

**ORDER OF THE MISSOURI DENTAL BOARD REGARDING**  
**ISSUANCE OF A PROBATED LICENSE**  
**TO CARRIE L. BARNHART, D.D.S.**

Comes now the Missouri Dental Board ("Board") and hereby issues it ORDER granting a PROBATED license, License No. 014773, to Carrie L. Barnhart, D.D.S., pursuant to the provisions of §620.149, RSMo 2000. As set forth in §620.149.2 RSMo, Licensee may submit a written request for a hearing to the Administrative Hearing Commission seeking review of the Board's decision to issue a probated license to Licensee. Such written request must be submitted to the Administrative Hearing Commission within thirty (30) days of delivery or mailing of this Order by certified mail. The written request should be addressed to the Administrative Hearing Commission, P.O. Box 1557, Truman Building Rm. 604, Jefferson City, MO 65102-1557. If no written request for review is received by the Administrative Hearing Commission within the thirty (30) day period, the right to seek review of the Board's decision shall be considered as waived.

**I.**

Based upon the foregoing, the Board hereby states:

1. The Missouri Dental Board is an agency of the State of Missouri created and established pursuant to §332.021, RSMo, for the purpose of executing and enforcing the provisions of Chapter 332, RSMo, which regulates the practice of dentistry.

2. Pursuant to the provisions of § 620.149, RSMo 2000, the Board hereby issues License No. 014773 to Carrie L. Barnhart, D.D.S.. License No. 014773 is subject to the terms and conditions set forth herein below.

3. Licensee practiced dentistry without a license from November 30, 2004 to approximately April 30, 2006.

4. Licensee altered her expired dental license by changing the expiration date on the license and submitted the same to an insurance company in an effort to obtain payment for claims. The altered license was also faxed to the Board office.

5. Cause exists for the Board to deny licensure to Licensee pursuant to § 332.321.1 and 2(5), (6), (7), (12), and (13), RSMo, which states in pertinent part:

1. The board may refuse to issue or renew a permit or license required pursuant to this chapter for one or any combination of causes stated in subsection 2 of this section . . .
2. The board may cause a complaint to be filed with the administrative hearing commission as provided by chapter 621, RSMo, against any holder of any permit or license required by this chapter or any person who has failed to renew or has surrendered his or her permit or license for any one or any combination of the following causes:
  - (5) Incompetency, misconduct, gross negligence, fraud, misrepresentation or dishonesty in the performance of, or relating to one's ability to perform, the functions or duties of any profession licensed or regulated by this chapter;
  - (6) Violation of, or assisting or enabling any person to violate, any provision of this chapter, or any lawful rule or regulation adopted pursuant to this chapter;
  - (7) Impersonation of any person holding a permit or license or allowing any person to use his or her permit, license or diploma from any school;
  - (12) Failure to display a valid certificate, permit or license if so required by this chapter or by any rule promulgated hereunder; and
  - (13) Violation of any professional trust or confidence.

6. Further, § 332.081.1 RSMo states that: No person or other entity shall practice dentistry in Missouri or provide dental services as defined in section 332.071 unless and until the board has issued to the person a certificate certifying that the person has been duly registered as a dentist in Missouri or to an entity that has been duly registered to provide dental services by licensed dentists . . . , and unless and until the board has issued to the person a license, to be renewed each period, as provided in this chapter, to practice dentistry . . . , or has issued to the person or entity a permit, to be renewed each period, to provide dental services in Missouri.

7. The Board hereby issues this ORDER in lieu of denial of Licensee's request for a license to practice as a dentist in Missouri.

## **II.**

### **TERMS AND CONDITIONS**

Based on the foregoing, the license issued to Licensee, License No. 014773 is subject to the following restrictions:

1. Licensee's license will be immediately placed on PROBATION for FIVE (5) years ("disciplinary period") beginning the date this Order is signed by the Board's Executive Director. During the disciplinary period, Licensee shall be entitled to engage in the practice of dentistry in accordance with Chapter 332, RSMo, provided that Licensee adheres to all of the terms and conditions of this Order. Licensee shall comply with the following terms and conditions during the disciplinary period:

**I. GENERAL REQUIREMENTS:**

- A. Licensee shall meet with the Board or its representatives at such times and places as required by the Board after notification of a required meeting.**
- B. Licensee shall submit reports to the Missouri Dental Board, P.O. Box 1367, Jefferson City, Missouri 65102, stating truthfully whether she has complied with all the terms and conditions of this Order by no later than January 1 and July 1 during each year of the disciplinary period.**
- C. Licensee shall keep the Board apprized of her current home and work addresses and telephone numbers. Licensee shall inform the Board within ten days of any change of home or work address and home or work telephone number.**
- D. Licensee shall comply with all provisions of the Dental Practice Act, Chapter 332, RSMo; all applicable federal and state drug laws, rules, and regulations; and all federal and state criminal laws. "State" here includes the state of Missouri and all other states and territories of the United States.**
- E. During the disciplinary period, Licensee shall timely renew her license and timely pay all fees required for licensing and comply with all other board requirements necessary to maintain Licensee's license in a current and active state.**
- F. If at any time during the disciplinary period, Licensee removes herself from the state of Missouri, ceases to be currently licensed under the provisions of Chapter 332, or fails to advise the Board of her current place of business and residence, the time of her absence, unlicensed status, or unknown whereabouts shall not be deemed or taken as any part of the time of discipline so imposed in accordance with § 332.321.6, RSMo.**

- G. During the disciplinary period, Licensee shall accept and comply with unannounced visits from the Board's representatives to monitor her compliance with the terms and conditions of this Order.
- H. If Licensee fails to comply with the terms of this Order, in any respect, the Board may impose such additional or other discipline that it deems appropriate.
- I. This Order does not bind the Board or restrict the remedies available to it concerning any other violation of Chapter 332, RSMo, by Licensee not specifically mentioned in this document.
- J. Licensee shall inform all employers for whom she practices dentistry of her licensure status and provide a copy of this document to her employer upon employment.

**II. DRUG SCREENS:**

During the disciplinary period, Licensee shall, at Licensee's cost, submit to biological testing as required by the Board. Licensee shall, upon demand and without delay, allow the Board's designated representative to obtain witnessed biological samples and shall cooperate fully and completely with the Board's designated representative in providing such samples. The presence of any alcohol or controlled substance, for which Licensee does not hold a valid prescription, whatsoever in a biological sample shall constitute a violation of Licensee's discipline.

**III. JURISPRUDENCE EXAM:**

Licensee shall take and successfully complete the jurisprudence exam for dentists in the state of Missouri within ninety (90) days of the date of this Order.

**IV. ETHICS CONTINUING EDUCATION:**

Licensee shall take the continuing education course in ethics sponsored by the University of Missouri-Kansas City. This continuing education shall

be in addition to the continuing education required by law for licensure renewal by the Board. This course must be taken within the first twelve (12) months of the effective date of this Order. Licensee shall provide the Board with proof of attendance from the sponsor of the program no later than thirty (30) days after attending the course. Failure to obtain the required additional continuing education hours and/or submit the required documentation to the Board will result in a violation of the terms of discipline.

V. **ADDITIONAL CONTINUING EDUCATION:**

Licensee shall take 25 hours of continuing education that involves classroom attendance. No online or correspondence courses will be acceptable to fulfill this requirement. All courses must be given by Board approved sponsors. This continuing education shall be in addition to the continuing education required by law for licensure renewal by the Board. The courses must be taken within the first twelve (12) months of the effective date of this Order. Licensee shall provide the Board with proof of attendance from the sponsor of the program no later than thirty (30) days after attending the course. Failure to obtain the required additional continuing education hours and/or submit the required documentation to the Board will result in a violation of the terms of discipline.

2. If Licensee fails to comply with the terms of this Order, in any respect, the Board may impose such additional or other discipline which it deems appropriate.

3. The Board will maintain this Order as an open and public record of the Board as provided in Chapters 332, 610, and 620, RSMo.

4. Upon the expiration of said discipline period, Licensee's license as a dentist in Missouri shall be fully restored if all other requirements of law have been satisfied; provided, however, that in the event that Board determines that the Licensee has

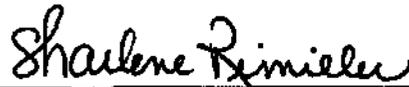
violated any term or condition of this Order, the Board may, in its discretion, after an evidentiary hearing, vacate and set aside the discipline imposed herein and may suspend, revoke, or otherwise lawfully discipline the Licensee.

5. No order shall be entered by the Board pursuant to the preceding paragraph of this Order without notice and an opportunity for hearing before the Board in accordance with the provisions of Chapter 536, RSMo.

6. If the Board determines that Licensee has violated a term or condition of this Order, which violation would also be actionable in a proceeding before the Administrative Hearing Commission or the circuit court, the Board may elect to pursue any lawful remedies or procedures afforded it and is not bound by this agreement in its determination of appropriate legal actions concerning that violation.

SO ORDERED EFFECTIVE THIS 3<sup>rd</sup> day of August, 2006.

MISSOURI DENTAL BOARD



Sharlene Rimiller, Executive Director