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Sequence Number: 04-06-10  
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File Date: 04/19/2010

# Notice of Rulemaking Hearing

*Hearings will be conducted in the manner prescribed by the Uniform Administrative Procedures Act, Tennessee Code Annotated, Section 4-5-204. For questions and copies of the notice, contact the person listed below.*

<b>Agency/Board/Commission:</b>	Board of Dentistry
<b>Division:</b>	
<b>Contact Person:</b>	Shiva K. Bozarth, Deputy General Counsel
<b>Address:</b>	Office of General Counsel 220 Athens Way, Suite 210 Nashville, Tennessee 37243
<b>Phone:</b>	(615) 741-1611
<b>Email:</b>	<a href="mailto:Shiva.Bozarth@tn.gov">Shiva.Bozarth@tn.gov</a>

*Any Individuals with disabilities who wish to participate in these proceedings (to review these filings) and may require aid to facilitate such participation should contact the following at least 10 days prior to the hearing:*

<b>ADA Contact:</b>	ADA Coordinator at the Division of Health Related Boards
<b>Address:</b>	227 French Landing, Heritage Place, Nashville, Tennessee, 37243
<b>Phone:</b>	(615) 741-6350
<b>Email:</b>	

**Hearing Location(s)** (for additional locations, copy and paste table)

Address 1:	227 French Landing, Heritage Place		
Address 2:	Iris Room, Health Related Boards Conference Center, Suite 150		
City:	Nashville, Tennessee		
Zip:	37243		
Hearing Date :	06/11/10		
Hearing Time:	9:00 a.m.	<input checked="" type="checkbox"/> _X_ CST	<input type="checkbox"/> _EST

**Additional Hearing Information:**

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**Revision Type (check all that apply):**

- Amendment
- New
- Repeal

**Rule(s)** (ALL chapters and rules contained in filing must be listed. If needed, copy and paste additional tables to accommodate more than one chapter. Please enter only **ONE** Rule Number/Rule Title per row.)

Chapter Number	Chapter Title
0460-01	General Rules
Rule Number	Rule Title
0460-01-.02	Fees

<b>Chapter Number</b>	<b>Chapter Title</b>
0460-04	Rules Governing the Practice of Dental Assistants
<b>Rule Number</b>	<b>Rule Title</b>
0460-04-.04	Coronal Polishing Certification

<b>Chapter Number</b>	<b>Chapter Title</b>
0460-05	General Rules Governing Schools, Programs and Courses for Dentists, Dental Hygienists, and Registered Dental Assistants
<b>Rule Number</b>	<b>Rule Title</b>
0460-05-.03	Schools, Programs and Courses for the Registered Dental Assistant

(Place substance of rules and other info here. Statutory authority must be given for each rule change. For information on formatting rules go to <http://state.tn.us/sos/rules/1360/1360.htm>)

## Substance of Proposed Rules

### Amendments

#### Chapter 0460-01

##### General Rules

#### Chapter 0460-04

##### Rules Governing the Practice of Dental Assistants

#### Chapter 0460-05

##### General Rules Governing Schools, Programs and Courses For Dentists, Dental Hygienists, and Registered Dental Assistants

Rule 0460-01-.02, Fees, is amended by deleting paragraph (3), subparagraph (f) in its entirety and substituting the following language, so that as amended, the new paragraph (3), subparagraph (f) shall read:

- (3) Dental Assistants
  - (f) Coronal Polishing Certification Fee – To be paid to the Board's Administrative Office. \$15.00

Authority: §§ 63-1-108, 63-1-112, and 63-5-105(7).

Rule 0460-04-.04, Coronal Polishing Certification, is amended by deleting paragraph (2) in its entirety and substituting the following language, so that as amended, the new paragraph (2) shall read:

- (2) Qualifications – An applicant for a coronal polishing certification must be registered as a dental assistant in Tennessee prior to applying for admission to an education course in coronal polishing. The sequence of the certification process is as follows:
  - (a) An applicant must apply for and successfully complete an educational course, as provided in this rule, as a prerequisite for certification; or
  - (b) An applicant who has successfully completed a coronal polishing course in another state which was approved by the board in the other state, which the Board consultant has determined as equivalent to the Board-approved course in Tennessee, is eligible to apply directly to the Board for certification. If a certification or permit was issued by the other state, verification of the certificate or permit must be received directly from that state. The information regarding content of the course and proof of completion must be sent directly from the course provider to the Board's administrative office; or
  - (c) Applicants who have successfully completed an ADA accredited dental assisting program which included coronal polishing in the curriculum are eligible to apply for the certification upon completion of the program. Within thirty (30) days of an applicant completing the program, the program director/instructor must submit a letter to the Board administrator verifying that coronal polishing was included in the curriculum and a written and clinical examination was passed by the applicant. Upon receipt of the letter from the program director/instructor and the application and fees, the certification for coronal polishing will be issued.

Authority: T.C.A §§ 63-5-108 and 63-5-111.

Rule 0460-04-.04, Coronal Polishing Certification, is amended by deleting paragraph (4) in its entirety and substituting the following language, so that as amended, the new paragraph (4) shall read:

- (4) Examination - The certification course must contain a written and clinical examination that covers the curriculum in Rule 0460-05-.03(c)4(i). The passing grade for the course is set at seventy-five percent (75%). A student who fails the examination may retake the examination two (2) additional times before having to repeat the course in order to retake the examination.

Authority: T.C.A §§ 63-5-105, 63-5-108, and 63-5-111.

Rule 0460-04-.04, Coronal Polishing Certification, is amended by deleting paragraph (5) in its entirety.

Authority: T.C.A §§ 63-5-105, 63-5-108, and 63-5-111.

Rule 0460-05-.03, Schools, Programs and Courses for the Registered Dental Assistant, is amended by deleting paragraph (2) in its entirety and substituting the following language, so that as amended, the new paragraph (2) shall read:

- (2) Certification Course in Coronal Polishing
  - (a) Application for Board Approval – The owner and/or director of a certification course in coronal polishing shall make application for approval to operate that course of study on forms to be provided by the Board. The completed application must be received by the Board’s office at least thirty (30) days prior to the next regularly scheduled meeting of the Board in order for the Board to review the application. The owner and/or director of the certification course will be notified in writing of the Board’s action(s). This section shall also apply to ADA accredited dental assisting programs.
  - (b) Retention of Approval.
    - 1. In order to obtain and/or retain Board approval, the certification course shall maintain strict compliance with all minimum standards for admissions, facilities, instructor(s), equipment, and curriculum as set forth in the Board’s rules.
    - 2. The certification course shall be subject to on-site inspections by representatives of the Board and required to complete such paper surveys, as requested.
    - 3. The Board shall be notified immediately of any changes made in the operation of the certification course, such as change of location, directorship, and/or instructors. A new certificate of approval will be issued in the event of change in either ownership or directorship of the course.
    - 4. Certificates of approval shall be issued for two (2) years and shall expire on December 31st.
    - 5. At least thirty (30) days prior to the commencement of the course, the approved course shall submit the name(s) of the Tennessee dentist(s) who will be directing the course, the date of the course, and the location of the course to the Board’s Administrative Office.
  - (c) Minimum Standards for Admissions, Facilities, Instructor(s), Equipment, and Curriculum.
    - 1. The course shall be taught at an educational institution, defined as a school of dentistry, dental hygiene, or dental assisting, or a clinical facility approved by the Board which provides for proper patient care, including access to medication and equipment for the management of emergencies.

2. The course shall be directed in its entirety by a dentist who is licensed in good standing by the Tennessee Board of Dentistry. The dentist/clinical instructor may employ and/or utilize licensed dental hygienists or registered and certified dental assistants with a coronal polishing certification to teach and/or assist during the clinical portion of the course.
3. The clinical instructor-to-student ratio must be no less than one instructor to six students (1:6) for the clinical portion of the course.
4. The certification course shall consist of fourteen (14) hours of study over a two (2) day period. The course syllabus must be approved by the Board and meet the following requirements:
  - (i) Didactic - The didactic portion of the course shall include instruction in all of the following subject matters:
    - (I) Principles of plaque and stain formation;
    - (II) The clinical appearance of plaque, intrinsic and extrinsic stains and calculus (removal of calculus and scaleable stains shall be accomplished only by a dentist or licensed dental hygienist);
    - (III) The clinical appearance of clean and polished teeth;
    - (IV) Tooth morphology and the anatomy of the oral cavity as they relate to the retention of plaque, stain and polishing techniques;
    - (V) Principles of selecting abrasives and polishing agents and their effect on tooth structure and restorative materials;
    - (VI) Principles of polishing, including the selection and care of the armamentarium, instrumentation techniques and precautions, including the care of the mouth with fixed or removable prostheses and/or orthodontic appliances;
    - (VII) Principles of aseptic technique, including the sterilization of instruments, sanitation of equipment, and control of disease transmission;
    - (VIII) Principles of selecting and applying disclosing agents, including armamentarium, technique and precautions;
    - (IX) Principles of the preparation of teeth and the oral cavity for fluoride application;
    - (X) The reaction of fluorides with tooth structure;
    - (XI) Available fluoride agents;
    - (XII) Principles of the preparation and storage of fluoride agents; and
    - (XIII) Principles of application techniques, including the selection and care of armamentarium, the isolation of teeth, adaptation of trays, techniques and precautions.
  - (ii) Clinical - The course provider shall conduct clinical experience of at least two (2) hours duration, which shall include at least a one-half (½) hour demonstration by an instructor. The clinical portion shall include all significant parts of the didactic portion and hands-on experience in the following:

- (I) Identifying calculus, plaque, and intrinsic and extrinsic stains;
  - (II) Polishing exposed surfaces of teeth;
  - (III) Applying disclosing agents to the exposed surfaces of teeth;
  - (IV) Evaluating the extent of plaque and stain removal;
  - (V) Maintaining the polishing armamentarium;
  - (VI) Maintaining aseptic techniques;
  - (VII) Applying various fluoride agents; and
  - (VIII) Applying various desensitizing agents.
- (iii) The course shall include jurisprudence aspects, as follows:
- (I) Limitations of the practice of dental assisting in accordance with the statutes and rules of the Board;
  - (II) Limitations on dental assistant services;
  - (III) Penalties for violation of the Dental Practice Act or Rules of the Board of Dentistry; and
  - (IV) Mechanisms by which a person can report violations of statutes and/or rules of the Board of Dentistry.
- (d) The clinical instructor shall provide a copy of the syllabus to the student before or at the beginning of each course. The syllabus shall set forth the materials to be presented in the course and the evaluation criteria to be utilized by the clinical instructor to determine successful completion of the certification course.
- (e) Upon completion of the course, students shall be evaluated by written and clinical examinations. The written examination shall cover the didactic portion of the course. The passing grade for the course is set at seventy-five percent (75%). A student who fails the examination may retake the examination two (2) additional times before having to repeat the course in order to retake the examination. The written and clinical examination required in this subpart of the rule meets the examination requirement of the T.C.A. § 63-5-108(d).
- (f) A letter, attesting to successful completion of the course and test score(s) for each student, must be sent to the Board's Administrative Office within thirty (30) days of completion of the certification course.
- (g) The school offering the coronal polishing certification course will issue continuing education credit hours for the course.
- (h) Failure to adhere to the rules governing the certification course or to provide access to inspection, pursuant to Rule 0460-05-.03 (2) (b), may subject the course provider and students to invalidation of course results and withdrawal of course approval by the Board.
- (i) The clinical examination required in subpart (e) of this rule meets the requirement for the clinical examination under T.C.A. § 63-5-108(d).

Authority: T.C.A. §§ 63-5-107, 63-5-108, 63-5-115, and 63-5-116.

I certify that the information included in this filing is an accurate and complete representation of the intent and scope of rulemaking proposed by the agency.

Date: 4/16/10

Signature: [Handwritten Signature]

Name of Officer: Shiva K. Bozarth

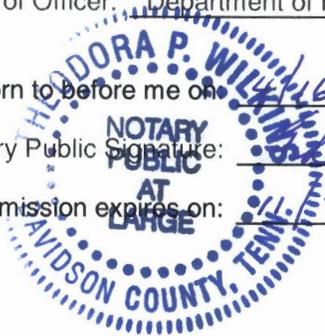
Deputy General Counsel

Title of Officer: Department of Health

Subscribed and sworn to before me on: 4/16/10

Notary Public Signature: [Handwritten Signature]

My commission expires on: 7/2011



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Filed with the Department of State on: 4/19/10

[Handwritten Signature]

Tre Hargett  
Secretary of State

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