



STATE OF IOWA

IOWA DENTAL BOARD

CHESTER J. CULVER, GOVERNOR
PATTY JUDGE, LT. GOVERNOR

MELANIE JOHNSON, J.D.
EXECUTIVE DIRECTOR

NEW RULE AMENDMENTS

Effective October 9, 2013

- **Dental Assistants.** Amendments to 650 IAC Chapter 20, “Dental Assistants”

The amendment modifies the requirements for training in expanded functions if an applicant is from a state that does not require dental assistants to be registered. Registration is not required in all states, and currently the Board’s rule requires Dental Assisting National Board (DANB) certification or a minimum of two years of clinical experience as a registered dental assistant. Dental assistants who have more than two years of clinical experience but were not registered in another state must either wait two years after becoming registered in Iowa or another state or submit a rule waiver for approval to start expanded function training sooner. The amendment permits an applicant with at least two years of dental assisting experience in a state where registration is not required to be eligible for expanded function training.

- **Temporary Permit for Volunteer Services.** Amendments to 650 IAC Chapter 13, “Special Licenses” and Chapter 15, “Fees.”

The amendments rescind the application fee for a temporary permit for volunteer services and reduce the amount of information required to apply for a permit for volunteer services.

ARC 0984C

DENTAL BOARD[650]**Adopted and Filed**

Pursuant to the authority of Iowa Code section 147.76, the Dental Board hereby adopts amendments to Chapter 13, "Special Licenses," and Chapter 15, "Fees," Iowa Administrative Code.

The amendments rescind the application fee for a temporary permit for volunteer services and reduce the amount of information required to apply for a permit for volunteer services. These amendments are in response to a petition for rule making filed by the Iowa Dental Association Foundation on October 23, 2012.

Notice of Intended Action was published in the Iowa Administrative Bulletin on May 1, 2013, as **ARC 0724C**.

A public hearing was held on June 5, 2013. There were no attendees. No written comments were received concerning the proposed amendments.

One revision was made to the proposed amendments due to the high cost that would be incurred to change the current online application system to accommodate an application for which no fee is charged. The new online system does not allow an application to be submitted if there is no application fee collected. It is estimated that it would cost \$5,000 to have the vendor revise the database/public portal online system to allow for electronic filing for this type of application. Therefore, paragraph 13.3(3)"b" of the adopted amendments does not provide for a volunteer permit application to be filed electronically.

These amendments were approved at the August 1, 2013, quarterly meeting of the Dental Board.

After analysis and review of this rule making, no impact on jobs has been found.

These amendments are intended to implement Iowa Code section 153.19.

These amendments will become effective on October 9, 2013.

The following amendments are adopted.

ITEM 1. Amend subrule 13.3(3) as follows:

13.3(3) Eligibility for a temporary permit to provide volunteer services.

a. A temporary permit to provide volunteer services is intended for dentists and dental hygienists who will provide volunteer services at a free or nonprofit dental clinic and who will not receive compensation for dental services provided. A temporary permit issued under this subrule shall be valid only at the location specified on the permit, which shall be a free clinic or a dental clinic for a nonprofit organization, as described under Section 501(c)(3) of the Internal Revenue Code.

b. An application for a temporary permit shall be filed on the paper form provided by the board, ~~and must be completely answered, including required credentials and documents. To be eligible for a temporary permit to provide volunteer services, an applicant shall provide all of the following:~~ The application form will collect the name, address, and telephone number of the applicant, the location of the free clinic or dental clinic for a nonprofit organization, and the dates on which the volunteer services will be provided. The application form must be accompanied by each of the following:

(1) ~~The nonrefundable application fee for a temporary permit to provide volunteer services as specified in 650 Chapter 15. A verification of license (or substantially similar document) from the appropriate licensing board of the applicant's home jurisdiction.~~

(2) A statement:

1. Confirming that the applicant possesses a valid certificate from a nationally recognized course in cardiopulmonary resuscitation (CPR) that included a "hands-on" clinical component;
2. Providing the expiration date of the CPR certificate; and
3. Acknowledging that the CPR certificate will be retained and made available to board office staff as part of routine auditing and monitoring.

(3) A statement disclosing and explaining any pending disciplinary actions, ~~investigations, complaints, malpractice claims, judgments, settlements, or criminal charges~~ against the applicant.

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~~(4) Evidence that the applicant holds an active, permanent license in good standing to practice in at least one United States jurisdiction and that no formal disciplinary action is pending or has ever been taken.~~

~~(5) Evidence from the appropriate examining board from each jurisdiction in which the applicant has ever held a license. At least one license must be issued on the basis of clinical examination.~~

~~(6) A request for the temporary permit from those individuals or organizations seeking the applicant's services that establishes, to the board's satisfaction, the justification for the temporary permit, the dates the applicant's services are needed, and the location or locations where those services will be delivered.~~

(7) (4) A statement from the applicant seeking the temporary permit that the applicant shall practice only in a free dental clinic or dental clinic for a nonprofit organization and that the applicant shall not receive compensation directly or indirectly for providing dental services.

ITEM 2. Rescind and reserve subrule 15.3(17).

[Filed 8/6/13, effective 10/9/13]

[Published 9/4/13]

EDITOR'S NOTE: For replacement pages for IAC, see IAC Supplement 9/4/13.

ARC 0985C

DENTAL BOARD[650]

Adopted and Filed

Pursuant to the authority of Iowa Code section 147.76, the Dental Board adopts an amendment to Chapter 20, "Dental Assistants," Iowa Administrative Code.

The amendment modifies the requirements for training in expanded functions if an applicant is from a state that does not require dental assistants to be registered. Registration is not required in all states, and currently the Board's rule requires Dental Assisting National Board (DANB) certification or a minimum of two years of clinical experience as a registered dental assistant. Dental assistants who have more than two years of clinical experience but were not registered in another state must either wait two years after becoming registered in Iowa or another state or submit a rule waiver for approval to start expanded function training sooner. The amendment permits an applicant with at least two years of dental assisting experience in a state where registration is not required to be eligible for expanded function training.

Notice of Intended Action was published in the Iowa Administrative Bulletin on May 1, 2013, as **ARC 0723C**.

A public hearing was held on June 5, 2013. There were no attendees. No written comments were received concerning the proposed amendment. This amendment is identical to that published under Notice.

The amendment was approved at the August 1, 2013, quarterly meeting of the Dental Board.

After analysis and review of this rule making, no impact on jobs has been found.

This amendment is intended to implement Iowa Code sections 153.38 and 153.39.

This amendment will become effective on October 9, 2013.

The following amendment is adopted.

Amend rule 650—20.15(153) as follows:

650—20.15(153) Expanded function training approval. Expanded function training shall be eligible for board approval if the training is offered through a program accredited by the Commission on Dental Accreditation of the American Dental Association or another program prior-approved by the board, which may include on-the-job training offered by a dentist licensed in Iowa. Training must consist of the following:

DENTAL BOARD[650](cont'd)

~~(4) Evidence that the applicant holds an active, permanent license in good standing to practice in at least one United States jurisdiction and that no formal disciplinary action is pending or has ever been taken.~~

~~(5) Evidence from the appropriate examining board from each jurisdiction in which the applicant has ever held a license. At least one license must be issued on the basis of clinical examination.~~

~~(6) A request for the temporary permit from those individuals or organizations seeking the applicant's services that establishes, to the board's satisfaction, the justification for the temporary permit, the dates the applicant's services are needed, and the location or locations where those services will be delivered.~~

~~(7) (4) A statement from the applicant seeking the temporary permit that the applicant shall practice only in a free dental clinic or dental clinic for a nonprofit organization and that the applicant shall not receive compensation directly or indirectly for providing dental services.~~

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ARC 0985C

DENTAL BOARD[650]

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The amendment modifies the requirements for training in expanded functions if an applicant is from a state that does not require dental assistants to be registered. Registration is not required in all states, and currently the Board's rule requires Dental Assisting National Board (DANB) certification or a minimum of two years of clinical experience as a registered dental assistant. Dental assistants who have more than two years of clinical experience but were not registered in another state must either wait two years after becoming registered in Iowa or another state or submit a rule waiver for approval to start expanded function training sooner. The amendment permits an applicant with at least two years of dental assisting experience in a state where registration is not required to be eligible for expanded function training.

Notice of Intended Action was published in the Iowa Administrative Bulletin on May 1, 2013, as **ARC 0723C**.

A public hearing was held on June 5, 2013. There were no attendees. No written comments were received concerning the proposed amendment. This amendment is identical to that published under Notice.

The amendment was approved at the August 1, 2013, quarterly meeting of the Dental Board.

After analysis and review of this rule making, no impact on jobs has been found.

This amendment is intended to implement Iowa Code sections 153.38 and 153.39.

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DENTAL BOARD[650](cont'd)

1. An initial assessment to determine the base entry level of all participants in the program. At a minimum, participants must ~~be~~ meet one of the following:

- Be currently certified by the Dental Assisting National Board, or
- ~~must have~~ Have two years of clinical dental assisting experience as a registered dental assistant, or
- Have two years of clinical dental assisting experience as a dental assistant in a state that does not require registration;

2. A didactic component;
3. A laboratory component, if necessary;
4. A clinical component, which may be obtained under the personal supervision of the participant's supervising dentist while the participant is concurrently enrolled in the training program; and
5. A postcourse competency assessment at the conclusion of the training program.

[Filed 8/6/13, effective 10/9/13]

[Published 9/4/13]

EDITOR'S NOTE: For replacement pages for IAC, see IAC Supplement 9/4/13.

ARC 0986C

EDUCATIONAL EXAMINERS BOARD[282]

Adopted and Filed

Pursuant to the authority of Iowa Code section 272.2, the Board of Educational Examiners hereby amends Chapter 13, "Issuance of Teacher Licenses and Endorsements," Iowa Administrative Code.

These changes to the endorsements for health, music, and physical education are adopted following reviews of the current endorsement requirements by committees composed of practicing educators, presidents of the relevant professional organizations, and representatives of institutions of higher education.

The health endorsement requirements currently include 24 credit hours in community or public health, consumer health, substance abuse, family life education, mental/emotional health, and human nutrition. In these amendments, "consumer health" is changed to "personal wellness" to reflect current language, and a requirement for a current certificate of CPR training is added. Additionally, holders of the physical education endorsement or family and consumer science endorsement can now obtain the health endorsement with 18 credit hours, thus acknowledging that much of the educators' coursework is parallel. These candidates will now also be able to obtain the Class B license with 9 credit hours in health.

In regard to the music endorsement, coursework requirements are changed to reflect the fact that many school districts in the state require music teachers to teach in more than one area (i.e., not just choral, instrumental, or general music).

Finally, in regard to the physical education endorsement, "adapted physical education" is changed to "adaptive physical education" to reflect current language. The amendments also eliminate the phrase "physical education in the elementary school" because this is covered through the required elementary physical education methods coursework, add the term "personal wellness" to reflect best practice, and require a current certificate of CPR training. The changes to the secondary physical education requirements remove "assessment processes in physical education" as a separate requirement and include this requirement in "curriculum, assessment, and administration of physical education." "Personal wellness" is added, as well as a current certificate of CPR training.

Notice of Intended Action was published in the Iowa Administrative Bulletin as **ARC 0762C** on May 29, 2013.

A public hearing was held on June 19, 2013, with written comment accepted until June 21, 2013. No one attended the public hearing, and no written comments were received.

There has been only one change from the amendments published under Notice of Intended Action. In subrule 13.28(13) regarding the music endorsement, the word "vocal" was changed to "choral." This