



MEMORANDUM

TO: Lili C. Reitz, Ohio State Dental Board

FROM: Sophia Papadimos, Regulatory Policy Assistant

DATE: December 17, 2013

RE: **CSI Review – 2013 Chapter 3 Definition Rule (OAC 4715-3-01)**

On behalf of Lt. Governor Mary Taylor, 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 Agency as provided for in ORC 107.54.

Analysis

The proposed rule package consists of one amended rule being reviewed by the Ohio State Dental Board pursuant to the five-year review requirement of ORC 119.032. OAC 4715-3-01 provides the definitions for the terms used in Chapter 4715 of the Ohio Revised Code and Administrative Code. In the anesthesia/sedation category the term "administration" was added to the list of definitions.

The rule package was submitted to the CSI Office on June 21, 2013 and the comment period was held open through July 8, 2013. During that time one comment was received from the Ohio Dental Association in support of the rule and others submitted by the Dental Board. The CSI Office contacted the Dental Board with preliminary comments regarding the proposed BIA and the Board responded to the comments and submitted a revised BIA.

According to the BIA submitted by the Dental Board, this rule does not create an adverse impact for the regulated community. Although the CSI Office agrees that the amended definition does not create an adverse impact, many of the existing definitions outline the parameters of licensed

personnel, education requirements, and terms used to describe specific practices. These definitions impact a number of elements of licensee practice. However, no comments were submitted during the review period suggesting that any of these definitions were unduly burdensome. As such, the CSI Office believes that the adverse impacts of the rule are justified.

Recommendations

For the reasons discussed above, the CSI Office does not have any recommendations for this rule package.

Conclusion

Based on the above comments, the CSI Office concludes that the Ohio State Dental Board should proceed with the formal filing of this rule package with the Joint Committee on Agency Rule Review.