

**BEFORE THE DENTAL BOARD OF THE STATE OF IOWA**

\*\*\*\*\*

**IN THE MATTER OF THE STATEMENT OF CHARGES AGAINST**

**MELANIE SEE, R.D.A., RESPONDENT**

**WEST DES MOINES, IOWA**

**#18-0129**

\*\*\*\*\*

**STATEMENT OF CHARGES, SETTLEMENT AGREEMENT and FINAL ORDER**

**(combined)**

\*\*\*\*\*

**COME NOW** the Iowa Dental Board (Board), and Melanie See, R.D.A., (Respondent), and pursuant to Iowa Code sections 17A.10 and 272C.3(4), enter into the following combined Statement of Charges, Settlement Agreement and Final Order (Order).

**A. LEGAL AUTHORITY AND JURISDICTION**

1. Respondent was issued dental assisting registration 11500 in the state of Iowa on January 13, 2012.
2. Respondent's dental assisting registration is current and will expire on August 31, 2019.
3. The Board has jurisdiction in this matter pursuant to Iowa Code chapters 147, 153, and 272C (2017).

## **B. STATEMENT OF CHARGES**

### **SECTIONS OF STATUTES AND RULES INVOLVED**

#### **COUNT I**

4. Respondent is charged under Iowa Code section 153.34(4) and 650 IAC 30.4(43) with practicing beyond training.

#### **STATEMENT OF MATTERS ASSERTED**

5. A dental assistant has a limited scope of practice, pursuant to 650 IAC 20.4.
6. On multiple occasions, Respondent performed final adjustments of dentures, which is outside of the scope of practice of dental assistants.
7. On multiple occasions, Respondent administered triazolam to patients while her supervising dentist was not present in the treatment facility.

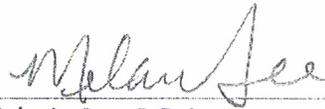
## **C. SETTLEMENT AGREEMENT AND FINAL ORDER**

### **THEREFORE IT IS HEREBY ORDERED:**

8. Respondent is hereby **CITED** for practicing beyond training and **WARNED** that future violations may result in further disciplinary action.
9. Respondent agrees not to perform procedures which are not in her scope of practice.
10. Respondent agrees to submit a civil penalty in the amount of five hundred dollars (\$500.00) to the Board within sixty (60) days of the date of this Order made payable to Treasurer, State of Iowa.
11. Respondent shall successfully complete the dental assisting jurisprudence examination within sixty (60) days of the date of this Order.

12. This Order constitutes the resolution of a contested case proceeding.
13. Respondent denies the allegations contained in the Statement of Charges, but acknowledges that the allegations, if proven in a contested case proceeding, would constitute grounds for the discipline agreed to in this Order.
14. By entering into this Order, Respondent voluntarily waives any rights to a contested case hearing and waives any objections to the terms of this Order.
15. Respondent understands that by entering into this Order, she cannot obtain a copy of the investigative file. Under Iowa Code 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.
16. This Order is voluntarily submitted by Respondent to the Board for consideration.
17. Respondent acknowledges that she has the right to be represented by counsel in this matter.
18. This Order becomes public record available for inspection and copying upon execution by the Board, in accordance with the requirements of Iowa Code chapters 22 and 272C.
19. Respondent understands that the Board is required by federal law to report this Order to the National Practitioner Data Bank.
20. Respondent acknowledges that no member of the Board, nor any employee, nor attorney for the Board, has coerced, intimidated, or pressured her, in any way whatsoever, to execute this Order.

21. This Order is subject to approval of the Board. If the Board fails to approve this Order, it shall be of no force or effect to either party.
22. The Board's approval of this Order shall constitute a **Final Order** of the Board.



Melanie See, R.D.A.  
Respondent

This combined Statement of Charges, Settlement Agreement and Final Order is approved by the Board on January 25<sup>th</sup>, 2018.



STEVEN P. BRADLEY, D.D.S.  
Chairperson  
Iowa Dental Board  
400 SW 8<sup>th</sup> Street, Suite D  
Des Moines, IA 50309-4867