



BEFORE THE KANSAS DENTAL BOARD

In The Matter Of)
) Case No. 20-7
MICHAEL PUTNAM, DDS)
LICENSE NO. 5899)

EMERGENCY AGENCY ORDER

Michael Putnam, DDS (“Respondent”) is currently authorized to practice dentistry in the State of Kansas by reason of the Kansas Dental Board (“Board”) having issued him License No. 5899 subject to restrictions imposed by an Emergency Agency Order issued December 14, 2020.

The following facts related to the Respondent’s practice of dentistry in the State of Kansas has come to the attention of the Board’s Investigation Committee:

1. On December 14, 2020, pursuant to K.S.A. 77-536 and K.S.A. 65-1449, an Emergency Agency Order was issued by the Kansas Dental Board which limited Respondent’s License and prohibited him from performing any tooth extraction.
2. Pursuant to K.S.A. 65-1449, the Emergency Agency Order extended up to ninety (90) days or until March 14, 2021.
3. On March 10, 2021, Patient MS presented for a second opinion regarding an extraction performed by Respondent on March 3, 2021 in direct violation of the Emergency Agency Order dated December 14, 2020.
4. Patient MS reported the Respondent instructed her not to disclose the fact he extracted her tooth because he was not supposed to be practicing.

After considering the foregoing, the Board’s Investigation Committee, in accordance with the authority granted to it by the Board, enters the following emergency agency order, pursuant to K.S.A. 77-536 and K.S.A. 65-1449.

Matter of Michael Putnam, D.D.S., No. 20-7 (Kansas Dental Board)

EMERGENCY AGENCY ORDER

I. FINDINGS OF FACT

For purposes of this order, the Board's Investigation Committee makes the following findings of fact:

1. The Board has previously issued Respondent license number 5899, which entitles him to practice dentistry in the State of Kansas ("Respondent's License").
2. The Board's Investigation Committee incorporates paragraphs 1 through 4 set out above as its findings of fact.
3. The Board's Investigation Committee finds probable cause exists that the Respondent disregarded and directly violated the restrictions contained in the December 14, 2020 Emergency Agency Order in violation of the Kansas Dental Practice Act.

II. CONCLUSIONS OF LAW AND FACT

For purposes of this order, the Board's Investigation Committee makes the following conclusions of law and fact:

1. Respondent's continued extraction of teeth would constitute an immediate danger to the public health and safety or welfare. The least restrictive way to prevent or avoid that immediate danger is to limit Respondent's License to prohibit him from extracting teeth.
2. There is cause to believe the acts and violations committed by Respondent as detailed in the Committee's findings of fact would form the basis for discipline of Respondent's License, including revocation or suspension, pursuant to various provisions of the Dental Act, including K.S.A. 65-1436(a)(4), (a)(5), (a)(6) and (a)(15).

III. EMERGENCY ORDER

Pursuant to K.S.A. 77-536 and K.S.A. 65-1449, and based upon the foregoing findings and conclusions, Respondent's License is hereby limited to prohibit him from performing any tooth extraction until further order of the Board.

Within fifteen (15) days after service of this Emergency Agency Order, either party may file a petition for reconsideration pursuant to K.S.A. 77-529.

Within the time limits established in K.S.A. 77-613, either party may seek judicial review of this Emergency Agency Order, pursuant to said statute. The agency officer designated to receive service of a petition for judicial review is:

B. Lane Hemsley
Executive Director
Kansas Dental Board
900 SW Jackson, Room 455-S
Topeka, KS 66612

IT IS SO ORDERED.

March 17, 2021

Date



Mark Herzog, DDS, Chairman
Investigation Committee of the
Kansas Dental Board

CERTIFICATE OF SERVICE

I hereby certify that I did, on the 17th day of March, 2021, deposit in the United States mail, postage prepaid, a copy of the foregoing EMERGENCY AGENCY ORDER, properly addressed to the following:

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B. Lane Hemsley
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Kansas Dental Board