

INSPECTIONS AND APPEALS DEPARTMENT[481]

Regulatory Analysis

Notice of Intended Action to be published: 481—Chapters 571, 572, and 579
“Dental Board Fees; Dental Licensure, Registration, Renewal, Reactivation
and Reinstatement; Sedation and Nitrous Oxide”

Iowa Code section(s) or chapter(s) authorizing rulemaking: 147, 153, and 272C
State or federal law(s) implemented by the rulemaking: 2026 Iowa Acts, House File 2602, and
Iowa Code chapters 147, 153, and 272C

Public Hearing

A public hearing at which persons may present their views orally or in writing will be held as follows:

August 12, 2026
12:30 p.m.

6200 Park Avenue
Des Moines, Iowa

Public Comment

Any interested person may submit written or oral comments concerning this Regulatory Analysis, which must be received by the Dental Board no later than 4:30 p.m. on the date of the public hearing. Comments should be directed to:

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Purpose and Summary

This proposed rulemaking updates the Board’s rules to implement 2026 Iowa Acts, House File 648. This rulemaking will allow the Board to issue a licensed sedation provider host permit to a dentist who completes a course approved by the Board within the 12 months immediately preceding the submission of the application or provides evidence that the dentist holds a substantially similar permit issued in another state. This rulemaking will allow the host permit holder to employ a licensed sedation provider, or a dentist who holds a current moderate sedation or general anesthesia permit issued by the Board, to administer moderate sedation on an outpatient basis to a patient who is at least 13 years of age on whom the dentist is performing a dental procedure or monitor a patient who is at least 13 years of age who is under moderate sedation.

Analysis of Impact

1. **Persons affected by the proposed rulemaking:**

• **Classes of persons that will bear the costs of the proposed rulemaking:**

There are no anticipated costs to this rulemaking other than the costs already incurred by the Board to enforce the rules. Licensed dentists may incur costs in training and licensing fees to obtain this permit.

• **Classes of persons that will benefit from the proposed rulemaking:**

The rulemaking allows an additional pathway for dentists to employ sedation providers without requiring a full sedation permit.

2. Impact of the proposed rulemaking, economic or otherwise, including the nature and amount of all the different kinds of costs that would be incurred:

- **Quantitative description of impact:**

Members of the public would incur no costs other than payment/copayment for sedation services provided. Dentists will be responsible for obtaining the training required to hold a licensed sedation provider host permit.

- **Qualitative description of impact:**

The Board believes that the costs are justified by the benefits achieved because the rules allow dentists to employ sedation providers without requiring a full sedation permit.

3. Costs to the State:

- **Implementation and enforcement costs borne by the agency or any other agency:**

Costs to the agency are for the staff time needed to manage Board activities, which include oversight of practice standards and requirements. The Board would still need to review and approve training for licensed sedation provider host permits; however, the Board does not anticipate any further costs than are already incurred. The time needed to manage this provision is generally in the form of responding to questions related to practice standards and processing requests for review of training. Staff salaries to support the work of the Board are covered by the Licensing and Regulation Fund established in 2023 Iowa Acts, Senate File 557.

- **Anticipated effect on State revenues:**

This rulemaking has no anticipated impact on State revenues. Staff salaries to support the work of the Board are covered by the Licensing and Regulation Fund. Licensing fees go to the fund to cover the operations of the regulated professional licensing boards.

4. Comparison of the costs and benefits of the proposed rulemaking to the costs and benefits of inaction:

The Board is required by 2026 Iowa Acts, House File 648, to implement these rules.

5. Determination whether less costly methods or less intrusive methods exist for achieving the purpose of the proposed rulemaking:

The Board is required by House File 648 to implement these rules. The Board does not believe there is a less costly or less intrusive method to achieve the purpose of this rulemaking.

6. Alternative methods considered by the agency:

- **Description of any alternative methods that were seriously considered by the agency:**

The Board is required by House File 648 to implement these rules. The Board has not identified any alternative methods to carry out this rulemaking.

- **Reasons why alternative methods were rejected in favor of the proposed rulemaking:**

The Board is required by House File 648 to implement these rules. The Board has not identified any alternative methods to carry out this rulemaking.

Small Business Impact

If the rulemaking will have a substantial impact on small business, include a discussion of whether it would be feasible and practicable to do any of the following to reduce the impact of the rulemaking on small business:

- Establish less stringent compliance or reporting requirements in the rulemaking for small business.

- Establish less stringent schedules or deadlines in the rulemaking for compliance or reporting requirements for small business.

- Consolidate or simplify the rulemaking's compliance or reporting requirements for small business.

- Establish performance standards to replace design or operational standards in the rulemaking for small business.
- Exempt small business from any or all requirements of the rulemaking.

If legal and feasible, how does the rulemaking use a method discussed above to reduce the substantial impact on small business?

The proposed amendments relate to public safety concerns that are present whether the business is a small business or a large corporation. While some dental professionals may work in a smaller dental office, some also work for large corporations, hospitals, and other dental facilities. To exempt a small business from adhering to this chapter would jeopardize any member of the public who sought services from that small business. The risk to the public is greater than the potential harm or cost to the small business.

Text of Proposed Rulemaking

ITEM 1. Amend subrule 571.2(7) as follows:

571.2(7) *Anesthesia and sedation permits.* The fees for an anesthesia or sedation permit are as follows:

- The application fee for a local anesthesia permit is \$70.
- The application fee for a moderate sedation permit is \$500.
- The application fee for a general anesthesia permit is \$500.
- The application fee for a licensed sedation provider host permit is \$500.

ITEM 2. Renumber subrules **571.3(5)** to **571.3(11)** as **571.3(6)** to **571.3(12)**.

ITEM 3. Adopt the following new subrule 571.3(5):

571.3(5) *Licensed sedation provider host permit.* The renewal fee for a licensed sedation provider host permit is \$125.

ITEM 4. Amend subrule 572.2(3) as follows:

572.2(3) Following board review and consideration of an application, the board will:

- Authorize the issuance of the license, permit, registration or qualification; or
- Initiate other action in accordance with rule ~~481—572.22~~ 481—572.23(147,153,272C).

ITEM 5. Amend paragraphs **572.3(2)“d”** and **572.3(2)“h”** as follows:

d. Evidence of successful passage of a board-approved clinical examination pursuant to rule ~~481—572.14~~ 481—572.15(147,153) and a statement of all other clinical examinations taken by the applicant with an indication of pass/fail for each.

(1) and (2) No change.

h. Evidence of successful completion of a jurisprudence examination pursuant to rule ~~481—572.15~~ 481—572.16(147,153).

ITEM 6. Amend subparagraph **572.3(3)“a”(2)** as follows:

(2) Has less than three consecutive years of practice immediately prior to the filing of the application and evidence of successful passage within the previous five-year period of a board-approved clinical examination pursuant to rule ~~481—572.14~~ 481—572.15(147,153).

ITEM 7. Amend paragraph **572.5(1)“c”** as follows:

c. Evidence of successful completion of board-approved examination in the areas of infection control, hazardous materials, and jurisprudence as specified in rules ~~481—572.15(147,153) and 481—572.16(147,153)~~ and 481—572.17(147,153), and dental radiography, if the applicant is also applying for a qualification in dental radiography.

ITEM 8. Amend paragraph **572.6(2)“c”** as follows:

c. Evidence of successful completion a board-approved examination in the area of dental radiography in accordance with rule ~~481—572.16~~ 481—572.17(147,153).

ITEM 9. Amend paragraph **572.7(1)“d”** as follows:

d. Evidence of successful completion of a board-approved jurisprudence examination, pursuant to rule ~~481—572.15~~ 481—572.16(147,153).

ITEM 10. Amend paragraph **572.9(2)“g”** as follows:

g. Evidence of successful completion of a jurisprudence examination pursuant to rule ~~481—572.15~~ 481—572.16(147,153).

ITEM 11. Amend subrule 572.9(4) as follows:

572.9(4) A faculty permit may be renewed in accordance with rule ~~481—572.20~~ 481—572.21(147,153,272C) and 481—Chapter 573.

ITEM 12. Amend subparagraph **572.10(1)“b”(2)** as follows:

(2) Successful completion, within the previous 36 months, of a clinical examination in the administration of local anesthesia by a testing center approved by the board in accordance with rule ~~481—572.14~~ 481—572.15(147,153); or

ITEM 13. Amend subrule 572.11(4) as follows:

572.11(4) Applications for a moderate sedation or general anesthesia permit will be reviewed by the ACC or the board as deemed necessary to ensure compliance with this rule and 481—Chapter 579. Following review of an application, the ACC or the board may take action, in accordance with rule ~~481—572.22~~ 481—572.23(147,153,272C).

ITEM 14. Renumber rules ~~481—572.12(153)~~ to ~~481—572.22(147,153,272C)~~ as ~~481—572.13(153)~~ to ~~481—572.23(147,153,272C)~~.

ITEM 15. Adopt the following new rule ~~481—572.12(153)~~:

481—572.12(153) Requirements for issuance or renewal of a licensed sedation provider host permit. Pursuant to 481—Chapter 579, a dentist who wishes to employ a licensed sedation provider, or a dentist who holds a current moderate sedation or general anesthesia permit issued by the board, to administer moderate sedation on an outpatient basis to a patient who is at least 13 years of age on whom the dentist is performing a dental procedure in Iowa must possess a current permit issued by the board.

572.12(1) Applications for a licensed sedation provider host permit must include the following:

a. The fee specified in 481—Chapter 571.
b. Evidence of having successfully completed, within the 12 months immediately preceding application, a board-approved training course.

(1) The course will provide instruction and an assessment of knowledge and skill in the following:

1. Preoperative patient assessment.
2. Emergency scenarios and rescue.
3. Respiratory complication.
4. Patient safety and monitoring.
5. Airway assessment and management.
6. Anesthetic drugs.
7. Recovery.

(2) The course will ensure the course participant can do all of the following:

1. Identify a high-risk patient.
2. Differentiate between different levels of sedation.
3. Monitor a patient receiving moderate sedation.
4. Rescue a patient from a deeper level of sedation than intended.

(3) The board shall review courses for approval on an annual basis and shall only approve a course for which the director of the course has submitted documentation indicating that the course meets the requirements of this subrule. The board may require the director of a course to participate in an interview as part of the approval process.

c. Evidence of current Advanced Cardiac Life Support (ACLS) or Pediatric Advanced Life Support (PALS) certification.

572.12(2) Prior to issuance of a new permit, all facilities where the applicant intends to provide sedation services must have passed inspection by the board or designated agent pursuant to 481—Chapter 579.

572.12(3) Applications for a licensed sedation provider host permit will be reviewed by the ACC or the board as deemed necessary to ensure compliance with this rule and 481—Chapter 579. Following review of an application, the ACC or the board may take action in accordance with rule 481—572.23(147,153,272C).

572.12(4) Licensed sedation provider host permits will expire on August 31 of every even-numbered year. A permit may be renewed by submitting an application for renewal, maintaining an active Iowa dental license or faculty permit, and complying with the following:

- a. Payment of the renewal fee as specified in 481—Chapter 571;
- b. Evidence of current ACLS or PALS certification; and
- c. Evidence of a minimum of six hours of continuing education in the area of sedation. These hours may also be applied toward the renewal of a dental license or faculty permit.

572.12(5) Failure to renew the permit prior to November 1 following its expiration will cause the permit to lapse and become invalid for practice. Permits that have lapsed may be reactivated upon submission of a new application in compliance with this rule. Applications for reactivation of a lapsed permit within six months may be administratively approved, so long as the application satisfies the requirements of this rule.

This rule is intended to implement Iowa Code sections 147.10, 147.11 and 272C.3 and chapter 153.

ITEM 16. Amend renumbered subrule 572.22(1) as follows:

572.22(1) A registered dental assistant or licensed nurse whose radiography qualification has lapsed may have the radiography qualification reactivated at the discretion of the board. In addition to the application requirements specified in rule ~~481—572.20~~ 481—572.21(147,153,272C), applicants for reactivation must also submit evidence of the following:

- a. and b. No change.

ITEM 17. Renumber rules **481—579.6(153)** to **481—579.11(153)** as **481—579.7(153)** to **481—579.12(153)**.

ITEM 18. Adopt the following new rule 481—579.6(153):

481—579.6(153) Licensed sedation provider host permit standards.

579.6(1) A dentist who does not meet the requirements of rule 481—572.12(153) will not employ a licensed sedation provider, or a dentist who holds a current moderate sedation or general anesthesia permit issued by the board, to administer moderate sedation on an outpatient basis to a patient who is at least 13 years of age on whom the dentist is performing a dental procedure.

579.6(2) A dentist with a licensed sedation provider host permit must maintain current ACLS certification.

579.6(3) A dentist with a host permit may monitor a patient who is at least 13 years of age who is under moderate sedation.

ITEM 19. Amend renumbered subrules 579.9(2) to 579.9(4) as follows:

579.9(2) A dentist may only administer moderate sedation or anesthesia or use another licensed sedation provider or permit holder in a facility that is permanently and properly equipped. A dentist is required to be trained in and maintain, at a minimum, the following equipment:

- a. to j. No change.
- k. Emergency drugs, in accordance with subrule ~~579.8(3)~~ 579.9(3);
- l. to p. No change.

579.9(3) Pursuant to paragraph 579.8(2) ~~579.9(2)~~ “k,” a dentist providing sedation at a dental facility is required to maintain on site emergency drugs that meet the needs of the following categories. At a minimum, a dentist providing moderate sedation shall maintain emergency drugs specified in paragraphs ~~579.8(3)~~ 579.9(3) “a” through “f.” A dentist providing deep sedation or general anesthesia shall maintain emergency drugs for all of the following categories:

a. to m. No change.

579.9(4) The board or its designated agents may conduct facility inspections. A facility inspection may be required before a sedation permit or host permit is issued or before sedation services are provided at a new or updated facility. The actual costs associated with the on-site evaluation of the facility are the primary responsibility of the licensee. The cost to the licensee will not exceed the fee specified in 481—Chapter 571.

ITEM 20. Amend renumbered rule 481—579.10(153) as follows:

481—579.10(153) Use of another licensed sedation provider or permit holder.

579.10(1) A dentist may only use the services of a licensed sedation provider or another permit holder to administer moderate sedation, deep sedation or general anesthesia in a dental facility if the following requirements are met:

a. The dentist holds a current moderate sedation or general anesthesia permit or a licensed sedation provider host permit. ~~A permit holder who does not meet the training requirement to administer moderate sedation to pediatric or ASA III or IV patients as stipulated in 481—subparagraph 572.11(1)“b”(3) may use another licensed sedation provider or qualified permit holder to administer moderate sedation to pediatric or ASA III or IV patients.~~

(1) A moderate sedation or general anesthesia permit holder who does not meet the training requirement to administer moderate sedation to pediatric or ASA III or IV patients as stipulated in 481—subparagraph 572.11(1)“b”(3) may use another licensed sedation provider or qualified permit holder to administer moderate sedation to pediatric or ASA III or IV patients.

(2) A licensed sedation provider host permit holder may employ a licensed sedation provider, or a dentist who holds a current moderate sedation or general anesthesia permit issued by the board, to administer moderate sedation on an outpatient basis to a patient who is at least 13 years of age, on whom the dentist is performing a dental procedure.

b. The dentist remains present in the treatment room for the duration of any dental treatment.

c. The facility is a permanently and properly equipped facility pursuant to the provisions of this chapter.

d. The permit holder assesses the need and patient suitability for sedation services. A permit holder ~~may~~ will not interfere with any independent assessment performed by a licensed sedation provider.

579.10(2) When a licensed sedation provider or another permit holder is used to administer moderate sedation, deep sedation or general anesthesia, that provider constitutes one patient monitor for the purpose of complying with rule ~~481—579.6~~ 481—579.7(153).

579.10(3) A dentist who does not hold a sedation permit or a licensed sedation provider host permit is prohibited from using a licensed sedation provider or permit holder to provide moderate sedation, deep sedation or general anesthesia.