

## DENTAL BOARD[650]

### Notice of Intended Action

**Twenty-five interested persons, a governmental subdivision, an agency or association of 25 or more persons may demand an oral presentation hereon as provided in Iowa Code section 17A.4(1)“b.”**

**Notice is also given to the public that the Administrative Rules Review Committee may, on its own motion or on written request by any individual or group, review this proposed action under section 17A.8(6) at a regular or special meeting where the public or interested persons may be heard.**

Pursuant to the authority of Iowa Code section 147.76, the Dental Board hereby gives Notice of Intended Action to amend Chapter 13, “Special Licenses,” and Chapter 15, “Fees,” Iowa Administrative Code.

The proposed 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 proposed amendments are in response to a petition for rule making filed by the Iowa Dental Association Foundation on October 23, 2012. The petitioner stated that the current application requirements make it more difficult to recruit out-of-state dentists to participate in the Foundation’s annual Iowa Mission of Mercy (IMOM) event which provides free dental services to low-income Iowans. The petitioner reported that in 2012 volunteer dentists and dental hygienists provided dental treatment at no cost to more than 1,389 low-income Iowans, with an estimated value of more than \$923,000.

Written comments about the proposed amendments will be accepted through June 5, 2013. Comments should be directed to Melanie Johnson, Executive Director, Iowa Dental Board, 400 SW 8th Street, Des Moines, Iowa 50309-4687, or by e-mail to [Melanie.Johnson@iowa.gov](mailto:Melanie.Johnson@iowa.gov).

A public hearing will be held on June 5, 2013, at 2 p.m. at the office of the Dental Board located at 400 SW 8th Street, Suite D, Des Moines, Iowa. At the hearing, persons will be asked to give their names and addresses for the record and to confine their remarks to the subject of the amendments. Any person who plans to attend the public hearing and who may have special requirements, such as those related to hearing or mobility impairments, should contact the Board office and advise of specific needs.

These proposed amendments were approved at the March 28, 2013, telephonic 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.

The following amendments are proposed.

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 form, paper or electronic, 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.
- ~~(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)**.