

**Alberta Dental Association and College
Hearing Tribunal Decision**

November 27, 2021

IN ACCORDANCE WITH BYLAW 19(7) OF
THE ALBERTA DENTAL ASSOCIATION AND COLLEGE

On November 27, 2021, a Hearing Tribunal of the Alberta Dental Association and College found Dr. Kim Warren Scott guilty of unprofessional conduct and he was sanctioned. A Hearing Tribunal is an independent group of decision makers comprised of a member of the public appointed by the Government of Alberta and three dentists registered in Alberta.

Dr. Scott admitted that he disregarded maintaining public health during a public health crisis and pandemic and put himself, his staff, his patients and the community at risk by not abiding by the directions of the Alberta Dental Association and College, including the CEO and Registrar of the Alberta Dental Association and College, and the State of Public Health Emergency by: a) providing care to several patients beyond urgent or emergent care; b) failing to manage patients by over the counter medication; and c) taking diagnostic radiographs that were not related to urgent or emergent care. Dr. Scott further admitted that he failed to maintain appropriate patient records for several patients, including not documenting one or more of the following: a) dates seen and identity of dentist and other health providers attending the patient on those dates; b) chief complaint or reason for examination or appointment, c) findings on examination; d) diagnoses, whether tentative, differential or established; e) documentation of informed consent; f) treatment advice, treatment provided, complications and outcome; g) medication prescribed; h) radiographic and other imaging results and interpretations; i) instructions or treatment provided, including instructions for follow-up care; and j) the nature of the emergency care that required treatment. Dr. Scott admitted that his conduct was contrary to the provisions of the *Health Professions Act* as amended or its regulations, the By-Laws or the *Code of Ethics* enacted pursuant thereto, and constituted unprofessional conduct.

ORDERS OF HEARING TRIBUNAL

The Hearing Tribunal accepted Dr. Scott's admissions and agreed the admissions were proven and constituted unprofessional conduct under the *Health Professions Act*.

The Hearing Tribunal accepted the Joint Submission on Penalty and issued the following orders on sanctions:

1. Dr. Scott will receive a three (3) month suspension;
2. Dr. Scott will pay a fine totaling \$10,000.00;
3. Dr. Scott will complete a professional ethics course, at his own cost and which will not count towards his continuing education credits;

4. Dr. Scott will complete a record keeping course, at his own cost and which will not count towards his continuing education credits; and
5. Dr. Scott will pay 50% of the costs of the investigation and hearing.