

# **TITLE 828 STATE BOARD OF DENTISTRY**

*NOTE: Under IC 25-14-1-1.5, the name of the Board of Dental Examiners is changed to State Board of Dentistry, effective July 1, 1999.*

## **ARTICLE 0.5. GENERAL PROVISIONS**

### **Rule 1. Definitions**

#### **828 IAC 0.5-1-1 Definitions**

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

Affected: IC 25-1-9-9; IC 25-13-1-2; IC 25-14-1

Sec. 1. The definitions in this rule apply throughout this title. (*State Board of Dentistry; 828 IAC 0.5-1-1; filed Apr 25, 1983, 8:52 a.m.: 6 IR 1085; filed Aug 29, 1986, 2:30 p.m.: 10 IR 19; filed Dec 2, 1987, 9:34 a.m.: 11 IR 1285; filed Jun 8, 1992, 5:00 p.m.: 15 IR 2235; readopted filed Apr 11, 2001, 3:21 p.m.: 24 IR 2896; readopted filed Oct 4, 2007, 3:36 p.m.: 20071031-IR-828070047RFA; readopted filed Nov 25, 2013, 9:23 a.m.: 20131225-IR-828130287RFA*)

#### **828 IAC 0.5-1-2 "Advanced cardiac life support" defined**

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

Affected: IC 25-1-9-9; IC 25-13-1-2; IC 25-14-1

Sec. 2. "Advanced cardiac life support" means the ability to apply the principles and protocols of cardiac and pulmonary resuscitation necessitated by pharmacologic agents and/or pathology. (*State Board of Dentistry; 828 IAC 0.5-1-2; filed Jun 8, 1992, 5:00 p.m.: 15 IR 2235; readopted filed Apr 11, 2001, 3:21 p.m.: 24 IR 2896; readopted filed Oct 4, 2007, 3:36 p.m.: 20071031-IR-828070047RFA; readopted filed Nov 25, 2013, 9:23 a.m.: 20131225-IR-828130287RFA*)

#### **828 IAC 0.5-1-3 "Advanced cardiac life support instructor" defined**

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

Affected: IC 25-1-9-9; IC 25-13-1-2; IC 25-14-1

Sec. 3. "Advanced cardiac life support instructor" means one who has successfully completed a course in advanced cardiac life support and has been recommended for and successfully completed an instructor's course in advanced cardiac life support. (*State Board of Dentistry; 828 IAC 0.5-1-3; filed Jun 8, 1992, 5:00 p.m.: 15 IR 2235; readopted filed Apr 11, 2001, 3:21 p.m.: 24 IR 2896; readopted filed Oct 4, 2007, 3:36 p.m.: 20071031-IR-828070047RFA; readopted filed Nov 25, 2013, 9:23 a.m.: 20131225-IR-828130287RFA*)

#### **828 IAC 0.5-1-4 "Basic cardiac life support" defined**

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

Affected: IC 25-1-9-9; IC 25-13-1-2; IC 25-14-1

Sec. 4. "Basic cardiac life support" means the successful completion of a course in artificial respiration and cardiac compression which enables the applicant to sustain life in an arrest state. (*State Board of Dentistry; 828 IAC 0.5-1-4; filed Jun 8, 1992, 5:00 p.m.: 15 IR 2235; readopted filed Apr 11, 2001, 3:21 p.m.: 24 IR 2896; readopted filed Oct 4, 2007, 3:36 p.m.: 20071031-IR-828070047RFA; readopted filed Nov 25, 2013, 9:23 a.m.: 20131225-IR-828130287RFA*)

#### **828 IAC 0.5-1-5 "Board" defined**

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

Affected: IC 25-1-9-9; IC 25-13-1-2; IC 25-14-1-2

Sec. 5. "Board" means the state board of dental examiners established under IC 25-14-1-2. (*State Board of Dentistry; 828*

*IAC 0.5-1-5; filed Jun 8, 1992, 5:00 p.m.: 15 IR 2235; readopted filed Apr 11, 2001, 3:21 p.m.: 24 IR 2896; readopted filed Oct 4, 2007, 3:36 p.m.: 20071031-IR-828070047RFA; readopted filed Nov 25, 2013, 9:23 a.m.: 20131225-IR-828130287RFA)*

**828 IAC 0.5-1-6 "Candidate" defined**

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

Affected: IC 25-1-9-9; IC 25-13-1-2; IC 25-14-1

Sec. 6. "Candidate" refers to any person who desires to obtain a license to practice dental hygiene or a license to practice dentistry. *(State Board of Dentistry; 828 IAC 0.5-1-6; filed Jun 8, 1992, 5:00 p.m.: 15 IR 2235; readopted filed Apr 11, 2001, 3:21 p.m.: 24 IR 2896; readopted filed Oct 4, 2007, 3:36 p.m.: 20071031-IR-828070047RFA; readopted filed Nov 25, 2013, 9:23 a.m.: 20131225-IR-828130287RFA)*

**828 IAC 0.5-1-6.3 "Charitable dental care clinic" defined**

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

Affected: IC 25-13-1-10

Sec. 6.3. "Charitable dental care clinic" means a fixed dental clinic operated by a charitable organization within the meaning of Section 501(c)(3) of the Internal Revenue Code that:

(1) has as its primary purpose the sponsorship or support of programs designed to improve the quality, awareness, and availability of health care, including dental services; and

(2) serves as a funding mechanism for providing those services.

*(State Board of Dentistry; 828 IAC 0.5-1-6.3; filed Dec 3, 2010, 11:14 a.m.: 20101229-IR-828100237FRA)*

**828 IAC 0.5-1-6.6 "Coronal polishing" defined**

Authority: IC 25-14-1-13

Affected: IC 25-14-1-23

Sec. 6.6. "Coronal polishing" means the use of a prophylaxis cup or occlusal polishing brush attached to a slow speed hand piece to polish the coronal surface of teeth. *(State Board of Dentistry; 828 IAC 0.5-1-6.6; filed Dec 3, 2010, 11:14 a.m.: 20101229-IR-828100237FRA)*

**828 IAC 0.5-1-7 "Deep sedation" defined**

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

Affected: IC 25-1-9-9; IC 25-13-1-2; IC 25-14-1

Sec. 7. "Deep sedation" means a controlled state of consciousness, accompanied by a partial loss of protective reflexes, including inability to respond purposefully to verbal command, produced by a pharmacologic method. *(State Board of Dentistry; 828 IAC 0.5-1-7; filed Jun 8, 1992, 5:00 p.m.: 15 IR 2235; readopted filed Apr 11, 2001, 3:21 p.m.: 24 IR 2896; readopted filed Oct 4, 2007, 3:36 p.m.: 20071031-IR-828070047RFA; readopted filed Nov 25, 2013, 9:23 a.m.: 20131225-IR-828130287RFA)*

**828 IAC 0.5-1-7.1 "Dental assistant" defined**

Authority: IC 25-14-1-13

Affected: IC 25-14-1-1.5; IC 25-14-1-23

Sec. 7.1. "Dental assistant" has the meaning set forth in IC 25-14-1-1.5. *(State Board of Dentistry; 828 IAC 0.5-1-7.1; filed Dec 3, 2010, 11:14 a.m.: 20101229-IR-828100237FRA)*

**828 IAC 0.5-1-7.2 "Dental hygiene anesthetic permit" defined**

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

Affected: IC 25-14-1-3.1; IC 25-13-1-10.6; IC 25-13-1-11

Sec. 7.2. "Dental hygiene anesthetic permit" means a credential issued to a licensed dental hygienist to administer local dental anesthetics under the direct supervision of a licensed dentist. (*State Board of Dentistry; 828 IAC 0.5-1-7.2; filed Dec 3, 2010, 11:14 a.m.: 20101229-IR-828100237FRA*)

**828 IAC 0.5-1-7.3 "Dental hygienist" defined**

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

Affected: IC 25-13-1-2; IC 25-14-1-1.5

Sec. 7.3. "Dental hygienist" has the meaning set forth in IC 25-13-1-2(a). (*State Board of Dentistry; 828 IAC 0.5-1-7.3; filed Dec 3, 2010, 11:14 a.m.: 20101229-IR-828100237FRA*)

**828 IAC 0.5-1-7.4 "Direct supervision" defined**

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

Affected: IC 25-13-1-2; IC 25-13-1-10; IC 25-14-1-1.5

Sec. 7.4. "Direct supervision" has the meaning set forth in:

(1) IC 25-13-1-2(i) for dental hygienists; and

(2) IC 25-14-1-1.5 for dental assistants.

(*State Board of Dentistry; 828 IAC 0.5-1-7.4; filed Dec 3, 2010, 11:14 a.m.: 20101229-IR-828100237FRA*)

**828 IAC 0.5-1-8 "General anesthesia" defined**

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

Affected: IC 25-1-9-9; IC 25-13-1-2; IC 25-14-1

Sec. 8. "General anesthesia" means a controlled state of unconsciousness, accompanied by a partial or complete loss of protective reflexes, including inability to independently maintain airway and respond purposefully to physical stimulation or verbal command, produced by a pharmacologic method. (*State Board of Dentistry; 828 IAC 0.5-1-8; filed Jun 8, 1992, 5:00 p.m.: 15 IR 2236; readopted filed Apr 11, 2001, 3:21 p.m.: 24 IR 2896; readopted filed Oct 4, 2007, 3:36 p.m.: 20071031-IR-828070047RFA; readopted filed Nov 25, 2013, 9:23 a.m.: 20131225-IR-828130287RFA*)

**828 IAC 0.5-1-9 "Light parenteral conscious sedation" defined**

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

Affected: IC 25-1-9-9; IC 25-13-1-2; IC 25-14-1

Sec. 9. "Light parenteral conscious sedation" means a minimally depressed level of consciousness, under which an individual retains the ability to independently and continuously maintain an airway and respond appropriately to physical stimulation and verbal command, produced by an intravenous pharmacological method. (*State Board of Dentistry; 828 IAC 0.5-1-9; filed Jun 8, 1992, 5:00 p.m.: 15 IR 2236; readopted filed Apr 11, 2001, 3:21 p.m.: 24 IR 2896; readopted filed Oct 4, 2007, 3:36 p.m.: 20071031-IR-828070047RFA; readopted filed Nov 25, 2013, 9:23 a.m.: 20131225-IR-828130287RFA*)

**828 IAC 0.5-1-9.1 "Local dental anesthetics" defined**

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

Affected: IC 25-13-1-10.6

Sec. 9.1. "Local dental anesthetics" means a drug or drugs administered by an intraoral block or infiltration injection into

the oral tissues of a patient for elimination of sensation, especially pain. The term does not include nitrous oxide or similar analgesics. (*State Board of Dentistry; 828 IAC 0.5-1-9.1; filed Dec 3, 2010, 11:14 a.m.: 20101229-IR-828100237FRA*)

**828 IAC 0.5-1-9.2 "Prescriptive supervision" defined**

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

Affected: IC 25-13-1-2; IC 25-13-1-10

Sec. 9.2. "Prescriptive supervision" has the meaning set forth in IC 25-13-1-2(j). (*State Board of Dentistry; 828 IAC 0.5-1-9.2; filed Dec 3, 2010, 11:14 a.m.: 20101229-IR-828100237FRA*)

**828 IAC 0.5-1-9.3 "Public health setting" defined**

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

Affected: IC 25-13-1-2

Sec. 9.3. "Public health setting" has the meaning set forth in IC 25-13-1-2(h). (*State Board of Dentistry; 828 IAC 0.5-1-9.3; filed Dec 3, 2010, 11:14 a.m.: 20101229-IR-828100237FRA*)

**828 IAC 0.5-1-9.5 "Resuscitation protocols" defined**

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

Affected: IC 25-1-9-9; IC 25-13-1-2; IC 25-14-1

Sec. 9.5. "Resuscitation protocols" means procedures which can be utilized to support a patient experiencing life threatening cardiac or respiratory conditions, including complete cardiac and respiratory arrest which procedures include, but are not limited to, the following:

- (1) Establishment and management of an airway.
- (2) Establishment and management of intravenous access.
- (3) Basic cardiopulmonary resuscitation.
- (4) Administration of medication and intravenous fluids for enhanced cardiac and respiratory support.
- (5) Defibrillation.
- (6) Notification of emergency medical personnel outside the office.

(*State Board of Dentistry; 828 IAC 0.5-1-9.5; filed Oct 14, 1993, 5:00 p.m.: 17 IR 402; readopted filed Apr 11, 2001, 3:21 p.m.: 24 IR 2896; readopted filed Oct 4, 2007, 3:36 p.m.: 20071031-IR-828070047RFA; readopted filed Nov 25, 2013, 9:23 a.m.: 20131225-IR-828130287RFA*)

**828 IAC 0.5-1-10 "Training in advanced cardiac life support" defined**

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

Affected: IC 25-1-9-9; IC 25-13-1-2; IC 25-14-1

Sec. 10. "Training in advanced cardiac life support" means the successful completion of a course of study approved by the board which includes, at a minimum, the following:

- (1) Lecture and hands-on use of:
  - (A) airway maintenance devices;
  - (B) endotracheal intubation;
  - (C) establishment and maintenance of intravenous cannulization; and
  - (D) a cardiac defibrillator.
- (2) Lecture on:
  - (A) electrocardiogram interpretation;
  - (B) pharmacology of resuscitation;
  - (C) protocols for resuscitation of cardiac and respiratory arrest;

- (D) cardiac physiology; and
- (E) pulmonary physiology.

(3) Testing on:

- (A) the ability to perform endotracheal intubation and use of airway aids;
- (B) the application of resuscitation protocols in scenarios where the applicant must be in charge of a team which diagnoses and resuscitates various arrest states; and
- (C) electrocardiogram (EKG) interpretation, physiology, pharmacology, and pathology of the respiratory and cardiac systems by written examination.

*(State Board of Dentistry; 828 IAC 0.5-1-10; filed Jun 8, 1992, 5:00 p.m.: 15 IR 2236; readopted filed Apr 11, 2001, 3:21 p.m.: 24 IR 2896; readopted filed Oct 4, 2007, 3:36 p.m.: 20071031-IR-828070047RFA; readopted filed Nov 25, 2013, 9:23 a.m.: 20131225-IR-828130287RFA)*

## Rule 2. Fees

### 828 IAC 0.5-2-1 Fees (Repealed)

Sec. 1. *(Repealed by State Board of Dentistry; filed Dec 2, 2001, 12:35 p.m.: 25 IR 1181)*

### 828 IAC 0.5-2-2 Fees for anesthesia and sedation permits (Repealed)

Sec. 2. *(Repealed by State Board of Dentistry; filed Dec 2, 2001, 12:35 p.m.: 25 IR 1181)*

### 828 IAC 0.5-2-3 Dental fees

Authority: IC 23-1.5-2-9; IC 23-1.5-2-10; IC 25-1-8-2; IC 25-13-1-5; IC 25-14-1-13; IC 25-14-1-27.5

Affected: IC 25-13-1-8; IC 25-14-1-10

Sec. 3. The board shall charge and collect the following fees related to the practice of dentistry:

- |   |                  |
|---|------------------|
| (1) Application for licensure   | \$250            |
| (2) Repeat law examination only   | \$25             |
| (3) License renewal   | \$100 biennially |
| (4) Dental intern permit application  | \$100            |
| (5) Dental intern permit renewal  | \$50             |
| (6) Verification of dental licensure to another state   | \$10             |
| (7) Duplicate wall license  | \$10             |
| (8) Professional corporation registration application   | \$25             |
| (9) Professional corporation registration renewal   | \$20 biennially  |
| (10) Application fees for the following permits:  | \$50             |
| (A) General anesthesia, deep sedation (GADS)  |                  |
| (B) Light parenteral conscious sedation (LPCS)  |                  |
| (11) Renewal fees for the following permits:  | \$50 biennially  |
| (A) General anesthesia-deep sedation (GADS)   |                  |
| (B) Light parenteral conscious sedation (LPCS)  |                  |
| (12) Registration of an additional office in which to administer general anesthesia, deep sedation, GADS, or light parenteral conscious sedation (LPCS) | \$25             |
| (13) Reinstatement of inactive license  | \$250            |
| (14) Instructor's license application   | \$250            |
| (15) Instructor's license renewal   | \$50 annually    |
| (16) Instructor's application for the following permits:  | \$50             |

(A) GADS

(B) LPCS

(17) Renewal fee for instructor's GADS/LPCS permit \$25 annually

*(State Board of Dentistry; 828 IAC 0.5-2-3; filed Dec 2, 2001, 12:35 p.m.: 25 IR 1180; filed Oct 8, 2002, 12:40 p.m.: 26 IR 376; filed Apr 18, 2005, 2:00 p.m.: 28 IR 2713; filed Mar 23, 2006, 10:15 a.m.: 29 IR 2538; readopted filed Nov 9, 2012, 11:21 a.m.: 20121205-IR-828120384RFA)*

### **828 IAC 0.5-2-4 Dental hygiene fees**

Authority: IC 23-1.5-2-9; IC 23-1.5-2-10; IC 25-1-8-2; IC 25-13-1-5; IC 25-13-1-10.6; IC 25-14-1-13

Affected: IC 25-13-1-8; IC 25-14-1-10

Sec. 4. The board shall charge and collect the following fees related to the practice of dental hygiene:

- |   |                 |
|---|-----------------|
| (1) Application for licensure                                 | \$100           |
| (2) Repeat law examination only                               | \$25            |
| (3) License renewal   | \$50 biennially |
| (4) Dental hygiene intern permit application                  | \$50            |
| (5) Dental hygiene intern permit renewal                      | \$25            |
| (6) Verification of dental hygiene licensure to another state | \$10            |
| (7) Duplicate wall license                                    | \$10            |
| (8) Reinstatement of inactive license                         | \$100           |
| (9) Application for dental hygiene anesthetic permit          | \$25            |
| (10) Renewal of dental hygiene anesthetic permit              | \$25            |

*(State Board of Dentistry; 828 IAC 0.5-2-4; filed Dec 2, 2001, 12:35 p.m.: 25 IR 1181; filed Oct 8, 2002, 12:40 p.m.: 26 IR 376; filed Mar 23, 2006, 10:15 a.m.: 29 IR 2539; filed Dec 3, 2010, 11:14 a.m.: 20101229-IR-828100237FRA)*

### **828 IAC 0.5-2-5 Registration of mobile dental facilities and portable dental operations**

Authority: IC 25-14-1-13

Affected: IC 25-14

Sec. 5. The board shall charge and collect the following fees related to the registration of mobile dental facilities and portable dental operations:

- |                          |       |
|--------------------------|-------|
| (1) Application          | \$200 |
| (2) Registration renewal | \$100 |

*(State Board of Dentistry; 828 IAC 0.5-2-5; filed May 2, 2002, 10:24 a.m.: 25 IR 2736; readopted filed Sep 26, 2008, 10:49 a.m.: 20081015-IR-828080336RFA; readopted filed Dec 1, 2014, 8:31 a.m.: 20141231-IR-828140388RFA)*

### **828 IAC 0.5-2-6 Continuing education; sponsor approval fees**

Authority: IC 25-1-8-2; IC 25-13-1-5; IC 25-14-1-13

Affected: IC 25-13-1-8; IC 25-13-2-2; IC 25-14-1-10; IC 25-14-3-2

Sec. 6. (a) This section applies to study clubs applying for approval under IC 25-13-2-2(12) or IC 25-14-3-2(12).

(b) This section applies to organizations or individuals applying for approval under IC 25-13-2-2(18) or IC 25-14-3-2(18).

(c) The board shall charge and collect the following fees related to the approval of study clubs, organizations, and individuals as sponsors of continuing education:

- |   |        |
|---|--------|
| (1) Study club application for approval                 | \$ 250 |
| (2) Organization or individual application for approval | \$ 250 |

*(State Board of Dentistry; 828 IAC 0.5-2-6; filed Oct 8, 2002, 12:43 p.m.: 26 IR 371; readopted filed Sep 26, 2008, 10:49 a.m.: 20081015-IR-828080336RFA; readopted filed Dec 1, 2014, 8:31 a.m.: 20141231-IR-828140388RFA)*

\*