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TITLE 828 STATE BOARD OF DENTISTRY

Proposed Rule LSA Document #03-73

DIGEST

Amends 828 IAC 1-1 concerning the examination for licensure to practice dentistry. Amends 828 IAC 1-2 concerning the examination for licensure to practice dental hygiene. Effective 30 days after filing with the secretary of state.

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|-----------------------|-----------------------|
| 828 IAC 1-1-3 | 828 IAC 1-2-3 |
| 828 IAC 1-1-6 | 828 IAC 1-2-6 |
| 828 IAC 1-1-7 | 828 IAC 1-2-7 |
| 828 IAC 1-1-12 | 828 IAC 1-2-12 |

SECTION 1. 828 IAC 1-1-3 IS AMENDED TO READ AS FOLLOWS:

828 IAC 1-1-3 Examinations required for licensure

Authority: IC 25-14-1-13

Affected: IC 25-14-1-3

Sec. 3. (a) In order to obtain an Indiana license to practice dentistry, each candidate must pass ~~a three (3) part~~ **an** examination ~~which that~~ includes: ~~the following:~~

- (1) All sections of the national dental board examination.
- (2) A ~~clinical-practical~~ **clinical** examination. ~~which may include a written section.~~
- (3) A written examination covering Indiana law relating to the practice of dentistry and dental hygiene.

(b) A passing score must be obtained on all sections of the national board dental examination before any candidate may take the ~~clinical-practical~~ **clinical** or law examinations. (*State Board of Dentistry; PT 1, Rule 3; filed Aug 10, 1973, 11:00 a.m.: Rules and Regs. 1974, p. 49; filed May 16, 1977, 10:10 a.m.: Rules and Regs. 1978, p. 192; filed Apr 19, 1991, 3:00 p.m.: 14 IR 1726; readopted filed Apr 11, 2001, 3:21 p.m.: 24 IR 2896; filed Feb 28, 2002, 3:17 p.m.: 25 IR 2239*)

SECTION 2. 828 IAC 1-1-6 IS AMENDED TO READ AS FOLLOWS:

828 IAC 1-1-6 National board examination; dental and dental hygiene law examinations

Authority: IC 25-14-1-13

Affected: IC 25-14-1-13

Sec. 6. (a) A passing score on a national board dental examination, as approved by the board, must be attained by the candidate before the candidate will be permitted to take the ~~clinical-practical~~ **clinical** portion of the examination and the written examination covering Indiana law relating to the practice of dentistry and dental hygiene.

(b) Passage of the Indiana dental and dental hygiene law examination with a score of at least seventy-five (75) is mandatory before the candidate may be licensed. Candidates failing the law examination may retake the law examination at a time, date, and place to be set by the board not sooner than thirty (30) days from the time the law examination was last taken. (*State Board of Dentistry; PT 1, Rule 6; filed Aug 10, 1973, 11:00 a.m.: Rules and Regs. 1974, p. 50; filed May 16, 1977, 10:10 a.m.: Rules and Regs. 1978, p. 192; filed Apr 12, 1984, 8:34 a.m.: 7 IR 1520; filed Nov 7, 1986, 9:00 a.m.: 10 IR 431; filed Apr 19, 1991, 3:00 p.m.: 14 IR 1726; readopted filed Apr 11, 2001, 3:21 p.m.: 24 IR 2896; filed Feb 28, 2002, 3:17 p.m.: 25 IR 2240*)

SECTION 3. 828 IAC 1-1-7 IS AMENDED TO READ AS FOLLOWS:

828 IAC 1-1-7 Clinical examination; scope; passing score

Authority: IC 25-14-1-13

Affected: IC 25-14-1-3

Sec. 7. The ~~clinical-practical~~ **clinical** examination shall consist of the following sections (or procedures):

- (1) Oral diagnosis and treatment planning, infection control, and periodontics.
- (2) Operative dentistry.
- (3) Prosthetic dentistry.

The procedure for administering this examination will be determined by the board. Each candidate shall be required to have a score of seventy-five (75) or more in each section to pass the ~~clinical-practical~~ **clinical** examination. (*State Board of Dentistry; PT 1, Rule 7; filed Aug 10, 1973, 11:00 a.m.: Rules and Regs. 1974, p. 50; filed May 16, 1977, 10:10 a.m.: Rules and Regs. 1978, p. 192; filed Oct 12, 1993, 5:00 p.m.: 17 IR 400; filed Sep 11, 2000, 2:23 p.m.: 24 IR 377; readopted filed Apr 11, 2001, 3:21 p.m.: 24 IR 2896*)

SECTION 4. 828 IAC 1-1-12 IS AMENDED TO READ AS FOLLOWS:

828 IAC 1-1-12 Failure; reexamination

Authority: IC 25-14-1-13

Affected: IC 25-14-1-3

Sec. 12. (a) If the candidate fails in securing a passing score in only one (1) section of the ~~clinical-practical~~ **clinical** examination, the candidate will be required to retake that section only, provided that the candidate ~~return~~ **returns** for one (1) of the two (2) next succeeding examinations. If the candidate does not take and pass the failed section on one (1) of the next two (2) available examination dates, a new application must be filed and all sections of the ~~clinical-practical~~ **clinical** examination must be retaken.

(b) If the candidate fails in two (2) or more parts of the ~~clinical-practical~~ **clinical** examination, the candidate must take an entire new ~~clinical-practical~~ **clinical** examination.

(c) If the candidate fails the same section of the ~~clinical-practical~~ **clinical** examination three (3) times, the entire ~~clinical-practical~~ **clinical** examination must be retaken. (*State Board of Dentistry; PT 1, Rule 12; filed Aug 10, 1973, 11:00 a.m.: Rules and Regs. 1974, p. 50; filed May 16, 1977, 10:10 a.m.: Rules and Regs. 1978, p. 193; filed Apr 19, 1991, 3:00 p.m.: 14 IR 1726; readopted filed Apr 11, 2001, 3:21 p.m.: 24 IR 2896; filed Feb 28, 2002, 3:17 p.m.: 25 IR 2240*)

SECTION 5. 828 IAC 1-2-3 IS AMENDED TO READ AS FOLLOWS:

828 IAC 1-2-3 Examinations required for licensure

Authority: IC 25-13-1-5

Affected: IC 25-13-1-4; IC 25-13-1-7

Sec. 3. (a) In order to obtain an Indiana license to practice dental hygiene, each candidate must pass ~~a three (3) part an~~ **an** examination ~~which that~~ includes: ~~the following:~~

- (1) All sections of the national dental hygiene board examination.
- (2) A ~~clinical-practical~~ **clinical** examination. ~~which may include a written portion:~~
- (3) A written examination covering Indiana law relating to the practice of dentistry and dental hygiene.

(b) A passing score must be obtained on all sections of the national board dental hygiene examination before any candidate may take the ~~clinical-practical~~ **clinical** or law examinations. (*State Board of Dentistry; PT 2, Rule 3; filed Aug 10, 1973, 11:00 a.m.: Rules and Regs. 1974, p. 52; filed Apr 19, 1991, 3:00 p.m.: 14 IR 1727; readopted filed Apr 11, 2001, 3:21 p.m.: 24 IR 2896; filed Feb 28, 2002, 3:17 p.m.: 25 IR 2244*)

SECTION 6. 828 IAC 1-2-6 IS AMENDED TO READ AS FOLLOWS:

828 IAC 1-2-6 National board examination; dental and dental hygiene law examination

Authority: IC 25-13-1-5

Affected: IC 25-13-1-4; IC 25-13-1-7

Sec. 6. (a) A passing score on a national board dental hygiene examination, as approved by the board, must be attained by the candidate before the candidate will be permitted to take the ~~clinical-practical~~ **clinical** portion of the examination and the written examination covering Indiana law relating to the practice of dentistry and dental hygiene.

(b) Passage of the Indiana dental and dental hygiene law examination with a score of at least seventy-five (75) is mandatory before the candidate may be licensed. Candidates failing the law examination may retake the law examination at a time, date, and place to be set by the board not sooner than thirty (30) days from the time the law examination was last taken.

~~(c) Candidates failing the written clinical practice examination only may retake the written clinical practice examination at a time, date, and place to be set by the board not sooner than thirty (30) days from the time the clinical-practical examination was last taken. (State Board of Dentistry; PT 2, Rule 6; filed Aug 10, 1973, 11:00 a.m.: Rules and Regs. 1974, p. 52; filed Apr 12, 1984, 8:34 a.m.: 7 IR 1521; filed Nov 7, 1986, 9:00 a.m.: 10 IR 431; filed Apr 19, 1991, 3:00 p.m.: 14 IR 1727; filed Jan 28, 1992, 5:00 p.m.: 15 IR 1014; readopted filed Apr 11, 2001, 3:21 p.m.: 24 IR 2896; filed Feb 28, 2002, 3:17 p.m.: 25 IR 2244)~~

SECTION 7. 828 IAC 1-2-7 IS AMENDED TO READ AS FOLLOWS:

828 IAC 1-2-7 Clinical examination; two sections; required score

Authority: IC 25-13-1-5; IC 25-14-1-13

Affected: IC 25-13-1-7

Sec. 7. (a) The ~~clinical-practical~~ **clinical** examination shall consist of the following sections:

- (1) Dental prophylaxis, periodontal scaling, and root planing.
- (2) Clinical practice of dental hygiene. ~~and radiology.~~

(b) The procedures comprising the sections under subsection (a) and the administration of this examination will be determined by the board. Each candidate shall be required to have a score of seventy-five (75) or more in each section to pass the ~~clinical-practical~~ **clinical** examination. (State Board of Dentistry; PT 2, Rule 7; filed Aug 10, 1973, 11:00 a.m.: Rules and Regs. 1974, p. 52; filed Nov 7, 1980, 12:45 p.m.: 3 IR 2190; filed Apr 25, 1983, 8:52 a.m.: 6 IR 1086; filed Jan 28, 1992, 5:00 p.m.: 15 IR 1014; filed Sep 11, 2000, 2:23 p.m.: 24 IR 377; readopted filed Apr 11, 2001, 3:21 p.m.: 24 IR 2896)

SECTION 8. 828 IAC 1-2-12 IS AMENDED TO READ AS FOLLOWS:

828 IAC 1-2-12 Failure; reexamination

Authority: IC 25-13-1-5; IC 25-14-1-13

Affected: IC 25-13-1-4; IC 25-13-1-7; IC 25-14-1-1; IC 25-14-1-3

Sec. 12. ~~(a)~~ If the candidate fails in securing a passing score in ~~only one (1) section of on~~ the ~~clinical-practical~~ **clinical** examination, the candidate will be required to retake that section ~~only~~; provided that the candidate ~~return~~ **returns** for one (1) of the two (2) next succeeding examinations. If the candidate does not take and pass the failed section on one (1) of the next two (2) available examination dates, a new application must be filed. ~~and all sections of the clinical-practical examination must be retaken.~~

~~(b) If the candidate fails in two (2) or more parts of the clinical-practical examination, the candidate must take an entire new clinical-practical examination.~~

~~(c) If the candidate fails the same section of the clinical-practical examination three (3) times, the entire clinical-practical examination must be retaken. (State Board of Dentistry; PT 2, Rule 12; filed Aug 10, 1973, 11:00 a.m.: Rules and Regs. 1974, p. 53; filed Nov 7, 1980, 12:45 p.m.: 3 IR 2190; filed Apr 25, 1983, 8:52 a.m.: 6 IR 1086; filed Apr 19, 1991, 3:00 p.m.: 14 IR 1727; readopted filed Apr 11, 2001, 3:21 p.m.: 24 IR 2896; filed Feb 28, 2002, 3:17 p.m.: 25 IR 2244)~~

Notice of Public Hearing

Under IC 4-22-2-24, notice is hereby given that on August 1, 2003 at 10:30 a.m., at the Indiana Government Center-South, 402 West Washington Street, Health Professions Bureau Conference Room W064, Indianapolis, Indiana the State Board of Dentistry will hold a public hearing on proposed amendments concerning the examination for licensure to practice dentistry and proposed amendments concerning the examination for licensure to practice dentistry and the examination for licensure to practice dental hygiene. Copies of these rules are now on file at the Indiana Government Center-South, 402 West Washington Street, Room W066 and Legislative Services Agency, One North Capitol, Suite 325, Indianapolis, Indiana and are open for public inspection.

Lisa R. Hayes
Executive Director
Health Professions Bureau