

KANSAS DENTAL BOARD

January 2010

Landon State Office Building, 900 SW Jackson St., Ste 564S, Topeka, KS 66612-1572

Phone 785-296-6400 ~ Fax 785-296-3116

Email: info@dental.state.ks.us Visit our website at www.kansas.gov/kdb/

...Our mission is to protect the public

Denise Maus, RDH, Pres. Richelle Roy, DDS, 2nd District Roger Stevens, DDS, at large
Glenn Hemberger, DDS, 3rd Dist, Vice Pres. Jane Criser, RDH
Michael Milford, DDS, 1st Dist, Sec. Karen Callanan, DDS, 4th District
Richard Darnall, DDS at large Jim Showalter, Public Member

Betty Wright, Exec. Dir., Melissa Graham, Admin. Officer, Vanda Collins, Senior Admin. Assistant

Board meetings: April 23, 2010 1:00 pm, Aug. 20 9:00am, and Nov 5 9:00 a.m.

		Statistics Jan 26, 2010			
Total Dentists	2071	Total Hygienists	2301	Level I Sedation Permits	24
Active	1826	Active	2110	Level II Sedation Permits	50
Practicing in KS	1403	Practicing in KS	1661	Extended Care I Permits	37
				Extended Care II Permits	75

RENEWALS IN PROGRESS

As of Jan 27, 2010 we have 25 dentists and 40 hygienists who have not renewed their license. These licensees all have odd numbered licenses. After February 1, there is an additional \$500 to renew. Then after March 1, all non-renewed licenses will automatically be cancelled. If you wish to remain a licensee in "retired" status, so that you can perform charitable dentistry, you still need to renew online, or mail in your signed paper renewal form. If you have no intention of practicing in Kansas in the future, ignore your renewal, and your license will be automatically cancelled on March 1.

NEW BOARD PRESIDENT IS A DENTAL HYGIENIST

The Kansas Dental Board made dental history in Kansas on Friday, February 12, 2010 when it elected Denise Maus, RDH, BS, a dental hygiene member of the board, as President. This is the first time in Kansas that a dental hygienist has served as board President! Ms. Maus has served on the board since July 15, 2004; she has held the position of secretary for 3 years, since February 2007. She succeeds Dr. Richard Darnall, DDS, an oral and maxillofacial surgeon, and we thank him for his service these past three years as our President. Two of our newest members were also elected into officer positions. Dr. Glenn Hemberger, DDS, a pediatric dentist, was elected vice president; and Dr. Michael Milford, DDS, an oral and maxillofacial surgeon, was elected secretary of the board.

ANESTHESIA REGULATIONS APPROVED

The most recent draft of the sedation regulations is online. The public hearing for the proposed regulations was February 12, 2010. The board approved the proposed regulations with a minor change, 71-5-9(k) so that the regulation would read:

(k) On and after December 1, 2010, only a dentist with an appropriate license or permit, another person authorized by Kansas law to administer the sedative agent under supervision at the time of administration, or a person authorized by Kansas law to administer the sedative agent without supervision may administer a sedative agent that is designed to achieve anxiolysis, enteral conscious sedation, parenteral conscious sedation, deep sedation, or general anesthesia as part of a dental procedure.

CEASE AND DESIST LETTERS TO BUSINESSES OFFERING TEETH BLEACHING

The Board has been mailing out cease and desist letters since November 20, 2009 to those bleaching businesses that were reported to the board. They are asked to stop performing a dental service and are warned that there may be further action if they refuse to cease the practice. Several have said they would close, and those who are not closing may eventually require court injunctions.

**OCTOBER 30, 2009 BOARD MEETING
DISCIPLINARY ACTIONS**

Ms Luisella Troilo, RDH, Case 08-15 She voluntarily surrendered her license. She had a Consent Agreement with the board that after failing to continue to participate in the HAPN program, she would not practice until she was in compliance with HAPN. She failed to remain compliant with the program and agreed to surrender her hygiene license.

Dr. Thomas Rainbolt, DDS Case 07-110 The dentist filed an insurance claim for work performed in September and November 2006, but indicated the treatment date as January 2007. One veneer for the patient was billed as a crown. Treatment records were not complete due to modifications made to dental software. Fine \$1000.

Through hearings office

Dr. Glenn Duckworth Case 08-135 He completed an order that was issued through the Office of Administrative Hearings June 24, 2009. He had been suspended and fined \$1500 for failure to provide legally requested patient records to the board needed as a part of a board investigation. Once the records were supplied, and the fine was paid, his suspension was lifted on 12/11/2009.

ADMINISTRATIVE FEES REDUCED

Due to a request by the legislature to reduce our revenues, the board has advised we will make the following administrative fee reductions:

1. We reduced all applicant fees by \$25.00, the amount for new wall certificates. However, we will continue to charge \$25.00 for duplicates. Dentist applicants by examination will pay \$200 (previously \$225) and hygienist applicants will pay \$100 (previously \$125).
2. We reduced the applications by credentials fee by an additional \$100, which was the amount previously charged for background checks. The fee for applications by credentials will be \$300 (previously \$425).
3. There will no longer charge \$5.00 for duplicate license cards; lost or missing cards will be issued for no charge.
4. The \$50 verification fee for certifying a license status to other state boards will be reduced to \$20.

STATUS OF INVESTIGATIVE COMMITTEE CASES From 7/14/2009-1/31/2010

86 Cases Closed Since Previous Report

- 1 Disciplinary Actions Completed
- 5 Applicant Cases Completed
- 37 No Action – no violations found, first cases, incidents not rising to level of violation
- 18 Letter of Instruction (not discipline)
- 17 Letter of Concern (not discipline)
- 8 Letter of Reprimand (not discipline)
- 86 Total Closed

84 New Cases Opened

40 Cases in Progress

- 84 Monitored – closed cases waiting for licensee's action to close or cases sent to legal for discipline
 - 5 Referred to HAPN
 - 12 With Board Orders
 - 3 Waiting for appeal times to expire
 - 22 Pending discipline

13 Waiting for proof of Compliance
29 Whitening cases – Cease and Desist Letters sent
84 Total Monitored

JURISPRUDENCE EXAM QUESTION

True or False? A dentist may use the name of any association, corporation, clinic, trade name or business name in connection with the practice of dentistry except that such name may not misrepresent the dentist to the public as determined by the board. ANSWER: True. See KSA 65-1435(b).

ADVERTISING ISSUES

There are some common mistakes in advertising made by several dentists each year. To avoid a discipline, you should be very careful about how your practice is listed in the subcategories in the classified section of the phone book. A general dentist can be listed under the category “orthodontics” for example, but can NOT be listed under “orthodontist,” because this would mislead the public to think that the general dentist has a specialty in orthodontics.

Very often this type of error is reported to the board, and the dentist is required to send a letter to have the advertisement corrected. We are going to begin asking dentists to post a disclaimer in their reception area until these misleading advertisements are corrected in the next publication. If you find that your practice is improperly categorized, be proactive, and make this correction yourself. This will help avoid reports from your peers to the board; so that the board will not be forcing you to make the change as part of a complaint.

Also, a dentist can not claim to be superior to other dentists. There are companies that will, for a price, provide your name as a “top dentist” and give you promotional materials with this designation. Once you incorporate an award of this nature into your public advertisements, it is a claim that you are superior to other dentists. The board will ask you to stop publishing this advertisement or you will be told to add a disclaimer describing how you were selected as the “top” dentist in this area. The organization promoting the title will advise that they do not condone publications or outdoor signs with this title.

APPROVED DENTAL AND DENTAL HYGIENE SCHOOLS FOR EXTERNSHIPS

In order for a dental student or dental hygiene student to practice outside of their college supervised clinics, they must be supervised through a program that has been approved by the Dental Board. These regulations KAR 71-9-1 through 71-10-4 were passed in 2009. The following dental and dental hygiene schools have externship programs approved by the board. The list of schools and practice locations are as follows:

UMKC School of Dentistry –

Douglas County Dental, 316 Maine St, Lawrence KS 66044
Flint Hills CHC, 420 W 15th, Emporia, KS 66801
Hunter Health Clinic, 3218 E Central, Wichita, KS 67214
Johnson County Health Partnership, 807 S Clairborne, Olathe, KS 66062

University of Nebraska Dental School –

Dr. Terry Whitten, 1309 S. Old 75 Hwy, Sabetha, KS 66534
Dr. Steven Twietmeyer, 107 N. Main, Cheney, KS 67025
Family and Implant Dentistry. Dr. Mark Hungerford, 1305 Westloop Pl, Manhattan, KS 66502

Arizona School of Dentistry and Oral Health –

Prairie Star Health Center, 1600 N. Lorraine, Ste 110, Hutchinson, KS 67501

Johnson County Community College, Dental Hygiene Program-

Eastern KS Veterans Health Center, 2200 SW Gage Blvd, Topeka, KS 66622
Swope Parkway Health Center, 3801 Blue Parkway, KC, MO 64130
Truman Medical Center East, 7900 Lee's Summit Rd, KC, MO 64139
Douglas County Dental, 316 Maine St., Lawrence, KS 66049

Veterans Admin Hospital, 4801 Linwood, KC, MO 64128
Veterans Admin. Hospital, Leavenworth, 4101 S. Fourth St. Trafficway, Leavenworth, KS 66048
Health Partnership of Johnson County, 807 S. Clairborne, Olathe, KS 66062

Wichita State Dental Hygiene Program -

Hunter Health, 2318 E. Central, Wichita, KS 67214
Wichita-Sedgwick County Health Dept, 1900 E. 9th, Wichita, KS 67214
GraceMed Clinic, 1122 N. Topeka, Wichita, KS 67214

UPDATE THE BOARD OFFICE ON YOUR LATEST ADDRESSES

Mail changes of address, practice or residence to: Kansas Dental Board, 900 SW Jackson, Room 564-S, Topeka, KS 66612 Or Fax to: 785-296-3116 Or E-mail changes to: info@dental.state.ks.us. Let us know which is your preferred mailing address.

The board has an impaired provider program. Self reports are not shared with the board, although you pay their fees for evaluations and monitoring ...you may save yourself and your patients if you are suffering from an impairment. Ffor information on how they could help with drug, disability, or mental issues call HAPN- 913-236-7575

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