

Tennessee Board of Dentistry



Newsletter



Winter 2010

A regulatory agency of the state of Tennessee

Vol. 10, No. 1

227 French Landing, Suite 300, Heritage Place MetroCenter, Nashville, TN 37243 Local (615) 532-3202 Toll-Free 1-800-778-4123 Fax: (615) 770-7444
http://health.state.tn.us/Boards/Dentistry * Office Hours: Monday – Friday 8:00 a.m. to 4:30 p.m. Central Time (except state and federal holidays)

The Board of Dentistry has the duty and responsibility to function in such a manner as to promote and protect the public's health, safety and welfare. Thus, the Board must review licensure applications and determine whether the applicant is qualified to be issued a license in accordance with the facts, the law and the regulatory statutes governing the profession, public welfare demanding it. *Policy Statement Adopted May 1998*

ATTENTION PRESCRIBERS Details on Tamper-Resistant Prescription Pads



The Board of Dentistry has promulgated rules relative to tamper-resistant prescriptions. The rule, in its entirety, is provided below:

0460-02-.14 Tamper-Resistant Prescriptions.

(1) Purpose.

This rule is designed to implement the law requiring that licensed dentists have all written, typed, or computer-generated prescriptions issued on tamper-resistant prescription paper.

(2) Definitions.

The following definitions are applicable to this rule:

- (a) "Drug" shall have the same meaning as set forth in T.C.A §63-10-204(16).
- (b) "Prescriber" means an individual licensed in Tennessee as a medical doctor, podiatrist, advanced practice nurse with a certificate of fitness to prescribe, dentist, optometrist, osteopathic physician, or physician's assistant.
- (c) "Prescription order" shall have the same meaning as set forth in T.C.A §63-10204(34).
- (d) "Tamper-resistant prescription" means a written prescription order with features that are designed to prevent unauthorized copying, erasure, modification, and use of counterfeit prescription forms.

(3) Tamper-Resistant Prescription Requirements.

- (a) A prescriber shall ensure that all handwritten, typed, or computer-generated prescription orders are issued on tamper-resistant prescriptions. Tamper-resistant prescriptions shall contain the following features:
 - 1 Either a void or illegal pantograph or a watermark designed to prevent copying;
 - 2 Either quantity check-off boxes with refill indicators or a uniform, nonwhite background color designed to prevent erasure or modification; and

Continued on Page 2



New Rules

The Board of Dentistry had new rules to become effective December 9, 2008 and November 2, 2009. The amended rules are available on the Board's website. Some of the changes are:

Effective December 9, 2008 (re-cap from Fall 2008 Newsletter)

Rule 0460-01-.01(5) Continuing Education – Continuing education consists of dental educational activities designed to review existing concepts and techniques, to convey information beyond the basic dental education and to update knowledge on advances in scientific, clinical and non-clinical practice related subject matter, including evidence-based dentistry. The objective is to improve the knowledge, skills and ability of the individual to provide the highest quality of service to the public and the profession. All continuing dental education should strengthen the habits of critical inquiry and balanced judgment that denote the truly professional and scientific person and should make it possible for new knowledge to be incorporated into the practice of dentistry as it becomes available.

- (a) Continuing dental education programs are designed for part-time enrollment and are usually of short duration, although longer programs with structured, sequential curricula may also be included within this definition. Continuing dental education should be a part of a life long continuum of learning.
- (b) Continuing dental education programs for dentists do not lead to eligibility for ethical announcements or certification in a specialty recognized by the American Dental Association. Accredited advanced dental education programs will be accepted for continuing dental education pursuant to Rule 0460-01-.05 (3) (d) 2.

Rule 0460-01-.05

- (1) (e) The Board approves courses for only the number of hours contained in the course. The approved hours of any individual course will not be counted more than once in a continuing education cycle toward the required hourly total regardless of the number of times the course is attended or completed by any individual licensee.
- (3) (d) The following courses and/or activities need not receive prior approval and shall constitute Board approved continuing education:

Continued on Page 2

Details on Tamper-Resistant Prescription Pads

Continued from page 1

- 3 Security features and descriptions listed on the prescriptions designed to prevent use of counterfeit forms.
- (4) Security Measures and Recordkeeping.
 - (a) Each prescriber shall undertake adequate safeguards and security measures to ensure against loss, improper destruction, theft, or unauthorized use of the tamper-resistant prescriptions in the prescriber's possession.
- (5) Use of Tamper-Resistant Prescriptions.
 - (a) Facsimile Prescription Transmission.
 - 1 Prescriptions sent by facsimile transmission are not required to be placed on tamper-resistant prescription paper.
 - 2 If a prescriber transmits a prescription order to a pharmacy by facsimile transmission, the prescriber or someone designated by the prescriber shall document in the patient's medical record the name of the drug, strength, quantity prescribed.
 - (b) Electronic Prescription Transmission.
 - 1 Prescriptions sent by electronic transmission are not required to be placed on tamper-resistant prescription paper.
 - 2 If a prescriber transmits a prescription order to a pharmacy by electronic transmission and in accordance with the applicable laws and rules for each of the prescribers' respective professions as well as applicable federal laws and rules. 🦷

2010 Board Meeting and Examination Dates

(All Board Meetings are held in Nashville, Tennessee at 227 French Landing)

January 28-29 - Board meets at 9 a.m., Iris Room

January 30 - Coronal Polishing Examination at Meharry Medical College, Nashville, Tennessee

June 10-11 - Board meets at 9 a.m., Iris Room

September 16-17 - Board meets at 9 a.m., Iris Room

September 18 - Coronal Polishing Examination at Meharry Medical College, Nashville, Tennessee

Additional dates may be added if necessary.



Professional Privilege Tax

TCA §67-4-1701, et seq., requires the payment of an annual professional privilege tax. Failure to pay your professional privilege tax constitutes grounds for suspension of your license to practice dentistry in Tennessee. If you fail to pay your professional privilege tax, the Department of Health will file formal charges against you seeking the suspension of your license pursuant to TCA §67-4-1704 and TCA §63-5-101, et seq. Avoid the possible suspension of your privilege to practice dentistry in Tennessee by remitting your tax to the Department of Revenue in a timely fashion. For more information please go to:

<http://tennessee.gov/revenue/tntaxes/proftax.htm>

Note: The Board of Dentistry does not assess this tax and does not benefit from it. However, the Board's Administrative Office has mailed letters to licensees who have failed to pay their professional privilege tax. Dentists who remain delinquent will be processed for suspension of their dental licenses. 🦷

New Rules

Continued from page 1

- (3) (d) 3. Five (5) hours of continuing education credit shall be granted for attendance at a state, regional or national dental meeting. A maximum of ten (10) continuing education credits may be earned in this category during the continuing education cycle that precedes the licensure or registration renewal year. These hours are in addition to any continuing education courses attended at any of those meetings.
- (3) (d) 5. Hour-for-hour of continuing education credit will be granted for courses in Advanced (ACLS) or Pediatric (PALS) Cardiac Life Support that are taught in accordance with the "Guidelines" of the American Heart Association or the American Red Cross or sponsored by the American Heart Association or the American Red Cross during the continuing education cycle that precedes the licensure or registration renewal year.
- (3) (d) 6. Twenty (20) hours of continuing education credit will be awarded for authorship of publications relevant to the practice of dentistry (e.g. a book, a chapter of a book or an article or paper published in a professional peer reviewed journal).
- (3) (d) 7. Four (4) hours of continuing education credit shall be awarded, during each continuing education cycle that precedes the licensure or registration renewal year, to presenters for each hour of an initial presentation of a formal continuing education course that is a didactic and/or a participatory presentation to review or update knowledge of new or existing concepts and techniques. Hour-for-hour credit will be granted for repeat presentations. This category is limited to a maximum of twenty (20) hours continuing education credit during each continuing education cycle that precedes the licensure or registration renewal year.
- (4) (b) The hours necessary to obtain or maintain C.P.R. may be counted as continuing education hours.

The changes also include allowing Board approved certification courses to issue continuing education credit for attendance by dental hygienists and registered dental assistants after completion of a certification course (i.e. local anesthesia, dental radiology, etc.).

Effective November 2, 2009

The changes allow the Board to give written notice of its intent to revoke a license if they find that the license has been issued in error. The notice will allow the applicant the opportunity to meet the requirements for licensure within 30 days.

Amends Rule 0460-03-.02(13)(a) to delete the requirement for dental hygienists to practice full time to apply for licensure by criteria. To qualify for licensure by criteria, proof of the following must be submitted:

- (13)(a) Active, licensed practice of dental hygiene in a private office setting, or in post-graduate dental hygiene study or in service as a dental hygiene faculty member for three (3) of the five (5) years immediately preceding application. Temporary absences from employment during the three (3) year period may under individual circumstances not be considered as a disqualifying factor at the discretion of the Board. 🦷



Board Members

Two new board members have been appointed by the Governor. Isaac Fordjour, D.D.S. was appointed to replace Randall Prince, D.D.S. and Marlene S. Fullilove, R.D.H. was appointed to replace Beth A. Casey, R.D.H.

We would like to welcome Dr. Fordjour and Ms. Fullilove to the Board and to thank Dr. Prince and Ms. Casey for their years of service on the board. 🦷



Dental Assistant Certifications

Dental assistants can apply for certifications after becoming registered as dental assistants. The certifications that can be added to the registration and what is required to obtain the certification are as follows:

Monitoring of Nitrous Oxide

- Dental assistants must be currently registered before attending a board approved monitoring of nitrous oxide certification course and/or qualifying for certification; or
- Dental assistants who attend or are currently enrolled in a board approved dental assisting program or an ADA accredited dental assisting program which offers monitoring of nitrous oxide as part of the curriculum must apply for registration and certification after graduation. The course provider must submit proof of completing the course for the certification to be added to the registration; or
- If a dental assistant has completed a comparable nitrous oxide monitoring course in another state, the course provider must submit the information regarding content of the course and proof of course completion for review for equivalency. If the dental assistant was issued a certification or permit in the other state, verification must be received from the other state. The dental assistant must be registered as a dental assistant in Tennessee before the nitrous oxide monitoring certification may be added to the registration.

Coronal Polishing

- The requirement to be admitted to the coronal polishing course is full time employment as a dental assistant for one year in Tennessee or any other state. The applicant is not required to have been employed as a registered dental assistant, but the dental assistant must be registered prior to applying for the course.
- A dental assistant who completes a coronal polishing course in another state have the course provider submit information regarding the content of the course and proof that the dental assistant completed the course. If the dental assistant was issued a certification or permit by another state, verification of that certification or permit must be received from the other state. The dental assistant must be registered as a dental assistant in Tennessee and must pass the coronal polishing examination given by the board for the certification to be added.
- All dental assistants who complete either a board approved course or complete an out of state course that has been approved as equivalent must pass the board's coronal polishing examination.

Application of Sealants

- Dental assistants must be currently registered before attending a board approved sealant certification course and/or qualifying for certification.
- Dental assistants who attend or are currently enrolled in a board approved dental assisting program or an ADA accredited dental assisting program which offers sealants as part of the curriculum must apply for registration and certification after graduation. The course provider must submit proof of completing the course for the certification to be added to the registration.
- If a dental assistant has completed a comparable sealant application course in another state, the course provider must submit the information regarding content of the course and proof that the dental assistant completed the course for review for equivalency. If the dental assistant was issued a certification or permit in another state, verification must be received. The dental assistant must be registered as a dental

assistant in Tennessee before the sealant application certification may be added to the registration.

Restorative Functions

- To qualify for the restorative course the registered dental assistant must have two years continuous full-time employment within the past three years. The dental assistant must have been registered for a minimum of two years before admittance to the course; or
- The course provider must submit the information regarding content of the course and proof of course completion for review for equivalency, if a dental assistant has completed a comparable restorative functions course in another state. The dental assistant must be registered as a dental assistant in Tennessee before the restorative functions certification may be added to the registration.

Prosthetic Functions


- To qualify for the prosthetic course the registered dental assistant must have two years continuous full-time employment within the past three years. The dental assistant must have been registered for a minimum of two years before admittance to the course; or
- The course provider must submit the information regarding content of the course and proof that the dental assistant completed the course for review for equivalency, if a dental assistant has completed a comparable prosthetic functions course in another state. The dental assistant must be registered as a dental assistant in Tennessee before the prosthetic functions certification may be added to the registration.

Dental Radiology (exposure of radiographs)

- Dental assistants must be currently registered before attending a board approved dental radiology certification course and/or qualifying for certification; or
- Dental assistants who attend or are currently enrolled in a board approved dental assisting program or an ADA accredited dental assisting program which offers radiology as part of the curriculum must apply for registration and certification after graduation. The course provider must submit proof of completing the course for the certification to be added to the registration; or
- Dental assistants who complete a comparable course in another state must apply for registration and certification and must request that the information on the course content be submitted to be reviewed for equivalency; or
- Dental assistants currently certified as dental assistants (CDA) by the Dental Assisting National Board (DANB) must submit proof of current DANB certification as a dental assistant for the dental radiology certification to be added to their registration.


The certification application and fee must be submitted, along with the proof of meeting the requirements listed above, to the Board's administrative office before any certification can be added to the registration.

The certifications are only valid if the dental assistant has a current registration in Tennessee. The renewal certificate with the certification(s) listed in the lower left corner must be prominently displayed in the dental assistant's place of employment.

The rules are available on the Board's website under Rules and Regulations. All applications and forms are also available online. 



Local Anesthesia

Dental hygienist must have either the administration of local anesthesia certification or a valid temporary permit before they can administer local anesthesia. Once the temporary permit expires, the dental hygienist cannot continue administering local anesthesia until the certification is added to their license. 



Disciplinary Actions

The Board, at its meetings in 2009, took the following disciplinary actions:

January 2009 Meeting

Jennifer Johnson Adams, D.D.S., Nashville, TN

Violation: Unprofessional, dishonorable or unethical conduct.

Action: License placed on probation for no less than 2 years; must maintain advocacy with Affiliated Monitors; and assessed \$500 in civil penalties, plus costs.

Rhonda Y. Allbert, R.D.A., White Bluff, TN

Violation: Failed to properly maintain or submit sufficient continuing education credits.

Action: Assessed \$150 in civil penalties; and must provide proof of 2 hours of continuing education in chemical dependency.

Judy A. Bailey, R.D.A, Halls, TN

Violation: Failed to properly maintain or submit sufficient continuing education credits.

Action: Assessed \$150 in civil penalties; and must provide proof of 7 hours of continuing education and current CPR certification.

Carol M. Burke, R.D.A, Nashville, TN

Violation: Failed to properly maintain or submit sufficient continuing education credits.

Action: Assessed \$150 in civil penalties; and must provide proof of 5 hours of continuing education, including 2 hours in chemical dependency.

Tracy Roseann Charles, D.D.S., Bemidji, MN

Violation: Unprofessional, dishonorable or unethical conduct; each provider who has submitted information pursuant to this chapter must update that information in writing by notifying the department within thirty (30) days after the occurrence of an event or the attainment of a status that is required to be reported; and in violation of Rule 0460-1-.17(2)(b)(2).

Action: License reprimanded; and assessed \$500 in civil penalties, plus costs.

Cynthia G. Chapman, R.D.A., Greeneville, TN

Violation: Unprofessional, dishonorable, or unethical conduct; 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; and making false or misleading statements or representations, being guilty of fraud or deceit in obtaining admission to practice, or in being guilty of fraud or deceit in the practice of dentistry or dental hygiene or as a registered dental assistant.

Action: License reprimanded; and assessed costs.

Regina P. Collins, R.D.A, Wildwood, GA

Violation: Failed to properly maintain or submit sufficient continuing education credits.

Action: Assessed \$150 in civil penalties; and must provide proof of 1 hour of continuing education in chemical dependency.

Danny B, Crockarell, D.D.S., Old Hickory, TN

Violation: Failed to properly maintain or submit sufficient continuing education credits

Action: Assessed \$600 in civil penalties; and must provide proof of 2 hours of continuing education in chemical dependency.

Darby B. Follis, D.D.S., Wildwood, GA

Violation: Failed to properly maintain or submit sufficient continuing education credits.

Action: Assessed \$600 in civil penalties; and must provide proof of 1 hour of continuing education in chemical dependency.

Lisa L. Grizzard, R.D.H, Harriman, TN

Violation: Failed to properly maintain or submit sufficient continuing education credits.

Action: Assessed \$300 in civil penalties; and must provide proof of 5 hours of continuing education, including 2 hours in chemical dependency.

Allen H. Moffitt, D.D.S., Murray, KY

Violation: Failed to timely renew the license.

Action: Assessed \$2,800 in civil penalties.

Vicky L. Pope, R.D.A, Murfreesboro, TN

Violation: Failed to properly maintain or submit sufficient continuing education credits.

Action: Assessed \$300 in civil penalties; and must provide proof of 1 hour of continuing education in chemical dependency.

Ginger A. Richardson, R.D.H, Murfreesboro, TN

Violation: Failed to properly maintain or submit sufficient continuing education credits.

Action: Assessed \$300 in civil penalties; and must provide proof of 2 hours of continuing education in chemical dependency and current CPR certification.

Tracy N. Shipley, R.D.H., Chattanooga, TN

Violation: Failed to properly maintain or submit sufficient continuing education credits.

Action: Assessed \$300 in civil penalties; and must provide proof of 1 hour of continuing education in chemical dependency.

Brian D. Smith, D.D.S., Greeneville, TN

Violation: Failed to properly maintain or submit sufficient continuing education credits.

Action: Assessed \$600 in civil penalties; and must provide proof of 2 hours of continuing education in chemical dependency.

Ashley L. Sneed, R.D.A, McMinnville, TN

Violation: Failed to properly maintain or submit sufficient continuing education credits.

Action: Assessed \$150 in civil penalties; and must provide proof of 24 hours of continuing education, including 2 hours in chemical dependency.

Roy S. Stapleton, D.M.D., White Pine, TN

Violation: Failed to properly maintain or submit sufficient continuing education credits.

Action: Assessed \$600 in civil penalties; and must provide proof of current CPR certification.

Nancy L. Stimson, R.D.A., Clarksville, TN

Violation: Failed to timely renew the license.

Action: Assessed \$100 in civil penalties.

Glenn E. Vance, Jr. D.D.S., Bristol, TN

Violation: Unprofessional, dishonorable, or unethical conduct; 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 of any lawful order of this board issued pursuant thereto, or any criminal statute of the state of Tennessee; habitual intoxication or personal misuse of any drugs or the use of intoxicating liquors, narcotic, controlled substances or other drugs or stimulants, such as, but not limited to, nitrous oxide sedation, in such a manner as to adversely affect the person's ability to practice dentistry, dental hygiene or as a registered dental assistant; and licensed dentists of this state may dispense, prescribe, or otherwise distribute drugs rational to the practice of dentistry and any prescription shall be written in accordance with state and federal drug laws.

Action: License placed on probation for no less than 2 years; must maintain advocacy with Concerned Dental Professional Committee; must meet certain terms and conditions; and assessed costs.

Jeana S. Vaughn, R.D.A., Knoxville, TN

Violation: Failed to properly maintain or submit sufficient continuing education credits.

Action: Assessed \$150 in civil penalties; and must provide proof of 2 hours of continuing education in chemical dependency.

Disciplinary Actions

Continued from page 4

Guylia R. Vick, R.D.A., Henderson, NV

Violation: Failed to properly maintain or submit sufficient continuing education credits.

Action: Assessed \$150 in civil penalties; and must provide proof of 6 hours of continuing education, including 2 hours in chemical dependency.

April D. Whitt, R.D.A., Bristol, VA

Violation: Failed to properly maintain or submit sufficient continuing education credits.

Action: Assessed \$150 in civil penalties; and must provide proof of 7 hours of continuing education, including 2 hours in chemical dependency.

Marianne C. Wigand, R.D.H., Cadiz, KY

Violation: Failed to properly maintain or submit sufficient continuing education credits.

Action: Assessed \$300 in civil penalties; and must provide proof of 2 hours of continuing education in chemical dependency.

Melissa K. Williams, R.D.A., Brighton, TN

Violation: Failed to properly maintain or submit sufficient continuing education credits.

Action: Assessed \$150 in civil penalties; and must provide proof of 12 hours of continuing education, including 2 hours in chemical dependency.

Rudy W. Young, D.D.S., Jackson, TN

Violation: Unprofessional, dishonorable, or unethical conduct; 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 revoked; and assessed \$4,000 in civil penalties, plus costs.

May 2009 Meeting

Robyn R. Baldwin, R.D.A., Knoxville, TN

Violation: Failed to timely renew license.

Action: Assessed \$50 in civil penalties.

Amber J. Behles, R.D.A., Murfreesboro, TN

Violation: Failed to properly maintain sufficient continuing education credits.

Action: Assessed \$150 in civil penalties; and must provide proof of 2 hours continuing education credits in chemical dependency.

Johnnie H Breaux, D.D.S., Brentwood, TN

Violation: Failed to properly maintain sufficient continuing education credits.

Action: Assessed \$600 in civil penalties; must provide proof of 25 continuing education credits, including 2 hours in chemical dependency.

Lori Ames Bruce, R.D.H., Jefferson City, TN

Violation: Failed to properly maintain sufficient continuing education credits.

Action: Assessed \$300 in civil penalties; must provide proof of current CPR certification.

Kathleen Conaghan, R.D.H., Madison AL

Violation: Action taken by Alabama.

Action: License placed on probation to run concurrent with Alabama Board Order.

Amy M. Conatser, R.D.A., Knoxville, TN

Violation: Failed to timely renew license.

Action: Assessed \$300 in civil penalties.

Glenda M. Cox, Kingsport, TN

Unlicensed

Violation: Performing the services of a registered dental assistant, as defined by statute and Board rule, without registration; engaging in advanced practices without Board certification; and performing procedures prohibited by Board Rule 0460-4-.08(4).

Action: Assessed \$3000 in civil penalties.

Marshea W. Crum, R.D.A., Newport, TN

Violation: Failed to timely renew license.

Action: Assessed \$2,400 in civil penalties.

Kristen Brooke Frank, R.D.A., Nashville TN

Violation: Conviction of a driving/alcohol related offense.

Action: License placed on probation until certain terms and conditions are met.

James W. Gamble, D.M.D., Greenville, TN

Violation: Allowing practical dental assistant to perform duties requiring registration and/or advanced practices certification and assigning procedures prohibited by and in violation of T.C.A. § 63-5-108.

Action: License reprimanded; assessed \$6000 in civil penalties, plus costs.

George A. Hall, D.D.S., Maryville, TN

Violation: Failed to properly maintain sufficient continuing education credits.

Action: Assessed \$600 in civil penalties; must provide proof of 25 continuing education credits, including 2 hours in chemical dependency and current CPR certification.

Leslie D. Helton, R.D.A., Madisonville, TN

Violation: Failed to timely renew license.

Action: Assessed \$150 in civil penalties.

Althea Holland, R.D.H., Hilton Head Island, SC

Violation: Failed to properly maintain sufficient continuing education credits.

Action: Assessed \$300 in civil penalties; must provide proof of current CPR certification.

Destiny Michelle Loepke, R.D.A., Clarksville, TN

Violation: Failed to timely renew license.

Action: Assessed \$50 in civil penalties.

Deborah F. Loveday, R.D.A., Knoxville, TN

Violation: Failed to timely renew license.

Action: Assessed \$100 in civil penalties.

Sandy J. Mathes, R.D.A., Sparta, TN

Violation: Failed to timely renew license.

Action: Assessed \$150 in civil penalties.

Jeanne O'Quinn, R.D.A., Hendersonville, TN

Violation: Failed to timely renew license.

Action: Assessed \$150 in civil penalties.

Abigail Parrish King, R.D.H., Germantown, TN

Violation: Failed to properly maintain sufficient continuing education credits.

Action: Assessed \$300 in civil penalties; must provide proof of 10 hours continuing education credits.

Robert J Pasco, D.D.S., Alcoa, TN

Violation: Failed to properly maintain sufficient continuing education credits.

Action: Assessed \$600 in civil penalties; must provide proof of 11 hours continuing education credits, including 2 hours in chemical dependency.

Brijesh M. Patel, D.D.S., Columbus OH

Violation: Action taken by Ohio.

Action: License placed on probation to run concurrent with Ohio Board Order.

Disciplinary Actions

Continued from page 5

John W. Payonk, D.D.S., Memphis, TN

Violation: Unprofessional, dishonorable or unethical conduct; 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 pursuant thereto, or any criminal statute of the state of Tennessee; and conducting the practice of dentistry so as to permit directly or indirectly an unlicensed person to perform services or work that under the provisions of this chapter can be done legally only by persons licensed to practice dentistry or dental hygiene or as a registered dental assistant.

Action: License reprimanded; assessed \$4000 in civil penalties, plus costs.

Chasity N. Pryor, R.D.A., Trenton, GA

Violation: Failed to timely renew license.

Action: Assessed \$850 in civil penalties.

Shanna Nicole Qualls, R.D.A., Hermitage, TN

Violation: Unprofessional, dishonorable or unethical conduct; 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; conviction of a felony, conviction of any offense under state or federal drug laws or conviction of any offense involving moral turpitude and Rule 0460-1-.17(2).

Action: License placed on probation to run concurrent with criminal probation.

Donna M. Richardson, R.D.A., Kingsport, TN

Violation: Failed to timely renew license.

Action: Assessed \$150 in civil penalties.

Sarah S. Scott, R.D.H., Memphis, TN

Violation: Failed to properly maintain sufficient continuing education credits.

Action: Assessed \$300 in civil penalties; must provide proof of 2 hours continuing education credits in chemical dependency and current CPR certification.

Patricia E. Settles, R.D.A., Bristol, TN

Violation: Unprofessional, dishonorable, or unethical conduct; 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 pursuant thereto, or any criminal statute of the state of Tennessee; and making false or misleading statements or representations, being guilty of fraud or deceit in obtaining admission to practice, or in being guilty of fraud or deceit in the practice of dentistry or dental hygiene or as a dental assistant.; habitual intoxication or personal misuse of any drugs or the use of intoxicating liquors, narcotics, controlled substances or other drugs or stimulants, such as, but not limited to, nitrous oxide sedation, in such a manner as to adversely affect the person's ability to practice dentistry, dental hygiene or as a registered dental assistant; and dispensing, prescribing or otherwise distributing any controlled substance or other drug to any person in violation of any laws of the state or of the United States.

Action: License placed on probation for no less than five years, must meet certain terms and conditions; and assessed \$2500 in civil penalties, plus costs.

Heather Miracle Shipley, R.D.A., Piney Flats, TN

Violation: Failed to properly maintain sufficient continuing education credits.

Action: Assessed \$150 in civil penalties; must provide proof of 2 hours continuing education credits in chemical dependency.

Anessia Dawn Stapleton, R.D.A., White House, TN

Violation: Failed to properly maintain sufficient continuing education credits.

Action: Assessed \$150 in civil penalties; must provide proof of 16 hours continuing education credits including 2 in chemical dependency.

Susan M. Walls, R.D.A., Trenton, TN

Violation: Failed to properly maintain sufficient continuing education credits.

Action: Assessed \$150 in civil penalties; must provide proof of 2 hours continuing education credits in chemical dependency.

Jennifer M. Webster, R.D.A., Union City, TN

Violation: Failed to timely renew license.

Action: Assessed \$350 in civil penalties.

Florine Williamson, R.D.A., Jackson, TN

Violation: Failed to timely renew license.

Action: Assessed \$1,900 in civil penalties.

Jeanna S. Wood, R.D.H., Walling, TN

Violation: Failed to properly maintain sufficient continuing education credits.

Action: Assessed \$150 in civil penalties; must provide proof of 2 hours continuing education credits.

Nichelle Denise Woodruff, R.D.A., Chattanooga, TN

Violation: Unprofessional, dishonorable or unethical conduct; a violation or 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; conviction of a felony, conviction of any offense under state or federal drug laws or conviction of any offense involving moral turpitude; and in violation of Rule 0460-1-.17(2).

Action: License placed on probation to run concurrent with criminal probation.

Jacqueline K. Wynn, R.D.A., Knoxville, TN

Violation: Failed to properly maintain sufficient continuing education credits.

Action: Assessed \$150 in civil penalties; must provide proof of 4 hours continuing education credits and proof of current CPR certification.

September 2009

Carrie Elizabeth Aiken, R.D.A., Cordova, TN

Violation: Failed to properly maintain sufficient continuing education credits.

Action: Assessed \$150 civil penalty; must submit completion of 8 hour of continuing education.

Tansye Cheyenne Autry, R.D.A., Newbern, TN

Violation: Failed to timely renew license.

Action: Assessed \$350 civil penalty.

Marion D. Bailey, D.M.D., Memphis, TN

Violation: Failed to properly maintain sufficient continuing education credits.

Action: Assessed \$600 civil penalty; must submit completion of 5 hours of continuing education.

Richard G. Buturff, D.D.S., Knoxville, TN

Violation: Guilty of a crime.

Action: License placed on probation for 5 years; must meet certain terms and conditions; assessed \$500 civil penalty, plus costs.

Lisa Renee Calhoun, R.D.H., Gate City, VA

Violation: Failed to properly maintain sufficient continuing education credits.

Action: Assessed \$300 civil penalty; must submit completion of 11 hours of continuing education.

Disciplinary Actions

Continued from page 6

Jennifer Lee Clark, R.D.A., Antioch, TN

Violation: Failed to properly maintain sufficient continuing education credits.

Action: Assessed \$150 civil penalty; must submit completion of 24 hours of continuing education, including 2 hours in the subject of chemical dependency and current CPR certification.

Theandrew Clayborn, D.D.S., Cordova, TN

Violation: Failed to timely renew license.

Action: Assessed \$300 civil penalty.

Andre Duriel Dandridge, R.D.A., Memphis, TN

Violation: Violation of Board Order.

Action: License placed on probation for not less than 5 years; must meet certain terms and conditions; assessed \$500 civil penalty, plus costs.

Helen Kay Gilliam, R.D.A., Wartburg, TN

Violation: Failed to properly maintain sufficient continuing education credits.

Action: Assessed \$150 civil penalty; must submit completion of 12 hours of continuing education.

Karen S. Green, R.D.H., White House, TN

Violation: Failed to properly maintain sufficient continuing education credits.

Action: Assessed \$300 civil penalty; must submit 8 hours of continuing education.

Stephanie Ballard Hanger, R.D.A., Winchester, TN

Violation: Failed to properly maintain sufficient continuing education credits.

Action: Assessed \$150 civil penalty; must submit 24 hours of continuing education, including 2 hours in the subject of chemical dependency and current CPR certification.

Cary Sullivan Hollabaugh, R.D.H., Eads, TN

Violation: Failed to properly maintain sufficient continuing education credits.

Action: Assessed \$300 civil penalty; must submit 14 hours of continuing education, including 2 hours in the subject of chemical dependency and current CPR certification.

Dwight E. Kramer, D.M.D., Cookeville, TN

Violation: Failed to properly maintain sufficient continuing education credits.

Action: Assessed \$600 civil penalty; must submit 24 hours of continuing education, including 2 hours in the subject of chemical dependency.

Jeffrey R. Leidy, D.D.S., Virginia Beach, VA

Violation: Action in another state.

Action: Assessed \$1000 civil penalty and costs.

Sherry Lynn McCaskey, R.D.H., Hendersonville, TN

Violation: Failed to properly maintain sufficient continuing education credits.

Action: Assessed \$300 civil penalty; must submit 30 hours of continuing education, including 2 hours in the subject of chemical dependency and current CPR certification.

Elizabeth A. McClellan, R.D.H., Mt. Juliet, TN

Violation: Failed to properly maintain sufficient continuing education credits.

Action: Assessed \$300 civil penalty; must submit proof of current CPR certification.

Paula J. McNabb, R.D.A., Somerville, TN

Violation: Failed to properly maintain sufficient continuing education credits.

Action: Assessed \$150 civil penalty; must submit 4 hours of continuing education.

Brandi R. Meadows, R.D.A., Ashland City, TN

Violation: Removed controlled substances and called in prescriptions for her own personal use without authorization.

Action: License surrendered/revoked.

Lucy Merrell, R.D.A., Franklin, TN

Violation: Failed to properly maintain sufficient continuing education credits.

Action: Assessed \$150 civil penalty; must submit 22 hours of continuing education and current CPR certification.

Rhonda Arlene Parks, R.D.A., Nashville, TN

Violation: Failed to properly maintain sufficient continuing education credits.

Action: Assessed \$150 civil penalty; must submit 24 hours of continuing education, including 2 hours in the subject of chemical dependency and current CPR certification.

Ami C. Patel, R.D.H., Knoxville, TN

Violation: Practiced before issuance of licensure.

Action: License granted and assessed \$2400 civil penalty.

Emily L. Pratt, R.D.A., Columbia, TN

Violation: Guilty of a crime.

Action: License placed on probation to run concurrent with criminal probation.

Sharon D. Rawiszer, R.D.A., Hixson, TN

Violation: Failed to properly maintain sufficient continuing education credits.

Action: Assessed \$150 civil penalty; must submit 1 hour of continuing education in the subject of chemical dependency.

Carol L. Saffell, R.D.A., Nashville, TN

Violation: Failed to timely renew license.

Action: Assessed \$550 civil penalty.

Jan Dudney Strickland, R.D.A., Pinson, TN

Violation: Failed to properly maintain sufficient continuing education credits.

Action: Assessed \$150 civil penalty; must submit 3 hours of continuing education, including 2 hours in the subject of chemical dependency.

Cathy A. Vandergrift, R.D.A., Knoxville, TN

Violation: Failed to properly maintain sufficient continuing education credits.

Action: Assessed \$150 civil penalty; must submit 2 hours of continuing education.

Stephanie S. Wells, R.D.A., Knoxville, TN

Violation: Failed to properly maintain sufficient continuing education credits.

Action: Assessed \$150 civil penalty; must submit 6 hours of continuing education.

Deborah Avon Woodard-Williams, D.D.S., McKenzie, TN

Violation: Failed to properly maintain sufficient continuing education credits.

Action: Assessed \$600 civil penalty; must submit 2 hours of continuing education in the subject of chemical dependency.

Amy Galbraith Wylie, R.D.H., Ft. Leavenworth, KS


Violation: Failed to properly maintain sufficient continuing education credits.

Action: Assessed \$300 civil penalty; must submit 13 hours of continuing education and current CPR certification.

Armantine S. Yow, R.D.A., Mt. Juliet, TN

Violation: Failed to timely renew license.

Action: Assessed \$2400 civil penalty.

Additional information can be obtained online in the Monthly Disciplinary Action Report or under Adverse Licensure Actions in the Licensure Verification section of the website. 

Continuing Education Update

The Board's Administrative Office is randomly auditing dental professionals for compliance with the continuing education and CPR certification requirements. During the year of 2008, licensees were audited for compliance with the requirements for 2005 and 2006. The numbers for 2008 are as follows:

- ★ 85 dentists were audited
 - 73 were compliant (86%)
 - 12 non-compliant (14%)
- ★ 78 dental hygienists were audited
 - 63 were compliant (81%)
 - 15 were non-compliant (19%)
- ★ 92 registered dental assistants were audited
 - 62 were compliant (67%)
 - 30 were non-compliant (33%)

Audits are currently being done for the years 2007 and 2008 on a monthly basis. If you receive a Notice of Audit letter, please submit the documentation in a timely manner.

We have received calls from several dental professionals with questions or comments when they receive the Notice of Audit letter. The following are some of the comments that we received and what is required:

- ***I threw away my old CPR card when I received the new card.***

The rules require dentists, dental hygienists and registered dental assistants to retain independent documentation of CPR training for a period of three years from the end of the calendar year in which the training is received. If you cannot locate your old card, try to contact the course provider to obtain verification of attendance.

- ***I cannot find all of my continuing education certificates.***

The rules require that documentation of attendance must be retained for a period of three years from the end of the calendar year in which the course is completed. If you cannot locate the certificates for the courses you attended or completed, you should contact the course providers to request duplicate certificates be sent to you.

- ***I have not been practicing, so I have not obtained any continuing education hours.***

If your license/registration is active (current) then you are required to obtain the required continuing education even if you are not practicing as a dental professional.

- ***I did not know that I needed two hours in the subject of chemical dependency.***

All dental professionals are required by rule to obtain at least two hours of continuing education in the subject of chemical dependency each cycle. Courses regarding tobacco or nicotine are not accepted for chemical dependency but course regarding street and/or illegal drugs, recognizing drug seeking patients, etc., are accepted.

- ***I did not know that registered dental assistants were required to obtain continuing education.***

Registered dental assistants were required to obtain 24 hours of continuing education for the 2007-2008 cycle. Two of the 24 hours were required to be in the subject of chemical dependency. The only registered dental assistants who were exempt from obtaining the required hours were registered dental assistants who were initially registered in the years of 2007 and 2008.

Please make sure that the certificates that you submit list the date the course was taken and the number of hours of credit received for completion. 🦷



New Legislation

The Tennessee General Assembly passed the following legislation during the 2009 session that impacts the dental profession. To review any of the following Public Chapters in their entirety, please visit: <http://www.tennessee.gov/sos/acts/index.htm>.

Public Chapter 67- Chapter 67 of the 2009 Public Acts provides that physicians, dentists, optometrists, podiatrists, veterinarians, advanced practice nurses with a certificate of fitness to prescribe, and physician assistants shall report to local law enforcement within three (3) business days if they have good reason to believe that a person has obtained or attempted to obtain a controlled substance when they have either received the same controlled substance, a prescription for the same controlled substance, or a therapeutically equivalent controlled substance from another practitioner within the previous thirty (30) days.

This Public Chapter became effective on July 1, 2009.

Public Chapter 228- Chapter 228 of the 2009 Public Acts provides that each practice site (prescriber's office or pharmacy that are required to report to the database) where a controlled substance is dispensed shall provide electronic access to the controlled substance monitoring database. Failure to comply may result in a one hundred dollar (\$100.00) civil penalty for each day of continued violation where there is a continued pattern or practice of not providing electronic access to the database. A dispenser of controlled drugs (prescriber's, prescriber's office, pharmacist or pharmacy) shall not be subject to a civil suit or held civilly liable for failure to check the database or for actions taken after reasonable reliance on the database information.

Public Chapter 513 Domestic Abuse Reporting - This public chapter requires the Department of Health to undertake a statewide campaign to remind all health care providers of their duty to report domestic abuse. Any licensed health care practitioner who knows, or has reasonable cause to suspect, that a patient's injuries, whether or not such injuries cause a patient's death, are the result of domestic violence or domestic abuse, shall report to the department of health, office of health statistics, on a monthly basis. Health care practitioners, in active status, can report suspected domestic abuse via the Domestic Violence Reporting System. Note: the name of the victim of domestic violence is never reported!

If you are a health care practitioner, in active status, and would like instructions on how to make a report please call (615) 741-1954 or E-mail DomesticViolence.Health@tn.gov

This Public Chapter became effective on July 1, 2009.

Public Chapter 581 Voluntary Provision of Health Care Services - Chapter 581 of the 2009 Public Acts provides that a person licensed by any of the health related boards who provides voluntary health care services to a patient of a sponsoring organization shall not be civilly liable for any act or omission in rendering these services, unless the act or omission constitutes gross negligence or willful misconduct.

This Public Chapter became effective on July 1, 2009.

Public Chapter 425 Health Care Liability - This public chapter revises provisions governing notice that must be given by any person asserting a potential claim for medical malpractice to each health care provider against whom the claim is being made; revises provisions governing certificate of good faith that must be filed.

This Public Chapter became effective on July 1, 2009. 🦷



2008 Statistics of the Tennessee Board of Dentistry

| | <u>Dentists</u> | <u>Hygienists</u> | <u>Assistants</u> |
|--|-----------------|-------------------|-------------------|
| Total New Applications Received | 154 | 202 | 1150 |
| Total New Licenses Issued* | 161 | 198 | 1190 |
| Total Number of Reinstatements/Reactivations* | 19 | 31 | 69 |
| Total Certifications/Permits Issued | 97 | 446 | 1765 |
| Total Number of Renewals Processed (includes online)** | 1629 | 1856 | 2645 |
| Total Number of On-Line Renewals** | 399 | 543 | 652 |
| Total Number of Failed to Renew Licenses | 31 | 58 | 279 |
| Total Number of Retired Licenses | 83 | 76 | 89 |
| Total Number of Revoked/Surrendered/Suspended Licenses | 2 | 2 | 1 |
| Total Number of Licensees Reported Deceased | 39 | 10 | 12 |

Total Number of Licensees as of:

| December 31, 2008: | | December 31, 2007: | | December 31, 2005: | |
|--------------------|---------------|--------------------|---------------|--------------------|---------------|
| Dentists | 3,479 | Dentists | 3,426 | Dentists | 3,370 |
| Hygienists | 3,799 | Hygienists | 3,708 | Hygienists | 3,445 |
| <u>Assistants</u> | <u>6,286</u> | <u>Assistants</u> | <u>5,392</u> | <u>Assistants</u> | <u>4,596</u> |
| Total | 13,564 | Total | 12,526 | Total | 11,411 |

* Total New Licenses Issued and Number of Reinstatements/Reactivations includes applications received in 2007 but issued in 2008 when all requirements were completed.

** Renewal applications are mailed approx. 45 days prior to the expiration date but if renewing online they can renew 120 days before the expiration date. Licensees have 60 days after the expiration date to renew without penalty.

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 February 28, 2010

Mike Tabor, D.D.S.
President
Hendersonville

Ruth E. Bailey, D.D.S.
Vice-President
Knoxville

John M. Douglass, Jr., D.D.S.
Secretary/Treasurer
Nashville

Katherine H. Cherry, R.D.H.
Clarksville

Jeffrey M. Clark, D.D.S.
Greenville

Isaac Fordjour, D.D.S.
Memphis

Betty G. Fox, R.D.A.
Knoxville

Marlene S. Fullilove, R.D.H.
Memphis

Lawrence Hsia, D.M.D.
Memphis

James L. Smith, D.D.S.
Cookeville

Agnes S. Young
Columbia
Consumer Member

Board Staff

Dea M. Smith
Executive Director

Tammy Roehrich
Administrator

Sue Kerley
Administrator

Ruby Cloyd
Licensing Tech