

**MEMORANDUM**

TO: Mindy Franks, Ohio State Dental Board

FROM: Sophia Papadimos, Regulatory Policy Advocate

DATE: April 8, 2016

RE: CSI Review – 2015 Chapter Six (OAC 4715-6-01)

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 amended¹ rule being reviewed by the Ohio State Dental Board pursuant to the five-year review requirement in statute. The rule package was submitted to the CSI Office, along with 18 other proposed Dental Board packages, on December 8, 2015 and the comment period was held open through January 4, 2016. No comments were received during this time.

The proposed rule pertains to the Ohio Automated Rx Reporting System (OARRS). OARRS was established in 2006 as a tool to assist healthcare professionals in providing better treatment for patients with medical needs, while being able to quickly identify drug-seeking behaviors. The proposed rule outlines the procedures for dentists' review of OARRS when prescribing specific drugs.

¹ OAC 4715-6-01 is being amended by more than 50 percent. Therefore, the Legislative Service Commission requires that the rule be rescinded and replaced with a new rule with the same rule number.

The adverse impact explained in the BIA is the time necessary to consult with OARRS. However, it is required in statute for dentists to review OARRS before prescribing an opioid analgesic, benzodiazepine or other reported drugs. Therefore, after reviewing the proposed rule, the CSI Office has determined the purpose of the rule is 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.