

Rule Summary and Fiscal Analysis (Part A)**State Dental Board**

Agency Name

Division

Mindy Franks

Contact

**77 South High St. 17th Floor Columbus OH
43215-6135**

Agency Mailing Address (Plus Zip)

614-466-2580

Phone

Fax

mindy.franks@den.state.oh.us

Email

4715-11-03.1

Rule Number

AMENDMENT

TYPE of rule filing

Rule Title/Tag Line

Coronal polishing certification.**RULE SUMMARY**

1. Is the rule being filed for five year review (FYR)? **Yes**
2. Are you proposing this rule as a result of recent legislation? **No**
3. Statute prescribing the procedure in accordance with the agency is required to adopt the rule: **119.03**
4. Statute(s) authorizing agency to adopt the rule: **4715.39**
5. Statute(s) the rule, as filed, amplifies or implements: **4715.39**
6. State the reason(s) for proposing (i.e., why are you filing,) this rule:

Rule is being filed pursuant to 119. 5-year rule review.
7. If the rule is an AMENDMENT, then summarize the changes and the content of the proposed rule; If the rule type is RESCISSION, NEW or NO CHANGE, then summarize the content of the rule:

This rule sets forth the minimum certification, education, training, and examination

requirements for a dental assistant to become certified to perform coronal polishing under the direct supervision of a licensed dentist. Amendments to the rule were for gender neutralization purposes.

8. If the rule incorporates a text or other material by reference and the agency claims the incorporation by reference is exempt from compliance with sections 121.71 to 121.74 of the Revised Code because the text or other material is **generally available** to persons who reasonably can be expected to be affected by the rule, provide an explanation of how the text or other material is generally available to those persons:

This response left blank because filer specified online that the rule does not incorporate a text or other material by reference.

9. If the rule incorporates a text or other material by reference, and it was **infeasible** for the agency to file the text or other material electronically, provide an explanation of why filing the text or other material electronically was infeasible:

This response left blank because filer specified online that the rule does not incorporate a text or other material by reference.

10. If the rule is being **rescinded** and incorporates a text or other material by reference, and it was **infeasible** for the agency to file the text or other material, provide an explanation of why filing the text or other material was infeasible:

Not Applicable.

11. If **revising** or **refiling** this rule, identify changes made from the previously filed version of this rule; if none, please state so. If applicable, indicate each specific paragraph of the rule that has been modified:

First revised filing was to correct answers in the Rule Summary and Fiscal Analysis paperwork. The rule is now being revise filed subsequent to testimony provided at the Board's Public Rules Hearing on July 27, 2016. The term "certified dental assistant" was changed to "certified assistant" due to trademark issues in the first Paragraph and in Paragraphs (A), (D), and (E).

12. Five Year Review (FYR) Date: **6/24/2016**

(If the rule is not exempt and you answered NO to question No. 1, provide the scheduled review date. If you answered YES to No. 1, the review date for this rule is the filing date.)

NOTE: If the rule is not exempt at the time of final filing, two dates are required: the current review date plus a date not to exceed 5 years from the effective date for Amended rules or a date not to exceed 5 years from the review date for No Change rules.

FISCAL ANALYSIS

13. Estimate the total amount by which *this proposed rule* would **increase/decrease** either **revenues/ expenditures** for the agency during the current biennium (in dollars): Explain the net impact of the proposed changes to the budget of your agency/department.

This will increase revenues.

\$15/application

Each applicant would pay a fee of \$15. This money is deposited into OAKS, Revenue Code 421525.

14. Identify the appropriation (by line item etc.) that authorizes each expenditure necessitated by the proposed rule:

4715-11.03(A) allows the Board to charge the applicant \$15.

15. Provide a summary of the estimated cost of compliance with the rule to all directly affected persons. When appropriate, please include the source for your information/estimated costs, e.g. industry, CFR, internal/agency:

Each applicant would pay a fee of \$15. This money is deposited into OAKS, Revenue Code 421525.

16. Does this rule have a fiscal effect on school districts, counties, townships, or municipal corporations? **No**

17. Does this rule deal with environmental protection or contain a component dealing with environmental protection as defined in R. C. 121.39? **No**

S.B. 2 (129th General Assembly) Questions

18. Has this rule been filed with the Common Sense Initiative Office pursuant to R.C. 121.82? **Yes**

19. Specific to this rule, answer the following:

A.) Does this rule require a license, permit, or any other prior authorization to engage in or operate a line of business? **Yes**

This rule requires certified dental assistants to obtain a coronal polishing certificate. To obtain this certificate, they must take a class, pass an exam and apply to the Board.

B.) Does this rule impose a criminal penalty, a civil penalty, or another sanction, or create a cause of action, for failure to comply with its terms? **Yes**

A person may be subject to discipline by the Board for practicing outside the scope of the certificate or for practicing without a Board-issued Coronal Polishing certificate.

C.) Does this rule require specific expenditures or the report of information as a condition of compliance? **Yes**

An applicant would have to complete a coronal polishing course and take an exam.