

Tennessee Board of Dentistry



Newsletter



Fall 2014

A regulatory agency of the state of Tennessee

Vol. 12, No. 1

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NEW POLICIES AND ISSUES DISCUSSED BY THE BOARD

The board reviewed all of the board's policies at the June 2014 meeting and determined that some policies could be deleted while others were revised.

The Equipment and Drug Lists Required for Sedation/Anesthesia Permit Holders policy was revised at the September 2014 meeting. The current policies online include the following:

- [Equipment and Drug Lists Required for Sedation/Anesthesia Permit Holders \(REVISED SEPTEMBER 2014\)](#)
- [Policy Statement Regarding the Minimum Requirements Necessary for Sedation Course Approval](#)
- [Policy Statement on Registered Dental Assistants Exposing Radiographs](#)
- [Policy Statement on Use of Lasers for Debridement and Bacterial Reduction by Dental Hygienists](#)
- [Policy Statement on acceptance of the American Board of Dental Examiners, Inc. \(ADEX\) Examination](#)
- [Practice of Dental Hygiene by Students in Volunteer Settings](#)
- [Policy for Lapsed License](#)
- [Cardiopulmonary Resuscitation \(CPR\) Requirements for Dentist, Dental Hygienists, and Dental Assistants](#)
- [Policy Statement on Unreadable Fingerprints Taken for Criminal Background Check](#)
- [Policy Statement on Disciplining Continuing Education Deficiencies](#)
- [Policy for Acceptance of Continuing Education Transcripts](#)
- [Acupuncture for Treatment, January 26, 2006](#)
- [Management of Prescribing with Emphasis on Addictive or Dependence-Producing Drugs, September 21, 2005](#)
- [ALCS/PALS Meeting CPR Requirement, May 12, 2005](#)
- [Payment of Lapse License Penalty Fees, Civil Penalty Fees and Cost Assessment Fees, May 19, 2004](#)
- [Renewal for Licensees Called to Active Military Duty, April 10, 2003](#)

At the September 2014 meeting, the board voted on a new policy on handling forged continuing education and/or CPR training. The policy is as follows:

Policy Statement on Falsely Attesting To The Attendance and Completion of Required Continuing Education Hours and/or The CPR Training Requirement

Pursuant to Tenn. Comp. R. & Regs., 0460-01-.05 (7) (a), any dentist, dental hygienist, or dental assistant who falsely attests to attendance and completion of the required hours of continuing education and/or the CPR training requirement may be subject to disciplinary action.

As such, upon notification to the Board that a dentist, dental hygienist or dental assistant is in violation of this rule, the licensee will be required to make up the hours in which they are deficient, be assessed one (1) Type C civil penalty for each continuing education hour forged and/or CPR training requirement forged and receive a reprimand. A reprimand is formal discipline and is reportable to the National Practitioners Database.

All policies of the Board of Dentistry are available online at <http://health.state.tn.us/boards/Dentistry> under Statutes, Rules and Policies.

The Board also discussed the recent Attorney General opinion concerning allowing dentists to use botox and/or dermal fillers. This was reviewed by the board in conjunction with a letter from Representative Bob Ramsey. The Attorney General's Opinion 14-51 dated April 24, 2014, is that the use of botox/dermal fillers is within the scope of practice for general dentists. The Board voted to remove the Boards' policy statement concerning botox.

The Board held a rulemaking hearing at the June 2014 meeting. The new rule will require all dental professionals to pass an **Ethics and Jurisprudence examination** upon initial application, before each renewal and anytime a Reinstatement/Reactivation Application is filed. This change will become effective sometime in 2015 and the exam will be only available online and will be a pass only exam. Questions will be random and a certain number will be required to be answered correctly to pass. More information will be available at a later date.

At the September 2014 meeting, the board reaffirmed the Anesthesia Committee decision that the drugs Ketamine and Propofol could only be used by dentists who are issued a Deep Sedation/General Anesthesia permit by the board. Dentists who hold Limited Conscious Sedation and Comprehensive Conscious Sedation permit are **not** authorized to utilize either of these drugs. 🦷



STATUTORY CHANGES OF INTEREST

Below is a brief summary of several bills that are of interest to dental professionals in the state of Tennessee. To review any of these public chapters in their entirety, please visit: <http://www.tennessee.gov/sos/acts/index.htm>.

Public Chapter 949 - This act allows for initial licensure applications to be accepted online. Currently, renewing licenses is already available online. This also makes available to the public annual inspections of health care facilities and pharmacies, similar to how nursing home inspections are already available.

Public Chapter 622 - Current law requires that, prior to writing a script for an opiate or benzodiazepine; a practitioner must check the database for their patient. This act allows that patient's profile to be placed in their medical record, which is subject to HIPAA. This further allows the Department of Health to make available upon request aggregate, de-identified data from the CSMD.

Public Chapter 763 - This act revises delinquent privilege tax provisions that would require the Department of Revenue to notify the licensee that failure to cure the delinquency or deficiency prior to their licensure renewal date can result in renewal abeyance. For purposes of the bill, "cure" means payment in full, entering into an agreed payment plan, or abatement of tax liability. Licensing boards will be provided monthly with list of licensees who are delinquent 90 days or more and boards may not process licensure renewal.

Public Chapter 906 - This is the Methamphetamine Production Reduction Act. The law caps the sale/purchase of ephedrine or pseudoephedrine products at 5.76 g/month or 28.8 g/year, per person requiring prescription. The caps shall not apply with respect to a valid prescription from a practitioner authorized to prescribe. No person under the age of 18 may purchase the products except pursuant to a valid prescription from a practitioner or from a pharmacist generated prescription.

Public Chapter 983 - This is a pain clinic revision act that requires all healthcare practitioners to notify their appropriate licensing board within 10 days of starting or ending employment at a pain clinic. It prevents health care prescribers from dispensing an opioid or benzodiazepine except under certain conditions. Requires all opioids and benzodiazepine's not falling under the exemptions to be returned to a reverse distributor or to local law enforcement by Jan. 11, 2015. The act requires pharmacy wholesalers to notify the Board of Pharmacy and other prescribing boards when suspicious orders (unusual size, deviations from normal pattern, and unusual frequency) are discovered. Wholesalers must report a theft or significant loss of controlled substances to the Controlled Substance Monitoring Committee and local law enforcement within one business day of discovery.

Public Chapter 909 - The act defines cosmetic medical service as any "service that uses a biologic or synthetic material, a chemical application, a mechanical device, or a displaced energy form of any kind that alters or damages, or is capable of altering or damaging, living tissue to improve the patient's appearance or achieve an enhanced aesthetic result". The act further requires any business advertising as a medical spa to display the medical director or supervising physician of the practice on a sign at the practice including board certification.

Public Chapter 675 - The act allows telehealth providers to contract with insurance companies to have their services covered in offered plans. Insurance providers cannot deny payment solely because the encounter was not in person.

Public Chapter 575 - This act extends civil immunity to health care providers providing services at clinics that charge patients

based on a sliding scale to health care providers offering services at a clinic that does not charge a patient for services.

Public Chapter 1011 - The act requires submissions to the Controlled Substance Monitoring Database be made at the close of each business day for all controlled substances dispensed the prior business day. The act does provide good faith effort exemption and gives the Board of Pharmacy the ability to make rules implementing this exemption. 🦷

IMPORTANT NOTICE TO ALL SEDATION/ANESTHESIA PERMIT HOLDERS



At the September 2014 meeting of the board, the board voted to audit all sedation/anesthesia permit holders to verify compliance with the sedation/anesthesia rules, the equipment and drug list, the four hours of continuing education in the subject of sedation/anesthesia and ACLS and/or PALS certification. On September 24, 2014, the following letter was sent to all current permit holders.

In order to the safeguard the health, safety, and welfare of Tennesseans and to ensure the highest degree of professional conduct, the Board of Dentistry has implemented an audit of all sedation/anesthesia holders.

This audit will require you, as a permit holder, to 1) certify each time you are audited that you have complied with the sedation/anesthesia rules contained in 0460-02-07; and 2) certify compliance with Rules 0460-02-.07(6)(b)6(iv) and (7)(b)6(v) by ensuring the equipment and drugs necessary to manage emergency conditions relating to sedation are readily available for use and include training in the use of said equipment and drugs (the revised Equipment and Drugs List is available from the Board's website); and 3) proof of the required four (4) hours of continuing education in the subject of sedation/anesthesia during the preceding continuing education cycle; and 4) provide proof of ACLS and/or PALS certification (whichever is applicable to your type permit).

Beginning in January 2015, all permit holders who renew their licenses will receive a letter requesting this information during the month following the renewal. This audit will be in addition to the random continuing education audit performed by the Board and may result in you receiving a continuing education audit in addition to the sedation/anesthesia audit. You will have thirty (30) days to reply to the audit. Failure to provide the requested certification may result in the initiation of an inspection through the Office of Investigations.

The four hours of continuing education and the ACLS/PALS certification will be audited for the 2013/2014 cycle and is a 100% audit of permit holders. The audit letter will be sent the month following the month in which you renew your license and permit. Some permit holders may also be randomly selected to be audited by the Continuing Education Unit which audits all of the continuing education, including CPR certification, required during the 2013/2014 cycle.

The continuing education cycles for all dental professionals runs from January 1 of an odd year to December 31 of an even year. **Anyone originally licensed during 2013 or 2014 is exempt from the 2013/2014 continuing education requirement.**

Dentists who are issued a sedation or anesthesia permit during 2013 or 2014 are exempt from the requirement of four hours of continuing education in the subject of chemical dependency but are required to maintain ACLS and/or PALS certification and are required to comply with the rules and the equipment and drug list. 🦷



RULE CHANGES

Effective the last week of December 2014 the following rules changes will become effective.

Rule 0460-01-.05 Continuing Education and C.P.R. is amended by deleting subparagraph (4) (a) in its entirety and substituting the following language, so that as amended, the new subparagraph (4) (a) shall read:

- (a) Each dentist, dental hygienist, and dental assistant must attest, check a box, and/or enter signature when applying for biennial renewal of licensure or registration, which indicates current training in cardiopulmonary resuscitation (CPR) which is defined as successful completion of a BLS Healthcare Provider, or CPR/AED for the Professional Rescuer, or an equivalent course, which provides training for healthcare professionals in CPR and the use of an AED. The course must be conducted in person and include a skills examination on a manikin with a certified instructor.

Rule 0460-02-.01 Licensure Process – By Exam and by Criteria (Reciprocity) is amended by deleting subparagraph (1) (i) in its entirety and substituting the following language, so that as amended, the new subparagraph (1) (i) shall read:

- (i) An applicant shall submit evidence of current training in cardiopulmonary resuscitation (CPR) which is defined as successful completion of a BLS Healthcare Provider, or CPR/AED for the Professional Rescuer, or an equivalent course, which provides training for healthcare professionals in CPR and the use of an AED by a Board approved training organization. The course must be conducted in person and include a skills examination on a manikin with a certified instructor.

Rule 0460-02-.02 Dual Degree Licensure Process is amended by deleting paragraph (9) in its entirety and substituting the following language, so that as amended, the new paragraph (9) shall read:

- (9) An applicant shall submit evidence of current training in cardiopulmonary resuscitation (CPR) which is defined as successful completion of a BLS Healthcare Provider, or CPR/AED for the Professional Rescuer, or an equivalent course, which provides training for healthcare professionals in CPR and the use of an AED by a Board approved training organization. The course must be conducted in person and include a skills examination on a manikin with a certified instructor.

Rule 0460-02-.03 Limited and Educational Limited Licensure Process is amended by deleting subparagraph (1) (f) in its entirety and substituting the following language, so that as amended, the new subparagraph (1) (f) shall read:

- (f) An applicant shall submit evidence of current training in cardiopulmonary resuscitation (CPR) which is defined as successful completion of a BLS Healthcare Provider, or CPR/AED for the Professional Rescuer, or an equivalent course, which provides training for healthcare professionals in CPR and the use of an AED by a Board approved training organization. The course must be conducted in person and include a skills examination on a manikin with a certified instructor.

Rule 0460-02-.06 Specialty Certification is amended by deleting subparagraph (2) (c) in its entirety and substituting the following language, so that as amended, the new subparagraph (2) (c) shall read:

- (c) An applicant shall submit verification of one of the following:

1. Successful completion of the specialty training as provided in the section of this rule for the specific specialty that the applicant is applying for; or
2. Certification as a specialist by the American Board of the particular specialty for which application is made, a letter must be sent directly from the secretary of the American Board of the particular specialty to the Board Administrative Office which indicates that the applicant is certified by the American Board in that specialty and that the applicant is in good standing. All such certificates approved by the Board may be accepted as sufficient for specialty certification in lieu of submitting proof of successful completion of a residency program in a specialty. Acceptance of such certificates is discretionary with the Board.

Rule 0460-02-.06 Specialty Certification is further amended by deleting subparagraph (2) (e) in its entirety and substituting the following language so that as amended, the new subparagraph (2) (e) shall read:

- (e) An applicant who is certified as a specialist in another state shall have that state's licensing board send proof to the Board Administrative Office which indicates that the applicant is certified in that specialty and that the applicant is in good standing.

Rule 0460-02-.06 Specialty Certification is amended by deleting paragraph (5) in its entirety and substituting the following language so that as amended, the new paragraph (5) shall read:

- (5) Endodontics - An applicant must submit certification of successful completion of at least two (2) years of postgraduate training in Endodontics at the university level in a program approved by the Council on Dental Education of the American Dental Association and the Board. Such evidence shall include either a transcript which indicates completion of the postgraduate training in Endodontics or a certificate of completion letter from the director of the program on letterhead submitted directly from the school to the Board Administrative Office.

Rule 0460-02-.06 Specialty Certification is amended by deleting paragraphs (6) in its entirety and substituting the following language so that as amended, the new paragraph (6) shall read:

- (6) Oral and Maxillofacial Pathology - An applicant must submit certification of successful completion of two (2) years of postgraduate training in Oral Pathology or Oral and Maxillofacial Pathology at the university level in a program approved by the Council on Dental Education of the American Dental Association and the Board. Such evidence shall include either a transcript which indicates completion of the postgraduate training in oral and maxillofacial pathology or a certificate of completion letter from the director of the program on letterhead submitted directly from the school to the Board Administrative Office.

Rule 0460-02-.06 Specialty Certification is amended by deleting paragraph (7) in its entirety and substituting the following language so that as amended, the new paragraph (7) shall read:

- (7) Oral and Maxillofacial Radiology – An applicant must submit certification of successful completion of graduate study in Oral and Maxillofacial Radiology of at least two (2) years in a school approved or provisionally approved by the Commission on Dental Accreditation of the American Dental Association. Such evidence shall include either a transcript which indicates completion of the postgraduate training in oral and

maxillofacial radiology or a certificate of completion letter from the director of the program on letterhead submitted directly from the school to the Board Administrative Office.

Rule 0460-02-.06 Specialty Certification is amended by deleting subparagraph (8) (a), in its entirety and substituting the following language so that as amended, the new subparagraph (8) (a) shall read:

(8) Oral and Maxillofacial Surgery.

- (a) An applicant must provide to the Board Administrative Office certification of successful completion of advanced study in Oral and Maxillofacial Surgery of four (4) years or more in a graduate school or hospital accredited by the Commission on Dental Accreditation (CODA) or the American Dental Association and the Board. Such evidence shall include either a transcript which indicates completion of the postgraduate training in oral and maxillofacial surgery or a certificate of completion letter from the director of the program submitted directly from the school on letterhead to the Board Administrative Office.

Rule 0460-02-.06 Specialty Certification is amended by deleting subparagraph (9) (a) in its entirety and substituting the following language so that as amended, the new subparagraph (9) (a) shall read:

- (9) (a) Certification of successful completion of two (2) academic years of training in Orthodontics and Dentofacial Orthopedics in an approved Postgraduate Department of an accredited dental school, college or university. Such evidence shall include either a transcript which indicates completion of the postgraduate training in orthodontics and Dentofacial orthopedics or a certificate of completion letter from the director of the program on letterhead submitted directly from the school to the Board Administrative Office.

Rule 0460-02-.06 Specialty Certification is amended by deleting subparagraph (10) (e) in its entirety and substituting the following language so that as amended, the new subparagraph (10) (e) shall read:

- (10) (e) Such evidence shall include either a transcript which indicates completion of the postgraduate training in pediatric dentistry (Pedodontics) or a certificate of completion letter from the director of the program on letterhead submitted directly from the school to the Board Administrative Office.

Rule 0460-02-.06 Specialty Certification is amended by deleting paragraph (11) in its entirety and substituting the following language so that as amended, the new paragraph (11) shall read:

- (11) Periodontics - An applicant must submit certification of successful completion of at least two (2) years of postgraduate training in Periodontics at the university level in a program approved by the Commission on Dental Education of the American Dental Association and by the Board. Such evidence shall include either a transcript which indicates completion of the postgraduate training in periodontics or a certificate of completion letter from the director of the program on letterhead submitted directly from the school to the Board Administrative Office.

Rule 0460-02-.06 Specialty Certification is amended by deleting paragraph (12) in its entirety and substituting the following language so that as amended, the new paragraph (12) shall read:

- (12) Prosthodontics - An applicant must submit certification of successful completion of at least two (2) years of a postdoctoral education in prosthodontics in a program approved by the Commission on Dental Accreditation of the American Dental Association and the Board. Such evidence shall include either a transcript which indicates completion of the postgraduate training in prosthodontics or a certificate of completion letter from the director of the program on letterhead submitted directly from the school to the Board Administrative Office.

Rule 0460-02-.07 Anesthesia and Sedation is amended by deleting subparagraph (1) (i) in its entirety and appropriately renumbering the remaining subparagraphs.

Rule 0460-02-.07 Anesthesia and Sedation is amended by deleting subparagraph (5) (b) in its entirety and substituting the following language, so that as amended, the new subparagraph (5) (b) shall read:

- (b) A dentist using antianxiety premedication must employ auxiliary personnel who are certified in BLS Healthcare Provider, or CPR/AED for the Professional Rescuer, or an equivalent course, which provides training for healthcare professionals in CPR and the use of an AED by a Board approved training organization. The course must be conducted in person and include a skills examination on a manikin with a certified instructor.

Rule 0460-02-.07 Anesthesia and Sedation is amended by deleting subpart (6) (b) 2 (ii) in its entirety and substituting the following language so that as amended, the new subpart (6) (b) 2 (ii) shall read:

- (ii) Members of the operating team must be trained for their duties according to protocol established by the dentist and must be currently certified in BLS Healthcare Provider, or CPR/AED for the Professional Rescuer, or an equivalent course, which provides training for healthcare professionals in CPR and the use of an AED by a Board approved training organization. The course must be conducted in person and include a skills examination on a manikin with a certified instructor.

Rule 0460-02-.07 Anesthesia and Sedation is amended by deleting subpart (7) (b) 2 (ii) in its entirety and substituting the following language so that as amended, the subpart (7) (b) 2 (ii) shall read:

- (ii) Members of the operating team must be trained for their duties according to protocol established by the dentist and must be currently certified in BLS Healthcare Provider, or CPR/AED for the Professional Rescuer, or an equivalent course, which provides training for healthcare professionals in CPR and the use of an AED by a Board approved training organization. The course must be conducted in person and include a skills examination on a manikin with a certified instructor.

Rule 0460-03-.01 Licensure Process is amended by deleting paragraph (11) in its entirety and substituting the following language so that as amended, the new paragraph (11) shall read:

- (11) An applicant shall submit evidence of current training in cardiopulmonary resuscitation (CPR) which is defined as successful completion of a BLS Healthcare Provider, or CPR/AED for the Professional Rescuer, or an equivalent course, which provides training for healthcare professionals in CPR and the use of an AED by a Board approved training organization. The course must be conducted in person and include a skills examination on a manikin with a certified instructor.

Rule 0460-03-.02 Criteria Approval Licensure Process (Reciprocity) is amended by deleting paragraph (10) in its entirety and substituting the following language so that as amended, the new paragraph (10) shall read:

- (10) An applicant shall submit evidence of current training in cardiopulmonary resuscitation (CPR) which is defined as successful completion of a BLS Healthcare Provider, or CPR/AED for the Professional Rescuer, or an equivalent course, which provides training for healthcare professionals in CPR and the use of an AED by a Board approved training organization. The course must be conducted in person and include a skills examination on a manikin with a certified instructor.

Rule 0460-03-.03 Educational Licensure Process is amended by deleting paragraph (7) in its entirety and substituting the following language so that as amended, the new paragraph (7) shall read:

- (7) An applicant shall submit evidence of current training in cardiopulmonary resuscitation (CPR) which is defined as successful completion of a BLS Healthcare Provider, or CPR/AED for the Professional Rescuer, or an equivalent course, which provides training for healthcare professionals in CPR and the use of an AED by a Board approved training organization. The course must be conducted in person and include a skills examination on a manikin with a certified instructor.

Rule 0460-03-.06 Nitrous Oxide Certification is amended by deleting subparagraph (1) (b) in its entirety and substituting the following language so that as amended, the new subparagraph (1) (b) shall read:

- (b) Licensed dental hygienists, who have successfully completed a comparable dental hygiene training program on nitrous oxide administration and monitoring in another state, which is comparable to the Board-approved course, are eligible to apply directly to the Board for certification in administering and monitoring nitrous oxide without additional training, provided the course is determined by the Board consultant to be equivalent to the Board-approved course in Tennessee. The information regarding content of the course and proof of completion must be sent directly from the course provider to the Board's administrative office. If a certification or permit was issued by the other state, verification of the certificate or permit must be received directly from the other board.

Rule 0460-03-.10 Restorative and Prosthetic Certifications is amended by adding a new paragraph (6) as follows:

- (6) Licensed dental hygienists, who have also successfully completed a comparable hygienist training program in another state in prosthetic or restorative functions, are eligible to apply directly to the Board for a prosthetic or restorative functions certificate without additional training, provided the course is determined by the Board consultant to be equivalent to the Board-approved course in Tennessee. The information regarding content of the course and proof of completion must be sent directly from the course provider to the Board's administrative office. If a certification or permit was issued by the other state, verification of the certificate or permit must be received directly from the other board. If it is determined that the course is not equivalent, the licensed dental hygienist will be required to comply with the provisions of subparagraph (1) before certification can be issued.

Rule 0460-03-.12 Administration of Local Anesthesia Certification is amended by deleting subparagraph (1) (c) in its entirety and

substituting the following language so that as amended, the new subparagraph (1) (c) shall read:

- (c) Have completed a completed a comparable dental hygiene training program on administration of local anesthesia in another state, which is comparable to the Board-approved course, are eligible to apply directly to the Board for certification in administration of local anesthesia without additional training, provided the course is determined by the Board consultant to be equivalent to the Board-approved course in Tennessee. The course must submit the curriculum, including the number of hours and injections required in the course, and a letter attesting that the course was taught to clinical competency to the Board's Administrative Office. If a certification or permit was issued by the other state, verification of the certificate or permit must be received directly from the other board. If it is determined that the course is not equivalent, the licensed dental hygienist will be required to comply with the provisions of subparagraphs (a) or (b) before certification can be issued.

Rule 0460-04-.02 Registration Process is amended by deleting paragraph (9) in its entirety and substituting the following language so that as amended, the new paragraph (9) shall read:

- (9) An applicant shall submit evidence of current training in cardiopulmonary resuscitation (CPR) which is defined as successful completion of a BLS Healthcare Provider, or CPR/AED for the Professional Rescuer, or an equivalent course, which provides training for healthcare professionals in CPR and the use of an AED by a Board approved training organization. The course must be conducted in person and include a skills examination on a manikin with a certified instructor.

Rule 0460-04-.08 Scope of Practice is amended by deleting paragraph (3) but not the subparagraphs, and substituting instead the following language so that as amended, the new paragraph (3) shall read:

- (3) Delegable or Assignable Procedures - In addition to those duties of the practical dental assistant or registered dental assistant which are commonly recognizable by the dental profession for safe performance, pursuant to T.C.A. §63-5-108, a practical dental assistant or registered dental assistant may perform the following duties which are assigned or delegated by the employer/supervising dentist:

Rule 0460-04-.10 Restorative and Prosthetic Certifications is amended by deleting paragraph (6) in its entirety and substituting instead the following language, so that as amended the new paragraph (6) shall read:

- (6) Registered dental assistants, who have also successfully completed a comparable assistant training program in another state in expanded prosthetic or restorative functions, are eligible to apply directly to the Board for an expanded functions certificate without additional training, provided the course is determined by the Board consultant to be equivalent to the Board-approved course in Tennessee. The information regarding content of the course and proof of completion must be sent directly from the course provider to the Board's administrative office. If a certification or permit was issued by the other state, verification of the certificate or permit must be received directly from the other board. If it is determined that the course is not equivalent, the registered dental

assistant will be required to comply with the provisions of subparagraph (1) before certification can be issued.

Rule 0460-04-.11 Dental Radiology Certification is amended by deleting subparagraph (1) (b) in its entirety and substituting instead the following language, so that as amended the new subparagraph (1) (b) shall read:

(b) Registered dental assistants, who have successfully completed a comparable assistant training program in another state in dental radiology, are eligible to apply directly to the Board for dental radiology certification without having to complete the course required in paragraph (2), provided the course is determined by the Board consultant to be equivalent to the Board-approved course in Tennessee. The information regarding content of the course and proof of completion must be sent directly from the course provider to the Board's administrative office. If a certification or permit was issued by the other state, verification of the certificate or permit must be received directly from the other board. If it is determined that the course is not equivalent, the registered dental assistant will be required to comply with the provisions of subparagraph (2) before certification can be issued.

Rule 0460-04-.11 Dental Radiology Certification is amended by deleting subparagraph (1) (c) in its entirety and substituting instead the following language, so that as amended the new subparagraph (1) (c) shall read:

(c) Assistants who have passed the radiology portion of the certified dental assistant examination given by the Dental Assisting National Boards, Inc. (DANB) or hold a current certification from DANB as a certified dental assistant are eligible to apply directly to the Board for dental radiology certification without having to complete the course required in paragraph (2). Proof of passage of the radiology portion of the DANB exam or proof of current DANB certification must be sent directly from the DANB to the Board's administrative office.

Rule 0460-05-.02 Schools, Programs and Courses for the Dental Hygienist is amended by deleting part (5) (c) 1 in its entirety and substituting instead the following language so that as amended, the new part (5) (c) 1 shall read:

1. The certification course must be taught at an educational institution and shall maintain strict compliance with all minimum standards for admissions, facilities, instructor(s), equipment, and curriculum as set forth in this rule, as amended/may be amended, in order to obtain and/or retain Board approval.

Rule 0460-05-.02 Schools, Programs and Courses for the Dental Hygienist is amended by deleting subpart (5) (d) 4 (vi) in its entirety and substituting instead the following language so that as amended, the new subpart (5) (d) 4 (vi) shall read:

(vi) The employer/supervising dentist(s) must submit, on a form provided by the board, proof of successful completion of the injections required by subpart (5) (d) 4 (v) of this rule.

Rule 0460-05-.03 Schools, Programs and Courses for the Registered Dental Assistant is amended by deleting subparagraph (3) (a) in its entirety and substituting instead the following language so that as amended, the new subparagraph (3) (a) shall read:

(3) Certification Course for Sealant Application

(a) Application of Rules - This section shall apply to both Tennessee ADA accredited and Board-approved dental assistant programs, as well as any

other individual or entity which desires to establish such a certification course to admit and educate students who are currently registered dental assistants. ADA accredited dental assisting programs who are teaching to the students enrolled in the program are exempt from these rules. Board approved dental assisting programs who are teaching to the students enrolled in the program must comply with these rules but the students are not required to be registered until program completion.

Rule 0460-05-.03 Schools, Programs and Courses for the Registered Dental Assistant is amended by deleting part (3) (e) (1) in its entirety and substituting instead the following language so that as amended, the new part (3) (e) (1) shall read:

(e) Minimum Standards for Admissions, Facilities, Instructor(s), Equipment, and Curriculum.

1. The certification course shall admit only those students who have been verified by the course as having a current registration issued by the Tennessee Board of Dentistry. Students in Board approved programs which have been approved by the Board to teach sealant application are not required to be registered before admittance to the dental assisting program/course but are required to be registered before the temporary permit will be issued.

Rule 0460-05-.03 Schools, Programs and Courses for the Registered Dental Assistant is amended by deleting part (3) (e) (2) in its entirety and substituting instead the following language so that as amended, the new part (3) (e) (2) shall read:

(e) Minimum Standards for Admissions, Facilities, Instructor(s), Equipment, and Curriculum.

2. The course shall be taught at an educational institution, defined as a school of dentistry, dental hygiene, or dental assisting, or a clinical facility approved by the Board which provides for proper patient care, including access to medication and equipment for the management of emergencies. The course shall be directed by a dentist who is licensed in good standing by the Tennessee Board of Dentistry. The dentist/clinical instructor may employ and/or utilize licensed dental hygienists or certified and registered dental assistants with sealant certification, either of which has two (2) or more years of full-time experience in sealant application, to assist during the course.

Rule 0460-05-.03 Schools, Programs and Courses for the Registered Dental Assistant is amended by deleting part (3) (e) (3) in its entirety and substituting instead the following language so that as amended, the new part (3) (e) (3) shall read:

(e) Minimum Standards for Admissions, Facilities, Instructor(s), Equipment, and Curriculum.

3. The class size shall be limited to forty (40) students, and the instructor-to student ratio must be one (1) instructor to ten (10) students (1:10) for the clinical portion of the course.

Rule 0460-05-.03 Schools, Programs and Courses for the Registered Dental Assistant is amended by deleting part (3) (e) (4) in its entirety and substituting instead the following language so that as amended, the new part (3) (e) (4) shall read:

(e) Minimum Standards for Admissions, Facilities, Instructor(s), Equipment, and Curriculum.

4. The certification course shall consist of a minimum of six (6) hours of study of which at least four (4) hours must be clinical exercises. The course syllabus must be approved by the Board and meet the following requirements:

- (i) Didactic - The didactic portion of the course shall include instruction in all of the following subject matters:
 - (I) Indication/contraindications for sealants;
 - (II) Preparation of teeth for sealants;
 - (III) Proper isolation and moisture control of teeth for sealants, including rubber dam, dri-angles, cotton rolls, and retractors;
 - (IV) Education of patient and/or parent regarding sealants;
 - (V) Sealant materials, including light curing, self curing, and coloring;
 - (VI) Acid etching, including proper use and negative aspects;
 - (VII) Infection control;
 - (VIII) Tooth anatomy, including fossa, pit, fissure, groove, and occlusion; and
 - (IX) Armamentarium.
- (ii) Clinical - The course provider/instructor shall conduct clinical exercises for a minimum of four (4) hours or until the clinical instructor determines clinical competency has been met. The clinical portion of the course shall include instruction in each of the following areas:
 - (I) Proper tooth isolation and preparation for sealants;
 - (II) Evaluation of proper technique in the placement of sealants;
 - (III) Evaluation by instructors of completed sealants; and
 - (IV) Infection control.

Rule 0460-05-.03 Schools, Programs and Courses for the Registered Dental Assistant is amended by deleting subparagraph (e) (5) in its entirety.

Rule 0460-05-.03 Schools, Programs and Courses for the Registered Dental Assistant is amended by deleting subparagraph (3) (f) in its entirety and substituting instead the following language so that as amended, the new subparagraph (3) (f) shall read:

- (f) Each student must pass a competency examination on the material covered in the didactic section before continuing to the laboratory exercises. The passing grade is set at seventy-five percent (75%). Students who do not pass the competency examination may be offered remediation before the start of the laboratory exercises and attempt to pass the examination an addition two (2) times. In the event a student takes and fails the examination a total of three (3) times, the student shall be required to retake the course and retake the examination at a future date.

Rule 0460-05-.03 Schools, Programs and Courses for the Registered Dental Assistant is amended by deleting subparagraph (3) (g) in its entirety and substituting instead the

following language so that as amended, the new subparagraph (3) (g) shall read:

- (g) During the clinical portion of the course, each student shall complete pit and fissure sealants on at least ten (10) sterile extracted and sealable teeth or until competency is determined by the instructor. Laboratory tooth models specifically designed for sealant placement may be substituted for some of the extracted teeth. Acceptance of teeth other than extracted teeth is to be determined by the dentist directing the course. All necessary materials and instruments shall be provided by the student. In working with the extracted teeth all OSHA personal protective equipment shall be utilized and the teeth disposed of in accordance with standard practices.

Rule 0460-05-.03 Schools, Programs and Courses for the Registered Dental Assistant is amended by deleting subparagraph (3) (h) in its entirety and substituting instead the following language so that as amended, the new subparagraph (3) (h) shall read:

- (h) Upon successful completion of the course, the certification application and fee must be submitted by the student.

Rule 0460-05-.03 Schools, Programs and Courses for the Registered Dental Assistant is amended by deleting subparagraph (3) (i) in its entirety and substituting instead the following language so that as amended, the new subparagraph (3) (i) shall read:

- (i) The director/instructor of the certification course shall, within ten (10) days after course completion or upon graduation from a dental assisting program submit a letter for each student which attests to the student's successful completion of the course and the student's examination grades. The completed forms shall be submitted directly to the Board's Administrative Office by the director/instructor.

Rule 0460-05-.03 Schools, Programs and Courses for the Registered Dental Assistant is amended by deleting subparagraph (3) (j) in its entirety and substituting instead the following language so that as amended, the new subparagraph (3) (j) shall read:

- (j) The student will be issued a temporary sealant certification to complete a ninety (90) day extern in the office of the employer/supervising dentist(s). During the extern the following sealants must be successfully placed:
 1. A minimum of four (4) maxillary permanent molars;
 2. A minimum of four (4) mandibular permanent molars; and
 3. A minimum of two (2) premolars.

Rule 0460-05-.03 Schools, Programs and Courses for the Registered Dental Assistant is amended by adding a new subparagraph (3) (k) as follows:

- (k) The employer/supervising dentist(s) must submit, on a form provided by the Board, proof of successful completion of the sealants required by subpart (3) (j) of this rule.

Rule 0460-05-.03 Schools, Programs and Courses for the Registered Dental Assistant is amended by adding a new subparagraph (3) (l) as follows:

- (l) Upon receipt of proof of successful completion of the sealants, the certification for sealants will be issued.

Rule 0460-05-.03 Schools, Programs and Courses for the Registered Dental Assistant is amended by adding a new subparagraph (3) (m) as follows:

- (m) Extensions of the ninety (90) day temporary permit will be considered on a case-by-case basis upon receipt of written documentation stating the reason an extension is requested. The Board consultant has the authority to grant or deny the request.

Rule 0460-05-.03 Schools, Programs and Courses for the Registered Dental Assistant is amended by adding a new subparagraph (3) (n) as follows:

- (n) The school offering the sealant application certification course will issue continuing education credit hours for the course.

Rule 0460-05-.03 Schools, Programs and Courses for the Registered Dental Assistant is amended by adding a new subparagraph (3) (o) as follows:

- (o) ADA accredited dental assisting programs who include sealants in their curriculum shall adhere to these rules but those students shall be exempt from the extern requirements detailed in 3 (j) above. These students shall show full competency as determined by the program director. Within ten (10) days of graduation from the ADA accredited dental assisting program, the students' certification applications and fees shall be forwarded to the Board along with a letter from the director/instructor of the program attesting to the student's successful completion of the course and the student's examination grades. Upon receipt of this information, the certification for sealants will be issued.

Rule 0460-05-.03 Schools, Programs and Courses for the Registered Dental Assistant is amended by adding a new subparagraph (3) (p) as follows:

- (p) Failure by the certification course to adhere to the rules governing the certification course or to provide access to inspection, pursuant to Rule 0460-05-.03 (3) (d), may subject the course provider and students to invalidation of course results and withdrawal of course approval by the Board.

Rule 0460-05-.03 Schools, Programs and Courses for the Registered Dental Assistant is amended by deleting subparagraph (4) (g) in its entirety and substituting instead the following language, so that as amended, the new subparagraph (4) (g) shall read:

- (g) The director/instructor of the certification course or dental assisting program shall, within thirty (30) days after course completion or upon completion of the monitoring nitrous oxide portion of the ADA accredited or Board-approved dental assisting program, complete a form, provided by the Board, for each student to attest to the student's successful completion of the course or monitoring nitrous oxide portion and the student's examination grade. The completed forms shall be submitted directly to the Board's Office by the director/instructor.

Rule 0460-05-.03 Schools, Programs and Courses for the Registered Dental Assistant is amended by deleting part (5) (c) 2 in its entirety and substituting instead the following language so that as amended, the new part (5) (c) 2 shall read:

2. The certification course shall be taught at an educational institution, defined as a school of dentistry or a school which offers a specialty program in a

recognized specialty branch of dentistry. The course director must be a licensed dentist who is a faculty member of an accredited school of dentistry. The certification course shall be taught by a course director and one (1) or more Tennessee licensed dentists and /or RDH/EFDA auxiliaries who are employed at an accredited school of dentistry.

Rule 0460-05-.03 Schools, Programs and Courses for the Registered Dental Assistant is amended by deleting part (6) (c) 2 in its entirety and substituting instead the following language so that as amended, the new part (6) (c) 2 shall read:

2. The certification course shall be taught at an educational institution, defined as a school of dentistry or a school which offers a specialty program in a recognized specialty branch of dentistry. The course director must be a licensed dentist who is a faculty member of an accredited school of dentistry. The certification course shall be taught by a course director and one (1) or more Tennessee licensed dentists and /or RDH/EFDA auxiliaries who are employed at an accredited school of dentistry.

Rule 0460-05-.03 Schools, Programs and Courses for the Registered Dental Assistant is amended by deleting subparagraph (7) (b) in its entirety and substituting instead the following language so that as amended, the new subparagraph (7) (b) shall read:

- (b) Application for Board Approval – The owner and/or director of a certification course in dental radiology shall make application for approval to operate that course of study on forms to be provided by the Board. The completed application must be received in the Board's Office at least thirty (30) days prior to the next regularly scheduled Board meeting in order for the Board to review the application. The owner and/or director of the certification course will be notified in writing of the Board's action. This section shall not apply to ADA accredited and Board-approved dental assisting programs who provide dental radiology instruction in accordance with ADA accreditation standards or the Board-approved 116 hour dental assistant curriculum, with the exception of (e), (f) and (g) of this section.

Rule 0460-05-.03 Schools, Programs and Courses for the Registered Dental Assistant is amended by deleting part (7) (c) 1 in its entirety and substituting instead the following language so that as amended, the new part (7) (c) 1 shall read:

1. The certification course shall maintain strict compliance with all minimum standards for admissions, facilities, instructor(s), equipment, and curriculum as set forth in this rule, as amended/may be amended, in order to obtain and/or retain Board approval.

Rule 0460-05-.03 Schools, Programs and Courses for the Registered Dental Assistant is amended by deleting part (7) (d) 1 in its entirety and substituting instead the following language so that as amended, the new part (7)(d) 1 shall read:

1. The certification course shall admit only those registered dental assistants who are currently registered pursuant to Rule 0460-04-.01 (2). It is the responsibility of the course owner/director to ensure that only currently registered dental assistants are admitted to the course.

Rule 0460-05-.03 Schools, Programs and Courses for the Registered Dental Assistant is amended by deleting subparagraph (7) (e) in its entirety and substituting instead the following language so that as amended the new subparagraph (7)(e) shall read as follows:

- (e) Upon completion of the course, students shall be evaluated by written examination. The passing grade shall be seventy percent (70%). If the student initially fails the written examination, the exam may be taken no more than two (2) additional times before the course must be retaken and the exam retaken. The examination shall be developed and administered by the course director/instructor in such a manner as to determine competency in dental radiology. This also applies to ADA accredited and Board approved dental assisting programs that provide dental radiology instruction in accordance with ADA accreditation standards or the Board-approved 116 hour dental assistant curriculum.

Rule 0460-05-.03 Schools, Programs and Courses for the Registered Dental Assistant is amended by deleting subparagraph (7) (g) in its entirety and substituting instead the following language so that as amended the new subparagraph (7) (g) shall read as follows:

- (g) The director/instructor of the certification course or dental assisting program shall, within thirty (30) days after course completion or upon completion of the dental radiology portion of the ADA accredited or Board-approved dental assisting program, complete a form, provided by the Board, for each student to attest to the student's successful completion of the course or dental radiology portion and the student's examination grade. The completed forms shall be submitted directly to the Board's office by the director/instructor.

The amended rules will be incorporated in the official rules posted online in January of 2015. 🦷

The Board's Web Address

▶ <http://health.state.tn.us/Boards/Dentistry/index.htm>



2013 CONTINUING EDUCATION AUDIT REPORT

The board's administrative office is randomly auditing dental professionals each month. Non-compliant dental professionals are subject to board discipline which includes a fine of \$600 for dentists, \$300 for dental hygienists and \$150 for registered dental assistants and a requirement to make up the delinquent hours and/or CPR. The statistics for 2013 are as follows:

Dentists	<u>Licensees Audited: 86*</u>
56	Licensees Compliant = 65%
27	Licensees Non-Compliant = 31%
	*3 were granted a waiver
Dental Hygienists	<u>Licensees Audited: 96*</u>
71	Licensees Compliant = 74%
22	Licensees Non-Compliant = 23%
	*3 were granted a waiver
Dental Assistants	<u>Licensees Audited: 139*</u>
73	Licensees Compliant = 53%
61	Licensees Non-Compliant = 44%
	*3 were granted a waiver and 2 retired

You can view the continuing education rules at <http://www.state.tn.us/sos/rules/0460/0460-01.20091102.pdf> 🦷

DENTISTS: PROFESSIONAL OCCUPATIONS TAX



Tenn. Code Ann. §67-4-1701, et seq., requires the payment of an annual professional privilege (occupation) tax. Public Chapter 763 revises delinquent privilege tax provisions and requires that the Department of Revenue notify the licensee that failure to cure the delinquency or deficiency prior to their licensure renewal date can result in renewal abeyance.

For purposes of the bill, "cure" means payment in full, entering into an agreed payment plan, or abatement of tax liability. **Licensing boards will be provided monthly with list of licensees who are delinquent 90 days or more and boards may not process licensure renewal.**

Avoid the possibility of not being allowed to renew your privilege to practice dentistry in Tennessee by remitting your tax payment to the Department of Revenue in a timely fashion. For more information please go to:

<http://www.tn.gov/revenue/tntaxes/proftax.shtml>

Note: The Board of Dentistry does not assess this tax.

According to the Department of Revenue's website, **all professional privilege tax returns filed on or after January 1, 2013, must be filed electronically.**

Below is the notice received by the Board of Dentistry from the Department of Revenue in May of this year.

Electronic Filing Reminder for Professional Privilege Tax

State law ¹ requires all professional privilege tax returns to be filed electronically. Taxable professionals holding an active license in Tennessee must pay the \$400 tax, which is due June 1 each year. More information on Tennessee's professional privilege tax can be found at <http://www.tn.gov/revenue/tntaxes/proftax.shtml>.

Professional privilege tax returns can be filed electronically either by individuals or by companies that file and pay for multiple individuals. Read more about the Department's online filing mandate for certain taxes <http://www.tn.gov/revenue/onlinefiling/electronicfilers.shtml>.

To electronically file the professional privilege tax return, you must have either your Social Security Number or your professional privilege tax account number. If you do not know your account number, please use the online look-up available <https://tdorb.tn.gov/doraccountsearch/Default.aspx>.

For a step-by-step guide to electronically file an individual professional privilege tax return, please click <https://apps.tn.gov/privtx/>. A filing guide for companies paying for multiple individuals can be found <https://apps.tn.gov/privbatch/>.

Taxpayers may only file paper forms if the electronic filing requirement creates a hardship. Generally, hardship exceptions will include taxpayers who do not own a computer; taxpayers who do not have access to the internet; and taxpayers whose religious beliefs prohibit the use of computers and related technology. Taxpayers in these situations should contact the Department of Revenue.

For general questions regarding professional privilege tax, please contact our Revenue Call Center at (800) 342-1003 for in-state calls or (615) 253-0600 for local or out-of-state calls. For questions regarding electronic filing, please contact our Electronic Commerce Unit at (866) 368-6374 for in-state calls or (615) 253-0704 for local or out-of-state calls.

Taxpayer Services Division

¹ See Tenn. Code Ann. Section 67-1-115. 🦷



DISCIPLINARY ACTIONS

The Board took the following disciplinary actions:

September 2013 Meeting

Jill M. Adney, RDH, Cordova

Violation: Unprofessional, dishonorable, or unethical conduct, to wit: any dentist, dental hygienist, or dental assistant who falsely attests to attendance and completion of the required hours of continuing education and/or the CPR requirement maybe subject to disciplinary action

Action: License reprimanded with terms; assessed \$300 civil penalty

Agboola A. Adele – Doherty, DDS, Goodlettsville

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$600 civil penalty; must obtain three hours in sedation/anesthesia and appropriate CPR certification

Mary Kathryn Bowker, RDA, Fairview

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$150 civil penalty; must complete CPR certification

Amy S. Bradshaw, RDA, Franklin

Violation: Failure to adhere to board rules requiring proof of completion of continuing education hours and/or CPR certification

Action: License reprimanded with terms; assessed \$150 civil penalty

Sheryl L. Butler, RDA, Lexington

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$150 civil penalty; must complete CPR certification

Lashonda M. Corley, RDA, Antioch

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$150 civil penalty; must obtain 10 hours of continuing education, including two hours in subject of chemical dependency

David H. Crowder, DDS, Bartlett

Violation: Permitting any registered and/or practical dental assistant to perform any acts or services other than those specifically assignable or delegable pursuant to statute or rule of the board

Action: License reprimanded; assessed \$500 civil penalty

Kie Gardner, DDS, Knoxville

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$600 civil penalty; must obtain two hours of continuing education in the subject of chemical dependency

Sandy Gipson, RDH, Murfreesboro

Violation: Practicing on an lapsed license

Action: Assessed \$150 civil penalty

William E. Hagen, DDS, Chattanooga

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$600 civil penalty; must obtain 11 hours of continuing education, including two hours in subject of chemical dependency

Celeste Smith Hammond, RDH, Franklin

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$300 civil penalty; must obtain one hour of continuing education in the subject of chemical dependency and current CPR certification

John M. Haws, DDS, Jonesboro

Violation: Providing prescriptions for any controlled substances listed in Schedules II, III, IV, and V, as provided in 21 C.F.R. Chapter 2, 1308.12 through .15, to patients with whom no dentist/patient relationship has been established; failed to create and cause to be maintained, as a component of the standard of care and of minimal competency, a dental record for each and every patient for whom he or she, and/or any of his or her professionally licensed or registered supervisees, performs services or provides professional consultation; failure to record in patient records all pharmaceuticals dispensed, prescribed or otherwise distributed to patients with a separate log required for all controlled substances dispensed by a dentist.

Action: License voluntarily surrendered

Denise Draper Horn, RDH, Nashville

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$300 civil penalty; must obtain nine hours of continuing education, including two hours in subject of chemical dependency

Annmeter Larhea Hunt, RDA, Memphis

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$150 civil penalty; must obtain 12 hours of continuing education, including two hours in subject of chemical dependency

Andrew Scott Huttula, DDS, Huntsville, Ala.

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$600 civil penalty; must obtain one hour of continuing education in the subject of chemical dependency

Molly Mae Jensen, RDA, Waverly

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$150 civil penalty; must obtain two hours of continuing education in the subject of chemical dependency

Dana Jones, RDH, Franklin

Violation: Practice on a lapsed license

Action: Assessed \$225 civil penalty

Amy Dee Lowe, RDA, Clarksville

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$150 civil penalty; must obtain two hours of continuing education in the subject of chemical dependency

Amanda Lucchesi, RDA, Cordova

Violation: A violation or attempted violation, directly or indirectly, or assisting in or abetting the violation of, or conspiring to violate, any provision of this chapter or any lawful order of the board issued pursuant thereto or any criminal statute of the state of Tennessee

Action: License placed on probation to run concurrent with criminal probationary period

Maria I. Luna, RDA, Clarksville

Violation: Any dentist, dental hygienist, or dental assistant who falsely attests to attendance and completion of the required hours of continuing education and/or the CPR requirement maybe subject to disciplinary

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DISCIPLINARY ACTIONS

Continued from page 10

action; and failure to obtain the required number of continuing education hours

Action: License reprimanded with terms; assessed \$100 civil penalty

Nichole Parker-Scobey, RDA, Southaven, Miss.

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$150 civil penalty; must obtain 11 hours of continuing education, including two hours in subject of chemical dependency

Patricia Ann Raines, RDA, Andersonville

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$150 civil penalty; must obtain three hours of continuing education, including one hour in the subject of chemical dependency

Leonard G. Ray, III, DDS, Ashland City

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$600 civil penalty; must obtain three hours of continuing education, including two hours in subject of chemical dependency

Valerie Rolin, RDH, Gallatin

Violation: Practicing on a lapsed license

Action: Assessed \$75 civil penalty

Buffy Michele Seller, RDA, Waverly

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$150 civil penalty; must obtain two hours of continuing education in the subject of chemical dependency

Darryl L. Waid, DDS, Birmingham, Ala.

Violation: Permitting any registered and/or practical dental assistant to perform any acts or services other than those specifically assignable or delegable pursuant to statute or rule of the board

Action: License placed on probation for two years; prohibited from administering conscious sedation until obtaining a conscious sedation permit; and assessed \$2,000 civil penalty

Marsha Gail White, RDA, Cross Plains

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$150 civil penalty; must obtain 22 hours of continuing education, including two hours in subject of chemical dependency

Darren R. Williams, DDS, Collierville

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$600 civil penalty; must obtain four hours of continuing education in the subject of chemical dependency

January 2014 Meeting

Ronda Leann Abualrob, RDA, Murfreesboro

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$150 civil penalty; must submit two hours continuing education credits

Louise R. Allen, DDS, Memphis

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$600 civil penalty; must submit two hours continuing education credits

Mary Elizabeth Bernard, RDA, Millington

Violation: Practicing on a lapsed license

Action: Assessed \$1,600 civil penalty

Dawn Liveta Bowen, RDH, Brentwood

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$300 civil penalty; must submit one hour continuing education credit

Bethany Rae Brisson, RDA, Maryville

Violation: Failed to provide proof of CPR certification

Action: Assessed \$150 civil penalty; must submit proof of current CPR certification

Tarah Lauren Campbell, RDA, Greeneville

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$150 civil penalty; must submit three hours continuing education credits

Kristen B. Conner, DMD, Hixson

Violation: Unlawfully permitting a licensed dental hygienist, registered dental assistant and/or practical dental assistant operating under that dentist's supervision to perform any acts or services other than those authorized by the practice act.

Action: License reprimanded; assessed \$500 civil penalty

Richard L. Davis, DDS, Cleveland

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$600 civil penalty; must submit one hour continuing education credit and proof of current CPR certification

Cassandra L. Dean, RDA, Dickson

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$150 civil penalty; must submit 18 hours continuing education credits and proof of current CPR certification

Yvette Shanta Dowdy, RDA, Aurora, IL

Violation: Violation or attempted violation, directly or indirectly, or assisting in or abetting the violation of, or conspiring to violate, any provision of this chapter or any lawful order of the board issued pursuant thereto or any criminal statute of the state of Tennessee

Action: License issued on probation to run concurrent with criminal probationary period

Heather R. Duncan, RDA, Oak Ridge

Violation: Practicing on a lapsed license

Action: Assessed \$650 civil penalty

Tresa Renae Estes, RDA, McMinnville

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$150 civil penalty; must submit 14 hours continuing education credits

Myrna Odeth Gamez, RDA, Danville, Va.

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$150 civil penalty; must submit two hours continuing education credits

Joshua Grooms, DDS, Gray

Violation: Unprofessional, dishonorable or unethical conduct

Action: License placed on probation for one year

Tara Michelle Gunn, RDA, Tullahoma

Violation: Practicing on a lapsed license

Action: Assessed \$100 civil penalty

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DISCIPLINARY ACTIONS

Continued from page 11

Yolanda Harper, RDA, Sevierville

Violation: Violation or attempted violation, directly or indirectly, or assisting in or abetting the violation of, or conspiring to violate, any provision of this chapter or any lawful order of the board issued pursuant thereto or any criminal statute of the state of Tennessee

Action: License reinstated on probation to run concurrent with criminal probation with required evaluation by the Wellness Committee and advocacy, if recommended

William L. Hunter, III, DDS, Columbia

Violation: Unprofessional, dishonorable or unethical conduct

Action: License placed on probation for three years; assessed \$1,000 civil penalty

Deborah B. Jenkins, RDA, Memphis

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$150 civil penalty; must submit 18 hours continuing education credits

Valerie Johnson, RDH, Cookeville

Violation: Unprofessional, dishonorable or unethical conduct

Action: License placed on probation for two years

Laura C. Laxton, RDH, LaFollette

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$300 civil penalty; must submit four hours continuing education credits

Dianna Lynn Leonard, RDA, Bluff City

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$150 civil penalty; must submit two hours continuing education credits

Tia D. Manning, RDA, Nashville*

Violation: Violation or attempted violation, directly or indirectly, or assisting in or abetting the violation of, or conspiring to violate, any provision of this chapter or any lawful order of the board issued pursuant thereto or any criminal statute of the state of Tennessee

Action: License issued on probation until payment of all court fines and an evaluation by the Wellness Committee has been completed *License issued on probation effective November 5, 2013

Casi Miller, RDH, Adams

Violation: Practicing on a lapsed license

Action: Assessed \$1,425 civil penalty

Nathan D. Nash, DDS, Jackson

Violation: Dispensing, prescribing or otherwise distributing any controlled substance or any other drug not in the course of professional practice, or not in good faith to relieve pain and suffering or not to cure an ailment, physical infirmity or disease

Action: License reprimanded with terms; assessed \$1,000 civil penalty

Samantha R. Pate, RDA, St. Louis, Mo.*

Violation: Violation or attempted violation, directly or indirectly, or assisting in or abetting the violation of, or conspiring to violate, any provision of this chapter or any lawful order of the board issued pursuant thereto or any criminal statute of the state of Tennessee

Action: License issued on probation to run concurrent with criminal probation *License issued on probation effective November 5, 2013

Ronda C. Poland, RDH, Kingsport

Violation: Violation or attempted violation, directly or indirectly, or assisting in or abetting the violation of, or conspiring to

violate, any provision of this chapter or any lawful order of the board issued pursuant thereto or any criminal statute of the state of Tennessee

Action: License reprimanded with terms

Shelley Lynn Poore, RDA, New Tazewell

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$150 civil penalty; must submit 12 hours continuing education credits

Jennifer Ann Tarpley, RDA, Newbern

Violation: Failed to maintain sufficient continuing education credits and continuous CPR certification

Action: Assessed \$150 civil penalty; must submit 24 hours continuing education credits

Wendy Turner, RDA, Jefferson City

Violation: Violation or attempted violation, directly or indirectly, or assisting in or abetting the violation of, or conspiring to violate, any provision of this chapter or any lawful order of the board issued pursuant thereto or any criminal statute of the state of Tennessee

Action: License reprimanded

Wendy Wade, RDH, Marietta, Ga.

Violation: Disciplinary action against a person licensed to practice dentistry or dental hygiene or registered to practice as a dental assistant by another state or territory of the United States for any acts or omissions that would constitute grounds for discipline of a person licensed or registered in this state

Action: License issued on probation to run concurrent with the probationary period issued by the Georgia board

March 2014 Meeting

Amy Marie Adams, RDH, Southaven, Miss.

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$300 civil penalty; must submit one hour continuing education credit

Candy Ann Allport, RDA, Dayton

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$150 civil penalty; must submit two hours continuing education credits

Stephanie Lunn Austin, RDA, Franklin

Violation: Violation or attempted violation, directly or indirectly, or assisting in or abetting the violation of, or conspiring to violate, any provision of this chapter or any lawful order of the board issued pursuant thereto or any criminal statute of the state of Tennessee

Action: License issued on probation to run concurrent with criminal probationary period

Melissa Joy Bertram, RDH, Nashville

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$300 civil penalty; must submit two hours continuing education credits

Amber L. Brown, RDA, Germantown

Violation: Exposed radiographs prior to registration and without certification as required by Rule 0460-04-.11 and .08

Action: Registration issued with an assessment of \$100 civil penalty

Ashley Marie Burger, RDH, Nashville

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$300 civil penalty; must submit 25 hours continuing education credits, plus current CPR certification

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DISCIPLINARY ACTIONS

Continued from page 12

Rebecca Jewell Campbell, RDA, Loudon

Violation: Practicing on a lapsed license

Action: Assessed \$100 civil penalty

Carolyn L. Dear, DDS, Andover, KS

Violation: Failed to maintain sufficient continuing education credits and continuous CPR certification

Action: Assessed \$600 civil penalty; must submit the required number of continuing education credits, plus proof of current CPR certification

Christina Stacy Defur, RDA, Maryville

Violation: Failed to maintain sufficient continuing education credits and continuous CPR certification

Action: Assessed \$150 civil penalty; must submit three hours continuing education credits, plus proof of current CPR certification

Patricia Parker Dingeldein, DDS, Cordova

Violation: Practicing on lapsed license

Action: Assessed \$300 civil penalty

Audrey Ann Fletcher, RDA, McEwen

Violation: Violation or attempted violation, directly or indirectly, or assisting in or abetting the violation of, or conspiring to violate, any provision of this chapter or any lawful order of the board issued pursuant thereto or any criminal statute of the state of Tennessee

Action: License issued on probation to run concurrent with criminal probation. Must obtain an evaluation through the Wellness Committee and, if required, maintain advocacy for the duration to be determined by the Committee

Rachel Byrd Harlow, RDH, Nashville

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$300 civil penalty; must submit ten hours continuing education credits

Erica Henry, RDA, Oakland

Violation: Violation or attempted violation, directly or indirectly, or assisting in or abetting the violation of, or conspiring to violate, any provision of this chapter or any lawful order of the board issued pursuant thereto or any criminal statute of the state of Tennessee

Action: License issued on probation to run concurrent with criminal probationary period

Annmeter Larhea Hunt, RDA, Memphis

Violation: Practicing on lapsed license

Action: Assessed \$600 civil penalty

Henry Lee, DDS, Alcoa

Violation: Failed to adhere to Rule 0460-01-.11 with regard to infection control standards as they relate to disinfectants and single-use or disposable items used in the treatment of patients

Action: License reprimanded; required to complete continuing education course in infection control practices

Kathy Arlene Lee, RDA, Riceville

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$150 civil penalty; must submit five hours continuing education credits

Cammy S. Pierce, RDA, Greeneville

Violation: Exposed radiographs prior to registration and without certification as required by Rule 0460-04-.11 and .08

Action: Registration issued with an assessment of \$50 civil penalty

Ronda R. Simpson, RDH, Erwin

Violation: Failed to maintain sufficient continuing education credits and continuous CPR certification

Action: Assessed \$300 civil penalty; must submit 20 hours continuing education credits and proof of current CPR certification

Lori Beth Skwiere, RDA, Chickamauga, Ga.

Violation: Failed to maintain sufficient continuing education credits and continuous CPR certification

Action: Assessed \$150 civil penalty; must submit two hours continuing education credits, plus proof of current CPR certification

Morgan Elizabeth Strickland, RDA, Thompsons Station

Violation: Violation or attempted violation, directly or indirectly, or assisting in or abetting the violation of, or conspiring to violate, any provision of this chapter or any lawful order of the board issued pursuant thereto or any criminal statute of the state of Tennessee

Action: Registration issued on probation to run concurrent with criminal probationary period

Susan A. Thurman, RDA, Pikeville

Violation: Practicing on a lapsed license

Action: Assessed \$5,000 civil penalty

Itanzia Washington, RDA, Dyersburg

Violation: Violation or attempted violation, directly or indirectly, or assisting in or abetting the violation of, or conspiring to violate, any provision of this chapter or any lawful order of the board issued pursuant thereto or any criminal statute of the state of Tennessee

Action: License issued conditioned on maintenance of advocacy with Wellness Committee contract

June 2014 Meeting

Diane Abbey, DDS, Memphis

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$600 civil penalty

Kimberly Abbott, RDH, Gallatin

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$300 civil penalty

Ila Black, RDA, Luttrell

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$150 civil penalty

Angela Bishop, RDA, Ashland City

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$150 civil penalty

William D. Campbell, DDS, Seymour

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$600 civil penalty

Sheila Chapman, RDH, Lakeland

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$300 civil penalty

Jenifer Comer, RDH, Westmoreland

Violation: Practicing on lapsed license

Action: Assessed \$600 civil penalty

Rachel Daugherty, RDA, Knoxville

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$150 civil penalty

Continued on page 14

DISCIPLINARY ACTIONS

Continued from page 13

Lisa Doyle, RDH, Franklin

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$300 civil penalty

Denea Eubanks, RDA, Antioch

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$150 civil penalty

Adeola Faleye, DDS, Memphis

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$600 civil penalty

Sarah Elizabeth Fetla, RDA, Smyrna

Violation: Exposed radiographs prior to registration and without certification as required by Rules 0460-04-.11 and .08

Action: Assessed \$200 civil penalty

Travonya Lanae Gilbert, RDA, Pulaski

Violation: Practiced on a lapsed registration

Action: License reinstated with a reprimand and assessment of \$1,000 civil penalty

Kimberly Hackett, RDH, Manchester

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$300 civil penalty

Catherine Jones, RDH, Covington

Violation: Practicing on lapsed license

Action: Assessed \$525 civil penalty

Robert Jordan, DDS, Knoxville

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$600 civil penalty

Irene Kossa, RDA, Mount Juliet

Violation: Practicing on lapsed license

Action: Assessed \$250 civil penalty

Stephanie Langston, RDA, Rossville, GA

Violation: Practicing on lapsed license

Action: Assessed \$50 civil penalty

Dana Lasley, DA, Hixson

Violation: Practicing on lapsed license

Action: Assessed \$200 civil penalty

Lezley Mcilveen, DDS, VA

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$600 civil penalty

Timothy Joseph McNeely, DDS, Brentwood

Violation: Application for licensure indicates the necessity of a lifetime aftercare contract

Action: License placed on probation with terms for five years

Wendi Meagher, RDH, Chattanooga

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$300 civil penalty

Elizabeth Mitchell, DDS, Memphis

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$600 civil penalty

Miranda Morrow, RDH, Nashville

Violation: Practicing on lapsed license

Action: Assessed \$300 civil penalty

Kayla Newson, RDA, Mount Pleasant

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$150 civil penalty

Vanessa Numikoski, RDA, Spring Hill

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$150 civil penalty

Mandy Raines, RDA, Nashville

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$150 civil penalty

Jessica Ricks, RDA, Horn Lake, MS

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$150 civil penalty

Crystal Rigsby, RDH, Old Hickory

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$300 civil penalty

Corinne Scott, RDA, Russellville

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$150 civil penalty

Scott Self, DDS, Dyersburg

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$600 civil penalty

Arlene Smith, RDA, Byhalia, MS

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$150 civil penalty

Matthew R. Snyder, DDS, Bristol

Violation: Unlawfully permitting a licensed dental hygienist, registered dental assistant and/or practical dental assistant operating under that dentist's supervision to perform any acts or services other than those authorized by the practice act.

Action: License reprimanded, assessed \$1,000 civil penalty

Lena Starks, RDA, Jackson

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$150 civil penalty

Jennifer L. Stites, RDA, Spring Hill

Violation: Violation or attempted violation, directly or indirectly, or assisting in or abetting the violation of, or conspiring to violate, any provision of this chapter or any lawful order of the board issued pursuant thereto or any criminal statute of the state of Tennessee

Action: License reprimanded

Gary D. Stump, DMD, Morristown

Violation: Convicted of a felony

Action: License placed probation for five years, assessed \$5,000 civil penalty

Elisha Taylor, RDA, Shelbyville

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$150 civil penalty

R. Keith Thetford, DDS, Nashville

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$600 civil penalty

Amber Turner, RDA, Chattanooga

Violation: Practicing on lapsed license

Action: Assessed \$100 civil penalty

Continued on page 15

DISCIPLINARY ACTIONS

Continued from page 14

Lynn Turri, RDA, Memphis

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$150 civil penalty

Phyllis Williams, RDH, Greeneville

Violation: Practicing on lapsed license

Action: Assessed \$450 civil penalty

Christopher Young, DDS, Nashville

Violation: Failed to maintain sufficient continuing education credits

Action: Assessed \$600 civil penalty

Additional information can be obtained online under Adverse Licensure Actions in the Licensure Verification section. 🦷

DEPARTMENT'S TREATMENT GUIDELINES FOR PRESCRIBING OF CERTAIN PRESCRIPTION DRUGS

T.C.A. 63-1-401 required the Department of Health to develop recommended treatment guidelines for prescribing of opioids, benzodiazepines, barbiturates, and carisoprodol that can be used by prescribers in the state as a guide for caring for patients. The guidelines were adopted the Board of Dentistry at the September 18, 2014 meeting and are posted on the department's website at:

<http://health.state.tn.us/Downloads/ChronicPainGuidelines.pdf>

T.C.A. 63-1-402 requires that "on or after July 1, 2014, all prescribers who hold a current federal drug enforcement administration (DEA) license and who prescribe controlled substances shall be required to complete a minimum of two (2) hours of continuing education related to controlled substance prescribing biennially to count toward the licensees' mandatory continuing education." "The continuing education must include instruction in the department's treatment guidelines on opioids, benzodiazepines, barbiturates, and carisoprodol, and may include such other topics as medicine addiction, risk management tools, and other topics as approved by the respective licensing boards." 🦷

CONTROLLED SUBSTANCE MONITORING DATABASE (CSMD)

For healthcare providers (dentists) seeking to query a patient's prescription history, registering to become a user on the CSMD website may be accomplished by navigating to www.TNCSMD.com and click on "Register" and provide all required information. The email address provided should be personal and confidential. Once approved, the new user will receive an email with their login credentials for the database.

For more information regarding the CSMD, go to <http://health.state.tn.us/boards/Controlledsubstance/index.shtml> for additional information.

DENTISTS: REMINDER ABOUT PRACTITIONER PROFILES

The Health Care Consumer Right-to-Know Act of 1998, Tenn. Code Ann. § 63-51-101 et seq, requires dentists to furnish certain information to the Tennessee Department of Health. The information for public dissemination includes:

- A description of any criminal convictions for felonies within the most recent ten (10) years.
- A description of any final disciplinary actions of licensing boards in Tennessee within the most recent ten (10) years.
- A description of any final disciplinary actions of licensing boards in other states within the most recent ten (10) years.
- A description of revocation or involuntary restriction of hospital privileges for reasons related to competence or character that has been taken by the hospital's governing body or any other official action of the hospital after procedural due process has been afforded, or the resignation from or nonrenewal of medical staff membership or the restriction of privileges at a hospital taken in lieu of or in settlement of a pending disciplinary case related to competence or character in that hospital. Only cases which have occurred within the most recent ten (10) years shall be disclosed by the department to the public.
- All medical malpractice court judgments, all medical malpractice arbitration awards in which a payment is awarded to a complaining party and all settlements of medical malpractice claims in which a payment is made to a complaining party beginning with reports for 1998 and each subsequent year; provided, such reports shall not be disseminated beyond the most recent ten-year period, but shall include the most recent ten-year period for which reports have been filed.
- Practice Addresses, education and specialty certification are also required to be reported.

Each practitioner who has submitted information must update that information in writing by notifying the Department of Health, Healthcare Provider Information Unit, within 30 days after the occurrence of an event or an attainment of a status that is required to be reported by the law. A copy of your initial or updated profile will be furnished to you for your review prior to publication. That opportunity will allow you to make corrections, additions and helpful explanatory comments.

Failure to comply with the requirement to submit and update profiling information constitutes a ground for disciplinary action against your license.

Practitioner profiles can be viewed online at <http://health.state.tn.us/Licensure/default.aspx>. 🦷



2013 Statistics of the Board of Dentistry

	<u>Dentists</u>	<u>Hygienists</u>	<u>Assistants</u>
New Applications Received	200	271	1208
Total New Licenses Issued (includes reinstatements)	218	279	1227
Total Certifications/Permits Issued *	95	458	2399
Total Number of Renewals Processed (includes online)	1970	2050	3553
Total Number of On-Line Renewals	721	1042	1489
Percent who Renew On-Line	37%	51%	42%
Total Number who Expired	40	97	761
Total Number of Retired Licenses	95	68	92

Total number of active licensees is as of:

December 31, 2013:

Dentists	3,769
Hygienists	4,419
Assistants	8,653
Total	16,841

December 31, 2011:

Dentists	3,626
Hygienists	4,145
Assistants	7,872
Total	15,643

December 31, 2007:

Dentists	3,432
Hygienists	3,708
Assistants	5,392
Total	12,532

December 31, 2003:

Dentists	3,255
Hygienists	3,156
Assistants	4,146
Total	10,557

* Total New Licenses Issued and Number of Reinstatements/Reactivations includes applications received in 2012 but issued in 2013 when all requirements were completed.

Renew faster by renewing online at <http://health.state.tn.us>

Report all address changes in writing within 30 days of the address change.

Tennessee Board of Dentistry Board Members as of September 30, 2014

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