



Common Sense Initiative

Mike DeWine, Governor
Jon Husted, Lt. Governor

Sean McCullough, Director

MEMORANDUM

TO: Zachary Russell, Ohio Dental Board

FROM: Joseph Baker, Regulatory Policy Advocate

DATE: August 9, 2021

RE: CSI Review – Quality Intervention Program (OAC 4715-40-01)

On behalf of Lt. Governor Jon Husted, and pursuant to the authority granted to the Common Sense Initiative (CSI) Office under Ohio Revised Code (ORC) section 107.54, the CSI Office has reviewed the abovementioned administrative rule package and associated Business Impact Analysis (BIA). This memo represents the CSI Office's comments to the Board as provided for in ORC 107.54.

Analysis

This rule package contains one no-change rule being proposed by the Ohio Dental Board (Board) as part of the statutory five-year review process. The rule package was submitted to the CSI Office on July 13, 2021, and the public comment period was held open through July 27, 2021. Unless otherwise noted below, this recommendation reflects the version of the proposed rule filed with the CSI Office on July 13, 2021.

OAC 4715-40-01 establishes definitions related to the Quality Intervention Program (QUIP). Under the rule, QUIP is defined as a program that allows the Board to toll disciplinary action against a licensee who has a practice deficiency. A practice deficiency is also defined by the rule as an activity that fails to conform to the standards of the profession. The rule also adopts other definitions related to the program.

During early stakeholder outreach, the Board notified all parties registered to receive notification regarding rule changes that the rule would be considered at the June 9, 2021 Board meeting. No stakeholder comments were provided at that time or during the CSI public comment period.

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The business community affected by the rules includes individuals engaged in the practice of dentistry who have a recognized practice deficiency. The adverse impacts created by the rules include the costs and time of participating in the QUIP program. The Board notes in the BIA that the costs of remedial education that is required as a component of the QUIP program range from \$150/hour at the Ohio State University College of Dentistry to \$200 at the Case Western Reserve University College of Dental Medicine. Costs may also include the books and educational materials necessary to participate in such educational programs. The Board states in the BIA that the adverse impact to business is necessary to ensure that only competent and safe practitioners are permitted to practice dentistry in Ohio.

Recommendations

Based on the information above, the CSI Office has no recommendations on this rule package.

Conclusion

The CSI Office concludes that the Board should proceed in filing the proposed rules with the Joint Committee on Agency Rule Review.