BEFORE THE DENTAL BOARD OF THE STATE OF IOWA

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IN THE MATTER OF THE STATEMENT OF CHARGES AGAINST

CHADWICK JOHNSON, D.D.S., RESPONDENT

PLEASANT HILL, IOWA

#19-0062

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STATEMENT OF CHARGES, SETTLEMENT AGREEMENT and FINAL ORDER (combined)

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COME NOW the Iowa Dental Board (Board), and Chadwick Johnson, D.D.S. (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 license 08353 in the state of Iowa on July 5, 2005.
2. Respondent's dental license is current and will expire on August 31, 2020.
3. The Board has jurisdiction in this matter pursuant to Iowa Code chapters 147, 153, and 272C (2019).

B. STATEMENT OF CHARGES

SECTIONS OF STATUTES AND RULES INVOLVED

COUNT I

1. Respondent is charged under Iowa Code section 153.34(8) and 650 IAC 30.4(4)"c" with failing to maintain a satisfactory standard of competency in relation to prescribing.

COUNT II

2. Respondent is charged under Iowa Code section 153.34(8) and 650 IAC 29.8 with noncompliance with the minimal sedation standards set forth in 650 IAC 29.7.

STATEMENT OF MATTERS ASSERTED

3. Respondent is engaged in the practice of dentistry in Pleasant Hill, Iowa.
4. Respondent prescribed opioids to patients in quantities or situations when a reasonably prudent dentist would not have prescribed opioids.
5. Respondent prescribed antianxiety premedication in higher quantities than needed to achieve minimal sedation.
6. Respondent failed to consider the ASA status of a patient when using minimal sedation.

C. SETTLEMENT AGREEMENT AND FINAL ORDER

THEREFORE IT IS HEREBY ORDERED:

7. Respondent's license shall be placed on **PROBATION** for a period of one (1) year, subject to the following terms:
    a. Respondent agrees not to prescribe opioids until he submits the following to the Board:
        i. Proof of completion of the PBI Prescribing Course: Opioids,

Pain Management, and Addiction (RX-21 Dentist Standard Edition); and

ii. Proposed guidelines for prescribing opioids, to be utilized by Respondent for future prescribing. The proposed guidelines must explicitly address use of the PMP.

b. Respondent agrees not to prescribe antianxiety premedication until he submits the following to the Board:

i. Proof of completion of a continuing education course or literature review pertaining to the proper evaluation of the ASA Physical Status classification of patients prior to administering minimal sedation; and

ii. Proposed guidelines for prescribing antianxiety premedication, to be utilized by Respondent for future prescribing. The guidelines must restrict Respondent from prescribing a larger quantity of pills than indicated with the directions for use.

c. Respondent shall complete one (1) year of monitored practice before being released from probation. Respondent shall submit the name and curriculum vitae of a proposed practice monitor and practice monitoring plan to the Board for approval. The practice monitor shall be an Iowa licensed dentist with no public discipline on file and with special skills, knowledge, and expertise in pain management and

antianxiety premedication who can objectively review Respondent's prescribing.

d. On a monthly basis, the practice monitor shall randomly select five (5) of Respondent's patient records for patients who have been prescribed an opioid and five (5) of Respondent's patient records for patients who have been prescribed antianxiety premedication and conduct a review of those records to ensure that Respondent is following his guidelines and meeting the standard of care for pain management and antianxiety premedication. Respondent shall ensure the practice monitor submits a written report each month following each records review. All monthly reports are due by the 1st day of the following month.

e. Respondent shall fully comply with all recommendations made by the practice monitor that pertain to pain management and antianxiety premedication.

f. Respondent shall, upon reasonable notice and subject to the provisions of 650 IAC 31.6, appear before the Board at the time and place designated by the Board.

g. Respondent shall fully cooperate with unannounced visits by any agent of the Board to determine compliance with this Order.

h. Respondent shall notify the Board of any change of practice location or any change in contact information within fourteen (14) days.

i. Respondent shall submit a written report each quarter detailing compliance with the terms of this Order. Quarterly reports are due by the 1st of January, April, July, and October.

j. Respondent shall be responsible for the costs incurred by the Board in monitoring Respondent's probationary period. Respondent shall promptly remit payment in the amount of three hundred dollars ($300.00) on or before the 1st of January, April, July, and October of each year for such costs while on probation.

8. Respondent shall submit a CIVIL PENALTY in the amount of one thousand fifteen hundred dollars ($1,500.00) to the Board within ninety (90) days of this Order, made payable to Treasurer, State of Iowa, to be deposited in the general fund.

9. This Order constitutes the initiation and resolution of a contested case proceeding.

10. This Order is voluntarily submitted by Respondent to the Board for consideration.

11. 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.

12. 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.

13. Respondent understands that by entering into this Order, he 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 the initiation of a contested case proceeding and prior to its resolution.

14. Respondent acknowledges that he has the right to be represented by counsel in this matter.

15. Respondent understands that the Board is required by federal law to report this Order to the National Practitioner Data Bank.

16. Upon approval by the Board, this Order becomes a permanent public record available for inspection and copying, in accordance with the requirements of Iowa Code chapters 22 and 272C.

17. This Order is subject to approval by the Board. If the Board fails to approve this Order, it shall be of no force or effect to either party.

18. Upon approval by the Board, this Order shall constitute a FINAL ORDER of the Board.

CHADWICK JOHNSON, D.D.S.
Respondent

This combined Statement of Charges, Settlement Agreement and Final Order is approved by the Board on January 24th, 2020.

WILLIAM MCBRIDE, D.D.S.
Chairperson, Iowa Dental Board