

Our mission is to ensure and protect dental health by enforcement of the Kansas Dental Laws

Kansas Dental Board

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Board Requires Ethics Hours for Continuing Education

During an open public meeting on Friday, April 25, 2014, the Board held a hearing on the proposal to permanently amend K.A.R. 71-4-1, which is one of the Board's continuing education regulations. The open hearing was held in accordance with state law. After deliberation and discussion, the quorum of the Board unanimously voted in favor of adopting the permanent amendment to K.A.R. 71-4-1.

Dentists are already required to obtain a total of 60 hours of continuing education during each license renewal cycle. At least two of those hours must

now be in ethics. Similarly, dental hygienists are already required to obtain a total of 30 hours of continuing education during each license renewal cycle. At least one of those hours will now be in ethics.

The Board will begin to enforce the new provision starting in January 2015. As a result, odd-numbered licensees must obtain the applicable ethics hours by the end of the 2015 license renewal cycle. Even-numbered licensees must obtain the applicable ethics hours by the end of the 2016 license renewal cycle.

Melissa Graham Earns Promotion To Board of Technical Professions

On Friday, May 30, 2014, the Board bid a fond farewell to its long-standing Administrative Officer, Melissa Graham. After working for the Board for over nine years as the Administrative Officer, Ms. Graham earned a promotion and gubernatorial appointment as the Assistant Director of the Kansas State Board of Technical Professions. Ms. Graham is excited to be working in her new capacity with the State of Kansas.

The Board of Technical Professions licenses and regulates architecture, engineering, geology, landscape architecture, and surveying. This state licensing and regulatory agency has similar objectives to the Dental Board.

Ms. Graham leaves the Board's administrative office in good financial shape and investigative condition. A search for Ms. Graham's replacement is well underway. After a replacement is identified, a formal introduction will be made. Good luck Melissa!

Inside this issue:

Board Approves Ethics Requirement for CE	1
Melissa Graham Earns Promotion	1
Kansas Legislature Amends 50% Rule to 20%	2
Board Bids Farewell to Jim Showalter, C.P.A.	2
Board Welcomes James Kilmartin, FACHE	2
Patients Need Dental Records	3
Future Board Meetings	3

Kansas Legislature Amends 50% Rule—Makes It 20% for Patient Care

After 71 years, the Kansas Legislature has finally passed, and Governor Brownback has signed, a bill amending the majority presence rule found in K.S.A. 65-1435(d). The law was also commonly known as the 50% rule. It is now being referred to as the 20% rule. The change to the law becomes effective July 1, 2014.

The new law, which is still found in K.S.A. 65-1435(d), now reads as follows:

It shall be unlawful, and a licensee may have a license suspended or revoked, for any licensee to conduct a dental office in the name of the licensee, or to advertise the licensee's name in connection

with any dental office or offices, or to associate together for the practice of dentistry with other licensed dentists in a professional corporation or limited liability company, under a name that may or may not contain the proper name of any such person or persons or to associate together with persons licensed to practice medicine and surgery in a clinic or professional association under a name that may or may not contain the proper name of any such person or persons and may contain the word "clinic," unless such licensee is personally present in the office operating as a dentist or personally overseeing such operations as are performed in the office or each of

the offices **at least 20% of the time patients are being treated in the office or each of the offices.** (Bold emphasis added.)

The old 50% rule applied to a majority of the time the office or each of the offices was being operated. The new 20% rule applies, as specified in bold above, to at least 20% of the time patients are being treated in the office or each of the offices.

The bill received unanimous support in both the House and Senate and the Governor's signature made the 20% rule the new law.

Board Welcomes New Member, James Kilmartin, FACHE

Recently, Governor Brownback's appointment office named James Kilmartin, FACHE, as the Board's newest public member. Mr. Kilmartin replaces Jim Showalter, C.P.A.

Mr. Kilmartin has been appointed to a four-year term, which begins immediately upon appointment and is set to expire on April 30, 2018. Public members of the Board play a valuable role in that they offer questions and advice from a voice that is not dentally trained.

Mr. Kilmartin and the Board look forward to his work during the four-year term.

Board Bids Farewell To Jim Showalter, C.P.A. Susan Rodgers, R.D.H., Reappointed to Board

At the Board meeting on Friday, April 25, 2014, Glenn Hemberger, D.D.S., thanked Jim Showalter for his 6 years of hard work and dedicated service to the Board. In the absence of Mr. Showalter, Dr. Hemberger accepted a recognition plaque.

Additionally, the office of Governor Brownback has also reappointed Susan Rodgers, R.D.H., to another four-year term on the Board. Ms. Rodgers is an officer and Secretary of the Board. She has spent significant time working as a member of the Board's investigative committee and with clinical testing agencies.



Glenn Hemberger, D.D.S., accepts a plaque on behalf of Jim Showalter, C.P.A., the former public member of the Board.

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Frequently Asked Question: Does the Board issue temporary licenses for new graduates?
Answer: No. The Board does not issue temporary licenses for new graduates.

Patients Need Dental Records

If requested, a dental office is required to provide patients with all of their dental records, even if the patient owes an outstanding balance.

Future Board Meetings

Friday, August 8, 2014
Friday, November 7, 2014
All meetings held in Topeka.

Kansas Dental Well-Being Program

For assistance with drug, alcohol, and other personal problems, you may contact John Childers, Heart of America Professional Network, 6405 Metcalf Avenue, Suite 502, Overland Park, Kansas 66202 or (913) 236-7575.

