



Common Sense Initiative

Mike DeWine, Governor
Jon Husted, Lt. Governor

Joseph Baker, Director

MEMORANDUM

TO: Justin Sheridan, Ohio State Dental Board

FROM: Jacob Ritzenthaler, Business Advocate

DATE: November 29, 2022

RE: **CSI Review – Definitions (OAC 4715-3-01)**

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 Ohio State Dental Board (Board) rule package consists of one amended rule. The draft rule was submitted to the CSI Office on December 2, 2021, and the public comment period was open through December 17, 2021. Unless otherwise noted below, this recommendation reflects the version of the proposed rule filed with the CSI Office on December 2, 2021.

The proposed rule sets the definitions used by the Board. This includes terms for advertising, sedation, prescribing, and personnel amongst others. Amendments have been proposed to add new definitions, update sedation definitions, and reorganize rule language.

During the early stakeholder outreach period, the Board shared notice of the rule development with members of the public that have requested Board updates. Additionally, the Board's Law and Rules Review Committee discussed the proposed rule, leading to the amendments being considered. No comments were received during the CSI public comment period.

The business community impacted by the rule includes those that are licensed to practice dentistry in Ohio. Impacts of the rules include licensing requirements and requirements for licensed

77 South High Street | 30th Floor | Columbus, Ohio 43215-6117
CSIOhio@governor.ohio.gov

individuals to meet standards of care. The Board states that the adverse impact to business is justified to comply with the Board's statutory obligations to regulate eligibility criteria, application procedures, and safe practice standards.

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 rule with the Joint Committee on Agency Rule Review.