

# Ohio State Dental Board Overview

---

The Ohio State Dental Board regulates the dental profession under Chapter 4715 of the Ohio Revised Code. The Board protects the health and welfare of the public by mandating appropriate training, ethical standards, and competency levels for its licensees. The Dental Board meets its responsibilities through management of the *licensure* process, overseeing *regulation* of the practices of the profession, and *enforcement* of standards through surveillance of licensees.

*Licensure* -- The Ohio State Dental Board oversees the license renewal of approximately 7,262 dentists, 6,406 dental hygienists, and 7,510 dental radiographers per year.

*Regulation* -- Regulation of practice typically includes promulgation of rules, adoption of position statements, and creation of various dental board committees.

*Enforcement* -- The enforcement methods instituted by the Ohio Dental Board include receiving and tracking complaints, tracking the collection of mandated information, tracking disciplinary actions by other state licensing boards, conducting continuing education audits, monitoring probationary compliance to Board orders and consent agreements, updating licensee information during the renewal process, approving drug and alcohol treatment providers, and evaluating infection control.

## **Recent Dental Board Activity**

During the previous biennium the Board worked to establish rules to implement Sub. HB 698 of the 122<sup>nd</sup> General Assembly, which took effect on March 1, 1999. This two-part bill allows dental hygienists to practice under relaxed supervision and allows certified dental assistants (CDAs) to polish the clinical crowns of teeth.

- To implement the first part of this bill, the Board outlined a course in medical emergencies for hygienists to complete so that they are qualified to practice with the new relaxed standards. The Board anticipates that most of the currently licensed dental hygienists will apply for this new license. The Board also must establish a way to certify that each of these hygienists has met the experience requirement of the bill before being issued a certificate to practice.
- For the second part of the bill that allows certified dental assistants to polish crowns, the Board had the responsibility of outlining a required training course in how to polish crowns. The Board was also required to create an application and develop a certificate for this new license type. The Board anticipates the extra revenue generated from the new license fees will offset the postage and printing costs.

## **Revenues and Expenditures**

Revenue is realized from new and renewal license fees, which are collected biennially. Expenditures are derived from operating expenses associated with the licensure, regulation, and enforcement responsibilities mandated to the board.

The Ohio Dental Board submitted a budget request totaling \$1,541,274 for FY 2002 and \$1,590,548 for FY 2003. Executive funding was granted for \$1,250,703 for FY 2002 and \$1,281,056 for FY 2003.

## **Programs, Improvements, and Initiatives to be Implemented in FY 2002-2003**

The Ohio Dental Board will proceed to implement the following elements into their operation with the funding that has been granted them.

- Initiate and implement a quality intervention program (QUIP). The QUIP program is patterned after an effective model used by the Ohio Medical Board. The program will include a panel of four professionals and one public citizen, and will hold six meetings per year to investigate the 200-300 annual complaints involving marginal or careless standards of care (minor violations) so as to avoid a more costly administrative hearing process, which can total thousands of dollars per day. QUIP will fulfill part of the board's enforcement responsibility and allow board resources to be applied to the more egregious cases. In the fulfillment of its duties, QUIP will provide early intervention to problems, prescribe remedial education (at the licensee's expense) to address licensee shortcomings, monitor licensees in the remediation process, review case and complaint records, and provide follow-up review of each case and complaint. The board requested \$50,800 in FY02 and \$47,910 in FY03 to establish and administer this program. This amount of funding would cover the costs of the expert panels, one full-time support staff and equipment necessary to begin implementation of this program.
- Fill one vacant enforcement position to expand the board's presence in infection control. Funding for one (of the two requested positions) would be \$41,450 for FY02 and \$42,730 for FY03.
- Purchase six laptop computers (5 for investigators, 1 for office staff) based upon the recommendation of the Inspector General's office. The laptops will enable investigators to more thoroughly complete reports of their investigations and raise the degree of accountability of the investigation. Improvements in this part of the Dental Board's enforcement efforts should result in more accurate and timely documentation. Cost of the six laptop computers would be \$15,000 in FY02.
- Publish one additional newsletter per year (to total two newsletters per year) as part of the Dental Board's effort to increase its presence to its regulated professionals, share the board's position on issues, and inform its licensees about professional activities. Cost for each newsletter publication amounts to \$10,000, so the increased funding amounts to \$10,000 for FY02 and \$10,000 for FY03.

## ADDITIONAL FACTS AND FIGURES

Ohio State Dental Staffing Levels								
							Estimated	Estimated
Program Series/Division	1996	1997	1998	1999	2000	2001	2002	2003
Board Members	7	7	7	7	7	7	7	7
Administrative Staff	6	6	6	6	7	7	7	7
Investigative Staff	7	7	7	7	5	6	6	6
Totals	20	20	20	20	19	20	20	20

Board members are scheduled for eight meetings per year. The Board Secretary, who also serves as the Chief of Enforcement, is paid for 20 hours per week for the performance of this responsibility.

The Board performed 370 investigations in FY1999 and 754 investigations in FY2000. Approximately 207 investigations in FY2000 involved suspensions as a result of non-renewal. The Board held 13 administrative hearings in FY1999 and 12 in FY2000.

### Number of Licensees

License Type	January 2001
Dentist	7262
Dental Hygienist	6406
Dental Assistant Radiographer	7510

### Current License Fees

Prior to the FY02-03 budget request, fees were last increased for dentists and hygienists in January 1998 and in October 1994 for radiographers. The Board renews its licenses on a biennial basis. The Ohio Dental Board requested a 65% license fee increase, but has received a 35% recommended license fee increase, as shown in the following table.

	Dentist	Dental Hygienist
Initial License	\$318 (from \$235)	\$148 (from \$109)
Renewal License	\$220 (from \$163)	\$102 (from \$75)

Beginning with FY02-03, most other license fees received by the Ohio Dental Board would also be increased by 35%.

## ANALYSIS OF EXECUTIVE PROPOSAL

### Ohio State Dental Board

---

**Purpose** License and regulate the dentistry profession.

The following table shows the line items that are used to fund this program series, as well as the Governor's recommended funding levels.

Fund	ALI	Title	FY 2002	FY 2003
4K9	880-609	Operating Expenses	\$1,250,703	\$1,281,056
<b>Total funding: Ohio State Dental Board</b>				

### Ohio State Dental Board

**Program Description:** In accordance with Section 4715 of the ORC, the Ohio State Dental Board regulates the practice of dentistry, dental hygiene, and dental assistant radiography by setting and enforcing standards of practice through licensure, regulation, and enforcement.

**Funding Source: GSF Fund 4K9** – Currently all revenue from the 22 occupational licensing boards is placed in Fund 4K9 and the reallocated to each board. Each board must raise enough revenue through its license fees to cover its expenses.

**Line Items:** 880-609 Operating Expenses

**Executive Recommendation:** The Executive recommends an increase in FY2002 of \$136,638 or 12.3% over the FY2001 estimate. The Executive has recommended an increase in FY 2003 of \$30,353 or 2.4% from the FY2002 appropriation.

## PERMANENT AND TEMPORARY LAW

As proposed in the biennium budget bill for FY 2002 and FY 2003, the Ohio Dental Board would realize a 35% fee increase for most license fees as shown in the following table.

<b>License Type</b>	<b>Current Fee</b>	<b>35% Increase</b>	<b>New Fee (rounded up)</b>	<b>Projected # Licenses</b>	<b>\$ Revenue from 35% Fee Increase</b>
Dental (new) (even year)	235.00	82.25	318.00	*177	\$14,558
Dental (new) (odd year)	141.00	49.35	191.00	*163	\$8,044
Dental (renewal)	163.00	57.05	220.00	7195	\$410,259
Dental (renewal – late fee)	60.00	21.00	81.00	244	\$5,124
Registered Dental Hygienist (new) (even year)	109.00	38.15	148.00	*264	\$10,072
Registered Dental Hygienist (new) (odd year)	71.00	24.85	96.00	*257	\$6,386
Registered Dental Hygienist (renewal)	75.00	26.25	102.00	6311	\$16,566
Registered Dental Hygienist (late fee)	23.00	8.05	31.00	208	\$1,674
Registered Dental Hygienist Teaching Certificate	43.00	15.05	58.00	**0	\$0
Limited Resident License	7.50	2.63	10.00	109	\$287
Limited Teaching License	75.00	26.25	102.00	19	\$499
Temporary Limited CE License	75.00	26.25	102.00	6	\$158
Duplicate License	15.00	5.25	20.00	87	\$457
General Anesthesia/Conscious Sedation Permit	94.00	32.90	127.00	87	\$2,862

<b>License Type</b>	<b>Current Fee</b>	<b>35% Increase</b>	<b>New Fee (approximately)</b>	<b>Projected # Licenses</b>	<b>\$ Revenue from 35% Fee Increase</b>
General Anesthesia/Conscious Sedation Renewal Course by Biennial Sponsor	100.00 (prorated 25.00/per ½ year of biennium)	35.00 (prorated 8.75 per ½ year of biennium)	135.00 (prorated 33.75 per ½ year of biennium)	2	\$70
Continuing Education Biennial Sponsor	100.00 (prorated 25.00/per ½ year of biennium)	35.00(prorated 8.75 per ½ year of biennium)	135.00 (prorated 33.75/1/2 year of biennium)	45	\$1,575
Mailing List	10.00	4.00	14.00	65	\$260
<b>License Type</b>	<b>Current Fee</b>	<b>NO Increase</b>	<b>Current Fee</b>	<b>NA</b>	<b>NA</b>
Dental Assistant Radiographer (new/renewal)	25.00		25.00	7426	
Dental Assistant Radiographer Renewal Late Fee	15.00		15.00	317	
Radiologic Education Program by Permanent Sponsor	50.00		50.00	41	
<b>Total \$ Revenue from 35% Fee Increase – All Licenses</b>					<b>\$478,851</b>

\* These numbers are based upon the 98/99 actual numbers. The 02/03 projections make the assumption the numbers will not be less than the 98/99 number.

\*\* This license type is decreasing in number because it has become less desirable than the regular dental hygienist license, which hygienists prefer to acquire.

## REQUESTS NOT FUNDED

Funding for a request for 65% increase in both new and renewal license fees was not granted; rather a 35% increase in license fees was recommended.

As a result of the difference between requested and recommended funding, the Dental Board will not receive funding for the following requests:

- Staffing of one vacant enforcement position. (Two enforcement positions were requested; one will be filled.) Each enforcement position carries an annual salary of approximately \$38,000 in FY02 and \$41,000 in FY03.
- Additional office space in the Dental Board offices for investigators, so they may work from board's Columbus location when they are not in the field.
- Creation of a new position of Public Affairs Consultant to create and maintain a Dental Board website to communicate information about complaints and disciplinary action, forms, policy changes and updates, and professional issues to regulated professionals. The current Dental Board website has become outdated and lacking in value due to staffing constraints. The request carried an annual salary of \$56,000 in FY02 and \$53,560 in FY03.
- Publication of a board newsletter at more frequent intervals. The executive budget for FY 2002-2003 allows for one additional newsletter, to make a total of two newsletters per year. The board requested funding for quarterly newsletters. Costs to issue and circulate one newsletter equal approximately \$10,000.
- Expansion of the pool of Attorney Hearing Examiners for the purposes of presiding over Administrative Hearings. The total amount proposed was \$20,000 for FY02 and \$20,000 for FY03.
- Funding for a full-time Assistant Attorney General to increase the Dental Board's enforcement representation, especially at hearings. The total amount of this request was \$60,000 for FY02 and \$61,800 for FY03.
- Purchase of computer and necessary software for the proposed Public Affairs Consultant position. The cost of this computer and software totaled \$4,000 for FY02 and \$0 for FY03.

**LSC Budget Spreadsheet by Line Item, FY 2002 - FY 2003**

<i>Fund</i>	<i>ALI</i>	<i>ALI Title</i>	<i>2000</i>	<i>Estimated 2001</i>	<i>Executive 2002</i>	<i>% Change 2001 to 2002</i>	<i>Executive 2003</i>	<i>% Change 2002 to 2003</i>
<b><i>DEN Dental Board, Ohio State</i></b>								
4K9	880-609	Operating Expenses	\$ 927,576	\$1,114,065	\$ 1,250,703	12.3%	\$ 1,281,056	2.4%
<b>General Services Fund Group Total</b>			<b>\$ 927,576</b>	<b>\$ 1,114,065</b>	<b>\$ 1,250,703</b>	<b>12.3%</b>	<b>\$ 1,281,056</b>	<b>2.4%</b>
<b>Total All Budget Fund Groups</b>			<b>\$ 927,576</b>	<b>\$ 1,114,065</b>	<b>\$ 1,250,703</b>	<b>12.3%</b>	<b>\$ 1,281,056</b>	<b>2.4%</b>

## General Services Fund Group

### 4K9 880-609 Operating Expenses

1998	1999	2000	2001 Estimate	2002 Executive Proposal	2003 Executive Proposal
\$984,664	\$998,345	\$927,576	\$1,114,065	<b>\$1,250,703</b>	<b>\$1,281,056</b>
	1.4%	-7.1%	20.1%	<b>12.3%</b>	<b>2.4%</b>

**Source:** GSF: License fees received by the occupational licensing boards are deposited into Fund 4K9

**Legal Basis:** Originally established by Am. Sub. H.B. 152 of the 120th G.A.

**Purpose:** This appropriation supports the Ohio State Dental Board which licenses and regulates the practice of dentistry, dental hygiene, and dental assistant radiography in the state. Funds from this line item are used for general operating expenses, including payroll, supplies, and equipment.