MISSISSIPPI STATE BOARD OF DENTAL EXAMINERS

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

Telephone: 601-944-9622
Facsimile: 601-944-9624

DENTAL DIGEST

Volume 4 DECEMBER 1997 Number 1

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.

DIRECT FROM THE DIRECTOR

Welcome to the December 1997 edition of the Dental Digest, which is the first edition of the Dental Digest to be published from the Board's new office located at **Suite 100, 600 East Amite Street, Jackson, MS, 39201-2801**. All Board members and our staff feel most fortunate to have located such ideally suited office space, and we encourage you to drop by the office should you have any questions or be in the Jackson area on other business.

The Board has been extremely busy since publication of the May 1996 Dental Digest, and we are looking forward to an equally active 1998. We have been in the process of completely revamping our filing system; transferring unwieldy "bulk files" from the 1970s through the early 1990s to what we feel is a more streamlined and manageable approach for maintaining the integrity of the Board's records; updating outdated computer hardware and software; preparing for the millennium and the myriad of expectations and problems associated with such a momentous point in history; initiating plans for the Board's web site, which should be on-line by the first of April 1998; and restructuring the annual dental licensure examination. Also, the Board will be enhancing its licensee databases and moving them toward a Windows-based environment, such as Visual FoxPro. Furthermore, the 1998 Legislative Session is upon us, and the Board will be spending a good deal of time at the Capitol keeping an eye on any changes to the Mississippi Dental Practice Act.

Although the Board has effected numerous changes and crossed difficult hurdles during the past few years, much work still needs to be accomplished. As such, we welcome any ideas or suggestions from our licensees with regard to augmenting our operation. We trust the information contained in this edition of the Dental Digest will not only be informative, but also practical and enlightening. We wish each of you a most prosperous and rewarding 1998, and please do not hesitate to contact our staff members should you have any questions. □

MSBDE BOARD MEMBERS

Thomas L. Jones, Jr., D.D.S., President
District Four, Clinton

G. Norris Howell, Jr., D.D.S., Secretary
District One, Ripley

Lewis E. Alexander, D.D.S.
District Five, Long Beach

Catherine L. Gatewood, R.D.H.
Dental Hygiene Member, Clinton

Theodore C. Jones, D.D.S.
Member-at-Large, Ridgeland

Artis E. Knight, D.D.S.
District Three, Petal

C. Wyck Neely, D.D.S.
District Six, Magee

Charles G. Purifoy, D.D.S.
District Two, Greenwood

MSBDE STAFF

Leah Diane Howell, Executive Director
Geraldine K. "Gerri" Caldwell, Investigator II
G. Lorine Oberhousen, Secretary Admin. Confidential
Mildred R. Patterson, Accounting/Auditing Technician
Karen S. Wilson, Administrative Assistant III

Injuries in the Dental Office:
Management of Occupational Exposure To HIV

As per observational and self-reported data, dentists sustain 3-4 percutaneous injuries annually through accidents involving needles or sharp instruments, with fingers and hands the site of 87% of such injuries. Self-injury can be prevented with a sensible approach to safety, such as avoiding the recapping of needles. Occupational exposure to bloodborne infectious diseases such as Hepatitis B or Human Immunodeficiency virus (HIV) can occur through exposure during accidental injury. The Occupational Safety and Health Administration (OSHA) requires that dental offices have an occupational exposure plan for dentists and their employees that outlines the procedures to follow in the event of accidental exposures. Additional information on this topic is available from the Center for Disease Control (CDC) web page: <http://www.cdc.gov/ncidod/diseases/hip/mgmtexpo.htm>

What is an occupational exposure?
Three categories of exposure include percutaneous injuries, such as that which occur with a needlestick or a cut with a sharp instrument, and cutaneous or mucosal exposures, in which contact is made between mucous membranes or skin with blood or other bodily fluids. Percutaneous injuries can occur as either superficial (without visible blood) or as deep intramuscular or intravascular injuries.

What is the risk of HIV infection from occupational exposure?
The average risk for HIV infection from all types of reported percutaneous exposures to HIV-infected blood is 0.3%. Risk is increased for exposures involving a deep connective tissue injury, visible blood on the device causing the injury, a hollow-bore device such as a needle, which was previously placed into the lumen of a blood vessel, or a source patient who died of AIDS within 60 days of the exposure (i.e. presumed to have a high viral titer). The average risk after reported mucosal or cutaneous exposures to HIV-infected source specimens is 0.1% and less than 0.1% respectively. Risk is increased with larger volumes of specimen (i.e. blood), prolonged contact, or high viral titer.

What is the HIV Postexposure Protocol?
Dentists have a low occupational risk of being infected with HIV despite occupational exposure to HIV because the source material contains saliva, which rarely transmits HIV and may contain immune substances that neutralize viral particles. However the exposure level associated with the type of injuries or differences in the patient source status may determine whether or not the use of viral chemoprophylaxis should be considered after an exposure. Source materials consisting solely of blood present higher risk. Dentists can most effectively determine the exposure risks from injuries when the exposure level is understood and the source status is known.

The following charts list the source status and the exposure level for both percutaneous and cutaneous exposure categories and whether or not chemoprophylaxis agents should be "offered", "recommended", or "strongly encouraged". Any dental employee incident involving body fluids without visible blood or staining would not require postexposure prophylaxis.

Percutaneous injuries:

Exposure Level		Source Status: Class 1 Asymptomatic; known low viral titer, or HIV status unknown	Class 2 AIDS; symptomatic HIV infection	Class 3 Acute HIV seroconversion or pre-terminal AIDS
I	Superficial injury Visible bloody device	**Offer:** ZDV plus 3TC	**Recommend:** ZDV plus 3TC plus IDV	**Strongly Encourage:** ZDV plus 3TC plus IDV
II	Used in artery or vein	**Recommend:** ZDV plus 3TC plus IDV	**Recommend:** ZDV plus 3TC plus IDV	**Strongly Encourage:** ZDV plus 3TC plus IDV
III	Deep IM or actual connective tissue injection	**Strongly Encourage:** ZDV plus 3TC plus IDV	**Strongly Encourage:** ZDV plus 3TC plus IDV	**Strongly Encourage:** ZDV plus 3TC plus IDV

The guidelines for chemoprophylaxis are considered provisional because they are based on limited data regarding the efficacy and toxicities of chemical postexposure prophylaxis. Side effects and adverse drug reactions should be discussed with your physician before initiating treatment.

Cutaneous exposures:
****** Portal of entry refers to employee having altered skin integrity**

Exposure Level		Source Status: Class 1 Asymptomatic; known low viral titer, or HIV status unknown	Class 2 AIDS; symptomatic HIV infection	Class 3 Acute HIV seroconversion or pre-terminal AIDS
I	Small volume and brief contact (e.g. few drops)	**Offer only if portal of entry** ZDV plus 3TC	**Offer only if portal of entry** ZDV plus 3TC	**Offer only if portal of entry** ZDV plus 3TC
II	Large volume or prolonged contact	**Recommend if portal of entry:** ZDV plus 3TC plus IDV	**Recommend if portal of entry:** ZDV plus 3TC plus IDV	**Recommend if portal of entry:** ZDV plus 3TC plus IDV
III	Large volume and prolonged contact (e.g. paramedic bloodbath)	**Recommend especially with portal of entry:** ZDV plus 3TC plus IDV	**Recommend especially with portal of entry:** ZDV plus 3TC plus IDV	**Recommend especially with portal of entry:** ZDV plus 3TC plus IDV

What are the doses for chemoprophylaxis?
Chemoprophylaxis should be initiated promptly for high-risk exposures, usually within 1 to 2 hours of exposure. Dental workers with percutaneous occupational exposures to HIV should receive physician counseling and medical evaluation, including HIV antibody testing at baseline and periodically for at least 6 months postexposure (e.g. 6 weeks, 12 weeks, and 6 months), and should observe HIV prevention precautions to prevent possible secondary transmission. If you elect to take chemoprophylaxis, you should be checked by a physician for adverse drug effects at the time treatment begins and 2 weeks after initiating treatment. Doses of chemoprophylaxis are as follows:

ZDV (Retrovir) 200 mg po TID x 4 weeks
3TC (Lamivudine) 150 mg po BID x 4 weeks
IDV (Indinavir) 800 mg po TID x 4 weeks

How do I find a knowledgeable physician?
The list below was received from the State of MS Ryan White CARE Coordinator:

Jackson	Dr. William Causey @ Mississippi Baptist Medical Center 1600 North State St., Phone #: 969-7720
Jackson	Dr. Harold Henderson @ University Medical Center 2500 North State St., Phone #: 984-5560
Jackson	Dr. Michael Byers @ Mississippi Baptist Medical Center 1600 North State St., Phone #: 969-7720
Meridian	Dr. J. Edward Ulmer @ 2113 11th Street Phone #: 483-5322
Hattiesburg	Family Medical Center (Attn. - Willie Bourne or Darlene Bolton) 101 Magnolia Rd. Hattiesburg MS, 39401, Phone #: 544-7500
Hattiesburg	Forest General Hospital (Attn. - Chess Johnson) P.O. Box 1389, Hattiesburg, MS, Phone #: 288-7000
Hattiesburg	Dr. David Mattice 140 Millsaps Dr. 39402, Phone #: 268-5170
Hattiesburg	Family Health Services of Hattiesburg 500 Katie Ave. 39401, Phone #: 582-7980
Biloxi	Biloxi Regional Medical Center (Attn. - Sue Strange) P.O. Box 128, 39533
Columbus	Dr. Patel, 2500 Fifth St. N. Suite 1 39701
Morton	Dr. Saaib Hasan, 348 South Fourth St. 39117, Phone #: 372-7144
Greenville	Dr. Robert Bowman, 1515 East Union St., Greenville, MS 38701, Phone #: 334-6394
Memphis, TN	Dr. M. Lamothe/ Dr. Michael Threlkeld 910 Madison Suite 828, Memphis, TN, 38103, Phone #: 901-522-6636
Tunica	Aaron Henry Community Health Center, P.O. Box 1823, Tunica, MS 38676

--By Nicholas G. Mosca, D.D.S., University of Mississippi Medical Center School of Dentistry ☐

A WORD FROM YOUR PRESIDENT

On behalf of all the Board members, I would like to express our thanks for allowing us to serve as your representatives of the respective districts. We appreciate the confidence and trust that you have bestowed upon us and hope that we are able to live up to those expectations.

The Board has been extremely busy with meetings, hearings, investigations, and preparations for the 1998 licensure examinations. Members have attended annual and mid-winter meetings of the American Association of Dental Examiners (AADE) and the Southern Conference of Dental Deans and Examiners (SCDDE), and we were observers during a recent SRTA examination and WREB calibration. Your Executive Director and myself have been actively involved with the Invitational Conference for Clinical Testing Agencies sponsored by the ADA at the headquarters building in Chicago, and one of our Board attorneys participated in the attorney roundtable discussions with other state board attorneys during the annual meeting of the AADE in Washington, D.C. It is through attendance at these meetings that we are able to discuss issues and solutions that are common with other states.

By committee assignments, the Board is able to accomplish a great deal of work prior to the regularly scheduled Board meetings. The recommendations of the committees are discussed at these meetings, and any Board action is based on a discussion of the committees' recommendations. An examination committee, rules and regulations committee, credentialing committee, and legislation committee are in place.

You are to be commended for far exceeding the minimum requirements of the continuing education regulation. The number of hours and variety of courses speak highly of your commitment to provide the latest techniques and care for your patients. If you have access to the Internet, look for our web site this spring. It will contain a wealth of information, such as the Dental Practice Act, all rules and regulations, and links to other dentally-related sites. We hope you find it informative and useful.

The Dental Practice Act desperately needs updating and revision. If you have a legislator as a patient or personally know a legislator, discuss with him/her the need for this important legislation. If you need information, contact your Board representative. Please read and become familiar with the Dental Practice Act and the rules and regulations so that you will not be in violation. At the upcoming District meetings, your Board representative and the Executive Director will present their annual report and be available to answer any questions.

Again, I thank you for the opportunity to serve on your Board.

--By Thomas L. Jones, Jr., D.D.S., President ☐

IMPORTANT HIV NEWS FOR ALL LICENSEES

In conjunction with Dr. Mosca's article, the following information has been reprinted from a recently published newsletter for the American Student Dental Association (ASDA).

"On December 4, the Department of Health and Human Services launched a 24-hour toll-free hotline to help clinicians counsel and treat healthcare workers exposed to blood-borne diseases and infections on the job. **The National Clinicians' Post-exposure Prophylaxis Hotline, dubbed PEPline, can be reached at 888-448-4911.** Trained physicians are on call round the clock to provide information and recommendations on needle-stick injuries and other serious occupational exposures to blood-borne pathogens. PEPline is a joint project of the Health Resources and Services Administration and the Centers for Disease Control and Prevention, in collaboration with the San Francisco Department of Public Health and the University of California--San Francisco." ☐

! Look for the date and location of the dental ethics course co-sponsored by the UMC School of Dentistry and the Board. Dr. David Nash of Kentucky will be your speaker for a most enlightening and worthwhile presentation. Keep a close eye out for the seminar information from UMC.

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 the 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 this 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 the filing date.

As a regular feature of the Dental Digest, the MSBDE from time-to-time highlights certain regulations that have been amended/enacted. Since May 1996, the Board has amended Regulations 1, 7, 23, 25, 27, 33, 35, 37, 39, 41, 43, 45, and 47, and the Board has adopted its Rules of Procedure for the conduct of disciplinary actions and public hearings. In this issue, however, only Regulations 25, 39, and 41 have been reprinted in their entirety; a brief synopsis has been provided for all other amended/adopted regulations. 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. At the Board's next meeting, it will be revisiting the definition of "active status," the number of years in a residency program which may be counted toward the minimum five-year practice requirement for credentialing purposes, and the dental licensure application fees.

! Any dentist, dental hygienist, or dental assistant who does not promptly notify the MSBDE of a change of address may be assessed a $10.00 penalty.

BOARD REGULATION NUMBER 1
CODE OF ETHICS

On April 18, 1997, the Board amended this regulation to stipulate that, in addition to adopting the American Dental Association's Code of Ethics, the Board also adopts the American Dental Hygienists' Association's Code of Ethics.

BOARD REGULATION NUMBER 7
PROVISIONAL LICENSURE

On May 28, 1997, the Board amended this regulation to stipulate that (1) provisional licenses may be renewed on an annual basis; (2) provisional teaching and provisional licenses may be renewed with a letter from the dean of the dental or dental hygiene school noting the licensee continues to work at the particular school; and (3) in addition to any other established criteria, anyone wishing to obtain a provisional, provisional teaching, or provisional fellowship license must pass a written jurisprudence examination and personally appear before the Board.

BOARD REGULATION NUMBER 23
REINSTATEMENT OF VOIDED LICENSES

On March 7, 1997, the Board amended this regulation to stipulate that licensees who request reinstatement of a voided or revoked Mississippi dental or dental hygiene license must be current in continuing education and Cardiopulmonary Resuscitation at the time licensure reinstatement is requested.

BOARD REGULATION NUMBER 25
RADIOLOGY PERMITS

I. Authority:
The 1985 Mississippi Dental Practice Act (Miss. Code Ann. §§ 73-9-1, et. seq., [Supp. 1985]) requires the Mississippi State Board of Dental Examiners (hereinafter referred to as "the Board"), to carry out the purposes and provisions of the laws pertaining to the practice of dentistry and dental hygiene in Mississippi. Section 73-9-5 of the Dental Practice Act provides that the Board may prohibit any auxiliary personnel from rendering service that it feels is not in the best interest of public welfare.

II. Purpose:
It is the purpose of this Board regulation to:
A. Provide for the establishment of minimum standards for the issuance of permits to such persons who are found to be qualified to administer dental radiologic procedures; and
B. Ensure that the administration of dental radiologic procedures by dental auxiliaries is consistent with the Board's duty to protect the interest of public welfare.

III. General Provisions:
Anyone other than a licensed dentist who desires to use ionizing radiation procedures in dentistry must obtain a radiology permit from the Board or be exempt as provided below:
A. Dental hygienists who are currently licensed in the State of Mississippi are considered to have satisfied the requirements of this regulation and will not be required to obtain a radiology permit. Dental hygienists who are not licensed in this State, who have graduated from a dental hygiene program accredited by the American Dental Association Commission on Dental Accreditation (ADA), and who hold a valid dental hygiene license in another state, will be required to apply for a radiology permit; however, these dental hygienists will not be required to successfully complete a Board-approved radiology seminar prior to making application for a radiology permit.
B. Dental assistants currently certified by the Dental Assisting National Board, Inc. (DANB) will be required to apply for a radiology permit; however, these dental assistants will not be required to successfully complete a Board-approved radiology seminar prior to making application for a radiology permit.

C. Dental assistants currently certified by the Dental Assisting National Board, Inc. (DANB) and who also are graduates of ADA-accredited dental assisting programs will be required to apply for a radiology permit; however, these dental assistants are considered to have satisfied the requirements of this regulation and will not be required to successfully complete a Board-approved radiology seminar prior to making application for a radiology permit. (See Sections III.D. and III.E. for requirements concerning dental assistants who only are graduates of ADA-accredited dental assisting programs.)

D. Dental assistants not currently certified by DANB who have graduated from ADA-accredited dental assisting programs within twelve (12) months prior to making application for a radiology permit will be required to apply for a radiology permit; however, these dental assistants will not be required to successfully complete a Board-approved radiology seminar prior to making application for a radiology permit.

! Current MSBDE Board members Thomas L. Jones, Jr., D.D.S. and Artis E. Knight, D.D.S. have received the Masters Award from the Academy of General Dentistry. Kudos to each of you!

E. Dental assistants not currently certified by DANB who have graduated from ADA-accredited dental assisting programs more than twelve (12) months prior to making application for a radiology permit will not be required to successfully complete a Board-approved radiology seminar prior to making application for a radiology permit provided the individual supplies sworn statements from all employers over the past five (5) years, or part thereof depending on the dental assistant's date of graduation, certifying as to (1) the dental assistant's period of employment; and (2) whether the dental assistant administered radiographs as part of his/her dental assisting duties. This documentation must be provided with the dental assistant's application for a radiology permit; otherwise, the dental assistant will be required to successfully complete a Board-approved radiology seminar prior to making application for a radiology permit.

F. Dental assistants not otherwise qualified to apply for a radiology permit pursuant to Sections III.B., III.C., III.D., and III.E. shall, upon successful completion of a Board-approved radiology seminar, be eligible to make application for a radiology permit.

G. Dental students, dental hygiene students, and dental assisting students actively enrolled in Mississippi ADA-accredited dental, dental hygiene, or dental assisting programs do not need to make application for a radiology permit to administer radiographs in dental offices or other entities lawfully authorized to provide dental services while attending the above-referenced programs. However, the Board must receive a letter from the dental, dental hygiene, or dental assisting dean or program head certifying as to a student's successful completion of the program's radiology coursework prior to that student administering radiographs in dental offices or other entities lawfully authorized to provide dental services while attending the above-referenced programs.

IV. Board-Approved Radiology Seminars and Issuance of Radiology Permits:

A. All radiology seminars must be approved in advance by the Board and include a clinical component which adequately tests the dental assistant's ability to administer radiographs.

B. All radiology seminars must be a minimum of eight (8) hours in length.

C. All radiology seminars must include a written examination at the conclusion of the seminar.

D. To make application for a radiology permit, a dental assistant must submit proof of successful completion of a Board-approved radiology seminar and the proper credentials as outlined hereafter to the Board within ninety (90) days following completion of the radiology seminar. If the dental assistant does not submit such proof on a timely basis, the dental assistant shall be required to receive a passing grade on a radiology examination administered by the Board or attend and successfully complete another Board-approved radiology seminar and afterwards submit the proper credentials within ninety (90) days as outlined hereafter.

E. To apply for a radiology permit, an applicant must submit the following:

1. Fully completed and signed application for a radiology permit;
2. Certified check or money order to cover the application fee and first year's renewal fee; and
3. Proof of compliance with the appropriate requirements set forth in Section III.

V. Re-issuance of Expired Permits:

A person who previously has held a permit to administer radiographs in this state but has not kept the permit current will be required to complete all requirements as set out herein for original applicants.

VI. Annual Renewal of Radiology Permits:

A. The State Board of Dental Examiners shall maintain a compiled list of names and post office addresses for all persons who have applied for and been issued a radiology permit. Every person holding a radiology permit shall promptly keep the Board advised of any change of mailing address, home telephone number, employer, and office telephone number.

B. Every person who holds a radiology permit shall, together with the required information and specified renewal fee, apply within the period of sixty (60) days prior to September 1 each year for annual renewal of permits. Any person who shall be delinquent in payment of renewal fees for a period as long as ninety (90) days shall be voided for failure to register his/her radiology permit.

C. If the payment of the annual renewal fee is not received by the Board on or before August 31 each year, the Board may enact and enforce a penalty for the delinquent payment of the annual renewal fee. As stated in Section VI.B. above, the penalty phase will run for ninety (90) days. Accordingly, on December 1 each year any radiology permit that has not been renewed will be voided for a failure to re-register.

D. Refer to Board Regulation 37 for the current fee schedule for applications for radiology permits, annual renewal of radiology permits, and penalties for delinquent renewal of radiology permits.

VII. Enforcement:

Licensed dentists who allow dental auxiliaries to expose radiographs without complying with this regulation shall be considered in violation of Section 73-9-61 of the Mississippi Code of 1972, Annotated, and may, at the

Board's discretion, be subject to license revocation, suspension, or other action thereon.

BOARD REGULATION NUMBER 27
EXAMINATION REVIEW PROCEDURES

On September 20, 1996, a housekeeping change was made to this regulation to update it with the Board's new office mailing and street address.

BOARD REGULATION NUMBER 33
PUBLIC RECORDS ACCESS

On September 20, 1996, a housekeeping change was made to this regulation to update it with the Board's new office mailing and street address.

BOARD REGULATION NUMBER 35
MAINTENANCE OF CONTROLLED SUBSTANCES, RECORDS, AND INVENTORY

On February 7, 1997, the Board amended this regulation to more appropriately define the words "drug enforcement agency" to "the United States Department of Justice, Drug Enforcement Administration."

BOARD REGULATION NUMBER 37
FEE SCHEDULE

On October 4, 1996, the Board amended this regulation to stipulate that (1) the licensure by credentials fee for dental hygienists would be lowered to $500.00; (2) the penalties for late renewal for dentists would be lowered to $50.00 per month during the three-month penalty period; and (3) the penalties for late renewal for dental hygienists would be lowered to $25.00 per month during the three-month penalty period.

On May 27, 1997, the Board amended this regulation to stipulate that the payment of the annual renewal fee by any dentist or dental hygienist who receives a Mississippi license by credentials within the ninety-day period prior to July 1 each year shall satisfy the annual renewal fee requirements for the renewal period during which licensure was granted and for the upcoming renewal period beginning July 1 of that current year.

!

BOX SCORE

As of December 31, 1997, the Board had the following licensee population:

1,410 Dentists
829 Dental Hygienists
1,454 Radiology Permits
215 Dental Specialists

BOARD REGULATION NUMBER 39
INFECTION CONTROL

Purpose: To provide standards and policies for infection control within the clinical facilities and for preventing the transmission of Human Immunodeficiency Virus and Hepatitis B Virus to patients.

In accordance with Miss. Code Ann. § 41-34-3, the Mississippi State Board of Dental Examiners hereby establishes the following regulations for protecting the public from the transmission of Hepatitis B Virus (HBV) and Human Immunodeficiency Virus (HIV) in the practice of dentistry.

All professionals licensed by the Mississippi State Board of Dental Examiners must meet or exceed the current Recommended Infection-Control Practices for Dentistry as published by the federal Centers for Disease Control and Prevention. It is the responsibility of all licensed dentists to ensure that their auxiliary staff who may be exposed to blood and other body fluids are familiar with and adhere to the aforementioned recommendations.

Pursuant to authority granted in Miss. Code Ann. § 73-9-13, any member of the Board of Dental Examiners, its agents, investigators, and employees, upon reasonable cause as defined below, may enter any dental office, clinic, or dental laboratory during regular office hours to inspect all records, equipment, and facilities for the purpose of determining whether a licensee is in compliance with this regulation. During said inspection, representatives of the Board may conduct tests of all appliances and equipment to ensure proper sterilization and disinfection capabilities and to remove for inspection and testing any and all items deemed necessary, including, but not limited to, the following:

a. All sterilization or disinfection instruments (hot and cold), including, but not limited to, autoclaves and sterile containers.
b. Medical and surgical instruments used for dental purposes, including, but not limited to, forceps, scalpels, bone chisels, scalers, burrs, aspirators, mirrors, amalgam condensers, syringes, needles, blades, etc.
c. All sterilization chemicals, including, but not limited to, disinfectants, liquid germicides, antimicrobial surgical hand scrub, soaps, bleaches, and tuberculocidal hospital disinfectants.
d. Single-use disposable instruments, including, but not limited to, prophylaxis angles, prophylaxis cups, brushes, saliva ejectors, high-speed air evacuators, and airway syringes.
e. Solid waste disposal bags or other containers for disposal.
f. Laboratory material, dental appliances, or other items that may be used in the mouth, including, but not limited to, impressions, bite registrations, fixed and removable prostheses, and orthodontic appliances.
g. Equipment and other appliances used for protection of dental health care workers, including, but not limited to, medical gloves (latex and/or vinyl), face shields, surgical masks, or protective eyewear.
h. Operatory equipment not otherwise specified above.
i. Biohazard records/logs and infection control policy or protocols.
j. Patient records reflecting sterile procedures, if any used, and existence of infection(s).

Prior to any inspection, the Board shall make a determination that reasonable cause exists to conduct said inspection based upon either complaints or information received from reliable sources. Whether reasonable cause exists shall be determined by the Executive Director and President of the Board, and documentation of that determination shall be provided to the dentist, dental clinic, office, or laboratory before entry for inspection as provided herein.

BOARD REGULATION NUMBER 41
CONTINUING EDUCATION

Purpose: To Establish Continuing Education Requirements of Dentists and Dental Hygienists.

1. Continuing Dental Education (CDE) requirements will be effective on July 1, 1993 immediately following adoption of this regulation by the Mississippi State Board of Dental Examiners and reporting will be incorporated with the annual registration to be submitted one year following the effective date of this regulation, which period shall be from September 1 through August 31 of each year.
2. With the initial reporting ending August 31, 1995, every licensed dentist shall be required to have forty (40) hours documented, approved continuing education. Every year thereafter, each licensed dentist shall have forty (40) hours of continuing education for the previous two (2) consecutive years. Approved CDE shall consist of courses approved by the American Dental Association (ADA), Academy of General Dentistry (AGD), Mississippi Dental Association (MDA), Mississippi Dental Society (MDS), National Dental Association (NDA), or other courses or activities specifically

approved by the Board for CDE credit. No more than four (4) hours per year on the subject of CPR (Cardiopulmonary Resuscitation) shall be allowed toward the two-year, forty-hour requirement, and dentists successfully completing an eight-hour, two-year CPR certification course are allowed to use four (4) hours each year, of the total eight (8) hours, toward fulfilling the two-year, forty-hour CDE requirement. Furthermore, licensees successfully completing a 16-hour Advanced Cardiac Life Support (ACLS) course may use eight (8) hours each year, of the total sixteen (16) hours, toward fulfilling the two-year, forty-hour CDE requirement, and licensees successfully completing an 8-hour ACLS course, a Board-approved general anesthesia review course, or an equivalent Board-approved course, may use four (4) hours each year, of the total eight (8) hours, toward fulfilling the two-year, forty-hour CDE requirement. Finally, dentists may attend courses offered and approved by any of the additional organizations listed in Section 3 of this Regulation and use such attendance as a means of fulfilling continuing education requirements.

! Former MSBDE Board members William T. O'Brien, III, D.D.S. and Fred A. Murphree, D.D.S. have been inducted into the American College of Dentists. Congratulations on such an outstanding honor!

3. With the initial reporting ending August 31, 1995, every licensed dental hygienist shall be required to have twenty (20) hours documented, approved continuing education. Every year thereafter, each licensed dental hygienist shall have twenty (20) hours of continuing education for the previous two (2) consecutive years. Approved CDE for dental hygienists shall consist of courses approved by the Mississippi Dental Hygienists' Association (MDHA), American Dental Hygienists' Association (ADHA), MDA, MDS, AGD, ADA, NDA, or other courses or activities specifically approved by the Board for CDE credit. No more than four (4) hours per year on the subject of CPR (Cardiopulmonary Resuscitation) shall be allowed toward the two-year, twenty-hour requirement, and dental hygienists successfully completing an eight-hour, two-year CPR certification course are allowed to use four (4) hours each year, of the total eight (8) hours, toward fulfilling the two-year, twenty-hour CDE requirement. Furthermore, licensees successfully completing a 16-hour Advanced Cardiac Life Support (ACLS) course may use eight (8) hours each year, of the total sixteen (16) hours, toward fulfilling the two-year, twenty-hour CDE requirement, and licensees successfully completing an 8-hour ACLS course, a Board-approved general anesthesia review course, or an equivalent Board-approved course, may use four (4) hours each year, of the total eight (8) hours, toward fulfilling the two-year, twenty-hour CDE requirement.

4. In addition to the providers listed in Sections 2 and 3 above, ADA-accredited dental, dental hygiene, and dental assisting teaching institutions may offer programs, seminars, or courses for dentists and dental hygienists as a means of fulfilling continuing education requirements. Prior to offering dental and dental hygiene continuing education programs, seminars, or courses, these institutions must request approval or sponsorship from the providers listed in Sections 2 and 3 above, or from the Board on a course-by-course basis. Approval or sponsorship of these programs, seminars, or courses must be clearly noted on seminar, program, or course brochures and all certificates of completion.

5. Continuing Education credit will not be given for video courses (unless viewed while attending approved study club meetings, continuing education courses, or through group satellite uplinks as part of approved courses), audio courses, reading, or correspondence courses. However, provided the course directly relates to the practices of dentistry or dental hygiene, attendance at approved Continuing Medical Education (CME) courses may be used to satisfy the minimum continuing education requirements of Sections 2 and 3 above.

6. Instructors of Continuing Education Courses only shall receive one-time credit for a course, and shall receive the same credit for the course as participants.

7. Unless otherwise ordered by the Board, continuing education hours required by disciplinary order shall not be used to satisfy the continuing education requirements for license renewal.

8. A record of courses taken, the date, location, number of hours for such course, and certificates of attendance shall be kept by the dentist or hygienist for a minimum of three (3) years from the date of attendance and shall be made available for review at any time by any member of the Board or by any designated agent of the Board. Further, when a Board member or any designated agent thereof shall conduct any authorized investigation, any and all continuing education records will be reviewed and/or audited by such Board member or authorized agent during the course of the investigation. Finally, when any licensee is noticed to appear before the Board to show cause why that licensee's dental or dental hygiene license should not be suspended, revoked, or have other action taken against it, that licensee is required to present proof of compliance with this Regulation.

9. Each dentist or dental hygienist shall certify on the annual renewal form his or her compliance with the continuing education requirements stipulated herein.

10. False certification of the number of hours completed, or the failure to attend and complete the required amount of CDE shall subject the dentist or hygienist to disciplinary action, including revocation of license.

11. The following disciplinary actions will be taken against dentists not meeting the requirements set forth in item number 10 above:
   - First Offense: Five Hundred and No/100 Dollars ($500.00) fine.
   - Second Offense: One Thousand Five Hundred and No/100 Dollars ($1,500.00) fine plus a thirty (30) day suspension of license.
   - Third Offense: Five Thousand and No/100 Dollars ($5,000.00) fine plus a six (6) month suspension of license.

12. The following disciplinary actions will be taken against dental hygienists not meeting the requirements set forth in item number 10 above:
   - First Offense: Two Hundred Fifty and No/100 Dollars ($250.00) fine.
   - Second Offense: Seven Hundred Fifty and No/100 Dollars ($750.00) fine plus a thirty (30) day suspension of license.
   - Third Offense: Two Thousand Five Hundred and No/100 Dollars ($2,500.00) fine plus a six (6) month suspension of license.

13. Any dentist or dental hygienist requesting a change from inactive to active status is not required to meet the continuing education or cardiopulmonary resuscitation requirements for the reporting period during which that dentist or dental hygienist was inactive. However, any dentist or dental hygienist requesting active status must, within the previous twelve (12) months prior to requesting active status, be current in cardiopulmonary resuscitation and have acquired twenty (20) and ten (10) hours of continuing education, respectively.

14. Any dentist or dental hygienist requesting reinstatement of a license which was voided for a failure to re-register or which was revoked must, within the previous twelve (12) months prior to requesting licensure reinstatement, be current in cardiopulmonary resuscitation and have acquired twenty (20) and ten (10) hours of continuing education, respectively.

15. The continuing education requirements outlined herein do not pertain to radiology courses/seminars or the mandatory radiologic safety courses and continuing education as required by Miss. Code Ann. §§ 41-58-1, 41-58-3, and 41-58-5, and all radiology course offerings require such prior approval as that delineated in Board Regulation 25.

BOARD REGULATION NUMBER 43
ADVERTISING

On December 6, 1996, the Board amended this regulation to comport with the American Dental Association's most recent definition of Pediatric Dentistry.

On March 7, 1997, the Board amended this regulation as follows: (1) Oral Pathology was revised to conform to the American Dental Association's designation of Oral and Maxillofacial Pathology; (2) Sections VI.E.4. and VI.G. were amended to be consistent with each other inasmuch as advertising disclaimers must be the same size as the majority of the letters used in a written advertisement; (3) the disclaimer for any video or television advertisement must be a minimum size of 13 points and be run through the entire broadcast; (4) the disclaimer for any radio advertisement, etc., must be in a tone and in a manner to clearly convey the required information to the listener or viewer; (5) Section VI.E.5. was deleted in its entirety; and (6) the word "routine" was removed through the entirety of Sections VI.D.3. and VI.E.

BOARD REGULATION NUMBER 45
CARDIOPULMONARY RESUSCITATION

On February 7, 1997, the Board amended this regulation to stipulate that false certification of CPR courses or failure to comply with this regulation shall subject the dentist or dental hygienist to disciplinary action, including revocation of license. Also, fines will be assessed for failure to comply with this regulation and will correspond to those fines enumerated in Board Regulation #41 for non-compliance with continuing education requirements.

On March 7, 1997, the Board amended this regulation to stipulate that licensees requesting reinstatement of voided or revoked Mississippi dental or dental hygiene licenses must be current in continuing education and Cardiopulmonary Resuscitation at the time licensure reinstatement is requested.

BOARD REGULATION NUMBER 47
LICENSURE BY CREDENTIALS

On August 23, 1996, the Board amended this regulation to delete the word "calendar" from section 4 and stipulate that a dentist or dental hygienist must practice a minimum of ninety (90) days per year from the date the application for licensure by credentials is received by the Board to be considered as actively practicing for the past five (5) years, pursuant to Miss. Code Ann. § 73-9-24(1)(a).

RULES OF PROCEDURE

On June 11, 1996, the Board adopted its Rules of Procedure which set forth guidelines and requirements for the licensee and counsel of record concerning disciplinary actions once a licensee has been noticed for a hearing. This document is mailed with the Notice of Hearing to the licensee being noticed to appear before the Board for possible disciplinary action. □

• TAKE NOTE •

- Remember that annual license renewal for the 1998-1999 renewal period begins July 1, 1998 and runs through August 31, 1998. 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 15, 1998. If you do not receive a renewal notice by July 15, 1998, you should immediately contact the Board's office to avoid a possible penalty assessment.

- Please remember that **NO** dental assistant may administer radiographs without first having a current, valid radiology permit issued by the Board. The employing dentist could be subject to disciplinary action if he/she allows dental assistants to administer radiographs without a Mississippi radiology permit. Board-approved radiology seminar dates appear in the "Noteworthy Dates" section of this publication.

- Radiology permits issued to dental assistants belong to the dental assistant and not to the dentist; therefore, the dental assistant is the responsible party to ensure timely annual renewal of the permit, even if the dentist pays the annual renewal fee.

- 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. All licenses/permits are renewed on an annual basis, and the Board has found that 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 current and valid licenses/permits. Do not just ask to see a license or permit--always ask to see the current certification card, which is a small white card.

- Board Regulation 25 requires that applications for radiology permits be submitted within ninety (90) days of successfully completing a Board-approved radiology seminar. Therefore, seminar attendees must ensure that these applications are received by the Board in a timely manner; otherwise, the individual may be required to attend another Board-approved radiology seminar.

- All continuing education records must be maintained a minimum of three (3) years from the date of attendance. These records must consist of certificates of course completion or correspondence from course sponsors verifying attendance. Check stubs, registration forms, personal handwritten documentation, course notes, or course brochures ARE NOT considered adequate proof of attendance. Also, all continuing education courses must be approved/sponsored by those organizations listed in Board Regulation 41 (please see the "Regulation Highlight" section of this publication), or courses must be approved by the Board in advance of attendance.

! Did you know current MSBDE Board member Catherine L. Gatewood, R.D.H. is very active as a leader and district trainer of the Andrew Jackson Council of Boy Scouts of America? Ms. Gatewood is a member of the Owl Den, and she is currently working toward completing Woodbadge requirements.

- When visiting a dental facility, the Board will check, at a minimum, current certification cards for all dentists, dental hygienists, and dental assistants administering radiographs; continuing education records; DEA numbers; compliance with patient recordkeeping guidelines; CPR certifications for anyone having direct patient care responsibilities; controlled substances logs; and adherence to infection control requirements.

- The Board receives two to three calls per week from patients whose dentists will not release dental records because there is a balance due on the patient's account. Please note that dentists MUST NOT refuse to give a patient his/her records upon request, and radiographs are considered part of the dental record which must be given to the patient. According to Board Regulation 53, **"patients who request copies of their records shall be provided such copies at no cost to the patient or, at a maximum, only the cost the dentist incurs in reproducing these records for the patient."** Furthermore, dentists must maintain copies of all dental records for a minimum of seven (7) years from the date of last treatment. Also, the Code of Ethics of the American Dental Association prohibits a dentist from refusing to release patient records based solely upon an account balance.

- Dental assistants and dental hygienists may not place any subgingival medicated cord (including the product commonly referred to as Actisite).

- Certification in Cardiopulmonary Resuscitation (CPR) must remain current at all times and not allowed to lapse, even for one day, because the licensee would at that point be in violation of Board Regulation 45. As such, please note the expiration dates of your CPR certification and ensure that the certification does not lapse. Also, a CPR card should note the certification date and the expiration date, as well as the signature of the course instructor.

- Whenever a dental hygienist or dental assistant changes employers, that individual should notify the Board immediately upon assuming a position with another dentist. Also, please remember that if a dental assistant or dental hygienist moves out-of-town and accepts another position with a dentist, the Board should be notified of the new home address, mailing address, home telephone number, office telephone number, and the name of the employing dentist. □

! C. Wyck Neely, D.D.S. and his daughter, Angel, who is enrolled as a first-year dental student at the UMC School of Dentistry, will be participating in a marathon of hope in San Diego, California in June to raise money for Mississippi leukemia patients. Anyone wishing to donate to the Mississippi Chapter of the Leukemia Society should contact Dr. Neely at 601-849-2644. Dr. Neely is the cross-country coach for Simpson Academy, and he and Angel have participated in numerous long-distance runs through the years.

TO ADVERTISE OR NOT TO ADVERTISE-- THAT IS THE QUESTION???????

The Board wants to caution all dentists insofar as advertising is concerned. First, "advertising" is any form of public communication designed to attract or maintain a patient clientele and may include, but not be limited to, business signs, newspaper ads, "yellow pages" ads, business cards, letterhead, brochures, radio and television ads, internet ads, etc. Before authorizing any advertisement, dentists should carefully review Board Regulation 43 to ensure proposed ads are in compliance.

For instance, any form of advertising by general dentists that lists or describes the services rendered must have the required advertising disclaimer. Also, if these are television advertisements the disclaimer must be run throughout the entirety of the advertisement; if these are radio advertisements, the disclaimer must be at a time and in a clearly audible tone and manner so as to convey the required information to the listener or viewer. Furthermore, 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. Phrases such as "cosmetic dentistry," "restorative dentistry," "reconstructive dentistry," etc., all require a disclaimer, and the text of the disclaimer must be IDENTICAL to that stipulated in Board Regulation 43.

All dentists should be very careful to avoid using words such as "caring staff of professionals," "gentle," "modern or state-of-the art equipment," "skilled staff," "quality," and any other phrases of like nature, as these are strictly prohibited by Board Regulation 43. In addition, any dentist who advertises in any form or manner with a name other than his/her full name and degree, must first have that name registered with the Board as a "fictitious name." For example, such names would include "Dental Center of the South," "Martinville Family Dentistry," "Specialists of Burtonville," etc. Registering such names with the Mississippi Secretary of State does not meet this requirement, as the Board has discretion over the advertising of its licensees. Even if you have been using a "fictitious name" for numerous years, you still must register that name with the Board. Otherwise, you will be in violation of Board Regulation 43 and could be subject to disciplinary action.

Board Regulation 43 is lengthy and complex, and dentists are encouraged not to "assume" they are in compliance without first checking with their attorneys or with the Board. You are strongly encouraged to contact the Board's office regarding any advertising issues. If the staff cannot promptly answer your question, your concern will be brought before the full Board at the next scheduled meeting. □

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 "Closed 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. The following dates, including agenda cut-off dates, have been tentatively set aside through May 1998 for Board meetings:

January 23, 1998 (January 16, 1998 Cut-off)
March 20, 1998 (March 13, 1998 Cut-off)
April 24,1998 (April 17, 1998 Cut-off)
May 26-29, 1998 (May 19, 1998 Cut-off)

May 27-29, 1998 has been designated as the 3 days for the 1998 annual licensure examinations, and the Board holds meetings each night after administering the annual licensure examinations.

* * * * * *

The University of Mississippi Medical Center School of Dentistry and the Board are co-sponsoring a dental ethics course entitled "Professional Ethics in Dentistry" which will be presented by Dr. David A. Nash. Pertinent information follows:

March 28, 1998
UMC School of Dentistry, Jackson, MS

For additional information and/or registration, please contact Ms. Ann Hall with the University of Mississippi Medical Center Office of Continuing Education at 601-984-1300.

* * * * * *

Willie James Hill, D.D.S., with the University of Mississippi Medical Center School of Dentistry, will present a Board-approved general anesthesia review course. **This course is recommended for those Mississippi dental licensees who currently hold General Anesthesia or IV Sedation Permits to ensure compliance with renewal guidelines in Board Regulation 29.** Pertinent information follows:

April 4, 1998, 8:00 a.m. - 5:00 p.m.
Primos Northgate, Jackson, MS

For additional information and/or registration, please contact Ms. Ann Hall with the University of Mississippi Medical Center Office of Continuing Education at 601-984-1300.

* * * * * *

For those dental assistants who wish to obtain radiology permits, the following institutions are offering Board-approved radiology seminars:

Gulf Coast Community College
Jeff Davis Campus, Gulfport, MS
Coast Family Health Center, Gulfport, MS (Clinical Portion)
February 7, 1998
April 25, 1998
July 18, 1998

For additional information and/or registration, please contact Ms. Joan Davis, Workforce Director, at 601-928-6311.

Hinds Community College
Nursing/Allied Health Center
1750 Chadwick Drive, Jackson, MS
January 23-24, 1998
April 24-25, 1998
July 24-25, 1998
October 23-24, 1998

For additional information and/or registration, please contact Ms. Rebecca Davidson, C.D.A., at 601-371-6507, extension 3522.

Louisiana State University School of Dentistry
1100 Florida Avenue, New Orleans, LA
February 28, 1998
April 25, 1998
June 27, 1998

For additional information and/or registration, please contact Kavas H. Thunthy, D.D.S., M.S., M.Ed., at 1-800-488-2925.

Meridian Community College
School of Dental Hygiene, Meridian, MS
March 7, 1998
April 18,1998

For additional information and/or registration, please contact Ms. Delia Bonds, R.D.H., at 601-484-8747.

Northeast Mississippi Community College
School of Dental Hygiene, Booneville, MS
January 30-31, 1998
April 24-25, 1998

For additional information and/or registration, please contact Ms. Marilyn Kent at 601-720-7296 or 601-720-7249.

Pearl River Community College
Hwy 49 South, Hattiesburg, MS
February 21, 1998
April 18, 1998
July 11, 1998
October 24, 1998

For additional information and/or registration, please contact Ms. Emily Addison, C.D.A., at 601-554-9083.

University of Tennessee School of Dentistry
875 Union Avenue, Memphis, TN
January 30-31, 1998

For additional information and/or registration, please contact Mr. Mike Spikes, at 901-448-5386. □

WHEN I CALL, WHO DO I CALL??????

Karen Wilson (extension 14) is your contact for questions concerning dentists and dental hygienists, as well as continuing education, Cardiopulmonary Resuscitation, and annual renewal issues for these licensees.

Lorine Oberhousen (extension 13) is your contact for questions concerning radiology permits, Board-approved radiology seminars, annual renewal for these permit holders, Board meeting dates and locations, and miscellaneous matters.

Gerri Caldwell (extension 18) is your contact for questions concerning complaints, disciplinary actions, ongoing investigations, controlled substances issues, and the like.

Mildred Patterson (extension 12) is your contact for questions concerning the Board's financial records and any other accounting-related issues.

If a staff member cannot fully respond to a question, that person immediately consults with Diane Howell, the Board's Director, to determine an appropriate response. When necessary, Board members are consulted. □

! For 1997, the Board increased the minimum passing score on its dental and dental hygiene licensure examinations from 70 to 75. For the dental licensure examination in 1998, the Board is implementing the use of typodonts, a 0-5 grading scale, completion of specific procedures on specific days, a written examination in oral diagnosis and radiology, and the use of deputy graders. Computerization of the dental and dental hygiene grading process is anticipated by the 1999 examinations.

DISCIPLINARY ACTIONS

The following report on disciplinary actions covers the period August 1, 1995 through December 31, 1997. 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, 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.

Marshall Cole Adams, D.M.D., MSBDE Docket No. 96-030

Allegation: Malpractice, gross ignorance, incompetency; and unprofessional conduct by poor quality of patient care.

Disposition: 7/26/96 Consent Order. IV sedation permit indefinitely suspended until completion of 120 hours of Board-approved continuing education in the administration of IV sedation and personal appearance before the Board regarding reinstatement. Dental license indefinitely suspended and automatically stayed pending the above and other conditions including, but not limited to, periodic unannounced surveillance visits by the Board; submission of proof of compliance with Board Regulations 41 and 45; and adherence to all Board laws and regulations. Should IV sedation permit be reinstated, licensee must limit administration to only patients having ASA I rating and document basis for decision. Fined $1,500.00 and assessed costs of $6,902.20.

Allegation: Failure to comply with all terms and conditions of 7/26/96 Consent Order; continuing to administer IV sedation while permit suspended; and allowing unlicensed personnel to perform procedures which can only be performed by licensed dentists.

Disposition: 8/29/97 Surrender of License. Surrendered license in lieu of public hearing resulting in possible revocation. Assessed costs of $5,100.00.

Douglas M. Akin, D.M.D., MSBDE Docket No. 95-031

Allegation: Administering, dispensing, or prescribing controlled and non-controlled substances outside the scope of dentistry; and failure to maintain inventory and dispensing records.

Disposition: 6/11/97 Consent Order. Formally reprimanded. Within one year attend "Physician Education Program in Clinical, Legal and Ethical Issues in Prescribing Abusable Drugs," sponsored by the University of South Florida, or other equivalent Board-approved course; must not dispense controlled substances; be subject to periodic unannounced surveillance visits by the Board; maintain appropriate patient records; submit proof of compliance with Board Regulations 41 and 45; and adhere to all Board laws and regulations. Fined $500.00 and assessed costs of $2,525.00.

Paul E. Ballard, D.M.D., MSBDE Docket No. 96-001

Allegation: Advertising that is deemed misleading inasmuch as the advertisement listed services performed, e.g., dental implants, oral surgery and cosmetic dentistry, without the required disclaimer.

Disposition: 4/12/96 Consent Order. All future advertisements comply with laws and regulations and submit proof of compliance with Board Regulations 41 and 45. Fined $100.00 and assessed costs of $257.47.

David W. Bonderer, D.D.S., MSBDE Docket No. 96-022

Allegation: Advertising that is deemed misleading inasmuch as the advertisement listed services performed, e.g., cosmetic and surgical dentistry, without the required disclaimer and listed a specialty of "surgical dentistry," being the same as Oral Surgery, for which Licensee not licensed.

Disposition: 7/26/96 Consent Order. All future advertisements comply with laws and regulations and submit proof of compliance with Board Regulations 41 and 45. Fined $100.00 and assessed costs of $170.00.

Margaret E. W. "Peggy" Brown, Dental Assistant, MSBDE Docket No. 97-013

Allegation: Practicing dentistry without a license, i.e., performing work which under state law can only be performed by licensed dentists.

Disposition: 12/18/97 Consent Order. Radiology permit indefinitely suspended and automatically stayed after 180 days (12/18/97-6/18/98) pending certain conditions including, but not limited to, completing ethics course co-sponsored by Board and UMC Dental School within one year; completing 20 hours of Board-approved continuing education sponsored by ADAA or DANB in chairside assisting and infection control within 2 years; completing Board-approved radiology course 60 days prior to reinstatement of radiology permit; and complying with Board laws and regulations.

Patricia Cole, R.D.H., MSBDE Docket No. 97-012

Allegation: Malpractice, gross ignorance, incompetency, and practicing dentistry without a license, i.e., performing work which under state law can only be performed by licensed dentists; and unprofessional conduct by practicing deceit or other fraud upon the public.

Disposition: 12/18/97 Consent Order. License suspended for 5 years and automatically stayed after 90 days (12/18/97-3/18/98) pending certain conditions including, but not limited to, completing ethics course co-sponsored by Board and UMC Dental School within one year; completing additional 20 hours of Board-approved continuing education sponsored by ADHA in periodontal disease and infection control within 2 years; submitting proof of compliance with Board Regulations 41 and 45; and adhering to all Board laws and regulations. Fined $500.00 and assessed costs of $2,450.00.

Glen Staton Cook, D.M.D., MSBDE Docket No. 96-009

Allegation: Advertising that is deemed misleading inasmuch as the advertisement stated membership in American Dental Association, when Licensee not a member; contained the word "gentle"; and listed services performed, e.g., cosmetic dentistry, without the required disclaimer.

Disposition: 7/26/96 Consent Order. All future advertisements comply with laws and regulations and submit proof of compliance with Board Regulations 41 and 45. Fined $200.00 and assessed costs of $162.00.

Thomas Edward Drake, D.D.S., MSBDE Docket No. 96-033

Allegation: Advertising that is deemed misleading inasmuch as the radio advertisement contained words such as "high technology far into the next century" and "capabilities never before seen" and listed services performed without the required disclaimer.

Disposition: 12/06/96 Consent Order. All future advertisements comply with laws and regulations and submit proof of compliance with Board Regulations 41 and 45. Fined $150.00 and assessed costs of $350.00.

Frederic B. Dunn, D.D.S., MSBDE Docket No. 96-020

Allegation: Advertising that is deemed misleading inasmuch as the advertisement listed services performed, e.g., white fillings, white and gold crowns, veneers, bonding, partials, dentures, root canals, and tooth extractions including wisdom teeth, without a properly constructed disclaimer.

Disposition: 6/11/96 Consent Order. All future advertisements comply with laws and regulations and submit proof of compliance with Board Regulations 41 and 45. Fined $100.00 and assessed costs of $220.00.

William P. Edgar, D.D.S., MSBDE Docket No. 96-012

Allegation: Unprofessional conduct, i.e., pled guilty to and imprisonment for violating 18 U.S.C. §1512(c)(2) by knowingly and intentionally harassing and attempting to harass an employee by instructing employee not to reveal existence of second set of corporate records, with intent to hinder, delay, and dissuade employee from reporting possible commission of federal offense.

Disposition: 6/27/97 Hearing. License suspended for 5 years and automatically stayed after 90 days (8/18/97-11/18/97) pending certain conditions including, but not limited to, unannounced surveillance visits by Board; completion of Board-approved ethics course within one year and each of the remaining 4 years of suspension; submission of proof of compliance with Board Regulations 41 and 45; and adhere to all Board laws and regulations. Fined $2,000.00 and assessed costs of $3,150.00.

Alan Lee Ezell, D.M.D., MSBDE Docket No. 96-069

Allegation: Failure to document and maintain appropriate prescribing and dispensing records for controlled substances; and failure to maintain proper controlled substances security.

Disposition: 10/31/97 Consent Order. License indefinitely suspended and automatically stayed pending certain conditions including, but not limited to, surrendering DEA number and no longer prescribing from Schedules II, IIN, III, IIIN, IV, and V; completing "Physician Education Program in Clinical, Legal and Ethical Issues in Prescribing Abusable Drugs," sponsored by the University of South Florida, or other Board-approved course within one year; completing ethics course sponsored by UMC Dental School and Board within one year; submitting proof of compliance with Board Regulations 41 and 45; being subject to unannounced periodic surveillance visits by Board; and adhering to all Board laws and regulations. Fined $500.00 and assessed costs of $2,800.00.

Janet Sinclair Fisher, D.M.D., MSBDE Docket No. 96-002

Allegation: Advertising that is deemed misleading inasmuch as the advertisement listed services performed, e.g., dental implants, oral surgery and cosmetic dentistry, without the required disclaimer.

Disposition: 4/12/96 Consent Order. All future advertisements comply with laws and regulations and submit proof of compliance with Board Regulations 41 and 45. Fined $100.00 and assessed costs of $257.09.

John H. Hopkins, D.D.S., MSBDE Docket No. 96-016

Allegation: Advertising that is deemed misleading inasmuch as the advertisement listed services performed, e.g., cosmetic, restorative, and implant dentistry, without a properly constructed disclaimer.

Disposition: 6/11/96 Consent Order. All future advertisements comply with laws and regulations and submit proof of compliance with Board Regulations 41 and 45. Fined $250.00 and assessed costs of $150.00.

D. Mitchell Hutto, D.M.D., MSBDE Docket No. 95-038

Allegation: Administering, dispensing, or prescribing non-controlled substances to family members outside the scope of dentistry.

Disposition: 3/08/96 Consent Order. Formal reprimand; and complete ten (10) additional hours of continuing education over next two (2) years and submit proof to Board. Fined $250.00 and assessed costs of $146.00.

D. Mitchell Hutto, D.M.D., MSBDE Docket No. 97-003

Allegation: Habitual personal use of drugs rendering Licensee unfit to practice dentistry; administering, dispensing, and prescribing controlled substances outside the scope of dentistry; practicing dentistry under unsanitary conditions; violating Board Regulation 35 governing maintenance of controlled substance records and inventory; and violating Board Regulation 53 governing patient records.

Disposition: 9/26/97 Consent Order. License indefinitely suspended and automatically stayed pending certain conditions, including, but not limited to, surrendering all privileges to handle and prescribe controlled substances listed in Schedules II, IIN, III, IIIN, IV and V; not ordering, manufacturing, distributing, possessing, dispensing, administering, or prescribing Stadol (Butorphanol Tartrate) and Nubain (Nalbuphine) or their generic equivalents, or any controlled substances, until such time as properly registered with the DEA and with prior written approval from Board; successfully completing chemical dependency treatment at COPAC and furnishing monthly reports to Board; not practicing dentistry until completing treatment, personally appearing before Board, and obtaining permission from Board; immediately affiliating with Caduceus upon completing treatment; submitting to Board-

administered urine and/or blood screens, or submitting hair samples, to determine presence of mood-altering drugs and/or agents for five (5) years; completing "Physician Education Program in Clinical, Legal and Ethical Issues in Prescribing Abusable Drugs," sponsored by the University of South Florida, or other Board-approved course within one year; completing ethics course sponsored by UMC Dental School and Board within one year; being subject to unannounced periodic surveillance visits by Board; and adhering to all Board laws and regulations. Fined $1,500.00 and assessed costs of $3,500.00.

Donald W. Jackson, D.M.D., MSBDE Docket No. 96-014

Allegation: Advertising that is deemed misleading inasmuch as the advertisement listed services performed, e.g., cosmetic bonding and veneers, crowns, and bridges-dentures, without a properly constructed disclaimer.

Disposition: 6/11/96 Consent Order. All future advertisements comply with laws and regulations and submit proof of compliance with Board Regulations 41 and 45. Fined $50.00 and assessed costs of $195.00.

Kenneth David Nash, D.D.S., MSBDE Docket No. 96-005

Allegation: Advertising that is deemed misleading inasmuch as the advertisement listed services performed, e.g., replace missing teeth, restore and maintain existing teeth, and cosmetic dental procedures, without the required disclaimer; used words such as "skilled," "knowledgeable," and "up-to-date dental practitioner"; and listed the unapproved fictitious name of "Family Dentistry."

Disposition: 3/08/96 Hearing. All future advertisements comply with laws and regulations; submit request for approval of fictitious name; and submit proof of compliance with Board Regulations 41 and 45. Fined $100.00 and assessed costs of $337.00.

Peter A. Norowski, D.M.D., MSBDE Docket No. 96-017

Allegation: Advertising that is deemed misleading inasmuch as the advertisement listed services performed, e.g., implants, crowns, bridges, bonding, bleaching, precision partials, dentures, extractions, cosmetics, and cosmetic and restorative dentistry, without the required disclaimer.

Disposition: 7/26/96 Consent Order. All future advertisements comply with laws and regulations and submit proof of compliance with Board Regulations 41 and 45. Fined $200.00 and assessed costs of $212.00.

W. Dave Owen, D.D.S., MSBDE Docket No. 90-003

Allegation: Committing acts of unprofessional conduct toward three (3) employees, including, but not limited to, acts of verbal and/or physical sexual harassment.

Disposition: 3/07/97 Consent Order. All allegations denied. License suspended for two (2) years and automatically stayed pending certain conditions, including, but not limited to, completing psychiatric evaluation and complying with all treatment recommendations; upon completing evaluation, providing Board written findings and recommendations, adhering to all recommendations, and submitting monthly progress reports, if deemed necessary; submitting proof of compliance with Board Regulations 41 and 45; and adhering to all Board laws and regulations. Fined $500.00 and assessed costs of $6,000.00.

V. Charles Rainey, D.M.D., MSBDE Docket No. 95-029

Allegation: Committing acts of unprofessional conduct, including, but not limited to, taking or claiming payment for services never rendered; and violating terms of 2/08/95 Consent Order.

Disposition: 4/12/96 Hearing. License suspended for twelve (12) months and automatically stayed after three (3) months pending certain conditions, including, but not limited to, not practicing dentistry whatsoever during 3-month suspension; being subject to periodic unannounced surveillance visits by Board; adhering to all Board laws and regulations; and submitting proof of compliance with Board Regulations 41 and 45. Fined $1,000.00 and assessed costs of $5,902.48. Licensee appealed Board's decision.

10/31/97 Consent Order. In effort to settle appeal, Licensee neither admits or denies allegations and enters a *nolo contendere* plea to allegations; since Licensee now residing and practicing in Utah, license suspension is stayed pending certain conditions, including, but not limited to, Licensee complying with all terms of "Memorandum of Understanding" entered into by Licensee and Utah for five-year probationary period such as assuming full responsibility for billing procedures, not allowing relatives to handle patient billing, submitting practice plan, and completing Utah Board ethics and billing courses. Should Licensee return to Mississippi during 5-year probationary period in Utah, Mississippi reserves right to impose same restrictions as Utah. Fined $500.00 and assessed costs of $4,500.00.

Hal M. Schrock, D.D.S., MSBDE Docket No. 96-021

Allegation: Advertising that is deemed misleading inasmuch as the advertisement listed services performed, e.g., cosmetic dentistry, teeth whitening, root canals, wisdom tooth removal, dentures, crowns & bridges, dental implants, and extractions, without the required disclaimer.

Disposition: 6/11/96 Consent Order. All future advertisements comply with laws and regulations and submit proof of compliance with Board Regulations 41 and 45. Fined $200.00 and assessed costs of $195.00.

Charles A. Smith, D.M.D., MSBDE Docket No. 96-015

Allegation: Advertising that is deemed misleading inasmuch as the advertisement listed services performed, e.g., cosmetic dentistry and dental implants, without a properly constructed disclaimer; and used phrases such as "expertise in gold, porcelain and cosmetics" and "special care for apprehensive patients."

Disposition: 6/11/96 Consent Order. All future advertisements comply with laws and regulations and submit proof of compliance with Board Regulations 41 and 45. Fined $100.00 and assessed costs of $150.00.

John Leon Snuggs, Jr., D.M.D., MSBDE Docket No. 96-003

Allegation: Advertising that is deemed misleading inasmuch as the advertisement listed services performed, e.g., dental implants, oral surgery and cosmetic dentistry, without the required disclaimer.

Disposition: 4/12/96 Consent Order. All future advertisements comply with laws and regulations and submit proof of compliance with Board Regulations 41 and 45. Fined $100.00 and assessed costs of $257.35.

Raymond L. Stratton, D.D.S., MSBDE Docket No. 95-019

Allegation: Administering, dispensing, or prescribing controlled substances outside the scope of dentistry; failing to document in patient records reference to the date of prescription, drug, quantity, and evidence of a dental examination and/or dental indication for use of controlled substances; issuing controlled substances prescriptions without proper dental indication; failing to maintain dental records for certain patients to whom Licensee prescribed controlled substances; and prescribing to himself medications having no dental purpose or justification.

Disposition: 8/23/96 Consent Order. License indefinitely suspended and automatically stayed pending certain conditions, including, but not limited to, manufacturing, distributing, possessing, dispensing, administering, or prescribing controlled substances in Schedules II, IIN, III, IIIN, IV and V or other medications within said schedules until authorized in writing by Board; voluntarily surrendering DEA number; completing "Physician Education Program in Clinical, Legal and Ethical Issues in Prescribing Abusable Drugs," sponsored by the University of South Florida, or other Board-approved course within one year; being subject to unannounced periodic surveillance visits by Board; and adhering to all Board laws and regulations. Fined $1,500.00 and assessed costs of $6,885.00.

Edwin W. Strickland, D.D.S., MSBDE Docket No. 96-023

Allegation: Advertising that is deemed misleading inasmuch as the advertisement listed services performed, e.g., cosmetic dentistry, bonding, crowns, bridges, dentures, root canals, TMJ therapy, diagnostic imaging, and braces, without the required disclaimer; and implied Licensee is a specialist, e.g., "orthodontists (braces)," while not being licensed as a specialist.

Disposition: 6/11/96 Consent Order. All future advertisements comply with laws and regulations and submit proof of compliance with Board Regulations 41 and 45. Fined $200.00 and assessed costs of $165.00.

Greggory E. Tharp, D.M.D., MSBDE Docket No. 95-013

Allegation: Advertising that is deemed misleading inasmuch as the advertisement stated that Licensee performed "general dentistry" while Licensee held a specialty license in Prosthodontics.

Disposition: 8/21/95 Consent Order. Must not perform "general dentistry" while holding a valid specialty license; be subject to periodic unannounced surveillance by Board; all future advertisements comply with laws and regulations; and submit proof of compliance with Board Regulations 41 and 45. Although not ordered by Board, Licensee voluntarily surrendered specialty license. Fined $1,500.00 and assessed costs of $255.20.

C. Brent Thomas, D.M.D., MSBDE Docket No. 96-004

Allegation: Advertising that is deemed misleading inasmuch as the advertisement used words such as "advanced dentistry with a gentle touch" and "comprehensive family and implant dentistry"; and listed services performed without the required disclaimer.

Disposition: 3/08/96 Hearing. All future advertisements comply with laws and regulations and submit proof of compliance with Board Regulations 41 and 45. Fined $100.00 and assessed costs of $353.73.

Ronnie Combs, Denturist, d/b/a Sure-Fit Denture Lab, MSBDE Docket No. 96-027

Allegation: Practicing dentistry without a license.

Disposition: 10/10/96 Chancery Court Order. Permanently enjoined/prohibited from taking impressions or casts, constructing or supplying dentures, and constructing, repairing, or mending artificial teeth, crowns or bridges, without written authorization from licensed dentist; practicing dentistry without a license; and advertising to public in misleading manner. Ordered to submit $5,000.00 performance bond and assessed partial costs of $3,705.49.

Joseph C. Sexton, Denturist, d/b/a Sure-Fit Denture Lab, a/k/a Joe Smith, Denturist, MSBDE Docket No. 96-027

Allegation: Practicing dentistry without a license.

Disposition: 04/16/97 Chancery Court Order. Permanently enjoined/prohibited from taking impressions or casts, constructing or supplying dentures, and constructing, repairing, or mending artificial teeth, crowns or bridges, without written authorization from licensed dentist; practicing dentistry without a license; and advertising to public in misleading manner. Office padlocked by sheriff and ordered to return all fees collected. Ordered to submit $50,000.00 performance bond and assessed partial costs of $4,041.59.

William Spencer, Denturist, MSBDE Docket No. 96-028

Allegation: Practicing dentistry without a license.

Disposition: 10/29/96 Chancery Court Order. Permanently enjoined/prohibited from taking impressions or casts, constructing or supplying dentures, and constructing, repairing, or mending artificial teeth, crowns or bridges, without written authorization from licensed dentist; practicing dentistry without a license; and advertising to public in misleading manner. Ordered to submit $5,000.00 performance bond and assessed partial costs of $2,000.00.

Betsy Stratton, Denturist, d/b/a Affordable Dental Lab, MSBDE Docket No. 96-025

Allegation: Practicing dentistry without a license.

Disposition: 10/30/96 Chancery Court Order. Permanently enjoined/prohibited from taking impressions or casts, constructing or supplying dentures, and constructing, repairing, or mending artificial teeth, crowns or bridges, without written authorization from licensed dentist; practicing dentistry without a license; and advertising to public in misleading manner. Ordered to submit $5,000.00 performance bond and assessed partial costs of $3,057.45.

□

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	$300.00
Application for Dental Hygiene License	$150.00
Application for Dental License through Credentials.	$2,000.00
Application for Dental Hygiene License through Credentials	$500.00
Application for Institutional, Teaching, or Provisional License	$25.00
Application for Specialty License	$200.00
Application for General Anesthesia Permit	$200.00
Application for I.V. Sedation Permit	$200.00
Application for Radiology Permit (Including Initial Registration Fee)	$60.00
Annual Dental License Renewal	$100.00
Annual Dental Specialty License Renewal	$50.00
Annual Dental Hygienist License Renewal	$50.00
Annual Dental Institutional, Teaching, or Provisional License Renewal	$100.00
Annual Dental Hygiene Institutional, Teaching, or Provisional License Renewal	$50.00
Annual Radiology Permit Renewal	$20.00
Annual General Anesthesia Permit Renewal	$50.00
Annual IV Sedation Permit Renewal	$50.00
Duplicate License or Permit	$20.00
Certification of Licensure or Permit Status	$20.00
Certified Copy of License or Permit	$20.00
Handling fee for Insufficient Funds Checks	$50.00
Requests for Database Information	
Labels & Printouts	$125.00
Diskettes	$150.00
Radiology Examinations Administered in MSBDE Offices	$25.00
One Copy of MSBDE Laws and/or Regulations	$10.00
Additional Copies (Per Copy)	$5.00
Duplicate Renewal Forms, Certification Cards, or Non-Notification of Change of Address	$10.00
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

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

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

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 home, business, mailing, or satellite address, please use this form to notify the MSBDE of such. Otherwise, keep the form in your files should you need to notify the MSBDE of a future change of address. 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 the form via facsimile to (601)944-9624. Please call (601)944-9622 should 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 ☐ SatelliteAddress