



Rules of
Department of Insurance,
Financial Institutions and
Professional Registration
Division 2110—Missouri Dental Board
Chapter 1—Organization and Description of Board

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**Title 20—DEPARTMENT OF
INSURANCE, FINANCIAL
INSTITUTIONS AND
PROFESSIONAL REGISTRATION
Division 2110—Missouri Dental Board
Chapter 1—Organization and
Description of Board**

20 CSR 2110-1.010 General Organization

PURPOSE: This regulation complies with section 536.023, RSMo which requires each agency to adopt as a regulation, a description of its operation and the methods and procedures where the public may obtain information or make submissions or requests.

(1) The Missouri Dental Board is a unit of the Division of Professional Registration of the Department of Insurance, Financial Institutions and Professional Registration.

(2) The board was established under section 332.021, RSMo for the purpose of executing and enforcing Chapter 332, RSMo.

(3) The board consists of five (5) licensed dentists, one (1) public member and one (1) dental hygienist appointed by the governor for terms of five (5) years each. The board elects from its membership a president, vice president and secretary, each of whom serves for one (1) year.

(4) It is the function of the board to—

(A) Determine the qualifications of applicants for licensure to practice the profession of dentistry and dental hygiene in this state; and

(B) Issue licenses to those persons who meet the standards of professional competence set forth in the statutes and as determined at the discretion of the board.

(5) The board is further charged with maintaining high standards of professional competence and ethical conduct among members of the dental profession.

(6) The board may investigate complaints brought to its attention against licensees and, upon a finding that a violation of Chapter 332 has occurred, may cause a formal complaint against a licensee to be filed before the Administrative Hearing Commission seeking a determination of whether the licensee is subject to disciplinary action specified in section 332.321, RSMo.

(7) The board is directed by section 332.031, RSMo to adopt rules for the application and enforcement of Chapter 332, RSMo.

(8) The board shall have at least two (2) regularly scheduled meetings each year and other meetings as determined by the board. The time and location for each meeting may be obtained by contacting the executive director of the board, P.O. Box 1367, Jefferson City, MO 65102.

(9) Public notice shall be given by the executive director at least thirty (30) days before the date of the meeting.

(10) The public may obtain information from the board, or make submissions or requests to the board, by writing the executive director of the board.

(11) The board is a member of the Central Regional Dental Testing Service, Inc. (CRDTS), which is a multi-state testing group. CRDTS was established to provide a written and clinical test of competence for dental and dental hygiene applicants, to replace similar examinations previously administered by the member states individually. Information and dates for these examinations may be obtained by writing the administrative secretary of CRDTS.

AUTHORITY: section 332.031, RSMo 2000. This rule originally filed as 4 CSR 110-1.010. Original rule filed Dec. 12, 1975, effective Jan. 12, 1976. Rescinded and readopted: Filed Oct. 13, 1983, effective Jan. 13, 1984. Amended: Filed June 13, 1988, effective Aug. 25, 1988. Moved to 20 CSR 2110-1.010, effective Aug. 28, 2006. Non-substantive change filed Aug. 12, 2014, published Sept. 30, 2014.*

**Original authority: 332.031, RSMo 1969, amended 1981, 1993, 1995.*

Missouri Dental Board v. Riney, 429 SW2d 803 (Mo. App. 1968). Where statute is clear and unambiguous, board had no power to torture the language so as to arrive at a meaning different from that which is clearly and concisely stated.

Board was without authority to adopt arbitrary rule in which application for specialist's certificate pursuant to statute which became effective August 29, 1959, must be received by board prior to January 1, 1960.

Board rule not filed with secretary of state never became effective.

State ex rel. Inscho v. Missouri Dental Board, 339 Mo. 547, 98 SW2d 606 (1937). Action of board within its administrative and ministerial powers and its exercise of reasonable discretion will not be disturbed by the court, but, if board exceeds its authority or acts arbitrarily and against the great weight of the evidence, aggrieved party may resort to

mandamus. Board has no power to revoke certificate or registration because in its opinion dentist fails in some phase of dentistry or fails to do work commensurate with standards of skill which board may fix and deem proper standards of efficiency.

Op. Atty. Gen. No. 3, Atterbury, 5-29-53. Missouri Dental Board may employ counsel.

20 CSR 2110-1.020 Board Compensation

PURPOSE: This rule fixes the compensation for the members of the Missouri Dental Board in compliance with the mandates of section 332.041.3., RSMo (1986).

(1) Each member of the Missouri Dental Board whose term of office began before September 28, 1981 shall receive the sum of forty dollars (\$40) as compensation for each day that member devotes to the affairs of the board.

(2) Each member of the Missouri Dental Board whose term of office begins on or after September 28, 1981 shall receive the sum of fifty dollars (\$50) as compensation for each day that member devotes to the affairs of the board.

(3) In addition to the compensation fixed, each member is entitled to reimbursement of his/her expenses necessarily incurred in the discharge of his/her official duties.

(4) Upon the effective date of this rule, each deputy examiner or specialty examiner who assists the Missouri Dental Board in conducting examinations for clinical competency shall receive the sum of fifty dollars (\$50) for each day that examiner devotes to the affairs of the board, as well as reimbursement of his/her expenses necessarily incurred in the discharge of his/her official duties.

(5) No request for the compensation provided shall be processed for payment unless sufficient funds are available for that purpose within the appropriations for this board.

AUTHORITY: sections 332.031 and 332.041, RSMo 1986. This rule originally filed as 4 CSR 110-1.020. Emergency rule filed Sept. 21, 1981, effective Oct. 1, 1981, expired Feb. 10, 1981. Original rule filed Sept. 21, 1981, effective Jan. 14, 1982. Amended: Filed Oct. 13, 1983, effective Jan. 13, 1984. Moved to 20 CSR 2110-1.020, effective Aug. 28, 2006.*

**Original authority: 332.031, RSMo 1969, amended 1981, 1993, 1995 and 332.041, RSMo 1969, amended 1981.*