

**Council on Ethics, Bylaws and Judicial Affairs
Unofficial Report of Major Actions
July 29-30, 2022 Meeting**

The Council met in person on Friday and Saturday, July 29-30, 2022, during which it considered and discussed the following matters and took the following major actions:

1. Dr. William D. Cranford Dr., chair of the administrative and policy review subcommittee, indicated that two (2) ADA policies (*Guidelines for Dental Advertising* and *Freedom of Choice*) were reviewed by the subcommittee and that amendment of each was proposed for Council consideration. Upon review and discussion, the council adopted the subcommittee's recommendations, approved CEBJA Report 2 (Res. 508) and CEBJA Report 3 (Res. 509) and directed that the reports be forwarded to the House of Delegates.
2. Dr. Cranford also reported that, at the request of Dr. Sabates, the administrative and policy review subcommittee reviewed a request to issue a reminder to members to refrain from selling homeopathic products and offering homeopathic treatments to patients. It was reported that the subcommittee determined that Section 5 of the ADA Principles of Ethics and Code of Professional Conduct adequately addresses the issue of homeopathic products and treatments and that the issuance of a reminder was not warranted. The subcommittee also provided draft correspondence from Dr. Sabates to the requestor for the Council's review. The Council agreed with the subcommittee's analysis and approved the draft correspondence and requested that it be forwarded to Dr. Sabates for his consideration.
3. Dr. Cranford reported on the administrative and policy review subcommittee's consideration of the need for a statement respecting the treatment of patients who have contracted infectious diseases with unknown transmissibility parameters and presented a draft statement for the Council's consideration. With the addition of one additional CDC reference, the Council adopted the statement as presented.
4. The council was given a status report on its annual Student Ethics Video Contest and was told that a follow-up reminder that included marketing material for the 2022 contest has been distributed via, among other channels, the American Student Dental Association and the Student Professionalism & Ethics Association as well as the ADA's office of student affairs. Council members were requested to encourage dental students in their districts to develop and submit entries for the contest and to publicize the contest to the constituent and component dental societies in their districts.

5. The Council reviewed the results of the constituent ethics, judicial affairs and peer review survey conducted at its request and determined that no further action was needed.

6. The Council received a report from Dr. Gary S. Davis, chair of the bylaws subcommittee concerning the request to develop a proposal to amend the House of Delegates reapportionment process that would ensure that each of the Federal Dental Services would be allocated a minimum of two delegates irrespective of size. The Council reviewed and approved CEBJA Report 1 containing the proposed revisions and directed that the report be forwarded to the House of Delegates, thereby fulfilling the directive of Resolution 106H-2021.

7. Dr. Davis summarized the activities of the bylaws subcommittee on the simplification of Chapter XI of the *Governance and Organizational Manual of the American Dental Association* (“*Governance Manual*”) and the council reviewed the proposed Frequently Asked Questions and judicial procedures flowcharts that resulted from the subcommittee’s work. The Council approved of those documents and requested that they be included in the *Governance Manual* as appendices to Chapter XI of the *Governance Manual*.

8. The Council received reports from ethics subcommittee chair Dr. Renee P. Pappas on the status of *Ethical Moment* manuscript submissions and the review of those manuscripts by the editorial staff of *The Journal of the American Dental Association* and usage of the recently created template designed to assist Council members in the preparation of *Ethical Moment* articles.

9. Dr. Pappas also presented two facilitator guides for previously published *Ethical Moment* articles that have been developed by the ethics subcommittee. The guides are designed to assist constituent and component societies, among others, in preparing and giving ethics continuing education courses to their members that focus on the ethical issues and scenarios presented in an *Ethical Moment* article. The Council approved of the facilitator guides that were presented and the Council discussed the preparation of further facilitator guides for *Ethical Moment* articles that have been or will be featured on the Council’s Dental Dilemmas podcast.

10. Dr. Ansley Depp, chair of the continuing education subcommittee reported on the ethics continuing education events that will be held at SmileCon™ 2022 in Houston. She indicated that the events will be interactive and be held in the dental lounge area of the exhibit hall, rather than being in the course presentation format typically used by the Council in past years while presenting at the annual meeting. Members were encouraged to inform

and invite the participation of members in their districts who will be attending the annual meeting in Houston about these events.

11. Dr. Depp also reported to the Council concerning the creation and initial roll out of the Council's dental ethics podcast, branded *Dental Dilemmas*. It was indicated that the duties of hosting and creating the podcast episodes has been assumed by Dr. Alex Mellion, the Council's member representing the New Dentist Committee, that four episodes have been created and posted on several podcast sites such as Apple Podcasts and Spotify, and that a fifth podcast would be created during the meeting, featuring Dr. Mellion and Dr. Renee Pappas. Dr. Depp and Dr. Mellion also reported that the *Dental Dilemmas* podcast has been invited to participate in the live podcasting event that will be held during SmileCon 2022.

12. The Council commended Dr. Mellion for his service to the Council and for his work in developing the *Dental Dilemmas* podcast.

13. Dr. Drew Johnson reported to the Council on the work of the workgroup that examined possible revisions to the Election Commission and Campaign Rules and offered proposed amendments to the Campaign Rules recommended by the workgroup. The Council approved the proposed revisions and directed that staff forward the proposed revisions to the 2022 House of Delegates for consideration.

14. Dr. Alma J. Clark, the Council's representative on the CDEL continuing education committee, reported on the committee's activities occurring since the last Council meeting in March 2022.

15. The council received a presentation from the Executive Director, Dr. Raymond A. Cohlmiia, concerning the ADA's renewed focus on its members and customers and the creation of customer groups to facilitate and maintain that focus. Dr. Cohlmiia's remarks also previewed the "My ADA Life app under development and that is to be debuted at SmileCon 2022. Finally, Dr. Cohlmiia presented a summary of the proposed adoption of strategic forecasting that will be considered by the House of Delegates in October. At the request of the Council, Dr. Peters, a member of the House of Delegates Strategic Forecasting Task Force, also presented on the strategic forecasting initiative and engaged in a question and answer session with the Council about the proposal.

16. The Council received a presentation from Sandy Eitel of the Division of Membership concerning the dentists' focus on value and values and the importance of identifying and emphasizing both the value of Association membership and the values that the Association

holds when recruiting members to join the Association.

17. Dr. Scott L. Morrison, Board of Trustees Liaison to the Council, presented plaques to Dr. Alma J. Clark, Dr. William D. Cranford, Jr., Dr. Jay A. (Drew) Johnson, Dr. Alex T. Mellion and chair Dr. Meredith A. Bailey to commemorate their years of service to the council, the American Dental Association and the profession of dentistry.

18. Dr. Bruce A. Burton (11th District, Oregon), current council vice chair, was selected as the council chair for the 2022-2023 term.

19. Dr. Debra A. Peters (9th District, Michigan) was elected as vice chair of the Council for the 2022-2023 term.