



South Dakota State Board of Dentistry
P.O. Box 1079, 1351 N. Harrison Ave. Pierre, SD 57501-1079
Ph: 605-224-1282 Fax: 1-888-425-3032

E-mail: contactus@sdboardofdentistry.com www.sdboardofdentistry.com

SOUTH DAKOTA STATE BOARD OF DENTISTRY NOTICE OF MEETING The Public is Welcome to Attend

South Dakota State Board of Dentistry

Board Meeting Agenda

10:00 a.m. Friday September 30, 2016

SD Housing Development Authority Board Room – 3060 E. Elizabeth St. Pierre, SD

- 1) **Call to Order**
- 2) **Open Forum:** *5 minutes for the public to address the Board*
- 3) **Approval of Minutes:** June 17, 2016
- 4) **Adoption of Agenda**
- 5) **Financial Report**
- 6) **Office Update**
- 7) **Executive Session - SDCL 1-25-2(3)**
- 8) **License Applications**
- 9) **Old Business**
 - a. **Continued Competency – Anesthesia:** *The Board will discuss the requirements to satisfy continued competency per ARSD 20:43:09:08.*
- 10) **New Business**
 - a. **Health Professionals Assistance Program Annual Overview and Recommendation:** *Amanda McKnelly, MS, LAC and Maria Eining, MA, LPC-MH, LAC, QMHP with the HPAP will provide an annual overview of the program and discuss recommendations for referral into the HPAP program.*
 - b. **Registered Dental Assistant – Request for Program Approval:** *Mr. Raby is seeking approval of a program per ARSD 20:43:08:05.*
 - c. **Regional Examination Presentation – Dr. Tippit and Kelly Reich, RDH will be presenting information regarding WREB.**
 - d. **Regional Examination Evaluation Presentation – Dr. Vince Jones will be discussing the regional examination evaluation process.**
 - e. **Appointments:** *The Board will need to appoint individuals to vacant positions.*
 - f. **Dental Entities – SDCL 47-12:** *Enclosed please find draft revisions to SDCL 47-12.*
 - g. **Scope of Practice Discussion:** *The Board will discuss recent inquiries regarding scope of practice.*
- 11) **Announcements:** Next Meetings – January 13, 2017; June 16, 2017; October 20, 2017
- 12) **Adjourn**

SD State Board of Dentistry
Board Meeting
SD Housing Development Authority Conference Room
Friday, June 17, 2016 10:00am

President Roger Wilson called the meeting to order at 10:15 am Central.

Present were: Dr. Roger Wilson, Dr. Amber Determan, Dr. Tara Schaak, Dr. Roy Seaverson, Dr. Robin Hattervig, Zona Hornstra, Kris O'Connell, Brittany Novotny, and Lisa Harsma.

Present via teleconference: Dr. William Papas, Dr. Vince Jones, Leslie Graeger, Jenae Jaeger.

Guests included: Kim Laudenslager, Connie Halverson, Mark Kampfe, Mary Starsiak, Tim Keppenman, Paul Knecht, Thomas Benjamin and Marc Muncy.

The Board reviewed the minutes from the January 15, 2016 meeting. Motion to approve the minutes of January 15, 2016 by Hattervig. Second by Schaack. Motion carried.

The Board reviewed the minutes from the March 23, 2016 meeting. Motion to approve the minutes of March 23, 2016 by Hornstra . Second by Schaack. Motion carried.

Novotny presented the financial statements. Motion to approve the financial statements by Determan. Second by Hattervig. Motion carried.

Novotny provided an office update.

Hattervig made a verbal resignation to the Board, as he will be pursuing an opportunity in Nebraska.

Dr. Mary Starsiak and Ms. Kim Laudenslager made a presentation to the Board on behalf of CRDTS.

Dr. Marc Muncy made a presentation to the Board on behalf of SRTA.

Dr. William Papas made a presentation to the Board via teleconference on behalf of ADEX.

Dr. Jones discussed the regional exams and the history behind the exams.

Novotny followed up with information from the American Dental Association (ADA) and the American Dental Education Association (ADEA). The Board asked Dr. Jones to collect further information from the regional examination entities and undertake a review of the examinations.

Motion to move into Executive Session pursuant to SDCL 1-25-2(3) and (4) by Seaverson. Second by Hornstra. Motion carried. The board went into Executive Session at 1:15 pm.

Motion to move out of Executive Session by Seaverson. Second by Hattervig. Motion carried. The board moved out of Executive Session at 2:20 pm.

Motion to approve the dentist credential verification application of Thomas Benjamin by Hattervig. Second by Determan. Motion carried.

Motion to approve the dentist credential verification applications of: Flauryse M. Baguidy, Milton James Eisiminger, Alan Lee Hergenrader, Kort P. Herman, Zachary Aaron Kopf, Melissa Mae Wall Moutray, and James Eugene Santelli, Jr. by Seaverson. Second by Hattervig. Motion carried.

Motion to approve the dental hygienist credential verification applications of: Kathleen M. Mahal and Amy Jean Giese by Hornstra. Second by Seaverson. Motion carried.

Motion to approve the dentist applications of: Lisa M. Anderson, Ryan Baxter, Matthew D. Bury, Clayton Gerald Conroy, Leeann Denise Diercks, Aleaha Jane Fettig, Jeremy Jay Grabowski, Andrew Heinisch, Ryan A. Jensen, Katherine Anne Jones, Jonathan Gary Krum, Stephen Burton Michael, Amanda Kay Nelson, Steven Van Asma, Brady Elmer Weispfennig, Lucas Wiebe, Kirsten Marie William-Kennedy and Wyley T. Wondercheck by Seaverson. Second by Schaack. Motion carried.

Motion to approve the dental hygienist applications of: Monica Renee Benta, Shayna F. Berke, Kaitlyn Bruening, Holly Nicole Canada, Rebecca Cavin, Kellee J. Griese, Abby Marie Heath, Kelsey Nichole Kading, Carlisa R. Langerock, Christian G. Less, Kimberly Lynn Murphy, Jennifer Lee Palmer, Santa Perrigo, Amanda Roemen-Madland, Megan Rounds, Kaitlin Schlauger, Blake Michael Seier, Kelsey Stoltenbury, and Denyelle Viereck by Hornstra. Second by Determan. Motion carried.

Motion to approve the corporation applications of: All About Smiles Valley Dental by Dr. Sara Reausaw-Wilson, DMD, PC, Amy M. Scepaniak, D.D.S., P.C., B. Lawrence Bennett, D.D.S., P.C., Benjamin Jensen, D.D.S., P.C., Curtis R. Johnson, DDS, P.C., Children's Dental Center, P.C., Dailey Dental, Inc., Dakota Dental, Clay Yeoman D.D.S., Prof. L.L.C., Dental Wellness, Devren Anderson, D.D.S., P.C., Determan and Winthers Dental Clinic, LLC., Dr. David M. Meyer, PC, Edward J. Lynch, D.D.S., P.C., Grant S. Titze, D.D.S., P.C., Gronsten-Maier, Prof LLC, James L. Engler, D.D.S., P.C., Kate Haave, DDS, P.C., Kevin B. Hericks, D.D.S., P.C., Kopf Dental Group P.C., Kort Herman, D.M.D., P.C., Mark K. Williamson, D.D.S., Prof. L.L.C., Pierre Family Dental, Prof. L.L.C., Platte Dental Clinic, Lance R. Griese, Clayton Gene Hoffman, Prof. L.L.C., Robert R. Cloyd, DDS. P.C., Rumpca Dental LLC, Timothy L. Kelly Dental, Prof. L.L.C., Steve R. Yseth, D.D.S., P.C., and Yvonne A. DeWitte, D.D.S., Prof. L.L.C. by Seaverson. Second by Hattervig. Motion carried.

Motion to approve the collaborative supervision applications of: Charlene Connelly-Pravecek and Liza Kolousek by Hornstra. Second by Hattervig. Motion carried.

Motion to approve a Letter of Engagement to retain legal counsel to serve as a prosecutor, as needed, by Seaverson. Second by Hattervig. Motion carried.

The board discussed continued competency as it relates to licensees that hold a Moderate Sedation or General Anesthesia and Deep Sedation Permit. The Board requested additional feedback be collected from permit holders.

Motion to approve the Collaborative Supervision Agreement, which includes language to comply with HB 1104, by Schaack. Second by Hornstra. Motion carried.

Leslie Graeger presented information regarding the Western Dakota Technical Institute (WDTI) Nitrous Oxide course. Motion to approve the WDTI Nitrous Oxide course while the dental assisting program is under the ADA CODA accreditation process as a course that will qualify an applicant for a permit to administer nitrous oxide per ARSD 20:43:09:06 by Hattervig. Second by Seaverson. Motion carried.

O'Connell discussed the draft advisory opinion on sleep apnea. Motion to approve the amended advisory opinion related to sleep apnea by Seaverson. Second by Determan. Motion carried.

O'Connell discussed the draft advisory opinion on topical anesthetic prepared. Motion to approve the advisory opinion related to topical anesthetic by Seaverson. Second by Hornstra. Motion carried.

O'Connell discussed the draft advisory opinion on protective restorations. Motion to approve the advisory opinion related to protective restorations by Hattervig. Second by Seaverson. Motion carried.

Novotny discussed the recent correspondence regarding changes at the Joint Commission on National Dental Examinations (JCNDE).

The Board reviewed the feedback submitted by the South Dakota Dental Hygienists' Association related to ARSD 20:43.

Hattervig presented a report from the AADB meeting in Chicago in April, 2016.

Motion to approve travel for two representatives to attend the AADB meeting in Denver, CO in October and Chicago, IL in April by Seaverson. Second by Schaack. Motion carried.

Motion made to approve the Approved Courses policy by Seaverson. Second by Hattervig. Motion carried.

Motion made to approve the Continuing Education Guidelines by Hattervig. Second by Schaack. Motion carried.

Motion made to approve the Board Policies by Determan. Second by Seaverson. Motion carried.

Motion to nominate Dr. Roy Seaverson for the position of President. Motion to cease nominations and cast a unanimous ballot for Dr. Roy Seaverson as President by Schaack. Second by Determan. Motion carried.

Motion to nominate Dr. Amber Determan for the position of Vice President. Motion to cease nominations and cast a unanimous ballot for Dr. Amber Determan as Vice President by Seaverson. Second by Schaack. Motion carried.

Motion to nominate Tina Van Camp for the position of Secretary/Treasurer. Motion to cease nominations and cast a unanimous ballot for Tina Van Camp as Secretary/Treasurer by Schaack. Second by Determan. Motion carried.

The Board announced the following meeting dates: September 30, 2016, January 13, 2017, June 16, 2017, and October 20, 2017.

Motion to adjourn by Seaverson. Second by Schaack. Motion carried. The meeting was adjourned at 3:58 pm.

Tina Van Camp, Secretary

Remaining Authority by Object/Subobject

Expenditures current through 09/03/2016 09:50:34 AM

HEALTH -- Summary

FY 2017 Version -- AS -- Budgeted and Informational

FY Remaining: 82.5%

09202 Board of Dentistry - Info						PCT
Subobject	Operating	Expenditures	Encumbrances	Commitments	Remaining	AVL
EMPLOYEE SALARIES						
5101030 Board & Comm Mbrs Fees	6,754	360	0	0	6,394	94.7
Subtotal	6,754	360	0	0	6,394	94.7
EMPLOYEE BENEFITS						
5102010 Oasi-employer's Share	509	28	0	0	481	94.5
Subtotal	509	28	0	0	481	94.5
51 Personal Services						
Subtotal	7,263	388	0	0	6,875	94.7
TRAVEL						
5203030 Auto-priv (in-st.) H/rte	1,500	0	0	0	1,500	100.0
5203070 Air-charter-in State	16,000	5,689	0	0	10,311	64.4
5203100 Lodging/in-state	1,000	0	0	0	1,000	100.0
5203130 Non-employ. Travel-in St.	2,500	199	0	0	2,301	92.0
5203140 Meals/taxable/in-state	200	0	0	0	200	100.0
5203150 Non-taxable Meals/in-st	200	0	0	0	200	100.0
5203260 Air-comm-out-of-state	2,000	0	0	0	2,000	100.0
5203330 Non-employ Travel-out-st.	3,000	0	0	0	3,000	100.0
Subtotal	26,400	5,888	0	0	20,512	77.7
CONTRACTUAL SERVICES						
5204010 Subscriptions	300	0	0	0	300	100.0
5204020 Dues & Membership Fees	15,000	2,935	0	0	12,065	80.4
5204050 Computer Consultant	17,000	75,000	400	0	-58,400	0.0
5204060 Ed & Training Consultant	8,307	0	0	0	8,307	100.0
5204080 Legal Consultant	25,000	5,369	0	0	19,631	78.5
5204090 Management Consultant	148,603	35,946	133,598	0	-20,941	0.0
5204100 Medical Consultant	15,000	490	27,010	0	-12,500	0.0
5204130 Other Consulting	15,500	2,280	25,220	0	-12,000	0.0
5204160 Workshop Registration Fee	1,000	0	0	0	1,000	100.0
5204181 Computer Services-state	2,600	0	0	0	2,600	100.0
5204190 Computer Services-private	500	0	0	0	500	100.0
5204200 Central Services	1,082	1,040	0	0	42	3.9
5204203 Central Services	200	0	0	0	200	100.0
5204204 Central Services	700	85	0	0	615	87.9
5204207 Central Services	1,000	0	0	0	1,000	100.0
5204310 Audit Services-state	3,500	0	0	0	3,500	100.0

Remaining Authority by Object/Subobject

Expenditures current through 09/03/2016 09:50:34 AM

HEALTH -- Summary

FY 2017 Version -- AS -- Budgeted and Informational

FY Remaining: 82.5%

09202 Subobject	Board of Dentistry - Info	Operating	Expenditures	Encumbrances	Commitments	Remaining	PCT AVL
5204340	Computer Software Maint	9,900	0	0	0	9,900	100.0
5204360	Advertising-newspaper	400	0	0	0	400	100.0
5204480	Microfilm & Photography	500	0	0	0	500	100.0
5204530	Telecommunications Srves	2,500	447	0	0	2,053	82.1
5204590	Ins Premiums & Surety Bds	1,000	0	0	0	1,000	100.0
5204740	Bank Fees And Charges	7,500	0	0	0	7,500	100.0
5204960	Other Contractual Service	4,500	5,040	0	0	-540	0.0
Subtotal		281,592	128,632	186,228	0	-33,268	0.0
SUPPLIES & MATERIALS							
5205020	Office Supplies	2,100	132	0	0	1,968	93.7
5205310	Printing-state	1,500	0	0	0	1,500	100.0
5205320	Printing-commercial	4,600	560	0	0	4,040	87.8
5205350	Postage	4,500	1,234	0	0	3,266	72.6
Subtotal		12,700	1,926	0	0	10,774	84.8
GRANTS AND SUBSIDIES							
5206070	Grants To Non-profit Org	7,500	0	0	0	7,500	100.0
Subtotal		7,500	0	0	0	7,500	100.0
OTHER							
5208010	Other	1,000	0	0	0	1,000	100.0
Subtotal		1,000	0	0	0	1,000	100.0
52 Operating Subtotal		329,192	136,446	186,228	0	6,518	2.0
Total							
Total		336,455	136,834	186,228	0	13,393	4.0

STATE OF SOUTH DAKOTA
 REVENUE SUMMARY BY BUDGET UNIT
 FOR PERIOD ENDING: 08/31/2016

AGENCY 09 HEALTH
 BUDGET UNIT 09202 BOARD OF DENTISTRY

CENTER	COMP	ACCOUNT	DESCRIPTION	CURRENT MONTH	YEAR-TO-DATE	
COMPANY NO		6503				
COMPANY NAME		PROFESSIONAL & LICENSING BOARDS				
092020061807	6503	4293110	DENTIST LICENSE RENEWAL	340.00	170.00	
092020061807	6503	4293135	DENTIST NITROUS OXIDE	.00	80.00	
092020061807	6503	4293137	DENTIST NITROUS RENEW	80.00	80.00	
092020061807	6503	4293205	HYGIENIST NEW LICENSE	.00	400.00	
092020061807	6503	4293210	HYGIENIST RENEWAL LICENSE	1,805.00	1,805.00	
092020061807	6503	4293215	HYGIENIST JP EXAM	.00	460.00	
092020061807	6503	4293220	HYGIENIST ANESTH RENEW	280.00	280.00	
092020061807	6503	4293222	HYGIENIST ANESTHESIA	.00	160.00	
092020061807	6503	4293235	HYGIENIST NITRIOUS OXIDE	.00	160.00	
092020061807	6503	4293237	HYGIENIST NIT OXIDE RENEW	180.00	180.00	
092020061807	6503	4293305	RADIOLOGY NEW	.00	520.00	
092020061807	6503	4293307	RADIOLOGY RENEWAL	640.00	660.00	
092020061807	6503	4293405	ADA EXPANDED FUNCTION NEW	.00	280.00	
092020061807	6503	4293410	ADA EXPAND FUNCTION RENEW	480.00	480.00	
092020061807	6503	4293420	ADA EXPAND FUNC ADMIN NIT	.00	200.00	
092020061807	6503	4293422	ADA EXPAND FUNC NIT RENEW	220.00	240.00	
092020061807	6503	4293505	CORPORATE NEW LICENSE	100.00-	.00	
092020061807	6503	4293600	TEMP LICENSE	.00	100.00	
ACCT:	4293	BUSINESS & OCCUP LICENSING (NON-GOVERNMENTAL)		3,925.00	6,255.00	*
092020061807	6503	4299000	OTHER LIC., PRMTS, & FEES	14,287.60	18,208.15	
ACCT:	4299	OTHER LIC, PRMTS, & FEES (NON-GOVERNMENTAL)		14,287.60	18,208.15	*
ACCT:	42	LICENSES, PERMITS & FEES		18,212.60	24,463.15	**
092020061807	6503	4595000	VERIFICATION LETTERS	.00	50.00	
ACCT:	4595			.00	50.00	*

STATE OF SOUTH DAKOTA
 REVENUE SUMMARY BY BUDGET UNIT
 FOR PERIOD ENDING: 08/31/2016

AGENCY 09 HEALTH
 BUDGET UNIT 09202 BOARD OF DENTISTRY

CENTER	COMP	ACCOUNT	DESCRIPTION	CURRENT MONTH	YEAR-TO-DATE	
ACCT:	45		CHARGES FOR SALES & SERVICES	.00	50.00	**
092020061807	6503	4920045	NONOPERATING REVENUES	7,926.82	7,926.82	
ACCT:	4920		NONOPERATING REVENUE	7,926.82	7,926.82	*
ACCT:	49		OTHER REVENUE	7,926.82	7,926.82	**
CNTR:	092020061807			26,139.42	32,439.97	***
CNTR:	092020061			26,139.42	32,439.97	****
CNTR:	0920200			26,139.42	32,439.97	*****
COMP:	6503			26,139.42	32,439.97	*****
B UNIT:	09202			26,139.42	32,439.97	*****

BA1409R1

STATE OF SOUTH DAKOTA
CASH CENTER BALANCES
AS OF: 08/31/2016

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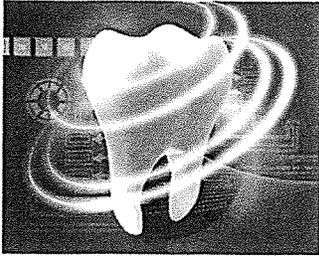
AGENCY: 09 HEALTH
BUDGET UNIT: 09202 BOARD OF DENTISTRY

COMPANY	CENTER	ACCOUNT	BALANCE	DR/CR	CENTER DESCRIPTION
6503	092000061807	1140000	603,896.35	DR	BOARD OF DENTISTRY
COMPANY/SOURCE TOTAL 6503 618			603,896.35	DR *	
COMP/BUDG UNIT TOTAL 6503 09202			603,896.35	DR **	
BUDGET UNIT TOTAL 09202			603,896.35	DR ***	

Complaints											
	Total Received	Total Investigated	Total Resolved	Total Hearings Held	Total Pending	Total Licenses Reprimanded/ Probationed	Total Licenses Suspended/ Revoked	No Action Taken Against Licensee	Total Prosecutions		
	21	21	17	0	12	0	1	15	0		
Number	Quality of Care	Competence	Substance Abuse	Fee Dispute	Inappropriate Contact with Patient	Poor Communication or Chair Side Manner	Failure to Release Copy of Patient Records	Suspect Insurance Fraud	Improper Prescribing of Medications	Patient Abandonment	Other Complaint
1											1
2	1						1				1
3	1				1				1		
4			1						1		
5	1										1
6											1
7										1	
8	1			1		1				1	
9											1
10	1									1	
11				1							
12	1	1				1			1	1	
13									1		
14									1		
15	1			1						1	1
16	1			1			1				
17	1										
18				1							1
19	1			1		1	1				1
20	1				1						
21	1							1			

SD State Board of Dentistry FY 2016	
Licenses/Registrations Renewed	3,367
Permits - Renewed	1,810
Licenses/Registrations - New	406
Permits - New	175
Anesthesia Inspections	14
Audits	120
Inquiries Received & Answered	25,000
Board Meetings Held	4
Practitioner Lists	49
Verification Letters	55

Fiscal Year	FY 16
Total revenues or income in FY	\$ 667,152.97
Total expenditures in FY	\$ 333,695.27
Ending balance on hand June 30	\$ 723,361.35



Black Hills Dental Education

DENTAL ASSISTANT TRAINING PROPOSAL

08/22/2016

Introduction

For the consideration of the South Dakota State Board of Dentistry members: Dr. Roy Severson, Dr. Amber Determan, Tina Van Camp, Dr. Roger Wilson, Zona Hornstra, RDH, and Dr. Tara Schaack. Thank you for your time and consideration of a potential dental assistant training program that has been successful for the past 25-years, in which a need for this course is still present in the Black Hills area. I am asking for your support in allowing the facilitation of a successful dental assistant training program by the proposed Black Hills Dental Education business entity, as approved for licensing Registered Dental Assistants in our state.

Background

I am Walter Raby and I was the instructor of the former Western Dakota Tech (WDT) Dental Assistant Training program for the past 8-years. I have been a licensed Registered Dental Assistant since 2006, Dental Radiographer since 2005, and N2O/O2 Administrator since 2007. I'm currently the office manager of Northern Hills Dental for Dr. Reid Stone in Lead, South Dakota.

In the early 1990's, a group of insightful local dentists saw a need in our area for a dental assistant training program where they could have full-time employment in their dental office, learn on-the-job, and have the necessary classroom training in order to gain a South Dakota Registered Dental Assistant permit. The course was approved by the state board and was successfully hosted by WDT's Corporate Education division for the past 25 years.

In the spring of 2015, the outgoing president of WDT, Mark Wilson, approached the Black Hills District to change the dental assisting course from the way it was employed to a more "traditional" course, enrolling full-time students for training for over a year before they would receive a Dental Assisting permit and be available for employment. The area dentists voted to change the program knowing that the dentists could change the program back to the old format if the new one did not work.

In speaking with several of the dentists in the area, the feedback Dr. Stone and I have received was fairly consistent. One is that they felt WDT was requiring the dental assisting course to change. Another from one of the specialists was that they were in support of the course because they would not have to hire employees from referral offices. Finally, a lot of dentists are unhappy about the change as they hired employees that require training, but cannot commit to the \$10,000+ course fee and the training time constraints for your employee in comparison to the \$1,500 (approximate) fee of the former course with class one night per week.

In light of the change of the assisting course and the feedback I have heard, it is apparent that the new course will no longer meet the need and initial reason this course was developed 25 years ago; to allow full-time working assistants to receive training and the state permit at a reasonable cost. I understand that the new course may be considering night classes; however, I don't see how this will allow a full-time employee to work and do night classes every night without burnout and exhaustion.

I have been asked if I would be interested in developing a training course independent of WDT but would continue to meet the need of providing affordable training to full-time employees. This program would accommodate 15-20 students, emulate the former WDT program, and would be hosted in the Lead, SD area.

I initially sent an exploratory e-mail to the executive secretary, Ms. Brittany Novotny. In a follow up telephone discussion, she understood from WDT that the area dentists wanted this program. Based on the informal discussions and feedback, I knew the dentists' views were not represented. She advised that I could submit this proposal for your consideration.

A few weeks ago, Dr. Stone sent out a survey letter seeking support of this proposed program from 75 area dentists. We heard back from 24 dentists. The results are below.

Survey Responses for Program Support						
Name	Agree there is a need				Does not Agree there is a need	Comments
	Currently has an employee(s) they would send	Does not currently have an employee they would send	In support; no indication on employee attendance	Open to the idea of this program		
Dr. Jeffrey Amann		X				1A
Dr. Brooke Anderson-Saunders		X				
Dr. Jay Benusis	X					
Dr. Brian Cris	X					2A
Dr. Brad Dana	X					
Dr. Jesse Dana	X					
Dr. Michael Dana		X				
Dr. Monique Dana		X				
Dr. Nicole Dana		X				
Dr. Christopher Jackson	X					3A
Dr. Mark Kampfe					X	4A
Dr. Chad Meyer	X					5A
Dr. Rich Meyer	X					
Dr. Ike Morgan			X			
Dr. Matt Nehl	X					6A
Dr. Jim Nelson		X				7A
Dr. Jeff Olson			X			8A
Dr. Sara Reausaw-Wilson	X					
Dr. Elden Rice		X				9A
Dr. Jon Schaack		X				10A
Dr. Jay Segrist	X					11A
Dr. Reid Stone		X				
Dr. Erik Swanson		X				12A
Dr. Eric Unkenholz				X		13A

Additional Survey Comments:

- 1A: I completely agree that there is a need for this class! A number of my employees (past/present) over the last 16 years have gone through this class and become expanded functions certified dental assistants. Currently, I do not have an employee that I am willing to send to this class but I can assure you that over the course of the next few years that I will have a need and will be more than willing to utilize a program such as the one that used to be offered at WDT.
- 2A: I agree there is a need. Funny you mentioned it. I have been considering opening a dental assistant program here in Rapid which I would conduct out of my office. I know of some girls that would like to get certified but are unable to due to the high costs at WDT. My only concern would be holding the classes in Lead - not sure my girls would be willing to drive up there. I think it could possibly be better attended if held here in Rapid. That is my two cents.
- 3A: I do agree there is a need and I do have an assistant needing to go through the program. Thank you for your efforts.
- 4A: I do not know if there is a need as dentists in western SD have not experienced the new format WDT is trying. I think we need to evaluate WDT after at least one year, see if students are enrolling there, gauge value / quality of education vs cost to students. I presently do not have an employee interested in enrolling. Come to first BHDDS on Tue, Sep 20 @ 6 pm ArrowHead CC in RAP, & share your data / ideas.
- 5A: I preferred the dental assisting program the way it was before. At the bhdds meeting where it was discussed I was the only person there who vocally dissented to the new. Walter did a great job with that program, and I hope you are able to bring it back.
- 6A: I strongly agree a program is needed, I have an employee that I am looking for a program to send to.
- 7A: I just wanted to say again we definitely need your suggested assistant course! The new one at WDT is crazy and will not work! Advanced dental assistants will become harder to find than a hygienist! Thanks for your efforts with this matter!
(Later reply) Our employee is not interested in the course this year. I still think the old way is much better and more realistic!
- 8A: I agree with the need. We have left many messages with Western Dakota tech. No response and any of the assisting programs? Have they dropped everything?
- 9A: We at Area Dental in Rapid City agree there is a need, though we do not have employees interested in enrolling at this time. We appreciate your efforts concerning this.
- 10A: There is a need. I would consider using this type of program in the future. I used the previous program 2x in the past 10 years.
- 11A: I agree with you Reid, great job! Yes I have an employee or 2 interested in the class!
- 12A: Thanks for reaching out to the Black Hills dental community regarding this. We have expressed your sentiment a number of times! We actually have tossed the idea of an alternate "in-depth training" around ourselves – but you have such an awesome resource in Walter, that we could not come close to a program like he could do! We currently do not have an employee that needs to be trained, but in the future would definitely consider an alternate training, as opposed to the new WDT program. We feel it is not feasible for student or Dr. In addition, I am a former certified corporate trainer (I spent 10 years training at a National level for the National Home office of the American Cancer Society), and would be willing to offer input when it comes to the training aspect (although, I think Walter's got it down pat!).
- 13A: I personally do not see the need and I am looking forward to an improved quality (I hope) of training similar to the Lake Area Tech graduates. I personally have found the Lake

Area Tech grads to be more prepared with 4 handed dentistry. With respect to the need of other dentists I have no idea as I have not heard anyone express any concern with either format. I am open to your idea but personally don't have an interest at this time. I guess I'm not strongly opinionated either way. I do like the idea of students being able to get the assisting education without being employed at a dental office. The assistants I've been around from Lake Area have been top notch. Hope this helps. If you need anything give me a shout.

Of the 75 surveyed dentists, 32% responded to the email. 96% were in favor of the program whereas 4% were not. Of those in favor of the program, 42% of the responding dentists indicated they had employees who they would send to this program (around 12 employees). 42% of the responding dentists were in favor of the program but did not have a current need for an employee to attend the program. 8% of the responding dentists indicated they were in favor of the program without indicating an employee status. Finally 4% of the responding dentists were open to the idea of this program.

It is clear from the area dentists that the need for the dental assistant training program that started 25-years ago is still present and the current program offered at WDT is not meeting this need.

The disadvantages of the new WDT program are:

1. Cost – the new program costs a little over \$10,000 which will result in high student loans and graduates who may have low wages and are unable to pay the loan.
2. No current student affiliation with a dental office. The new WDT course states they have 25 students – are there dentists in the area that will be able to provide 25 jobs? Especially when there are dental offices, which are looking to send 10-12 current employees to send to this potential course.
3. The current WDT curriculum was developed by Steven Buchholz - not a dental professional.
4. New WDT course has a new instructor who has never taught before and just graduated from the former WDT program May 2016.
5. Full-time students will have difficulty working at the same time. Dentists will be out an employee for a year's worth of training if they decide to hire and sponsor through this program at a cost of \$10,000 that is rather prohibitive.
6. If there is an increase of labor supply with regard to dental assistants in the area with few positions available, it will decrease the average wage for the assistants in the area and decrease the ability for the students' loan payments or the outlook of those looking to get into or stay in the industry.

Points of Contact

Role	Name	Contact Number
Business Owner/Instructor	Walter Raby, MBA, RDA	(605) 440-1837
Program Advisor	Reid Stone, DDS	(605) 584-2983

Training Program

The training program will follow in the footsteps of the program that was hosted at Western Dakota Tech: 144 Classroom hours with 1,500 on-the-job hours. We are intending to rent a

classroom in the Lead-Deadwood area. When hands-on training is needed, Dr. Reid Stone of Northern Hills Dental in Lead has volunteered his office for use.

The course text will alternate between the most recent version of "Dental Assisting, A Comprehensive Approach" and "Modern Dental Assisting." These have been the textbooks of choice during my tenure at WDT.

The advantages of this proposed program are:

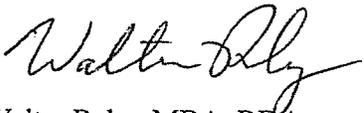
1. Cost of the program is not prohibitive to licensure. \$2,500 per student that will include all of the administrative costs and text books is far less than the new WDT program and will service the needs of local dentists.
2. Didactic learning supports the on-the-job experiences and vice versa.
3. Students are able to have full-time employment while training.
4. Employer is able to "custom" train their employee.
5. Accommodating schedule with one night per week and three Saturday classes.
6. Centralized location to the northern hills and Rapid City areas.
7. An instructor with 8-years of experience in successfully training and facilitating a dental assisting program.

The disadvantages of this proposed program are:

1. First time a business submits for approval of a dental assistant training program outside of a South Dakota technical institute.
2. Request for State Board accreditation of a program instead of an outside agency.

Thank you for the opportunity to present this training proposal to you. I appreciate your time and consideration. The following will show the tentative course syllabus, training calendar, educational methods, logistics, and class policies.

Sincerely,



Walter Raby, MBA, RDA

Training Methods, Calendar, and Classroom Policies

Course Syllabus

<i>Course Title:</i>	Dental Assistant Training Program
<i>Course Schedule:</i>	Tuesdays (start date TBD); 6:00 PM – 9:30 PM Holiday Break 12/20/2016 - 12/27/2016; Returning 1/3/2017 Saturday classes: 1/21/2017, 2/18/2017, & 3/18/2017; 9:00 AM – 3:30 PM Graduation: TBD
	Whenever there is a question about what assignments are due, please remember this syllabus is considered to be the ruling document; do not lose it.
<i>Required Course Materials:</i>	Textbook: Dental Assisting, A Comprehensive Approach 4th edition Donna J. Phinney and Judy H. Halstead Delmar * Cengage
<i>Instructor's Name:</i>	Walter Raby, MBA, RDA
<i>Telephone:</i>	Work (605) 584-2983; (605) 348-2556 Cell (605) 440-1837
<i>Availability:</i>	I can be reached for the most part by my work or cell phone during the workweek. Please feel free to call between 9:00 AM to 8:00 PM Monday through Saturday as need arises. Primarily contacting me outside of school hours would be to inform me of personal absences for the following class session. Do not call to ask what assignments are due. They will be assigned the week before.

Course Schedule

<u>Date</u>	<u>Day</u>	<u>Subject</u>	<u>Chapters</u>
TBD	Tuesday	Introduction	1
TBD	Tuesday	Introduction	2 – 3
TBD	Tuesday	Prevention and Nutrition	4 – 5
TBD	Tuesday	Basic Dental Sciences	6
TBD	Tuesday	Basic Dental Sciences	7
TBD	Tuesday	Basic Dental Sciences	8
TBD	Tuesday	Basic Dental Sciences	9
TBD	Tuesday	Preclinical Dental Skills	10
TBD	Tuesday	Preclinical Dental Skills	11
TBD	Tuesday	Preclinical Dental Skills	12
TBD	Tuesday	Preclinical Dental Skills	13
TBD	Tuesday	Preclinical Dental Skills	14
TBD	Tuesday	Preclinical Dental Skills	15
TBD	Tuesday	Preclinical Dental Skills	16
TBD	Tuesday	Clinical Dental Procedures	17 - 18
TBD	Tuesday	Clinical Dental Procedures	19 -20
TBD	Tuesday	Review	6 – 20
TBD	Tuesday	Dental Radiography	21
TBD	Tuesday	Dental Radiography	22
TBD	Tuesday	Dental Radiography	23
TBD	Saturday	Dental Radiography	21-23
TBD	Tuesday	Dental Materials	33

TBD	Tuesday	Dental Materials	34
TBD	Tuesday	Dental Materials	35
TBD	Tuesday	Sealants	28
TBD	Saturday	Cosmetic Dentistry & Teeth Whitening	31
TBD	Tuesday	Impressions, Models, and Sealants	35, 28
TBD	Tuesday	Oral Pathology	26
TBD	Tuesday	Fixed and Removable Prosthodontics	30, 32
TBD	Tuesday	Periodontics and Dental Implants	29
TBD	Saturday	Polishing and Provisional Crowns	29, 35
TBD	Tuesday	Endodontics	24
TBD	Tuesday	Endodontics	24
TBD	Tuesday	Orthodontics and Pediatric Dentistry	27 – 28
TBD	Tuesday	Oral and Maxillofacial Surgery	25
TBD	Tuesday	Dental Office Management	36
TBD	Tuesday	Review	6 – 35
TBD	Tuesday	Final Exam	6 – 35
TBD	Tuesday	<u>Graduation!!!!</u>	N/A

The above schedule may be subject to change due to time allowance, speakers, or as need arises

COURSE INTENT: Radiology and Expanded Functions Permits

The South Dakota Dental Practice Act

In each state statutes are enacted by legislature to make rules and regulations. The state board of dentistry is an administrative agency in each state that enforces these statutes and rules. The South Dakota Dental Practice Act describes the legal restrictions on the dentist, hygienists, and dental assistants. The Dental Practice Act outlines duties of what is allowed or not allowed for each, including expanded functions dental assistants. As a dental assistant, you are advised to access the current State Dental Practice Act for the state you work in or are looking to move to for determining that state's guidelines for delegable expanded functions.

Dental Assistant and Dental Radiographer

The South Dakota Dental Practice Act requires a dental assistant to be at minimum a high school graduate or its equivalent and be at least 18 years of age. In order to expose radiographs the dental assistant must have successfully completed a minimum of a 16 hour board approved course in dental radiograph, pay a fee and obtain a license in dental radiography. Some of you may have this license. If a student possesses a current dental radiographer license, a copy must be presented to the instructor for records. Radiography will be covered in this course to qualify those who do not have this license for the requirements to apply with the state board. Those who already have his or her license can submit the 16-hour certificate as continuing education units. Until licensed, no student is permitted to take radiographs in this state.

Expanded Functions Dental Assistant

South Dakota's State Dental Practice Act assigns the duties of expanded functions to the "Registered Dental Assistant" (RDA). The minimum educational requirement for an RDA is one of the following:

- Completion of a Dental Assisting program approved by the board
- Dental Assisting National Board certified
- Certificate of Competency from the state board

Completion of this course and the "on-the-job" training hours will qualify you for the educational requirement to apply to the South Dakota Board of Dentistry for a license as a RDA. After the training hours are completed and submitted, the student must wait after the South Dakota State Registered Dental Assistant permit is obtained to work in an expanded functions capacity. Performing any expanded duty without this license is performing dentistry without a license and is considered an illegal act. In addition to completing this course you must have proof of CPR (American Heart Healthcare provider or American Red Cross professional rescuer) and pay a fee. Application forms may be obtained from www.sdboardofdentistry.com (see the Steps for Certification handout).

Expanded Functions

Expanded Functions are specific advanced tasks delegated to a dental assistant that requires increased skill and responsibility. These functions are delegated to the dental assistant by the dentist in accordance to the Dental Practice Act. In South Dakota expanded functions can only be performed by an expanded functions dental assistant under the direct supervision of a dentist.

Procedures that may not be delegated

South Dakota's Dental Practice act lists specific procedures that may not be delegated to an expanded functions dental assistant. These procedures include:

- The cutting of hard or soft tissue
- Intraoral procedures that will be used directly in the fabrication of a dental prosthesis
- Irreversible procedures
- The injection of medication
- The placing, finishing, and adjusting of final restorations; and
- Those procedures specifically delegated to dental hygienists with the exception of sealants and coronal polishing following a prophylaxis by a dentist or dental hygienist.

Procedures that may be delegated

The South Dakota State Dental Practice Act does not specifically list those functions that can be delegated. The following is a list of duties the members of the South Dakota State Board compiled to give some guidance.

- Take impressions for casts and appropriate bite registrations. RDAs shall not take impressions and bite registrations for final construction of fixed and removable prostheses.
- Apply topical medications and fluoride, cavity liners and bases.
- Place and remove periodontal dressings.
- Preliminary charting of the oral cavity.
- Etch enamel and place sealants.
- Place and remove rubber dam.
- Remove excess cement from inlays, crowns, bridges, and orthodontic appliances with hand instruments only.
- Construct custom trays.

- Place and remove retraction cord.
 - Prepare, place, and remove temporary crowns.
 - Polish coronal surfaces of the teeth.
 - Remove sutures.
 - Place and remove wedge matrix bands.
 - Place and remove elastic orthodontic separators.
 - Pre-select and cement orthodontic bands and brackets.
 - Remove excess cement from coronal surfaces of teeth.
 - Remove and replace ligature ties on orthodontic appliances.
 - Place and remove preformed arch wires.
 - Administer nitrous oxide analgesia*
- *RDAs may perform with a separate certificate.
-

CLASS POLICIES AND PROCEDURES

Attendance and Participation

- A. Classes will be held every Tuesday night. They will start at 6:00 PM and end at 9:30 PM without debate.
 - B. There will be three Saturday classes held from 9:00 AM to 3:30 PM with a 30-minute lunch. These will be in the classroom or in another dental office. **Please make provisions to attend these mandatory Saturday classes as you have advanced knowledge.**
 - C. Prompt arrival is expected. Latecomers interrupt the entire class.
 - D. All absences need to be reported to the instructor before class and are excused by his discretion. **Any expected absences should be reported as soon as possible.** If you fail to reach the instructor, you will have an unexcused absence unless special circumstances are involved.
 - E. **Unexcused Absences:**
 - 1.) **2 unexcused absences will be reported to your employer. These do not need to be consecutive.**
 - 2.) **4 unexcused absences may result in dismissal from the program.**
-

SUPPLIES

- A. Supplies required for clinical experiences are provided, when possible, by this course. The student will be informed with sufficient notice if supplies are not available.
 - B. Supplies not provided by this course will be required to be supplied by the student or from their employer. Preparation of supplies for class is the responsibility of the student.
 - C. If these supplies or instruments are not available to the student, please notify the instructor immediately so that they are acquired. If the student forgets to bring supplies, this will result in an incomplete.
-

METHODS OF INSTRUCTION: Lecture, class discussion, self-study, guest speakers, videos, textbook DVD, online resources, and hands on role playing will be utilized to facilitate learning

in this course. Recording any portion of class, its class members, or any content expressed here is not allowed.

REQUIRED READING: Students are required to read all assigned weekly chapters including, but not limited to, online and electronic materials available. Read each chapter cover page to see if additional materials are available.

Written Assignment Expectations

All multiple-choice questions at the end of the chapter are to be completed for grading according to the course schedule by the date when the next chapter(s) is/are covered. These assignments count for 25% of your passing requirement.

Vocabulary – Students are expected to read and understand the material presented in the assigned text. If you see a word but cannot define it – look it up and note the definition; do not skip over it. Part of the task of completing college level work is acquiring an expanded vocabulary and to use it appropriately. Furthermore, acquiring and appropriately using dental vocabulary exhibits professionalism.

Individual student responsibility - Each student is accountable for individual assignments. A student demonstrates accountability by completing all the weekly assignments on time. Course performance is solely determined from individual student effort and task completion.

Tests – Testing will occur for the chapter sections at the beginning of class of the week when the following chapter set is set to begin (except for radiology chapters 21-23 will be on one test). The student is encouraged to prepare by reviewing notes, assignments, and electronic pre-tests.

Late Assignments

This course will move quickly. *Therefore, late assignments will be subject to the following grade penalties:*

- 1 week late - Loss of 10% of the possible points for the assignment.
- 2 weeks late - Loss of 25% of the possible points for the assignment.
- More than 2 weeks late – Zero on the assignment.

It is your responsibility to turn in your assignments. Since this is an accelerated program, please do not fall behind, as it will be difficult to catch up. It is important that you do not confuse the word “accelerated” with the word “abbreviated”. As you know, we are covering a full year of course work in 36 weeks (144 hours)!

Extra Credit

The secret to success in a course is to do your assignments properly and to turn them in on time. Extra credit is something wherein a student tries to make up in quantity what was lacking in quality. Therefore, I do not offer or accept “extra credit” assignments.

Feedback

Feedback will be sent to your employer a few times throughout the year. A final evaluation will be sent upon the completion of the course. This will include test scores, clinical scores, homework, and attendance records. Any comments the instructor feels necessary to your progress will also be recorded. Aside from formal written feedback, any student may request to see his or her individual performance record at any appropriate time.

Incompletes

This course is a pass or fail, non-credit course. Therefore, I do not grant an “incomplete” in this course and do not provide opportunities for students to resubmit assignments for a higher percentage. Please put forth your highest effort the first time.

Academic Honesty

Academic honesty is highly valued at Black Hills Dental Education. Students must maintain the highest standard of individual honor and integrity. Students are expected to do their own work in the course. This includes, but is not limited to, homework, papers, written reports, tests, exams, and competencies.

Cheating - Cheating is unacceptable and will not be tolerated. This behavior will result in the following sanctions:

1. First offense – will result in failure of the unit with all parties involved. Any further misconduct may result in discipline that is more serious.
 2. Second offense - *Expulsion* – permanent separation and dismissal from the program for all parties involved.
-

GRADING

This is a pass or fail course, however, each assignment or test must meet the minimum 70% to pass. Students are encouraged to achieve his or her best academically as the entire percentage reflects the pass or fail for the course.

A. Tests

- 1.) A minimum of 70% must be obtained to pass each exam. All students are encouraged to perform at their highest level.
 - 2.) If a 70% is not obtained, the exam must be retaken.
 - 3.) If a 70% is not obtained on the retake exam, the student must make corrections and return to the instructor. A second retake may be offered if circumstances dictate.
 - 4.) Retakes must be completed within three course weeks of the original test date, including weeks with absences.
-

B. Evaluations of Clinical Experiences

- 1.) Clinical evaluation forms, if applicable, will be made available to the student prior to the clinical testing period.
 - 2.) Each step will be evaluated on a pass/fail basis.
 - 3.) If necessary, the evaluations will be forwarded to your employer.
-

MAKE-UP POLICY

A. Lecture notes

- 1.) Students are responsible for all information missed while absent from class. Please make prior arrangements to obtain lecture notes with another student or instructor.

B. Tests

- 1.) Make up tests can be scheduled with the instructor for after or during a class on another week. The student must make prior arrangements to retake/make up an exam. **This is your responsibility.**
- 2.) The student will have a three-week maximum (including week(s) of absence) to make up or retake an exam. This will be strictly enforced.
- 3.) An incomplete for that unit will be given if tests are not made up during the outlined grace period.
- 4.) 2 incomplete units may result in dismissal from the program.

C. Clinicals

- 1.) Clinicals (Saturday classes) are the most crucial learning tools of this program. **Attendance is mandatory.**
 - 2.) Excused absences for clinicals will be given only for **very special circumstances**. Clinicals missed without being excused will be considered unexcused and applied to the total allowed absences and a failure on the entire unit/chapter will occur.
 - 3.) Clinical make up times are at the discretion of the instructor and will only be considered if the absence is previously excused. In some circumstances, such as radiology, submitting for a state permit cannot occur without the clinical portion. If clinical make up times are granted, they will be rescheduled at the convenience of the instructor and at possible alternative offices. A two-week grace period is given for clinical make up if previously excused and is granted by the instructor.
-

ON-THE-JOB TRAINING HOURS

The 144 classroom hours is mainly dedicated for didactic instruction and only three Saturday classes will involve clinical experience in the class. In conjunction with the course, the student is required to perform 1,500 on-the-job training hours in various categories to complete the program. The student is required to track their own hours performed in the appropriate skill areas. These forms will be provided to the student. These forms should be maintained weekly, using the percentages per category that are provided. If you have any questions as to how this is to be done, please ask early so these forms do not have to be redone.

FOR AN ACT ENTITLED, An Act to update and condense the South Dakota Dental Corporation Act.
BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

Section 1. That § 47-12-1 be amended to read:

One or more ~~persons~~dentists licensed pursuant to chapter 36-6A, ~~hereinafter referred to as the Dental Practices Act,~~ may associate to form a corporation pursuant to the provisions of law pertaining to private ~~corporations, limited liability company, limited partnership, limited liability partnership, or limited liability limited partnership, registered to do business in South Dakota,~~ to own, operate, and maintain an establishment for the study, diagnosis, and treatment of dental ailments and injuries ~~and,~~ to promote dental and scientific research and knowledge; ~~and for any other purpose incident or necessary thereto; provided such treatment, consultation, or advice may be given by employees of the corporation only if they are licensed pursuant to the Dental Practices Act.~~

~~Persons licensed pursuant to the Dental Practices Act may associate to form a limited liability company pursuant to the provisions of law pertaining to limited liability companies to own, operate, and maintain an establishment for the study, diagnosis, and treatment of dental ailments and injuries and to promote dental and scientific research and knowledge and for any other purpose incident or necessary thereto; provided such treatment, consultation, or advice may be given by employees of the limited liability company only as they are licensed pursuant to the Dental Practices Act.~~

Section 2. That § 47-12-1.1 be amended to read:

Terms used in this chapter mean:

- (1) ~~“Articles of incorporation,” includes the articles of organization of a limited liability company;~~
- (2) ~~“Corporation,” both corporations under the South Dakota Business Corporations Act and limited liability companies under the South Dakota Limited Liability Company Act;~~
- (3) ~~“Director” or “officer,” includes any manager of a limited liability company or the members of a limited liability company that does not have managers;~~
- (4) ~~“Incorporation,” includes the members of a limited liability company;~~

~~(5) "Shareholders," includes the members of a limited liability company;~~

~~(6) "Shares" or "stock," includes membership interests in a limited liability company.~~

Section 3. That § 47-12-2 be repealed.

~~Should the corporation or limited liability company consist of no more than two shareholders or members, the name shall include the surnames of all shareholders or members.~~

~~The corporate name, in any event, shall end with the word "incorporated," or the abbreviation "Inc.," "chartered," or, the word "limited," or the abbreviation "Ltd.," or the words "professional association," or the abbreviation "P.C." Corporations that were utilizing the designation "P.A." on July 1, 1974, but no others, may continue to use that designation.~~

~~The name of a limited liability company, in any event, shall contain the words "professional limited liability company" or the abbreviation "Prof. L.L.C."~~

Section 4. That § 47-12-3 be amended to read:

All of the ~~officers, directors, managers, members, partners,~~ and shareholders of a ~~corporation~~ an entity subject to this chapter shall at all times be ~~persons~~ a dentist licensed pursuant to the Dental Practice Act, provided, however, that should the corporation consist of no more than two shareholders, the duties of the secretary and/or the duties of the treasurer may be performed by an appointed person who is not licensed pursuant to the Dental Practice Act and in which event such appointed person and such office shall be entitled "appointed secretary" and/or "appointed treasurer" and such appointed person shall not be deemed to be an officer under the provisions of this chapter chapter 36-6A or a qualified entity. No person who is ~~not~~ other than a licensed dentist or a qualified entity pursuant to the Dental Practice Act shall have any part in the ownership, or control of such ~~corporation~~ entity, except as appointed secretary or appointed treasurer as herein provided, nor may any proxy to vote any shares of such ~~corporation~~ entity be given to a person who is not so licensed.

For purposes of this chapter, the term "qualified entity" means any entity subject to this chapter that meets all of the following standards:

- (1) All of the directors, managers, members, partners, and shareholders of the entity shall at all times be dentists licensed under 36-6A;
- (2) The entity is registered to do business in the State of South Dakota;
- (3) The entity has a certificate of registration under this chapter from the State Board of Dentistry.

Section 5. That § 47-12-3.1 be amended to read:

Notwithstanding any other provisions of this chapter, a revocable trust may be a shareholder in a corporation, ~~or a member in a limited liability company, or a partner in a limited partnership, a limited liability limited partnership, or a limited liability partnership organized under~~ subject to this chapter, for so long as the grantor of the revocable trust is living and is eligible to be a shareholder of a corporation organized under this chapter a licensed dentist pursuant to chapter 36-6A. ~~After the death of the grantor, the shares owned by a revocable trust are subject to any divestiture and redemption provisions of this chapter as if the shares were directly owned by the grantor of the trust.~~

Section 6. That § 47-12-4 be repealed.

~~If the articles of incorporation or bylaws of a corporation subject to this chapter fail to state a price or method of determining a fixed price at which the corporation or its shareholders may purchase the shares of a deceased shareholder or a shareholder no longer qualified to own shares in the corporation, then the price for such shares shall be the book value as of the end of the month immediately preceding the death or disqualification of the shareholder. Book value shall be determined from the books and records of the corporation in accordance with the regular method of accounting used by the corporation.~~

Section 7. That § 47-12-5 be repealed.

~~Notwithstanding any provision of the statute to the contrary, any dental corporation licensed under this chapter may enter into contracts for personal services with persons licensed pursuant to the Dental Practice Act for such duration as is agreed to between the parties.~~

Section 8. That § 47-12-6 be repealed.

~~Each individual employee licensed pursuant to the Dental Practice Act who is employed by a corporation subject to this chapter shall remain subject to reprimand or discipline for his conduct under the provisions of the Dental Practice Act.~~

Section 9. That § 47-12-7 be amended to read:

~~No corporation entity subject to this chapter shall open, operate, or maintain an establishment for any of the purposes set forth in § 47-12-1 without a certificate of registration from the State Board of Dentistry, hereinafter referred to as the board. Application for such registration shall be made to said board in writing and shall contain the name and address of the corporation and such other information as may be required by the board. It shall constitute unprofessional or dishonorable conduct under § 36-6A-59.1 to maintain or operate an entity subject to this chapter without a certificate of registration.~~

Section 10. That § 47-12-8 be amended to read:

~~Application for registration shall contain the name, address, state of organization, employer identification number of the entity, and such other information as may be required by the board. Upon receipt of an application under § 47-12-7 for registration and a registration fee of one hundred dollars, the State Board of Dentistry board shall make an investigation of the corporation issue a certificate of registration. If the board finds that the incorporators, officers, directors, managers, members, partners, and shareholders are each licensed pursuant to the Dental Practice Act and if chapter 36-6A or are a qualified entity, no disciplinary action is pending before the board against any of them, and if it appears that the corporation entity will be conducted in compliance has been compliant with law and the regulations of the board, the board shall issue, upon payment of a registration fee of one hundred dollars, a certificate of registration which shall remain effective until January first following the date of such registration. The board may deny an application for registration for failure to meet the requirements of this chapter or any rule promulgated thereunder. If the board denies an application for a certificate of registration, the entity whose application has been denied shall be afforded an opportunity for hearing pursuant to the South Dakota Administrative Procedures Act.~~

No certificate of registration shall be assignable. The certificate of registration shall be conspicuously posted at the premises to which it is applicable. Each certificate holder must notify the board within ten days of a change in the location of the registered entity.

Section 11. That § 47-12-9 be repealed.

~~The certificate of registration shall be conspicuously posted upon the premises to which it is applicable.~~

Section 12. That § 47-12-10 be repealed.

~~In the event of a change of location of the registered establishment, the State Board of Dentistry, in accordance with its regulations, shall amend the certificate of registration so that it shall apply to the new location.~~

Section 13. That § 47-12-11 be repealed.

~~No certificate of registration shall be assignable.~~

Section 14. That § 47-12-12 be amended to read:

Each entity subject to this chapter shall annually submit, on or before December 31, an application for renewal of its certificate of registration which shall contain such information as may be required by the State Board of Dentistry. Upon written application of the holder entity, accompanied by a fee of twenty-five dollars, the State Board of Dentistry board shall annually renew the certificate of registration if the board finds that the corporation entity has complied with its regulations and the provisions of this chapter and the regulations prescribed by the board. If a certificate of registration is not renewed on or before December 31, the entity's registration under this chapter shall be automatically suspended until the entity complies with the requirements of this section.

Section 15. That § 47-12-13 be amended to read:

The State Board of Dentistry may place on condition, limit, suspend, or revoke any certificate of registration for any of the following reasons:

- (1) The revocation or suspension of the license to practice dentistry of any officer, director, manager, member, partner, shareholder, or employee not promptly removed or discharged by the corporationentity;
- (2) Unethical professional conduct, professional incompetence, or unprofessional or dishonorable conduct under chapter 36-6A on the part of any officer, director, manager, member, partner, shareholder, or employee not promptly removed or discharged by the corporationentity;
- (3) The death of the last remaining licensed member, partner, or shareholder; or
- (4) Upon finding that the certificate holder of a certificate has failed to comply with the provisions of this chapter or the regulations prescribed by the board.

If the board places on condition, limits, suspends, or revokes a certificate of registration, the affected entity shall be afforded an opportunity for hearing pursuant to the South Dakota Administrative Procedures Act.

Section 16. That § 47-12-14 be amended to read:

Before any certificate of registration is suspended or revoked, the holder shall be given written notice of the proposed action and the reasons therefor, and shall be given a public hearing by the State Board of Dentistry with the right to produce testimony concerning the charges made. The notice shall also state the place and date of the hearing which shall be at least five days after service of said notice. All hearings and other proceedings under this chapter shall be conducted in accordance with the South Dakota Administrative Procedures Act. Any final decision of the State Board of Dentistry under §§ 47-12-8 or 47-12-13 may be appealed to circuit court in accordance with the South Dakota Administrative Procedures Act within thirty days. Prior to taking any appeal to circuit court, the entity must first exhaust all available remedies under this chapter and the South Dakota Administrative Procedures Act. Notice of appeal to circuit court shall be served upon the board by service upon the South Dakota Secretary of State, as registered agent for the board under this chapter, an attested copy thereof within thirty days after the board has notified the appellant of its decision.

Section 17. That § 47-12-15 be repealed.

~~Any corporation whose application for a certificate of registration has been denied or whose registration has been suspended or revoked may, within thirty days after notice of such action by the State Board of Dentistry, appeal to the circuit court for the county where such corporation has its principal place of business. The court shall inquire into the cause of the board's action and may affirm, or reverse such decision and order a further hearing by the board, or may order the board to grant appellant a certificate of registration.~~

Section 18. That § 47-12-16 be repealed.

~~Notice of appeal shall be served upon any member of the State Board of Dentistry by leaving with such member, or at his usual place of abode, an attested copy thereof within thirty days after the board has notified such appellant of its decision.~~

Section 19. That § 47-12-18 be repealed.

~~The provisions of the law governing private corporations shall be applicable to corporations formed under this chapter, including their organization, and they shall enjoy the powers and privileges and be subject to the duties, restrictions, and liabilities of other corporations, except so far as the same may be limited or enlarged by this chapter.~~

Section 20. That § 47-12-20 be amended to read:

If any provision of this chapter conflicts with the Dental Practice Act chapter 36-6A, the Dental Practice Act provisions of chapter 36-6A shall take precedence.