

# THE FLORIDA BOARD OF DENTISTRY

## ANNUAL REGULATORY PLAN 2017-18

This Annual Regulatory Plan is being filed and published pursuant to section 120.74, *Florida Statutes* (2017). The Plan covers the period beginning October 1, 2017 and ending September 30, 2018.

### PART ONE LAWS ENACTED OR AMENDED

Part One of the Plan addresses each law enacted or amended during the 2017 Legislative Session which creates or modifies the duties or authority of the Board of Dentistry. §120.74(1)(a), Fla. Stat. (2017).

Law Enacted or Modified on or after Oct. 1, 2016	Florida Statute (modified or created)	Rule (impacted)	Must Agency Adopt Rules?	If Rulemaking Necessary, Notice of Development Published in Florida Administrative Register?	Expected Publication Date for Notice of Proposed Rulemaking	If Rulemaking Not Necessary, Explain
Ch 2017-41, §3, Laws of Fla., Effective 5-31-17 (HB 229)	§456.0635, F.S., (Healthcare Fraud; disqualification for license, certificate, or registration)	64B5-2.014, F.A.C. (Licensure Requirements for Applicants from Accredited Schools or Colleges)  64B5-2.0142, F.A.C. (Application for Health Access Dental License)	No	Not applicable	Not Applicable	Although rulemaking is not required, certain questions on the licensure applications may be clarified and the Board anticipates opening rule development to address this and other application issues prior to the end of 2018.

		<p><u>64B5-2.0144</u>, F.A.C. (Licensure Requirements for Dental Hygiene Applicants from Unaccredited Dental Schools and Colleges)</p> <p><u>64B5-2.0146</u>, F.A.C. (Licensure Requirements for Applicants from Non-Accredited Schools and Colleges)</p> <p><u>64B5-7.003</u>, F.A.C. (Permit Requirements for Dental Interns and Residents)</p> <p><u>64B5-7.005</u>, F.A.C. (Teaching Permits)</p> <p><u>64B5-7.007</u>, F.A.C. (Limited License as Allowed in Section 456.015, F.S.)</p> <p><u>64B5-9.011</u>, F.A.C. (Radiography Training for Dental Assistants).</p>				
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**PART TWO**  
**LAWS EXPECTED TO BE IMPLEMENTED THROUGH RULEMAKING**

Part Two of this plan addresses those laws which the Board of Dentistry intends to implement through rulemaking by July 1, 2018 that are otherwise not covered pursuant to Part One of this Plan. This Part does not include emergency rulemaking or any other rulemaking that may become necessary that was not evident to the Board at the time of the submission of this plan. Additionally, the listing of a law to be implemented does not mean the rule will necessarily be adopted or effective by July 1, 2018. §120.74(1)(b), Fla. Stat. (2017).

<b>Rule Number And Title</b>	<b>Law Expected to Be Implemented Through Rulemaking</b>	<b>Intent of Rulemaking</b>
64B5-7.005, F.A.C. (Teaching Permits)	§§456.013; 456.048; 456.0635; and 466.002(6), F.S.	Clarify, Simplify, Increase Efficiency, and Review for possible conflict with continuing education rules
64B5-13.001, F.A.C. (Determination of Probable Cause)	§456.073(4), F.S.	Clarify; Update
64B5-13.0045, F.A.C. (Minor Violations)	§456.073(3), F.S.	Update; Clarify; and Reduce regulatory burden
64B5-13.005, F.A.C. (Disciplinary Guidelines)	§§456.072(2); 456.079(1); and 466.028, F.S.	Clarify and Update

<u>Chapter 64B5-14</u> , F.A.C (Anesthesia)	§466.017, F.S.	Clarify; Simplify; and Delete obsolete, unnecessary, or redundant provisions
<u>64B5-16.005</u> , F.A.C. (Remediable Tasks Delegable to Dental Assistants)	§466.024, F.S.	Update; Clarify; Reduce regulatory burden; and Review to determine updates based on advancements in digital technology
<u>64B5-16.006</u> , F.A.C. (Remediable Tasks Delegable to Dental Hygienist)	§§466.023 and 466.024, F.S.	Update; Clarify; Reduce regulatory burden; and Review to determine updates based on advancements in digital technology
<u>64B5-25.003</u> , F.A.C. (Required Sterilization and Disinfection Procedures)	§§466.028(1)(u) and 466.041, F.S.	Update and Clarify

**PART THREE**  
**UPDATES TO PRIOR YEAR'S PLAN**

Part Three of the Plan address whether there are any updates to the prior year's regulatory plan. §120.74(1)(c), Fla. Stat. (2017).

**There are not any updates to the prior year's annual regulatory plan.**

**PART FOUR**  
**CERTIFICATION PURSUANT TO §120.74(1)(d), Fla. Stat. (2017)**

The undersigned hereby certify that they have reviewed this Annual Regulatory Plan and that the Board of Dentistry regularly reviews all its rules to determine if the rules remain consistent with the Board's rulemaking authority and the laws being implemented, with the most comprehensive enhanced review having been completed on the 30th day of June, 2015 with continuing board review through August, 2017.

**/S/ Catherine Cabanzon, R.D.H.**  
Electronic Signature  
Catherine Cabanzon, R.D.H.  
Chair of the Board of Dentistry

September 13, 2017  
Date Signed

**/S/ David D. Flynn, Esquire**  
Electronic Signature  
David D. Flynn, Esquire  
Assistant Attorney General  
Counsel to the Board of Dentistry

September 13, 2017  
Date Signed