

2013 MDA District Meetings

Report

MSBDE

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For FY 2013, Jeffery D. Hartsog, DMD is President; Robert T. Watts, Jr., DMD is Vice-President; and Frank T. Dalton, DMD is Secretary. They will serve in these positions until 06/30/2013. The Board's current structure will remain unchanged until 07/01/2014, at which time the Board will begin its cycle of new appointees with the State-at-Large Dentist position. Board members serve six-year, non-consecutive terms.

All Board meetings are open to the public except when the Board makes a determination that it is necessary to go into Executive Session, and this typically is reserved for personnel matters, ongoing investigations, and disciplinary actions. All disciplinary hearings are held in Open Session; however, the Board's deliberations following the hearing are held in Executive Session. Furthermore, no items will be added to Board meeting agendas as of two (2) weeks prior to the scheduled Board meeting date. Board meeting dates through 12/31/2013 are as follows:

02/01/2013

06/07/2013

08/10/2013 08/03/2013

11/15/2013 10/18/2013

The Board will be considering changes to its 08/10/2013 and 11/15/2013 meeting dates at its 02/01/2013 meeting, inasmuch as these dates conflict with annual meetings of the Southern Regional

Testing Agency, Inc. (SRTA) and American Board of Dental Examiners (ADEX). Any changes to the 08/10/2013 and/or 11/15/2013 meeting dates will be reported on the Board's web site in the "Dental Board Calendar" section.

The Board's web site continues to have a great deal of information, as well as most, if not all, of the forms utilized by the Board. The laws and regulations are an integral part of the web site, and licensees are encouraged to visit the site often to keep abreast of any changes effected by the Board. The web site has selected information from the Board's databases to be used for licensure verification and/or recruiting purposes. All of the Board's forms and applications are formatted in Adobe Acrobat PDF forms, which means

that applications and forms may be completed on a personal computer using Adobe Reader software. Simply fill-in-the-blanks, print the application or form, and submit the document to the Board! You also

can communicate with the Board via e-mail at the following:

dental@denalboard.ms.gov.

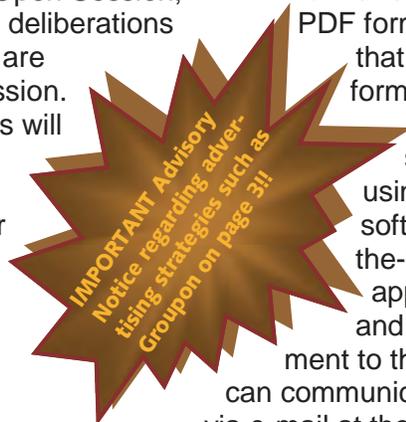
Don't forget to thoroughly review each edition of *The Dental Digest*, which is mailed to all licensees and permit holders. The newsletter always has a variety of important and useful information. All of the Board's amendments to its laws and regulations are reported in its newsletter, and Board determina-

tions as to permissible procedures for licensed Mississippi dentists and dental auxiliaries working under the direct supervision of



licensed Mississippi dentists are noted in the "Things to Note" section of each newsletter. If you have questions as to an item appearing in the newsletter, feel free to contact the Board's office for clarification.

The Board **REQUIRES** all licensees and permit holders to provide a minimum of one currently valid e-mail address for renewal and informational purposes. At this time, the Board's database can accommodate two (2) e-mail addresses for dentists and one (1) e-mail address for dental hygienists and radiology permit holders. An integral part of the Board's electronic information system is its blast e-mail feature, which enables the Board to more expeditiously provide information



to its licensee population as to Board determinations, adoption/amendment of regulations, and important reminders. If you change your e-mail address, **IMMEDIATELY**

notify the Board of this change to ensure you receive renewal and informational e-mails.

The 2013-2015 dental biennial renewal cycle begins **09/01/2013** and concludes **10/31/2013**, followed by a two-month penalty phase. All licenses and permits not renewed by **12/31/2013** will be voided on **01/01/2014** for failure to renew.

Renewal e-mails will be sent to all licensed dentists on **08/31/2013** advising them that it is time to renew via the Board's on-line portal, which can be accessed from the Board's web site home page. As with the 2011-2013 dental biennial renewal, **NO PAPER RENEWAL FORMS WILL BE PROVIDED.**

Furthermore, once the Board receives and finalizes these renewals, certification cards in PDF are **E-MAILED** to licensees. Each



PDF contains two (2) certification cards. One card is larger to cut and display in the dental clinic beside your license and/or permit, and the smaller card

should be cut and placed in your wallet. Ensure you save copies of these most important e-mails in the event you need additional copies of your certification card(s).

At its 02/03/2012 meeting, the Board approved radiology seminars offered by Delta Technical College at its Ridgeland, MS location to be used for

2013 Mississippi Licensure Examinations:

03/01-02/2013

05/17-18/2013

08/08-09/2013

08/02/2013

those candidates applying for Mississippi radiology permits.

The dates and contact information for these seminars are posted on the Board's web site.

At its 02/03/2012 meeting, the Board voted to begin accepting the results of the dental and dental hygiene clinical examinations administered by the Southern Regional Testing Agency (SRTA) effective 01/01/2012 for those candidates applying for licensure by examination in Mississippi. Additionally, the Board voted to become a member of SRTA effective 02/03/2012.

At its 02/03/2012 meeting, the Board amended Section 10 of Board Regulation 61 (Mobile and Portable Dental Facilities) to further clarify that the treating dentist SHALL be present and held completely responsible for the quality of patient care at all times. Visit the Board's web site to review and print a copy of amended Board Regulation 61.

At its 02/03/2012 meeting, the Board voted to discontinue membership in the Council of Interstate Testing Agencies (CITA); however, at this time, the Board will continue accepting the results of CITA's dental and dental hygiene clinical examinations for those candidates applying for licensure by examination in Mississippi.

At its 05/18/2012 meeting, the Board approved radiology seminars offered by Antonelli College at its Hattiesburg, MS location to be used for those candidates applying for Mississippi radiology permits. Seminar dates and contact information for Antonelli College's Hattiesburg, MS location are posted on the Board's web site.

At its 05/18/2012 meeting, the Board amended Section 6 of Board Regulation 41 (Continuing Education) to allow up to twenty-five percent (25%) of the required continuing education to be computer-based, video, audio, reading, and/or correspondence/home study courses for the two-year reporting period. Prior to this amendment, only four (4) hours were allowed. Visit the Board's web site to review and print a copy of amended Board Regulation 41.

At its 05/18/2012 meeting, the Board approved ProTrainings, LLC's Pro-CPR and Pro-First Aid Advanced as fulfilling the guidelines for Cardiopulmonary Resuscitation certification in Board Regulation 45, contingent upon all such coursework including a hands-on mannequin component in addition to the on-line coursework to ensure full compliance with Board Regulation 45.

At its 05/18/2012 meeting, the Board discussed the advertising strategies utilized by **Groupon** and whether such strategies violate Board Regulation 43 and Section 5.F. of the American Dental Association's (ADA) Principles of Ethics and Code of Professional Conduct. At its 08/10/2012 meeting, the Board issued its Advisory Notice regarding these advertising strategies (**see page 3 of this report**), a copy of which also can be viewed and printed on the Board's web site via its Frequently Asked Questions (FAQs) regarding advertising.

At its 05/18/2012 meeting, the Board voted to begin accepting the results of the dental and dental hygiene clinical examinations developed by the American Board of Dental Examiners (ADEX) effective 01/01/2012 for those candidates applying for licensure by examination in Mississippi. Additionally, the Board voted to become a member of the North East Regional

**Always maintain
copies of xrays
in the patient's file
even when referring
the patient or
sending xrays to
an insurance company**

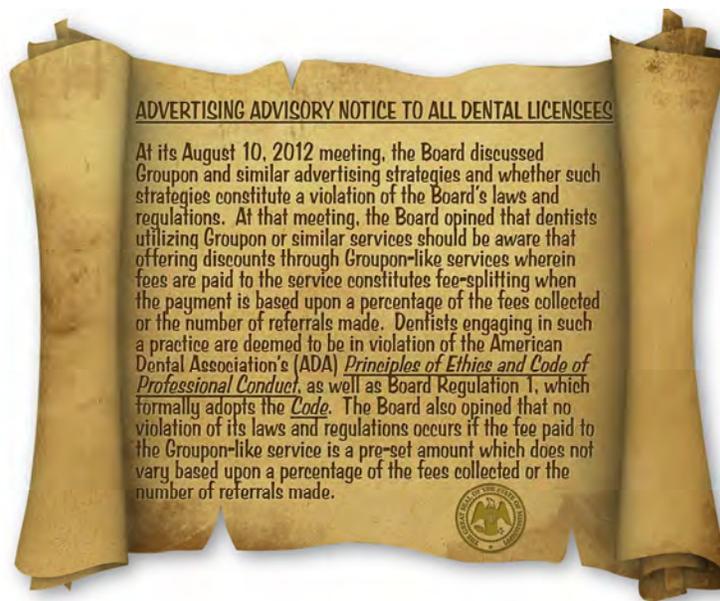


Board of Dental Examiners (NERB) effective 05/18/2012.

At its 05/18/2012 meeting, the Board determined that it would require successful completion of **ALL** current components of the ADEX dental and dental hygiene clinical examinations to obtain licensure by examination in Mississippi. This will allow candidates participating in these examinations in Mississippi to have full mobility within those states accepting the ADEX clinical examinations. The five (5) current components of the American Dental Licensing Examination (ADLEX) are:

- ◆ **Manikin-based Prosthodontic examination**
- ◆ **Manikin-based Endodontic examination**
- ◆ **Patient-based Restorative examination**
- ◆ **Patient-based Periodontal examination**
- ◆ **Computerized Diagnostic Skills Examination (DSE)**

The two (2) current components of the American Dental Hygiene Licensing Examination (ADHLEX) are:



ADVERTISING ADVISORY NOTICE TO ALL DENTAL LICENSEES

At its August 10, 2012 meeting, the Board discussed Groupon and similar advertising strategies and whether such strategies constitute a violation of the Board's laws and regulations. At that meeting, the Board opined that dentists utilizing Groupon or similar services should be aware that offering discounts through Groupon-like services wherein fees are paid to the service constitutes fee-splitting when the payment is based upon a percentage of the fees collected or the number of referrals made. Dentists engaging in such a practice are deemed to be in violation of the American Dental Association's (ADA) *Principles of Ethics and Code of Professional Conduct*, as well as Board Regulation 1, which formally adopts the *Code*. The Board also opined that no violation of its laws and regulations occurs if the fee paid to the Groupon-like service is a pre-set amount which does not vary based upon a percentage of the fees collected or the number of referrals made.

- ◆ **Computer Simulated Clinical Examination (CSCE)**
- ◆ **Patient Treatment Clinical Examination (PTCE)**

At its 05/18/2012 meeting, the Board voted to grant continuing education credit for Mississippi dentists and dental hygienists administering the ADLEX and ADHLEX in Mississippi. **This continuing education will count toward fulfilling required clinical continuing education as stipulated in Board Regulation 41.**

Dentists administering the ADLEX will receive fifteen (15) hours for a two-day examination, and for examinations less than two full days, they will receive 7.5 hours per day. Dentists and dental hygienists administering the ADHLEX will receive six (6) hours for each full day, and for those examinations less than a full day, they will receive three (3) hours for each one-half (½) day. **Refer to page 4 of this report for an additional clinical continuing education credit determination regarding participation in Mississippi's ADLEX and ADHLEX licensure examinations.**

At its 05/18/2012 meeting, the Board considered whether a periodontist can (a) make master impressions for a fixed or removable prosthesis, and (b) fabricate and deliver a fixed or removable prosthesis. The Board determined that a periodontist is **NOT** allowed to make, fabricate, and deliver the master/final impression for the definitive prosthesis, inasmuch as this is outside the scope of practice for the specialty of periodontics.



LICENSEE CATEGORY	CURRENT POPULATION	ISSUED DURING 2012
General Dental and Provisional	1,237	58
Specialty	268	14
General Anesthesia	52	1
Parenteral Conscious Sedation	34	2
Enteral Conscious Sedation	54	4
Dental Hygiene and Provisional	1,545	68
Radiology Permits	3,248	447
TOTAL ALL CATEGORIES	6,438	594

At its 08/10/2012 meeting, the Board amended Item 2 of Board Regulation 3 (Regulation of Individuals with Less than Full Licensure) to allow final-year dental and dental hygiene students (versus the former wording of final-semester dental and dental hygiene students) to be eligible for supervised practice at private dental clinics. Visit the Board's web site to review and print a copy of amended Board Regulation 3.

At its 08/10/2012 meeting, the Board discussed a request concerning whether Face Bow can be delegated to dental auxiliaries and, if so, whether prior training is required for dental auxiliaries before performing this pro-



cedure. The Board determined that Face Bow procedures **MAY BE DELEGATED** to all dental auxiliaries without the necessity of prior training in Face Bow.

At its 08/10/2012 meeting, Marni von Wilpert, Esquire, with the Mississippi Center for Justice, appeared before the Board to provide information regarding HIV/AIDS patients and the Americans with Disabilities Act, insofar as discrimination against such patients is concerned. Discrimination is the failure to provide HIV/AIDS patients an equal opportunity to use or enjoy public accommodations, goods, services, or facilities. A dentist **MUST NOT** categorically refuse to treat all patients with HIV/AIDS;

however, a dentist **IS ALLOWED** to refer HIV/AIDS patients to another dentist if the treatment sought by the patient is outside the dentist's area of expertise. The referral of patients with HIV/AIDS **MUST** be based upon the treatment sought by the patient and **NOT** the HIV/AIDS status, alone. Dentists may feel free to contact the Mississippi State Department of Health (601-576-7723) or the Mississippi Center for Justice at 601-352-2269 (Jackson), 662-887-6570 (Indianola), and 228-435-7284 (Biloxi).

Effective 07/01/2012 all dental offices **MUST** have a minimum of one AED (or equivalent defibrillator) in each dental office

At its 08/10/2012 meeting, the Board amended Item 2 of Board Regulation 47 (Licensure by Credentials) to allow a candidate a maximum of two (2) years' participation in an American Dental Association (ADA) accredited residency program to be used toward fulfilling the minimum five-year, active practice requirement in Miss. Code Ann. § 73-9-24(1)(b). Previously, the Board allowed all of a candidate's years of participation in such residency programs. Visit the Board's web site to review and print a copy of amended Board Regulation 47.

At its 08/10/2012 meeting, and pursuant to a request from the University of Mississippi (UMC) School of Dentistry, the Board amended Sections 1 and 2 of Board Regulation 7 (Provisional and Specialty Licensure) to:

- Remove outdated grandfathering language;
- Require candidates to have passed all parts of the National Boards and to never have failed a Mississippi licensure examination;
- Allow Provisional Teaching Licenses a maximum of one (1) year from the date of licensure to participate in intramural practice programs, after which those who do not wish to obtain full licensure will be required to apply for a Provisional License by providing proof of licensure in another state of the United States;
- Remove the requirement that foreign country graduates have held faculty positions in the country wherein they graduated;
- Allow Provisional Licenses and Provisional Teaching Licenses to be awarded both to part-time faculty and full-time faculty; and
- Correct inconsistent wording

Visit the Board's web site to review and print a copy of amended Board Regulation 7.

At its 11/16/2012 meeting, the Board approved radiology seminars offered by Antonelli College at its Jackson, MS location to be used for those candidates applying for Mississippi radiology permits. Seminar dates and contact information for Antonelli College's Jackson, MS and Hattiesburg, MS locations are posted on the Board's web site.

At its 11/16/2012 meeting, the Board revisited its 05/18/2012 determination allowing clinical continuing education credit for dentists and dental hygienists administering Mississippi ADLEX and ADHLEX examinations. The Board voted to amend its 05/18/2012 determination to **add three (3) hours' clinical continuing education credit for successful completion of on-line/personal participation in calibration exercises** for each type of examination, e.g., three (3)

hours for dental manikin calibration; three (3) hours for dental restorative and periodontics calibration; and three (3) hours for dental hygiene calibration.

At its 11/16/2012 meeting, the Board considered a request concerning **DIRECT** supervision for dental hygiene students during fundamentals laboratory sessions, wherein such students take impressions and practice with a dental instrument on each other and **NOT** the public-at-large. The Board determined that dental hygiene students **ARE ALLOWED** to practice dental hygiene under the guidelines of the Mississippi Dental Practice Act on fellow dental hygiene students and **NOT** the public-at-large, and **ONLY** while such



students are actively enrolled in a Mississippi accredited dental hygiene program, all without the necessity of a dentist being present in the clinical facility. However, a member of the dental hygiene faculty **MUST** be present while such procedures are being performed.

