

**DENTAL BOARD[650]**

**Notice of Intended Action**

**Proposing rule making related to student loan debt or service obligation default or delinquency and providing an opportunity for public comment**

The Dental Board hereby proposes to amend Chapter 30, “Discipline,” and to rescind Chapter 34, “Student Loan Default/Noncompliance with Agreement for Payment of Obligation,” Iowa Administrative Code.

*Legal Authority for Rule Making*

This rule making is proposed under the authority provided in Iowa Code section 272C.4 as amended by 2019 Iowa Acts, Senate File 304, section 2.

*State or Federal Law Implemented*

This rule making implements, in whole or in part, 2019 Iowa Acts, Senate File 304.

*Purpose and Summary*

During the 2019 Legislative Session, a change was made to the Iowa Code to repeal Iowa Code sections 261.121 through 261.127, effective July 1, 2019, and prohibit the suspension or revocation of a license issued by the Board to a person who is in default or is delinquent on repayment or a service obligation under federal or state postsecondary educational loans or private services-conditional postsecondary tuition assistance solely on the basis of such default or delinquency. This proposed rule making implements this change.

*Fiscal Impact*

This rule making has no fiscal impact to the State of Iowa.

*Jobs Impact*

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

*Waivers*

Any person who believes that the application of the discretionary provisions of this rule making would result in hardship or injustice to that person may petition the Board for a waiver of the discretionary provisions, if any, pursuant to rule 650—7.4(17A,147,153).

*Public Comment*

Any interested person may submit written or oral comments concerning this proposed rule making. Written or oral comments in response to this rule making must be received by the Board no later than 4:30 p.m. on July 24, 2019. Comments should be directed to:

Steve Garrison  
Iowa Dental Board  
400 S.W. Eighth Street, Suite D  
Des Moines, Iowa 50309  
Phone: 515.281.3248  
Fax: 515.281.7969  
Email: [steven.garrison@iowa.gov](mailto:steven.garrison@iowa.gov)

*Public Hearing*

No public hearing is scheduled at this time. As provided in Iowa Code section 17A.4(1)“b,” an oral presentation regarding this rule making may be demanded by 25 interested persons, a governmental subdivision, the Administrative Rules Review Committee, an agency, or an association having 25 or more members.

*Review by Administrative Rules Review Committee*

The Administrative Rules Review Committee, a bipartisan legislative committee which oversees rule making by executive branch agencies, may, on its own motion or on written request by any individual or group, review this rule making at its [regular monthly meeting](#) or at a special meeting. The Committee’s meetings are open to the public, and interested persons may be heard as provided in Iowa Code section 17A.8(6).

The following rule-making actions are proposed:

ITEM 1. Adopt the following **new** rule 650—30.5(272C):

**650—30.5(272C) Prohibited grounds for discipline.** The board shall not suspend or revoke the license of a person who is in default or is delinquent on repayment or a service obligation under federal or state postsecondary educational loans or public or private services-conditional postsecondary tuition assistance solely on the basis of such default or delinquency.

ITEM 2. Amend **650—Chapter 30**, implementation sentence, as follows:

These rules are intended to implement ~~Iowa Code sections 261.121 to 261.127 and Iowa Code chapters 147<sub>2</sub>; 153<sub>2</sub>; 252J<sub>2</sub>; 272C~~; as amended by 2019 Iowa Acts, Senate File 304; and 598.

ITEM 3. Rescind and reserve **650—Chapter 34**.