
31 documented, that and the records and documentation collected will be provided to
32 the patient upon request and that the limitations (if any) of teledentistry encounters
33 should be disclosed to a patient prior to the initiation of any teledentistry encounter.
- 34 8. That any patient has the right to discuss their treatment with any third party. A
35 patient should not be required to agree to any provision that restricts the patient's
36 freedom to bring any concerns about their dental treatment to the attention of an
37 entity of the patient's choosing.
- 38 79. That services provided using teledentistry technologies and methods include care
39 coordination as a part of a dental home and that the patient's records be made
40 available to any entity that is serving as the patient's dental home.
- 41 810. That the patient will be actively involved in treatment decisions, will be able to
42 choose how they receive a covered service, including considerations for urgency,
43 convenience and satisfaction and without such penalties as higher deductibles, co-
44 payments or coinsurance relative to that of in-person (face to face) services.

1 911. That the dentist shall determine the delivery of services using teledentistry
2 technologies and all services are performed in accordance with applicable laws and
3 regulations addressing the privacy and security of patients' private health
4 information.

5 **Quality of Care:** The dentist is responsible for, and retains the authority for ensuring, the
6 safety and quality of services provided to patients using teledentistry technologies and
7 methods. Services delivered via teledentistry should be consistent with in-person (face to
8 face) services, and the delivery of services utilizing these modalities must abide by laws
9 addressing privacy and security of a patient's dental/medical information.

10 **Supervision of Allied Dental Personnel:** The extent of the supervision of allied dental
11 personnel should conform to the applicable dental practice act in the state, territory or
12 jurisdiction of the United States where the patient receives services and where the dentist
13 is licensed. The dentist should be knowledgeable regarding the competence and
14 qualifications of the allied personnel utilized, and should have the capability of immediately
15 contacting both the allied dental personnel providing service and the patient receiving
16 services. All services delivered by allied dental personnel should be consistent with the
17 ADA Comprehensive Statement on Allied Dental Personnel.

18 **Licensure:** Dentists ~~and allied dental personnel~~ who deliver services through teledentistry
19 modalities must be licensed or credentialed in accordance with the laws of the state,
20 territory or jurisdiction in which the dentist practices. Allied dental personnel who deliver
21 services through teledentistry modalities must be licensed or credentialed in accordance with the
22 laws of the state, territory or other jurisdiction in which the patient receives service. The delivery
23 of services via teledentistry must comply with the ~~state's~~ scope of practice laws, regulations
24 or rules applicable to the encounter. Teledentistry cannot be used to expand the scope of
25 practice or change permissible duties of ~~dental auxiliaries~~ allied dental personnel. The
26 American Dental Association opposes a single national federalized system of dental
27 licensure for the purposes of teledentistry.

28 **Reimbursement:** Dental benefit plans and all other third-party payers, in both public (e.g.
29 Medicaid) and private programs, shall provide coverage for services using teledentistry
30 technologies and methods (synchronous or asynchronous) delivered to a covered person to
31 the same extent that the services would be covered if they were provided through in-person
32 (face to face) encounters. Coverage for services delivered via teledentistry modalities will be at
33 the same levels as those provided for services provided through in-person (face to face)
34 encounters and not be limited or restricted based on the technology used or the location of
35 either the patient or the provider as long as the health care provider is licensed ~~in the state~~
36 ~~where the patient receives service as indicated above~~.

37 **Technical Considerations:** Dentists are encouraged to consider conformance with
38 applicable data exchange standards to facilitate delivery of services via teledentistry
39 modalities. These include, but are not limited to, Digital Imaging and Communications in
40 Medicine (DICOM) standards when selecting and using imaging systems, X12/HL7 for the
41 exchange of information and ICD-9/10-CM/SNOMED/SNODENT for documentation
42 consistency.

43 **Eleventh Trustee District Resolution 87: Increasing Transparency into the Revenue and Expenses of**
44 **Campaigns for Office with Elections Held During the House of Delegates** (*Worksheet:5194*) Per B-105-
45 2021, the Board of Trustees voted to submit the following comment regarding Resolution 87 to the House of
46 Delegates.
47

1 Delivered to the House of Delegates absent Board of Trustees evaluation, recommendation or
2 comment due to inadequate process time of resolution.
3

4 **Fourteenth Trustee District Resolution 91: Mid-Level Provider Impact Study** (*Worksheet:5195*) Per B-
5 105-2021, the Board of Trustees voted to submit the following comment regarding Resolution 91 to the House
6 of Delegates.

7
8 Delivered to the House of Delegates absent Board of Trustees evaluation, recommendation or
9 comment due to inadequate process time of resolution.
10

11 **Fourteenth Trustee District Resolution 94: State Representation and Alternate Delegates**
12 (*Worksheet:5196*) Per B-105-2021, the Board of Trustees vote to submit the following comment regarding
13 Resolution 94 to the House of Delegates.
14

15 Delivered to the House of Delegates absent Board of Trustees evaluation, recommendation or
16 comment due to inadequate process time of resolution.
17

18 **Fourteenth Trustee District Resolution 95: Prioritizing the Mental Health of Dentists** (*Worksheet:5198*)
19 Per B-105-2021, the Board of Trustees voted to submit the following comment regarding Resolution 95 to the
20 House of Delegates.
21

22 Delivered to the House of Delegates absent Board of Trustees evaluation, recommendation or
23 comment due to inadequate process time of resolution.
24

25 **Council on Ethics, Bylaws and Judicial Affairs Report 2 to the House of Delegates: Editorial and**
26 **Conforming Amendments to the ADA Bylaws and the Governance Manual of the American Dental**
27 **Association** (*Worksheet:5200*) The Board of Trustees voted to transmit the Council's Report to the House
28 Delegates (Board of Trustees consent calendar action—no Board discussion).
29

30 **Council on Ethics, Bylaws and Judicial Affairs Report 3 to the House of Delegates: Development of a**
31 **Statement on the Ethics of Teledentistry Pursuant to Resolution 106H-2020** (*Worksheet:5205*) The
32 Board of Trustees voted to transmit the Council's Report to the House of Delegates (Board of Trustees
33 consent calendar action—no Board discussion).
34

35 **Council on Advocacy for Access and Prevention Report 1 to the House of Delegates: Resolution 78-**
36 **2020—Elder Care Strategies on Intra-Professional Advocacy** (*Worksheet:5208*) The Board of Trustees
37 voted to transmit the Council's Report to the House of Delegates (Board of Trustees consent calendar
38 action—no Board discussion).
39

40 **Council on Advocacy for Access and Prevention Report 2 to the House of Delegates: Resolution 79-**
41 **2020—Elder Care Strategies on Long Term Care Facilities** (*Worksheet:5211*) The Board of Trustees voted
42 to transmit the Council's Report to the House of Delegates (Board of Trustees consent calendar action—no
43 Board discussion).
44

45 **Council on Advocacy for Access and Prevention Report 3 to the House of Delegates: Resolution 104-**
46 **2020 Formulating Innovations to Address Underserved Areas** (*Worksheet:5214*) The Board of Trustees
47 voted to transmit the Council's Report to the House of Delegates (Board of Trustees consent calendar
48 action—no Board discussion).
49

50 **Council on Advocacy for Access and Prevention Report 4 to the House of Delegates: 2021 Annual**
51 **Response to Resolution 78H-2019 – Culture of Safety in Dentistry** (*Worksheet:5217*) The Board of
52 Trustees voted to transmit the Council's Report to the House of Delegates (Board of Trustees consent
53 calendar action—no Board discussion).

1
2 **Report of the Task Force to Study Alternate Student Loan Repayment Strategies (81H-2019)**
3 (*Worksheet:5221*) The Board of Trustees voted to transmit Report of the Task Force Report to the House of
4 Delegates (Board of Trustees consent calendar action—no Board discussion).
5

6 **Annual Reports**

7
8 The following annual reports were provided to the Board of Trustees for review.
9

10 ADA Business Innovation Group
11 ADA Business Enterprises, Inc.
12 ADA Foundation
13 ADA Science and Research Institute
14 Commission for Continuing Education Provider Recognition
15 Commission on Dental Accreditation
16 Council on Advocacy for Access and Prevention
17 Council on Communications
18 Council on Dental Benefit Programs
19 Council on Dental Education and Licensure
20 Council on Dental Practice
21 Council on Ethics, Bylaws and Judicial Affairs
22 Council on Government Affairs
23 Council on Members Insurance and Retirement Programs
24 Council on Membership
25 Council on Scientific Affairs
26 Joint Commission on National Dental Examinations
27 National Commission on Recognition of Dental Specialties and Certifying Boards
28

29 **New Business**

30
31 *Transmission of House Resolutions without a Board Vote:* It was reported that the Board was not given
32 adequate time to review House resolutions. Following a discussion, Resolution B-105 was presented for the
33 Board's consideration.
34

35 **B-105. Resolved**, that the Board transmit the following House resolutions to the House of
36 Delegates without a Board vote:
37

- 38 • Eleventh Trustee District Resolution 87, Increasing Transparency Into the Revenue and
39 Expenses of Campaigns for office With Elections Held During the House of Delegates
- 40 • Fourteenth Trustee District Resolution 88, Reinstatement of ADA Third Party Payer
41 Concierge Service
- 42 • Seventh Trustee District Resolution 89, Addressing Third Party Dental Reimbursement Rates
- 43 • Eleventh Trustee District Resolution 90, A Resolution for the American Dental Association to
44 Take a Leadership Role in Eliminating Barriers for Underrepresented Minorities into the
45 Dental Profession
- 46 • Fourteenth Trustee District Resolution 91, Mid-Level Provider Impact Study
- 47 • Fourteenth Trustee District Resolution 92, Study Dental School Demographics: All Dental
48 Schools Are Not Created Equal
- 49 • Fourteenth Trustee District Resolution 93, Developing Safeguards to Protect Employee
50 Dentists
- 51 • Fourteenth Trustee District Resolution 94, State Representation and Alternate Delegates
- 52 • Fourteenth Trustee District Resolution 95, Prioritizing the Mental Health of Dentists

- 1 • Fourteenth Trustee District Resolution 96, Practice of Dentistry and Cannabis
- 2 • Fourteenth Trustee District Resolution 97, Development of Best Practices for Inclusion of
- 3 Research with Negative Findings and Failed Replication Studies
- 4

5 A motion was made to postpone consideration of the resolution until later in the meeting. On vote, the motion
6 to postpone was not adopted. A subsequent motion was made to postpone definitely consideration of the
7 discussion for a special meeting of the Board of Trustees. On vote, the motion to postpone consideration for a
8 special meeting was not adopted. On vote, Resolution B-105 was adopted by the Board.

9
10 **B-105-2021. Resolved**, that the Board transmit the following House resolutions to the House of
11 Delegates without a Board vote:

- 12
- 13 • Eleventh Trustee District Resolution 87, Increasing Transparency Into the Revenue and
- 14 Expenses of Campaigns for office With Elections Held During the House of Delegates
- 15 • Fourteenth Trustee District Resolution 88, Reinstatement of ADA Third Party Payer
- 16 Concierge Service
- 17 • Seventh Trustee District Resolution 89, Addressing Third Party Dental Reimbursement Rates
- 18 • Eleventh Trustee District Resolution 90, A Resolution for the American Dental Association to
- 19 Take a Leadership Role in Eliminating Barriers for Underrepresented Minorities into the
- 20 Dental Profession
- 21 • Fourteenth Trustee District Resolution 91, Mid-Level Provider Impact Study
- 22 • Fourteenth Trustee District Resolution 92, Study Dental School Demographics: All Dental
- 23 Schools Are Not Created Equal
- 24 • Fourteenth Trustee District Resolution 93, Developing Safeguards to Protect Employee
- 25 Dentists
- 26 • Fourteenth Trustee District Resolution 94, State Representation and Alternate Delegates
- 27 • Fourteenth Trustee District Resolution 95, Prioritizing the Mental Health of Dentists
- 28 • Fourteenth Trustee District Resolution 96, Practice of Dentistry and Cannabis
- 29 • Fourteenth Trustee District Resolution 97, Development of Best Practices for Inclusion of
- 30 Research with Negative Findings and Failed Replication Studies
- 31
- 32

33 *Standing Committee Meeting Schedules:* The Board discussed the options and logistics of in-person vs.
34 virtual meetings for committees.

35 36 **Closed Session**

37
38 Closed sessions were held at various times during the September 12–14, 2021, meeting of the Board of
39 Trustees. The detailed minutes of the closed session are separately recorded; however, any non-confidential
40 actions taken by the Board are reflected in the minutes of the regular sessions of the meeting.

- 41
- 42 • Report of the Council on Members Insurance and Retirement Programs: Protective Life
- 43 Recommendations on ADA Members Insurance Plans 2022 Premium Credits & Royalties
- 44 • Commission on Dental Accreditation Oral Report
- 45 • Minamata Convention and Conference of Parties Update and Discussion
- 46

47 **Attorney-Client Session**

48
49 An attorney-client session of the Board of Trustees was held on Sunday, September 12, 2021

1 **Adjournment**

2

3 Without objection, the fifth regular meeting of the Board of Trustees adjourned *sine die* on Tuesday,
4 September 14, 2021 at 10:00 a.m. (CDST).