

## Informational Statement Form

**The following statement is submitted for adopted amendments to Nevada Administrative Code (NAC) Chapter 631**

1. *A clear and concise explanation of the need for the adopted regulation.*

-The proposed regulation results from a legislative directive via SB 366 authorizing the practice of dental therapy by licensed dental therapists.

2. *A description of how public comment was solicited, a summary of public response, and an explanation how other interested persons may obtain a copy of the summary.*

-Copies of proposed regulations, notices of workshop and meetings, and notices of intent to act upon the regulation were sent by US mail and email to persons who were known to have interest in the subject of dental therapy as well as any persons who had specifically requested such notice. These documents were also made available at the website of the Nevada State Board of Dental Examiners (NSBDE) at [www.dental.nv.gov](http://www.dental.nv.gov), mailed to all county libraries in Nevada and posted at the following locations:

1) Nevada State Board of Dental Examiners, 2651 N. Green Valley Parkway, Henderson, Nevada 89014 - [www.dental.nv.gov](http://www.dental.nv.gov)

2) Legislative Counsel Bureau - [www.leg.state.nv.us](http://www.leg.state.nv.us)

3) State Library and Archives - [www.nsla.nv.gov](http://www.nsla.nv.gov)

4) Green Valley Library, 2797 N. Green Valley Parkway, Henderson, Nevada 89014

-A workshop was held on December 15, 2020 with subsequent public meetings/workshops held on: January 7, 2021; November 10, 2021; May 22, 2023; June 21, 2023; October 25, 2023; December 8, 2023; January 17, 2024 and April 10, 2024.

*Please see the attached minutes of meetings for summaries of discussions held during the same.*

-The proposed regulation was adopted on April 10, 2024 by the NSBDE after incorporating suggested changes/amendments.

-Interested parties may request a copy of the summary by emailing the NSBDE at: [nsbde@dental.nv.gov](mailto:nsbde@dental.nv.gov).

3. ***The numbers of persons who:***

***(a) Attended each hearing:*** December 15, 2020-7; January 7, 2021-2; November 10, 2021-5; May 22, 2023 -11; June 21, 2023-6; October 25, 2023-3; December 8, 2023-3; January 17, 2024-2; April 10, 2024-3

***(b) Testified at each hearing:*** December 15, 2020-7; January 7, 2021-2; November 10, 2021-4; May 22, 2023-6; June 21, 2023-5; October 25, 2023-1; December 8, 2023-2; January 17, 2024-2; April 10, 2024-0

***(c) Submitted to the agency written comments:*** December 15, 2020-2; January 7, 2021-6; November 10, 2021-1; May 22, 2023-3; June 21, 2023-6; October 25, 2023-2; December 8, 2023-0; January 17, 2024-2; April 10, 2024-0

4. ***A list of names and contact information, including telephone number, business address, business telephone number, electronic mail address, and name of entity or organization represented, for each person identified above in #3, as provided to the agency.***

*See attached as Exhibit A.*

**5. *A description of how comment was solicited from affected businesses, a summary of their response, and an explanation how other interested persons may obtain a copy of the summary.***

-The Nevada State Board of Dental Examiners solicited written and oral comments, objections and suggestions from various stakeholders at meetings designed to address the legislative directive of SB 366 authorizing the practice of dental therapy by licensed dental therapists.

-Interested parties may request a copy of the summary by emailing the NSBDE at: [nsbde@dental.nv.gov](mailto:nsbde@dental.nv.gov).

**6. *If the regulation was adopted without changing any part of the proposed regulation, a summary of the reasons for adopting the regulation without change.***

-The permanent regulation was adopted on April 10, 2024 by the NSBDE after numerous public meetings were held when various changes and revisions were considered and incorporated.

**7. *The estimated economic effect of the adopted regulation on the businesses which it is to regulate and on the public. These must be stated separately, and each case must include:***

***(a) Both adverse and beneficial effects; and***

***(b) Both immediate and long-term effects.***

Businesses

-The estimated beneficial economic effect on the regulated businesses will be to open different options for dental practitioners to serve the public. Said businesses will benefit from increased patient clientele; any negative effect on the regulated business will be marginal at best.

-The anticipated immediate effect on the regulated businesses will be to increase the number of practitioners that can provide enhanced dental service, especially to the rural areas of Nevada; the long term effect will be to provide more access to dental services to more populations of Nevadans thereby reducing the ancillary health issues associated with inconsistent and/or non-existent dental care.

#### Public

-The estimated beneficial economic effect on the public will be greater access to dental practitioners to serve the public. Said access will benefit the public in decreasing dental related health issues and potentially lost work hours related thereto; there is no projected negative economic effect on the public.

-The anticipated immediate effect on the public will be more options for dental services, particularly in rural and underserved areas; the long term effect will be the same over time.

#### **8. *The estimated cost to the agency for enforcement of the adopted regulation.***

-Estimated at Twenty-Five Thousand Dollars (\$25,000.00) annually to review and license applicants.

#### **9. *A description of any regulations of other state or government agencies which the proposed regulation overlaps or duplicates and a statement explaining***

*why the duplication or overlapping is necessary. If the regulation overlaps or duplicates a federal regulation, the name of the regulating federal agency.*

N/A

10. *If the regulation includes provisions that are more stringent than a federal regulation which regulates the same activity, a summary of such provisions.*

N/A

11. *If the regulation provides a new fee or increases an existing fee, the total annual amount the agency expects to collect and the manner in which the money will be used.*

-The new regulation would assess the following fees:

1. Initial license fee to practice dental therapy of \$600 with an expected annual amount collected of \$6000-\$9000;
2. Initial license fee for temporary restricted geographical license to practice dental therapy of \$150 with an expected annual amount collected of \$450-\$750;
3. Initial license fee for limited license or restricted license to practice dental therapy of \$125 with an expected annual amount collected of \$375-\$500
4. Biennial license renewal fee to practice dental therapy of \$300 with an expected annual amount collected of \$3000-\$4500;
5. Biennial license renewal fee for restricted geographical license to practice dental therapy of \$300 with an expected annual amount collected of \$900-\$1500;
6. Annual license renewal fee for limited license to practice dental therapy of \$200 with an expected annual amount collected of \$600-\$1000;
7. Biennial license renewal fee for inactive dental therapist of \$50 with an expected annual amount collected of \$150;
8. Fee for second/subsequent audit to ensure compliance with CE requirements of \$200 with an expected annual amount collected of \$200;

9. Reinstatement fee for suspended license to practice dental therapy of \$300 with an expected annual amount collected of \$300;

10. Reinstatement fee for revoked license to practice dental therapy of \$500 with an expected annual amount collected of \$500;

11. Reinstatement fee for an inactive/or retired dental therapist or dental therapist with a disability to active status of \$300 with an expected annual amount collected of \$300;

Total expected annual amount collected by NSBDE - \$12,775-\$18,700

Monies collected from the aforementioned licensing and renewal fees will be used to pay staff and employees to process dental therapy licensing applications as well as any complaints through the disciplinary process for dental therapists.

A copy of this notice and the regulation to be Adopted will be on file at the State Library, Archives and Public Records, 100 Stewart Street, Carson City, Nevada, for inspection by members of the public during business hours. Additional copies of the notice and the regulation to be Adopted will be available at the Nevada State Board of Dental Examiners for inspection and copying by members of the public during business hours. This notice and the text of the proposed regulation are also available in the State of Nevada Register of Administrative Regulations, which is prepared and published monthly by the Legislative Counsel Bureau pursuant to NRS 233B.0653, and on the Internet at **<http://www.leg.state.nv.us/>**. Copies of this notice and the proposed regulation will also be mailed to members of the public at no charge upon request.

Upon adoption of any regulation, the agency, if requested to do so by an interested person, either before adoption or within 30 days thereafter, shall issue a concise statement of the principal reasons for and against its adoption and incorporate therein its reason for overruling the consideration urged against its adoption.

This notice of hearing has been posted at the following locations:

- 1) Nevada State Board of Dental Examiners, 2651 N. Green Valley Parkway, Henderson, Nevada 89014 - [www.dental.nv.gov](http://www.dental.nv.gov)
- 2) Legislative Counsel Bureau - [www.leg.state.nv.us](http://www.leg.state.nv.us)
- 3) State Library and Archives - [www.nsla.nv.gov](http://www.nsla.nv.gov)
- 4) Green Valley Library, 2797 N. Green Valley Parkway, Henderson, Nevada 89014

## EXHIBIT A

### INFORMATIONAL STATEMENT FORM - RESPONSE #4

*December 15, 2020*

#### Written Comments

1. Antonio Ventura, Annette Lincicome, Lancette VanGuilder - Nevada Dental Hygienists Association, Legislative Committee – 2 written comments

#### Testified

1. Mark Funke, DDS – President, Nevada Dental Association
2. Jessica Woods, RDH – Interim State Dental Hygienist, Nevada Oral Health Program, Dept. of Health and Human Services, Division of Public and Behavioral Health
3. Antonio Ventura, RDH – Nevada Dental Hygienists Association, Legislative Committee
4. Nena Laxalt
5. Terri Chandler
6. Annette Lincicome, RDH - Nevada Dental Hygienists Association, Legislative Committee
7. Ms. Stratton

*January 7, 2021*

#### Written Comments

1. Jessica Woods, RDH – Interim State Dental Hygienist, Nevada Oral Health Program, Dept. of Health and Human Services, Division of Public and Behavioral Health - written comment
2. Robert H. Talley, DDS - written comment
3. Antonina Capurro, DMD - State Dental Health Officer, Dept. of Health and Human Services, Division of Public and Behavioral Health - written comment



4. Minette Galura-Boquiren, RDH – President, Nevada Dental Hygienists Association - written comment
5. Dr. Mark Funke – President, Nevada Dental Association - written comment
6. Lancette VanGuilder, RDH - written comment

#### Testified

1. Jessica Woods, RDH – Interim State Dental Hygienist, Nevada Oral Health Program, Dept. of Health and Human Services, Division of Public and Behavioral Health
2. Antonina Capurro, DMD - State Dental Health Officer, Dept. of Health and Human Services, Division of Public and Behavioral Health

#### ***November 10, 2021***

#### Written Comments

Caryn Solie, RDH – written comment

#### Testified

1. Steven Saxe, DMD
2. Antonio Ventura, RDH – Nevada Dental Hygienists Association, Legislative Committee
3. Caryn Solie, RDH
4. Jessica Woods, RDH
5. Michelle Reeder\* Attended hearing without testimony

#### ***May 22, 2023***

#### Written Comments

1. Antonio Ventura, Annette Lincicome, Lancette VanGuilder, Caryn Solie - Nevada Dental Hygienists Association, Legislative Committee – 2 written comments
2. Caryn Solie, RDH

## Testified

1. Jessica Woods, RDH
2. Antonio Ventura, RDH - Nevada Dental Hygienists Association, Legislative Committee
3. Caryn Solie, RDH - Nevada Dental Hygienists Association, Legislative Committee
4. Angela Martin, RDH – So. Nevada Dental Hygienists Association
5. Mark Funke, DDS - Nevada Dental Association
6. Richard Dragon, DMD - Nevada Dental Association
7. Amanda Okundaye, DDS\* Attended hearing without testimony
8. Brett Noorda, DMD\* Attended hearing without testimony on subject
9. Kelly Taylor, RDH\* Attended hearing without testimony on subject
10. Natalie Hill, RDH\* Attended hearing without testimony on subject
11. Mary Bobbett, RDH\* Attended hearing without testimony on subject

## ***June 21, 2023***

### Written Comments

1. Antonio Ventura, Annette Lincicome, Lancette VanGuilder, Caryn Solie - Nevada Dental Hygienists Association, Legislative Committee – 2 written comments – 3 written comments
2. Jessica Woods, RDH – Director, Nevada Dental Public Health Collaborative
3. Richard L. Cobler, Executive Director, Central regional Dental Testing Service, Inc.
4. Caryn Solie, RDH

## Testified

1. Nicole Bruster

2. Antonio Ventura, RDH - Nevada Dental Hygienists Association, Legislative Committee
3. Richard Dragon, DMD - Nevada Dental Association
4. Aimee Abittan - Nevada Dental Association
5. Eddie Ableser – Tri-Strategies
6. Al Heifetz\* Attended hearing without testimony on subject

***October 25, 2023***

Written Comments

1. Caryn Solie, RDH – written comment
2. Antonio Ventura, Annette Lincicome, Lancette VanGuilder, Caryn Solie - Nevada Dental Hygienists Association, Legislative Committee – 2 written comments – written comment

Testified

1. Caryn Solie, RDH
2. Jessica Woods, RDH \*Attended hearing without testimony on subject
3. Christy Thomas\* Attended hearing without testimony on subject

***December 8, 2023***

Written Comments

None

Testified

1. Caryn Solie, RDH
2. Annette Lincicome, RDH
3. John Hunt\* Attended hearing without testimony on subject

*January 17, 2024*

Written Comments

1. Aimee Abittan – Nevada Dental Association – written comment
2. Steven Saxe, DMD – written comment

Testified

1. Aimee Abittan – Nevada Dental Association
2. Steven Saxe, DMD

*April 10, 2024*

Written Comments

None

Testified

None