

OFFICE OF THE SECRETARY OF STATE

LAVONNE GRIFFIN-VALADE
SECRETARY OF STATE

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AND TRIBAL LIAISON



ARCHIVES DIVISION

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NOTICE OF PROPOSED RULEMAKING
INCLUDING STATEMENT OF NEED & FISCAL IMPACT

CHAPTER 818
OREGON BOARD OF DENTISTRY

FILED

08/29/2023 10:17 AM
ARCHIVES DIVISION
SECRETARY OF STATE

FILING CAPTION: The Board is making this rule permanent, approved by the Legislature in Board's Budget.

LAST DAY AND TIME TO OFFER COMMENT TO AGENCY: 10/13/2023 12:00 PM

The Agency requests public comment on whether other options should be considered for achieving the rule's substantive goals while reducing negative economic impact of the rule on business.

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Filed By:
Stephen Prisby
Rules Coordinator

HEARING(S)

Auxiliary aids for persons with disabilities are available upon advance request. Notify the contact listed above.

DATE: 10/04/2023

TIME: 12:00 PM - 12:30 PM

OFFICER: Hearings Officer

HEARING LOCATION

ADDRESS: Board via Zoom, 1500 SW 1st Ave, Portland, OR 97201

SPECIAL INSTRUCTIONS:

The Zoom connection will be made available on Board Website closer to date of meeting.

NEED FOR THE RULE(S)

The Board is increasing some fees to ensure it has adequate resources to fund its operation, and the Legislature has approved the fee increases in the Board's 2023- 2025 Budget.

DOCUMENTS RELIED UPON, AND WHERE THEY ARE AVAILABLE

Board Meeting documents and the Board's 2023- 2025 Budget.

STATEMENT IDENTIFYING HOW ADOPTION OF RULE(S) WILL AFFECT RACIAL EQUITY IN THIS STATE

The Board has no way of measuring the impact of its fees on racial equity and is working with DAS and the Governor's office for more clarification on this area in respect to rulemaking activities.

FISCAL AND ECONOMIC IMPACT:

Minimal fiscal impact with these modest fee increases.

COST OF COMPLIANCE:

(1) Identify any state agencies, units of local government, and members of the public likely to be economically affected by the rule(s). (2) Effect on Small Businesses: (a) Estimate the number and type of small businesses subject to the rule(s); (b) Describe the expected reporting, recordkeeping and administrative activities and cost required to comply with the rule(s); (c) Estimate the cost of professional services, equipment supplies, labor and increased administration required to comply with the rule(s).

The Board has no way of quantifying or measuring its impact in this area. typically beyond feedback received on it from our licensees or the public. The overall impact should be minimal and those that pay fees to the Board are either applying for licensure or renewing their two-year license, all of whom are entering a well paying health care field.

DESCRIBE HOW SMALL BUSINESSES WERE INVOLVED IN THE DEVELOPMENT OF THESE RULE(S):

The dental community is made up of numerous small businesses and independent operations. The Board has standing committees made up of membership from professional associations who represent various business interests.

WAS AN ADMINISTRATIVE RULE ADVISORY COMMITTEE CONSULTED? YES

AMEND: 818-001-0087

RULE SUMMARY: The Board is making this rule permanent which accounted for fee increases approved in the Board's 2023 -2025 Legislatively Adopted Budget.

CHANGES TO RULE:

818-001-0087

Fees ¶¶

(1) The Board adopts the following fees:¶¶

(a) Biennial License Fees:¶¶

(A) Dental - ~~\$3944~~40;¶¶

(B) Dental - retired - \$0;¶¶

(C) Dental Faculty - ~~\$338~~5;¶¶

(D) Volunteer Dentist - \$0;¶¶

(E) Dental Hygiene - ~~\$230~~55;¶¶

(F) Dental Hygiene - retired - \$0;¶¶

(G) Volunteer Dental Hygienist - \$0;¶¶

(H) Dental Therapy - ~~\$230~~55;¶¶

(I) Dental Therapy - retired - \$0;¶¶

(b) Biennial Permits, Endorsements or Certificates:¶¶

(A) Nitrous Oxide Permit - \$40;¶¶

(B) Minimal Sedation Permit - \$75;¶¶

(C) Moderate Sedation Permit - \$75;¶¶

(D) Deep Sedation Permit - \$75;¶¶

(E) General Anesthesia Permit - \$140;¶¶

(F) Radiology - \$75;¶¶

(G) Expanded Function Dental Assistant - \$50;¶¶

(H) Expanded Function Orthodontic Assistant - \$50;¶¶

(I) Instructor Permits - \$40;¶¶

(J) Dental Hygiene Restorative Functions Endorsement - \$50;¶¶

(K) Restorative Functions Dental Assistant - \$50;¶¶

(L) Anesthesia Dental Assistant - \$50;¶¶

(M) Dental Hygiene, Expanded Practice Permit - \$75;¶¶

(N) Non-Resident Dental Background Check - ~~\$100.00~~;¶¶

(c) Applications for Licensure:¶¶

(A) Dental - General and Specialty - ~~\$344~~5;¶¶

(B) Dental Faculty - ~~\$34~~05;¶¶

(C) Dental Hygiene - ~~\$218~~0;¶¶

(D) Dental Therapy - ~~\$218~~0;¶¶

(E) Licensure Without Further Examination - Dental, - ~~\$890.~~¶

(F) Licensure Without Further Examination - Dental Hygiene and Dental Therapy - ~~\$790.820~~¶

(d) Examinations:¶

(e) Jurisprudence - \$0;¶

(f) Duplicate Wall Certificates - \$50.¶

(2) Fees must be paid at the time of application and are not refundable.¶

(3) The Board shall not refund moneys under \$5.01 received in excess of amounts due or to which the Board has no legal interest unless the person who made the payment or the person's legal representative requests a refund in writing within one year of payment to the Board.

Statutory/Other Authority: ORS 679, 680

Statutes/Other Implemented: ORS 293.445, 679.060, 679.115, 679.120, 679.250, 680.050, 680.075, 680.200, 680.205, 679.615