

STATE BOARD OF DENTAL EXAMINERS

Enabling Laws

Act 119 of 2010
A.C.A. §17-82-201

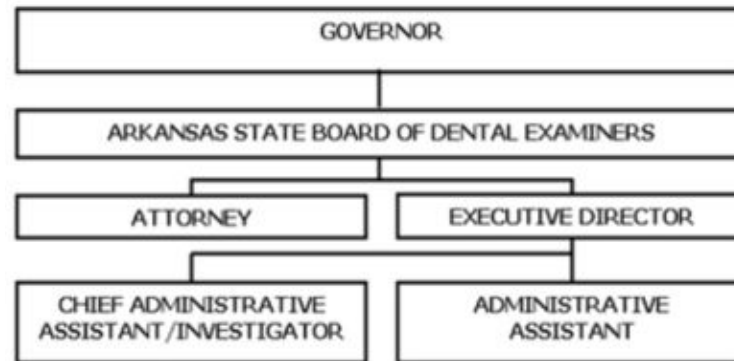
History and Organization

The Arkansas State Board of Dental Examiners was created by Act 144 of 1887 and has been in continuous existence for 123 years. Act 14 of 1955, known as the Dental Practice Act, governs Board operations. The Board regulates the practice of dentistry, dental hygiene, and dental assisting, by examining applicants for competency and issuing licenses to candidates meeting the requirements of the state and the Board.

The Board is also vested with the power to revoke or suspend the privilege of practicing professionally under any license or permit issued by it; it may place a licensee or permittee on probation, may impose a fine, or a combination of these sanctions; it has the authority to promulgate Rules and Regulations governing the practice of dentistry; it may conduct disciplinary hearings under the Administrative Procedures Act.

The Board is composed of six practicing dentists, one practicing dental hygienist, and two consumer representatives; one represents the senior citizens of the state. Members are appointed by the Governor for five year terms; officers are elected annually. The Board meets six or more times a year and conducts disciplinary hearings in conjunction with those meetings.

The Board employs an executive director and two other employees. The Board participates in the Southern Regional Testing Agency with five other states; this agency administers clinical examinations to dentists and dental hygienists. The board members who are dentists and the dental hygienist board member participate with other professional examiners at more than sixteen examinations each year. The Board also holds individual examinations for applicants in the dental specialty fields. More than 5,900 individuals hold a current license or permit issued by the Board of Dental Examiners.



Agency Commentary

The State Board of Dental Examiners is a medically related cash fund agency with one appropriation. Funds are collected by the Board through application fees for licensure, renewal of licenses and permits, issuance of permits, late penalties, and disciplinary fines. The Board is totally self-funded.

The Board was established in 1887 to regulate dentistry. Through the Dental Practice Act [A.C.A. §17-82-101 et seq.] and its Rules and Regulations, the Board prescribes those acts, services, procedures and practices which define the practice of dentistry and those acts, services, procedures and practices which can be performed by dental hygienists and dental assistants.

The Board's office staff of three receives written complaints from the public about dental services, answers questions from the public and licensees of the Board, dispenses applications and information about licensure and permitting in the state, and plans and schedules hearings and meetings. The Board implemented minimum standards of continuing education and mandatory CPR several years ago. The Board uses its website [www.asbde.org] to provide application forms for licensure, minutes of meetings, newsletters and lists of licensed dentists and dental hygienists. Our website is linked to the national group of dental examiners.

The Board has sufficient cash funding for the Base Level request for the 2011-13 biennium.

Audit Findings

DIVISION OF LEGISLATIVE AUDIT
AUDIT OF :
ARKANSAS STATE BOARD OF DENTAL EXAMINERS
FOR THE YEAR ENDED JUNE 30, 2008

Findings	Recommendations
None	None

Employment Summary

	Male	Female	Total	%
White Employees	0	1	1	33 %
Black Employees	0	2	2	67 %
Other Racial Minorities	0	0	0	0 %
Total Minorities			2	67 %
Total Employees			3	100 %

Cash Fund Balance Description as of June 30, 2010

Fund Account	Balance	Type	Location
3120000	\$1,214,212	Checking, Money Market, CD and Treasury	Pulaski, Simmons, Twin City Metropolitan Bank & State Treasury

Statutory/Other Restrictions on use:

A.C.A. 17-82-211 Provides for the Agency to collect fines and penalties and for the Agency treasurer to disburse as necessary.

Statutory Provisions for Fees, Fines, Penalties:

A.C.A. 17-82-100 et seq., A.C.A. 17-82-201 et seq., A.C.A. 17-82-301 et seq., 17-82-501 et seq.

Revenue Receipts Cycle:

January 1 Odd numbered years-Biennial renewal of dental and hygiene licenses, corporation registry, anesthesia permits. January 1 Even numbered years-Biennial renewal of dental assistant permits.

Fund Balance Utilization:

To pay all expenses of board operations including board meetings, disciplinary hearings, complaint investigations, staff training, board member examiners training and office operations.

Fund Account	Balance	Type	Location
PDE0100	\$36,844	Payroll	State Treasury

Statutory/Other Restrictions on use:

A.C.A. 17-82-211 Provides for the Agency to collect fines and penalties and for the Agency treasurer to disburse as necessary.

Statutory Provisions for Fees, Fines, Penalties:

A.C.A. 17-82-100 et seq., A.C.A. 17-82-201 et seq., A.C.A. 17-82-301 et seq., 17-82-501 et seq.

Revenue Receipts Cycle:

January 1 Odd numbered years-Biennial renewal of dental and hygiene licenses, corporation registry, anesthesia permits. January 1 Even numbered years-Biennial renewal of dental assistant permits.

Fund Balance Utilization:

To pay payroll of the board.

Publications

A.C.A. 25-1-204

Name	Statutory Authorization	Required for		# of Copies	Reason(s) for Continued Publication and Distribution
		Governor	General Assembly		
None	N/A	N	N	0	N/A

Agency Position Usage Report

FY2008 - 2009						FY2009 - 2010						FY2010 - 2011					
Authorized in Act	Budgeted			Unbudgeted Total	% of Authorized Unused	Authorized in Act	Budgeted			Unbudgeted Total	% of Authorized Unused	Authorized in Act	Budgeted			Unbudgeted Total	% of Authorized Unused
	Filled	Unfilled	Total				Filled	Unfilled	Total				Filled	Unfilled	Total		
3	3	0	3	0	0.00 %	3	3	0	3	0	0.00 %	3	3	0	3	0	0.00 %

Analysis of Budget Request

Appropriation: A41 - Cash Operations

Funding Sources: 312 - Dental Examiners Cash

The State Board of Dental Examiners is funded from the receipt of fees charged by the Board, as authorized by Arkansas Code Annotated § 17-82-310.

Base Level salaries and matching do not include appropriation for a Cost of Living Adjustment or Career Service Payments. The Base Level amount includes board member Stipend payments.

The Agency is requesting Base Level for the 2011-2013 biennium.

The Executive Recommendation provides for the Agency Request. Expenditure of appropriation is contingent upon available funding.

Appropriation Summary

Appropriation: A41 - Cash Operations
Funding Sources: 312 - Dental Examiners Cash

Historical Data

Agency Request and Executive Recommendation

Commitment Item		2009-2010	2010-2011	2010-2011	2011-2012			2012-2013		
		Actual	Budget	Authorized	Base Level	Agency	Executive	Base Level	Agency	Executive
Regular Salaries	5010000	158,218	159,990	165,533	158,590	158,590	158,590	158,590	158,590	158,590
#Positions		3	3	3	3	3	3	3	3	3
Personal Services Matching	5010003	42,161	44,594	44,849	44,401	44,401	44,401	44,401	44,401	44,401
Operating Expenses	5020002	99,220	114,637	114,637	114,637	114,637	114,637	114,637	114,637	114,637
Conference & Travel Expenses	5050009	3,350	7,166	7,166	7,166	7,166	7,166	7,166	7,166	7,166
Professional Fees	5060010	32,185	42,126	42,126	42,126	42,126	42,126	42,126	42,126	42,126
Data Processing	5090012	0	0	0	0	0	0	0	0	0
Refunds/Reimbursements	5110014	564	10,000	10,000	10,000	10,000	10,000	10,000	10,000	10,000
Capital Outlay	5120011	0	0	0	0	0	0	0	0	0
Total		335,698	378,513	384,311	376,920	376,920	376,920	376,920	376,920	376,920
Funding Sources										
Fund Balance	4000005	845,767	1,251,056		1,275,543	1,275,543	1,275,543	1,301,623	1,301,623	1,301,623
Cash Fund	4000045	740,987	403,000		403,000	403,000	403,000	403,000	403,000	403,000
Total Funding		1,586,754	1,654,056		1,678,543	1,678,543	1,678,543	1,704,623	1,704,623	1,704,623
Excess Appropriation/(Funding)		(1,251,056)	(1,275,543)		(1,301,623)	(1,301,623)	(1,301,623)	(1,327,703)	(1,327,703)	(1,327,703)
Grand Total		335,698	378,513		376,920	376,920	376,920	376,920	376,920	376,920