

BEFORE THE DENTAL BOARD OF THE STATE OF IOWA

IN THE MATTER OF THE NOTICE OF HEARING AGAINST

WILLIAM J. GEORGE, D.D.S., RESPONDENT

DYERSVILLE, IOWA

NOTICE OF HEARING, SETTLEMENT AGREEMENT and FINAL ORDER

(combined)

COMES NOW the Iowa Dental Board (the Board), and George J. William, D.D.S. (Respondent), on April 12, 2011, and pursuant to Iowa Code Sections 17A.10(2) and 272C.3(4), enter into the following combined Notice of Hearing, Settlement Agreement and Final Order.

NOTICE OF HEARING

1. A hearing on this matter will not be held as the Board and Respondent have entered into the following combined Notice of Hearing, Settlement Agreement and Final Order.
2. Respondent was issued license number 06131 to practice dentistry in the state of Iowa on July 1, 1976.
3. Respondent's Iowa dental license is current and will expire on August 31, 2012.

LEGAL AUTHORITY AND JURISDICTION

4. The Board has jurisdiction in this matter pursuant to Iowa Code Chapters 147, 153 and 272C.

SECTIONS OF STATUTES AND RULES INVOLVED

COUNT I

5. Respondent is charged under Iowa Code Section 153.34(4)(2011) with repeated violation of Chapter 153 and the rules of the Board when by delegating to a dental assistant services that cannot be legally performed in violation of Iowa Code Section 153.38 and Iowa Administrative Code 650-20.3(2)(e).

STATEMENT OF MATTERS ASSERTED

6. Iowa law requires that a person engaged in the practice of dental assisting to only practice in the areas for which they have received training pursuant to Iowa Code Section 20.3(1).
7. Iowa law also prohibits assistants from rendering certain services, one of which is removal of any plaque, stain, or hard natural or synthetic material except by toothbrush, floss, or rubber cup coronal polish, or removal of any calculus pursuant to Iowa Code Section 20.3(2)(e).
8. Respondent allowed a dental assistant to perform duties which included the removal of plaque and calculus, with hand instruments other than a toothbrush, floss, or rubber cup coronal polish.

SETTLEMENT AGREEMENT

THEREFORE, IT IS HEREBY ORDERED that Respondent is hereby **CITED** and **WARNED** for delegating duties to a dental assistant which are not allowed by Iowa law.

9. Respondent agrees to submit a civil penalty in the amount of twenty five hundred dollars (\$2500.00) to the Iowa Dental Board within sixty (60) days of the date of this Order made payable to Treasurer, State of Iowa, and deposited in the general fund.
10. Respondent shall successfully complete the dental jurisprudence examination within sixty (60) days of the date of this Order.

FINAL ORDER

11. This combined Notice of Hearing, Settlement Agreement and Final Order constitutes the resolution of a contested case proceeding.
12. By entering into this combined Notice of Hearing, Settlement Agreement and Final Order, Respondent voluntarily waives any rights to a contested case hearing and waives any objections to the terms of this Settlement Agreement.
13. Respondent understands that by entering into this combined Notice of Hearing, Settlement Agreement and Final Order, he cannot obtain a copy of the investigative file. Under Section 272C.6(4), a copy of the investigative file may only be provided to a licensee after a Statement of Charges is filed but before the final resolution of those charges.

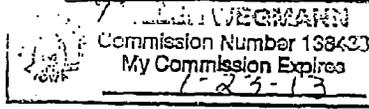
14. This combined Notice of Hearing, Settlement Agreement and Final Order, is voluntarily submitted by Respondent to the Board for consideration.
15. Respondent acknowledges that he has the right to be represented by counsel in this matter.
16. This combined Notice of Hearing, Settlement Agreement and Final Order becomes public record available for inspection and copying upon execution of this agreement in accordance with the requirements of Iowa Code Chapters 17, 22 and 272C.
17. Respondent understands that the Board is required by Federal law to report this Order to the National Practitioner Data Bank and Healthcare Integrity and Protection Data Bank.
18. Respondent acknowledges that no member of the Board, nor any employee, nor attorney for the Board, has coerced, intimidated, or pressured him, in any way whatsoever, to execute this Order.
19. This combined Notice of Hearing, Settlement Agreement and Final Order is subject to approval of the Board. If the Board fails to approve this combined Notice of Hearing, Settlement Agreement and Final Order, it shall be of no force or effect to approval of either party.
20. The Board's approval of this Notice of Hearing, Settlement Agreement and Final Order shall constitute a **Final Order** of the Board.



William J. George, D.D.S.
Respondent

Subscribed and sworn to before me on April 11, 2011.

Theresa O'Connell Weeg
Notary Public, state of Iowa



This combined Notice of Hearing, Settlement Agreement and Final Order is approved by the Board on April 12, 2011.

Gary D. Roth

GARY D. ROTH, D.D.S.
Chairperson
Iowa Dental Board
400 SW 8th Street, Suite D
Des Moines, IA 50309-4867

CC: Theresa O'Connell Weeg
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