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DENTAL DIGEST

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The Mississippi State Board of Dental Examiners is a legislatively-mandated state regulatory agency charged with the responsibilities of examining, licensing, registering, and regulating the practices of dentistry and dental hygiene to ensure competency (through examination and licensure) and ethics (through registration and regulation) among all dental professionals in the State of Mississippi for the ultimate goal of safeguarding and enhancing the health and welfare of the citizens of this State. As such, the Mississippi State Board of Dental Examiners is neither affiliated with nor functions as a subsidiary of any private or professional organization.

Welcome to the December 2000 edition of the Dental Digest, which is the Board's first full-color publication of its newsletter. Much of this newsletter is devoted to regulations which have been amended/adopted since the May 2000 edition; however, we encourage you to pay close attention to the "Things to Note" section, which provides information concerning nitrous oxide in the dental office, annual renewal, providing changes of information to the Board, and ensuring valid licensure for prospective employees. Also, you are encouraged to review the "Important Dates" section which provides information concerning upcoming Board meetings, the 2001 licensure examinations, and radiology seminars. The last section in this newsletter covers all Board disciplinary actions since the May 2000 newsletter.

Much of the information in this newsletter also may be accessed via the Board's web site (<http://www.msbde.state.ms.us>). The web site contains database information, licensure statistics (a new addition to the site), HTML and Adobe Acrobat versions of the Board's laws and regulations, a HTML version of the ADHA Code of Ethics, links to the ADA's Code of Ethics, procedures for filing complaints, the Board's current fee schedule, licensure examination manuals dating back to 1998, Adobe Acrobat versions of all Board newsletters since 1994, important dates to remember, information about your Board members and staff, current and past operating budgets and revenues, frequently asked questions, and links to other web sites of interest to our licensees. Also, you should always check the "What's New" section of the site to see what has changed or been added since your last visit. Our web site contains a wealth of information, and if you have not already visited it, you should do so as soon as possible.



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HALCION



ALERT

It has come to the Board's attention that some of our dental licensees are using Halcion as a means of conscious sedation for apprehensive patients. At this time, the Board is requesting that **ALL DENTISTS USING HALCION, OR SIMILAR DRUGS, VOLUNTARILY CEASE DOING SO** until the Board has had an opportunity to review Board Regulation 29 (administration of anesthesia) to determine whether a new permit for "Conscious Oral Sedation" needs to be established, as well as the criteria therefor. The Board has concerns as to the safety and efficacy of Halcion, as this drug's use dictates that caution should be exercised in its administration. As such, the Board is reviewing applicable literature on Halcion and similar drugs to determine whether a new type of anesthesia permit should be required for dental licensees using these types of drugs for Conscious Oral Sedation.



REGULATION HIGHLIGHT

As part of its legislatively-mandated regulatory responsibilities, the MSBDE must enforce the laws of this State and enact any regulations necessary to ensure consistent and ethical compliance with these laws. Accordingly, when deemed appropriate and as a means of establishing uniform policies for all dental professionals in Mississippi, the MSBDE enacts and/or amends regulations. Whenever a regulation is enacted or amended, it must be filed immediately with the Mississippi Secretary of State and is not considered approved until thirty (30) days after filing. At that time, a "final filing" must be effected with the Mississippi Secretary of State, and the adopted or amended regulation becomes final thirty (30) days after that filing date.

As a regular feature of the Dental Digest, the MSBDE highlights regulations that have been amended/enacted. Since June 1, 2000, the MSBDE has amended Regulations 3, 7, 13, 19, 29, 37, 43, 47, 51, and its Rules of Procedure. The MSBDE also adopted Board Regulation 59. The following section provides a brief synopsis of all amended and adopted regulations, and Regulations 13, 43, and 59 have been reprinted in their entirety. A fee of \$10.00 per copy is charged for bound copies of the Mississippi Dental Practice Act and the Board's rules and regulations; however, copies of individual regulations may be obtained by calling or writing the Board's office. **ALSO, COPIES OF THE BOARD'S LAWS AND REGULATIONS MAY BE OBTAINED ON ITS WEB SITE (<http://www.msbde.state.ms.us>) EITHER IN ADOBE ACROBAT OR HTML FORMAT. JUST CLICK ON THE "LAWS & REGULATIONS" BUTTON AND SELECT HOW YOU WISH TO VIEW OR PRINT A CURRENT COPY OF THE BOARD'S LAWS AND REGULATIONS.**

BOARD REGULATION NUMBER 3 REGULATION OF INDIVIDUALS WITH LESS THAN FULL LICENSURE

On November 3, 2000, the Board amended this regulation to reflect the new language of Miss. Code Ann. §§ 73-9-3(7) and (8) and to remove duplicated or redundant language pursuant to changes made during the 2000 Legislative Session (e.g., student participation in off-site training programs).

BOARD REGULATION NUMBER 7 PROVISIONAL AND SPECIALTY LICENSURE

On November 3, 2000, the Board amended this regulation by inserting the currently approved ADA dental specialties. This section was removed from Regulation 43 (advertising) and placed in Regulation 7, which the Board felt was a more appropriate placement of these dental specialties.



Board President, Charles G. Purifoy, D.D.S., was inducted as a Fellow into the American College of Dentists at its October 2000 annual meeting in Chicago, Illinois. Dr. Purifoy was appointed as District II Board member March 1, 1996, and prior to being Board President, Dr. Purifoy also served as Board Secretary. Congratulations Dr. Purifoy on such an important recognition and achievement.

BOARD REGULATION NUMBER 13 SUPERVISION AND DELEGATION OF DUTIES TO DENTAL AUXILIARY PERSONNEL

On November 3, 2000, the Board amended this regulation to stipulate the definition of "direct" supervision as provided for in changes to Miss. Code Ann. § 73-9-3(9), 73-9-5(2), and 73-9-13 during the 2000 Legislative Session.

Purpose: Pursuant to the provisions of Miss. Code Ann. §§ 73-9-3(9), 73-9-5(2), and 73-9-13, to define the type of supervision required for dental auxiliaries and to further determine procedures which require the professional judgement and skill of a dentist and which, as such, may not be delegated to auxiliary personnel.

Pursuant to Miss. Code Ann. §§ 73-9-3(9) and 73-9-5(2), the work of dental auxiliaries shall at all times be under the "direct" supervision of a licensed dentist. The Board herein defines "direct" supervision as follows:

A dentist is in the dental office or treatment facility, has personally diagnosed the condition to be treated, authorizes the procedures and remains in the dental office or treatment facility while the procedures are being performed by the auxiliary, and will evaluate the performance of the dental auxiliary.

The Board has further determined that the following procedures may not be delegated to dental auxiliary personnel.

1. Periodontal screening and probing, or subgingival exploration for hard and soft deposits and sulcular irrigations to dental assistants and/or dental hygienists not licensed by the State of Mississippi; may be performed by licensed Mississippi dental hygienists.
2. The use of ultrasonic and/or sonic instruments to dental assistants and/or dental hygienists not licensed by the State of Mississippi; may be performed by licensed Mississippi dental hygienists.
3. The use of hand scalers other than in the removal of cement to dental assistants and/or dental hygienists not licensed by the State of Mississippi; may be performed by licensed Mississippi dental hygienists.
4. The taking of any impression of the human mouth or oral structure that will be used in the restoration, repair, or replacement of any natural or artificial teeth or for the fabrication or repair of any dental appliance. The Board has further determined that impressions for study models and opposing models, and the construction, adjustment, and cementation of temporary crowns (temporary means crowns placed while permanent restoration is being fabricated) do not require the professional judgement and skill of a dentist and may be delegated to competent dental auxiliary personnel in accordance with § 73-9-3.
5. The placement or cementation of inlays, permanent crowns, fixed bridges, removable bridges, partial dentures, or full dentures.
6. The equilibration or adjustment of occlusion on natural or artificial dentition, restoration, or sealants.
7. The activation or adjustment of orthodontic appliances.
8. Injections of drugs, medication, or anesthetics by those not authorized by Mississippi law to administer such agents.
9. Performing pulp capping, pulpotomy and other endodontic therapy.

10. Intraoral restorative procedures.
11. Placement of any subgingival medicated cords. However, the placement of periodontal treatment agents may be performed by licensed Mississippi dental hygienists.

Regulation Thirteen adopted by the Mississippi State Board of Dental Examiners on September 9, 1976; amended December 17, 1976; amended April 27, 1977; amended September 4, 1988; amended September 25, 1992; amended June 1, 1993; amended July 30, 1993; amended March 8, 1996; amended September 18, 1998; amended October 22, 1999; amended November 3, 2000.

BOARD REGULATION NUMBER 19 MAIL BALLOTS

The Board amended this regulation on November 3, 2000 to provide that it may, in addition to voting by mail, vote by facsimile or similar electronic medium (e.g., e-mail, etc.).

BOARD REGULATION NUMBER 29 ADMINISTRATION OF ANESTHESIA

The Board amended this regulation on July 21, 2000 to remove the phrase "topical application" from the definition of Local Anesthesia, thereby allowing dental auxiliaries to apply topical anesthetics.

J. Perry McGinnis, Jr., D.D.S., Dean, University of Mississippi Medical Center School of Dentistry, has announced his retirement effective June 30, 2001. Mississippi has been most fortunate to have such a nationally recognized leader in dental education, and we all have benefitted greatly from his devotion and tireless efforts as Dean of our dental school. The Mississippi State Board of Dental Examiners has enjoyed working with Dr. McGinnis during his tenure at the UMMC School of Dentistry, and we wish him the very best in all future endeavors.



BOARD REGULATION NUMBER 37 FEE SCHEDULE

The Board amended this regulation on November 3, 2000 to reflect a July 1, 2001 increase in the annual renewal assessment for the Mississippi Recovering Dentists Program (MRDP). The fee was increased to \$25.00 per year.

BOARD REGULATION NUMBER 43 ADVERTISING

The Board amended this regulation on November 3, 2000 by removing former Section V, which listed the currently recognized ADA dental specialties. The Board moved these dental specialty designations to Board Regulation 7 (provisional and specialty licensure), a more appropriate place for a listing of these specialties.

Purpose: To regulate advertising in order to protect consumers and maintain standards among licensed professionals, and to carry out this duty the Board must necessarily impose reasonable restrictions.

- I. **Name of Dental Facility.** Since the name under which a dentist conducts his or her practice may be a factor in the selection process of the patient, and use of a trade name or an assumed name that is false or misleading in any material respect is unethical, a dentist may practice in a dental facility which uses any of the following names:
 - A. The name of the dentist as it appears on his or her license and renewal certificate; or
 - B. The name of a dentist who employs him or her and practices in the same facility; or
 - C. A partnership name composed of the name(s) of one or more dentists practicing in the same facility; or

- D. A corporate name composed of the name(s) of one or more of the dentists practicing as employees of the corporation in the same facility; or
- E. A fictitious name, if the conditions set forth in subsection II of this Regulation are fulfilled.

II. **Fictitious Name.** Dentists licensed in the State of Mississippi who practice as individuals, partnerships, professional corporations, associations, or other group practices may use a fictitious or corporate name for the facility in which they conduct their practice if the following conditions are met:

- A. Each fictitious or corporate name shall be registered with the Board by any licensed dentist(s), who must be associated with the dental facility and who shall assume responsibility for compliance with the section. Each fictitious or corporate name must be approved by the Board prior to the use of the name. Names which in the judgment of the Board are false, misleading, or deceptive will be prohibited.
- B. Each fictitious name must list the family name(s) of the applying and responsible dentist(s).
- C. It is the obligation of each licensed dentist who works in a facility that utilizes a fictitious or corporate name to notify the Board in writing of the same.
- D. All advertisements including, but not limited to, signage, printed advertisements, and letterheads shall contain the name, as it appears on his or her license and renewal certificate, degree (D.M.D. or D.D.S.), and, if qualified, a specialty recognized by the American Dental Association of at least one licensed dentist who is associated with the dental facility and who shall, in conjunction with the licensed dentist referred to in subsection A., assume responsibility for the advertisement.
- E. In the entrance or reception area of the dental office, a chart or directory listing the names of all dentists practicing at that particular location shall be kept at all times prominently and conspicuously displayed.
- F. The names of all dentists who practice under the fictitious or corporate name shall be maintained in the records of the dental facility for five (5) years following the departure of any individual from the practice.
- G. Fictitious names previously approved and registered with the Board will be considered as being in compliance with these Rules and Regulations.
- H. A dentist may practice in a predominantly medical facility that uses a fictitious name.

III. **Name of Record.** Subsequent to the administration of dental service, the dentist of record shall place his or her name in the record of the patient following a description of the service rendered. If the treatment is rendered by a dentist other than the dentist of record or by a dental hygienist, the name of that person shall be placed in the record of the patient. For advertising purposes only, use of the name of a dentist no longer actively associated with the practice may be continued for a period not to exceed one (1) year. However, subsequent to the administration of dental service, it is not necessary for a dentist of record who is a sole practitioner to place his or her name in the record of the patient following a description of the service rendered.

IV. **Approval or Rejection of a Corporate Name/Trade Name.**

- A. The Mississippi State Board of Dental Examiners shall notify the party submitting a proposed corporate name/trade name within sixty (60) days after submission as to the approval or rejection of the proposed name.
- B. If the proposed name is rejected, the party submitting the name shall have fifteen (15) days from receipt of the notice of the rejection to request an appearance before the Board for reconsideration of the Board's rejection. The Board shall notify the party seeking reconsideration of a rejected corporate name/trade name of its decision within thirty (30) days after the party's appearance before the Board.

V. **Fraudulent, Misleading, or Deceptive Advertising.**

- A. For purposes of Miss. Code Ann. § 73-9-61, "advertising" shall include any information communicated in a manner designated to attract public attention to the practice of the licensee.

B. A dentist may provide information regarding himself or herself, his or her practice, and fixed fees associated with routine dental services in various forms of public communications. These communications include, but are not limited to, the following:

1. Newspapers;
2. Magazines;
3. Yellow Page directories;
4. Consumer directories;
5. Outdoor advertising;
6. Radio advertising;
7. Television advertising;
8. Electronic bulletin board systems; or
9. Comparable written publications or broadcast advertising.

The dentist shall have the ultimate responsibility for all advertisements which are approved by that dentist and his or her agents or associates.

C. A dentist must disclose the fact of giving compensation or anything of value to representatives of the press, radio, television, or other communicative medium in anticipation of or in return for any advertisement (e.g., a newspaper article) unless the nature, format, or medium of such advertisement make the fact of compensation apparent.

D. Advertising may include, but is not limited to, the following information:

1. The dentist's title or degree or designation of any special area of dental practice recognized by the American Dental Association in which the dentist has met the existing educational requirements or standards for that recognized specialty;
2. Office and telephone answering hours, office location, office telephone number, residence address, and residence telephone number; and
3. Fees for a specific dental service if it is performed frequently in the dentist's practice, is usually provided at a specific fee to substantially all patients receiving the service, and is provided with little or no variance in technique or materials.

E. The following requirements shall be met when advertising a specific dental service:

1. If a range of fee is advertised (including the use of words such as "from," "as low as," or "starting at"), the minimum and maximum fees shall be fully disclosed.
2. Consultation, treatment planning, or treatment for any dental service advertised for a specific fee must be made available for a minimum of sixty (60) days following the last day of publication or broadcast of that fee or for any shorter period of time if clearly specified in the advertisement.
3. When a dental service is advertised as "free," "no charge," "without charge," or the like, such service must be made available at no cost for a minimum of sixty (60) days following the date of the last publication or broadcast of such free service or for any shorter period of time if clearly specified in the advertisement.
4. When a patient accepts the treatment plan for a dental service which was advertised by the dentist, any subsequent dental service which is reasonably and foreseeably related to the advertised service must be provided without additional charge, unless the advertisement for the dental service includes the following statement: **"Additional charges may be incurred for related services which may be required in individual cases."** The point size of the disclaimer for any written communication or advertisement must be the same point size as the majority of the letters in such written communication or advertisement, and the point size of the disclaimer for any videotaped or television communication or advertisement must be no smaller than 13 point. The disclaimer for any videotaped or television communication or advertisement must be run throughout the entire broadcast. Any public communication through an electronic medium (e.g., radio communications) shall contain such statement at a time and in a clearly audible tone and manner so as to convey the required information to the listener or viewer.

F. The following statements in advertising shall be deemed to be misleading to the public for purposes of this rule:

1. Statements claiming superiority of a particular method of treatment, material, drug, or appliance.

2. Statements that a certain dentist is a specialist or specializes in any branch of dentistry, unless that specialty is recognized by the American Dental Association and the Mississippi State Board of Dental Examiners and the dentist has met the existing educational requirements and standards for that recognized specialty. This includes membership in an organization that has not been recognized by the American Dental Association. If there is any question regarding this rule, the dentist should seek prior approval from the Mississippi State Board of Dental Examiners.

3. Statements such as "quality dentistry," "quality work," "staff of skilled dentists," "skilled employees," or reference to uncertified or unlicensed persons performing functions requiring a license under Miss. Code Ann. § 73-9-1, et al.

4. Statements of superior facilities at a certain office; statements that an office is "scientifically equipped" and/or has the "latest modern equipment"; references to "modern offices," "modern methods," or "modern devices"; and other similar expressions.

5. Statements that a dental operation or treatment can be performed without causing any pain.

6. Advertisements that contain the words "General Dentistry" and "Family Dentistry" in the same advertisement.

G. General dentists who list any services performed must place a disclaimer. The public communication must include immediately after the listing of services the following statement: **"No representation is made that the quality of the dental services to be performed is greater than the quality of dental services performed by other dentists."** The point size of the disclaimer for any written communication or advertisement must be the same point size as the majority of the letters in such written communication or advertisement, and the point size of the disclaimer for any videotaped or television communication or advertisement must be no smaller than 13 point. The disclaimer for any videotaped or television communication or advertisement must be run throughout the entire broadcast. Any public communication through an electronic medium (e.g., radio communications) shall contain such statement at a time and in a clearly audible tone and manner so as to convey the required information to the listener or viewer.

H. Specialists may list only specialties for which they are licensed in the State of Mississippi. Specialists may list services performed but not that an individual specializes in such services.

I. In-person and telephone solicitations of dental patients by a dentist or his agent poses an inherent danger to the public because such advertising cannot be supervised, may exert pressure on the prospective patient, and often demands an immediate response without affording the prospective patient an opportunity for comparison or reflection. Unlike an advertisement appearing in print or through a broadcast medium (e.g., television or radio), in-person and telephone solicitations do not simply provide information and leave the recipient free to act or not, but is ripe with the potential for overbearing persuasion. Accordingly, in-person and telephone solicitations of dental services by a dentist or his agent is strictly prohibited.

Regulation Forty-Three adopted by the Mississippi State Board of Dental Examiners on February 5, 1993; amended April 21, 1995; amended May 30, 1995; amended March 8, 1996; amended December 6, 1996; amended March 7, 1997; amended August 27, 1999; amended November 3, 2000.

BOX SCORE
1,475 Dentists
224 Specialists
963 Dental Hygienists
1,888 Radiology Permits

**BOARD REGULATION NUMBER 47
LICENSURE BY CREDENTIALS**

The Board amended this regulation on November 3, 2000 to delete duplicated or redundant language, since much of the language formerly in the regulation was added to Miss. Code Ann. § 73-9-24 during the 2000 Legislative Session.

BOARD REGULATION NUMBER 51 PRESCRIPTION GUIDELINES

The Board rescinded this regulation on November 3, 2000 inasmuch as the same language previously contained in the regulation was added to Miss. Code Ann. § 73-9-61(I)(d) which stipulates that the prescription of controlled and non-controlled substances must within the scope of the practice of dentistry.

BOARD REGULATION NUMBER 59 LICENSURE OF INDIVIDUALS PERFORMING DENTAL UTILIZATION REVIEW

The Board adopted this regulation on December 8, 2000 which requires Mississippi licensure of individuals who may make a determination adverse to a patient or to any dental provider on any question relating to the necessity or justification for dental care services.

Purpose: To stipulate Mississippi licensure requirements for individuals performing dental utilization review.

Any program of utilization review with regard to dental care services provided in this State shall comply with the following:

1. No determination adverse to a patient or to any dental provider shall be made on any question relating to the necessity or justification for dental care services without prior evaluation and concurrence in the adverse determination by a dentist licensed to practice in Mississippi. The reviewing dentist who made the adverse determination shall discuss the reasons for any adverse determination with the affected dentist provider, if the provider so requests. The reviewing dentist shall comply with this request within fourteen (14) calendar days of being notified of a request. An adverse determination by a reviewing dentist shall not be grounds for any disciplinary action against the dentist by the Mississippi State Board of Dental Examiners.
2. Any determination regarding dental care services rendered or to be rendered to a patient which may result in a denial of third-party reimbursement or a denial of pre-certification for that service shall include the evaluation, findings, and concurrence of a reviewing dentist trained in the relevant specialty or sub-specialty, if requested by the patient's dentist, to make a final determination that care rendered or to be rendered was, is, or may be inappropriate.
3. The requirement in this section that a reviewing dentist who makes the evaluation and concurrence in the adverse determination must be licensed to practice in Mississippi shall not apply to the Comprehensive Health Insurance Risk Pool Association or its policyholders.

Regulation Fifty-Nine adopted by the Mississippi State Board of Dental Examiners December 8, 2000.

RULES OF PROCEDURE FOR DISCIPLINARY ACTIONS AND HEARINGS

The Board amended its Rules of Procedure on November 3, 2000 by changing the word "accusation" to "complaint" to more accurately comport with new language added to Miss. Code Ann. §§ 73-9-63 and 73-9-65 during the 2000 Legislative Session.

THINGS TO NOTE



- ✓ For those dentists who utilize nitrous oxide, **PLEASE REMEMBER THAT YOU, THE DENTIST, ARE THE ONLY INDIVIDUAL WHO CAN START THE NITROUS OXIDE. NO DENTAL HYGIENISTS OR DENTAL ASSISTANTS MAY START THE NITROUS OXIDE.** However, once the nitrous oxide has been started by a licensed Mississippi dentist, dental hygienists and/or dental assistants may monitor the patient while he/she is under nitrous oxide, and these dental auxiliaries must, at all times, be currently certified in Cardiopulmonary Resuscitation. Remember, too, that any patients under nitrous oxide must be continuously monitored.
- ✓ Remember that annual license renewal for the 2001-2002 renewal period begins **July 1, 2001** and runs through August 31, 2001. This renewal covers **DENTAL LICENSES, SPECIALTY LICENSES, DENTAL HYGIENE LICENSES, GENERAL ANESTHESIA PERMITS, IV SEDATION PERMITS, AND RADIOLOGY PERMITS.** Note this very important date on your calendar, and please

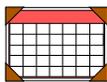
ensure the Board receives name, address, employer, and telephone number changes no later than **June 27, 2001**. If you do not receive a renewal notice by **July 15, 2001**, you should immediately contact the Board's office to avoid a possible penalty assessment.

- ✓ All licensees/permit holders must thoroughly read the information contained on their annual renewal forms and make the appropriate changes in name, address, telephone number, employer(s), etc. Many licensees/permit holders are not providing the Board with up-to-date information during annual renewal. You should remember that failure to ensure the accuracy of information on your annual renewal forms may be considered as providing false information to the Board, which could result in a disciplinary action. Please pay very close attention to your annual renewal forms.
- ✓ Whenever a dentist, dental hygienist, or dental assistant changes employers, that individual should notify the Board immediately of any changes of employers or location. Remember, the Board should be notified of the any new home address, mailing address, home telephone number, office telephone number, and the name of the employing dentist(s), as appropriate. If a dental auxiliary works in a clinic which has more than one dentist, the Board must be advised of the names of all dentists working at that facility, inasmuch as that dental auxiliary may, at times, work for any one or more of the dentists in that clinic. **ALL LICENSEES MAY SUBMIT CHANGES VIA THE BOARD'S WEB SITE (<http://www.msbd.state.ms.us>) BY PRESSING THE "LICENSEES & STATS" BUTTON AND BY COMPLETING THE "CHANGE OF INFORMATION FORM."**
- ✓ When a dentist interviews prospective dental hygienists or dental assistants, he/she should require that the dental hygienist or dental assistant present a **CURRENT CERTIFICATION CARD** indicating that the individual is either fully licensed to practice dental hygiene or that the individual has a current permit to administer radiographs. Some licensees or permit holders have attempted to gain positions or continue to work for dentists when these licensees or permit holders no longer have valid licenses/permits. A dentist must always ask to see the current certification card, which is a small white card, or ask to see the individual's small white wallet certification card. **ALSO, YOU MAY CHECK THE CURRENT STATUS OF ANY LICENSE OR PERMIT BY ACCESSING THE BOARD'S DATABASE INFORMATION ON ITS WEB SITE (<http://www.msbd.state.ms.us>) BY PRESSING THE "LICENSEES & STATS" BUTTON AND SEARCHING THE APPROPRIATE DATABASE.**



Board members Mark H. Kennedy, D.D.S., Catherine L. Gatewood, R.D.H., Charles E. Leonard, D.D.S., D. Hal Jones, D.M.D., and C. Wyck Neely, D.D.S. at the October 2000 annual meeting of the American Association of Dental Examiners.

NOTEWORTHY DATES



As the Mississippi State Board of Dental Examiners is a legislatively-mandated regulatory agency, its meetings are open to the public. However, due to the confidential and/or sensitive nature of certain aspects of the Board's business, the Board may vote to go into "Executive Session." **Also, no items will be added to the agenda of any Board meeting as of one week prior to the date of that meeting.** All meetings are held at Suite 100, 600 East Amite Street, Jackson, Mississippi; however, please call the office prior to any meeting to verify the correct date and time. **YOU ALSO MAY CHECK THE BOARD'S WEB SITE (<http://www.msbde.state.ms.us>) TO VERIFY BOARD MEETING AND OTHER DATES BY CLICKING THE "IMPORTANT DATES" BUTTON.** The following dates, including agenda cut-off dates, have been tentatively set aside through July 31, 2001 for Board meetings and the annual licensure examinations:

February 9, 2001 (February 2, 2001 Cut-Off)
March 2, 2001 (February 23, 2001 Cut-Off)
April 20, 2001 (April 13, 2001 Cut-Off)
May 22-23, 2001 (Dental Hygiene Licensure Examination)
May 23-25, 2001 (Dental Licensure Examination)
July 20, 2001 (July 13, 2001 Cut-Off)

Please visit the Board's web site to familiarize yourself with upcoming dates for Board-approved radiology permit seminars. Seminars are offered through Gulf Coast Community College, Hinds Community College, Louisiana State University, Meridian Community College, Northeast Mississippi Community College, and Pearl River Community College. Remember that no one, other than a currently licensed Mississippi dentist or dental hygienist, may administer radiographs in the dental office without first obtaining a radiology permit from the Board.

DISCIPLINARY ACTIONS



The following report on disciplinary actions covers the period June 1, 2000 through December 31, 2000. According to State law, investigations by the Board are confidential until official action is taken. The following is merely a summary of each disciplinary action taken and should not be interpreted as a complete statement of all facts and matters involved in each docket. Also, the Board typically includes several provisions in its orders which may not be summarized here. Although great care has been taken to ensure accuracy of the information provided hereafter, inadvertent errors may appear, and no entity should initiate an adverse action against a dentist, dental hygienist, or dental assistant based solely on the following information. Rather, the reader should request a copy of the Board's order (\$5.00 per copy) prior to making any decisions affecting licensees. A Consent Order is a negotiation between the Board and the licensee and is a procedure for resolution of a disciplinary action without the necessity of a formal hearing, and a voluntary surrender of a license has the same effect as a full revocation.



The Board would like to clarify a disciplinary action concerning George A. May, Jr., D.D.S., Southaven, Mississippi, MSBDE Docket No. 98-033, which appeared in the May 2000 edition of the Dental Digest. The aforementioned disciplinary action DID NOT concern George W. May, Jr., D.M.D., Jackson, Mississippi. There have been no disciplinary actions concerning George W. May, Jr., D.M.D., and the Board regrets any misunderstanding which may have occurred resulting from the similarity in names. To avoid such confusion in future publications of disciplinary actions, the Board now includes the licensee's primary office city and state as part of its disciplinary action reports.



F. E. Collette, Jr., D.D.S., Jackson, MS; MSBDE Docket No. 99-026

Date of Action: 11/03/00

Allegation: Inappropriate infection control; unlicensed personnel performing duties which should only be performed by a licensed Mississippi dentist; and unprofessional conduct.

Disposition: Consent Order. Must successfully complete 10 hours of continuing education in infection control within one (1) year from date of Order; periodic surveillance by Board; proof of compliance with CPR and continuing education; fined \$750.00; and assessed costs of \$1,168.85.

W. Don Doty, D.M.D., Brookhaven, MS; MSBDE Docket No. 99-017

Date of Action: 07/21/00

Allegation: Advertising--failure to include disclaimer after listing services and using phrases such as "high-quality" and "one of the few dentists."

Disposition: Consent Order. Proof of compliance with CPR and continuing education; fined \$500.00; and assessed costs of \$210.38.

John F. Fields, D.M.D., Columbus, MS; MSBDE Docket No. 99-016

Date of Action: 07/21/00

Allegation: Advertising--failure to include disclaimer after listing services.

Disposition: Consent Order. Proof of compliance with CPR and continuing education; fined \$100.00; and assessed costs of \$228.11.

W. Coleman Fortenberry, D.M.D., Madison, MS; MSBDE Docket No. 2000-037

Date of Action: 11/03/00

Allegation: Advertising--failure to include disclaimer after listing services.

Disposition: Consent Order. Proof of compliance with CPR and continuing education; fined \$50.00; and assessed costs of \$150.00.

Mary T. Harrington, D.M.D., Jackson, MS; MSBDE Docket No. 99-042

Date of Action: 05/12/00

Allegation: Advertising--failure to register a fictitious name.

Disposition: Consent Order. Proof of compliance with CPR and continuing education; fined \$50.00; and assessed costs of \$145.00.

Alvin W. Rembert, D.M.D., Yazoo City, MS; MSBDE Docket No. 99-038

Date of Action: 05/12/00

Allegation: Advertising--failure to include disclaimer after listing services.

Disposition: Consent Order. Proof of compliance with CPR and continuing education; fined \$50.00; and assessed costs of \$147.50.

Gene Allen Roark, D.D.S., Canton, MS; MSBDE Docket No. 99-023

Date of Action: 09/22/00

Allegation: Chemical dependency.

Disposition: Administrative Order. Licensee's request to reapply for DEA prescribing privileges approved.

Jimmy Dale Vance, D.M.D., Jackson, MS., MSBDE Docket No. 98-011

Date of Action: 11/03/00

Allegation: Chemical dependency.

Disposition: Administrative Order. Licensee's request to reapply for DEA prescribing privileges approved.



CURRENT MSBDE FEES



The following fees represent current amounts charged for applications, renewals, and other services rendered by the MSBDE. These fees are subject to change and must be paid by money order, personal check, or cashier's check in advance of any request.

Application for Dental License by Examination	\$400.00	Annual Radiology Permit Renewal	\$20.00
Application for Dental Hygiene License by Examination	\$200.00	Annual General Anesthesia Permit Renewal	\$100.00
Application for Dental License by Credentials.	\$2,000.00	Annual IV Sedation Permit Renewal	\$100.00
Application for Dental Hygiene License by Credentials	\$500.00	Duplicate License or Permit	\$20.00
Application for Institutional, Teaching, or Provisional License	\$25.00	Certification of Licensure or Permit Status	\$20.00
Application for Specialty License	\$200.00	Certified Copy of License or Permit	\$20.00
Application for General Anesthesia Permit	\$200.00	Handling fee for Insufficient Funds Checks	\$50.00
Application for I.V. Sedation Permit	\$200.00	Requests for Database Information	
Application for Radiology Permit (Including Initial Renewal Fee)	\$60.00	Labels & Printouts	\$125.00
Annual Dental License Renewal	\$150.00	Diskettes	\$150.00
Annual Dental Specialty License Renewal	\$75.00	Radiology Examinations Administered in MSBDE Offices	\$25.00
Annual Dental Hygienist License Renewal	\$75.00	One Copy of MSBDE Laws and/or Regulations	\$10.00
Annual Dental Institutional, Teaching, or Provisional License		Additional Copies (Per Copy)	\$5.00
Renewal.	\$150.00	Duplicate Renewal Forms, Certification Cards, or Non-Notification	
Annual Dental Hygiene Institutional, Teaching, or Provisional		of Change of Address	\$10.00
License Renewal.	\$75.00	Disciplinary Orders (Per Copy)	\$5.00
		Newsletter (Per Copy)	\$2.50

MSBDE NEWSLETTER

Suite 100
600 East Amite Street
Jackson, MS 39201-2801

PLACE
STAMP
HERE

MISSISSIPPI STATE BOARD OF DENTAL EXAMINERS
SUITE 100, 600 EAST AMITE STREET
JACKSON, MS 39201-2801

BULK RATE
U.S. POSTAGE PAID
JACKSON, MS
PERMIT NO. 437

MSBDE NEWSLETTER
Suite 100
600 East Amite Street
Jackson, MS 39201-2801

CHANGE OF ADDRESS NOTIFICATION

Pursuant to Miss. Code Ann. § 73-9-19, every licensed dentist and dental hygienist "shall promptly keep the board advised of any change in address of his office or residence." Additionally, Board Regulation 25, VI.A., stipulates that "[e]very person holding a radiology permit shall promptly keep the Board advised of any change of mailing address." Therefore, if you have changed your employer, home, business, mailing, or satellite address/telephone, please use this form to notify the MSBDE of such. Otherwise, keep this form in your files should you need to notify the MSBDE of a future change of information. You may cut along the dotted line, affix a postage stamp to the reverse side of this form, and mail it directly to the Mississippi State Board of Dental Examiners. If you wish, you may send this form via facsimile to (601)944-9624, or you may e-mail any changes via the Board's web site (<http://www.msbde.state.ms.us>). Please call (601)944-9622 if you have any questions.

Full Name: _____ MS License No.: _____

Old Address: _____

New Address: _____

Telephone: _____ Effective Date of Change: _____

Employer: _____

Type of Change: Home Address Office Address Mailing Address Satellite Address