

G.S. 150B-21.3A Report for 21 NCAC 16, BOARD OF DENTAL EXAMINERS

Agency - Board of Dental Examiners

Comment Period - Filled in by Agency

Date Submitted to APO - Filled in by RRC staff

| Subchapter | Rule Section | Rule Citation | Rule Name | Date and Last Agency Action on the Rule | Agency Determination [150B-21.3A(c)(1)a] | Implements or Conforms to Federal Regulation [150B-21.3A(e)] | Federal Regulation Citation | Public Comment Received [150B-21.3A(c)(1)] | Agency Determination Following Public Comment [150B-21.3A(c)(1)] | RRC Determination of Public Comments [150B-21.3A(c)(2)] | RRC Final Determination of Status of Rule for Report to APO [150B-21.3A(c)(2)] | OAH Next Steps |
|--|---|-------------------|--|---|---|--|-----------------------------|--|--|---|--|----------------|
| SUBCHAPTER 16A - ORGANIZATION | | 21 NCAC 16A .0101 | DEFINITIONS | Amended Eff. May 1, 2011 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| SUBCHAPTER 16B - LICENSURE DENTISTS | SECTION .0100 - GENERAL PROVISIONS | 21 NCAC 16B .0101 | EXAMINATION REQUIRED; EXEMPTIONS | Amended Eff. September 1, 2014 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16B .0102 | NO RECIPROCAL ARRANGEMENT IN GENERAL | Amended Eff. May 1, 1989 | Unnecessary | No | | Select One | Select One | Select One | Select One | Select One |
| | SECTION .0200 - QUALIFICATIONS | 21 NCAC 16B .0201 | STUDENT MAY APPLY | Amended Eff. September 1, 2014 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16B .0202 | APPLICATION FOR LICENSURE | Amended Eff. September 1, 2014 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | SECTION .0300 - APPLICATION FOR LICENSURE | 21 NCAC 16B .0301 | CONSENT FOR BOARD INVESTIGATION | Amended Eff. May 1, 1989 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16B .0302 | BOARD APPROVED EXAMINATIONS | Amended Eff. September 1, 2014 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16B .0303 | REEXAMINATION | Amended Eff. September 1, 2013 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16B .0317 | DENTAL LICENSURE BY CREDENTIALS | Amended Eff. September 1, 2014 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | SECTION .0500 - LICENSURE BY CREDENTIALS | 21 ncac 16b .0501 | LIMITED VOLUNTEER DENTAL LICENSE | Amended Eff. September 1, 2014 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | SECTION .0600 - LIMITED VOLUNTEER DENTAL LICENSE | 21 NCAC 16B .0601 | INSTRUCTOR'S LICENSE | Amended Eff. September 1, 2014 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | SECTION .0700 - INSTRUCTOR'S LICENSE | 21 NCAC 16B .0701 | TEMPORARY VOLUNTEER DENTAL PERMIT | Amended Eff. September 1, 2014 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | SECTION .0800 - SPECIAL RESTRICTED LICENSES | 21 NCAC 16B .0801 | DEFINITIONS | Amended Eff. September 1, 2014 | Necessary without substantive public interest | Yes If yes, include the citation to the federal law | 26 U.S.C. 7508 | Select One | Select One | Select One | Select One | Select One |
| | SECTION .0900 - EXEMPTIONS FOR ACTIVE MILITARY | 21 NCAC 16B .0901 | EXEMPTIONS GRANTED | Eff. April 1, 2010 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16B .0902 | DENTAL LICENSURE BY ENDORSEMENT BASED ON MILITARY SERVICE | Eff. September 1, 2013 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | SECTION .1000 - LICENSURE BY MILITARY ENDORSEMENT | 21 NCAC 16B .1001 | DENTAL LICENSURE BY ENDORSEMENT BASED ON STATUS AS MILITARY SPOUSE | Amended Eff. September 1, 2014 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16B .1002 | PROOF OF COMPETENCY | Eff. September 1, 2014 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | SECTION .1100 - REINSTATEMENT | 21 NCAC 16B .1101 | LICENSURE | Amended Eff. September 1, 2014 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| SUBCHAPTER 16C - LICENSURE DENTAL HYGIENISTS | SECTION .0100 - GENERAL PROVISIONS | 21 NCAC 16C .0101 | NO RECIPROCAL ARRANGEMENT | Amended Eff. May 1, 1989 | Unnecessary | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16C .0102 | STUDENT MAY APPLY | Amended Eff. September 1, 2014 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | SECTION .0200 - QUALIFICATIONS | 21 NCAC 16C .0202 | APPLICATION FOR LICENSURE | Amended Eff. September 1, 2014 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | SECTION .0300 - APPLICATION | 21 NCAC 16C .0301 | CONSENT FOR BOARD INVESTIGATION | Amended Eff. May 1, 1989 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16C .0302 | BOARD APPROVED EXAMINATIONS | Amended Eff. September 1, 2014 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16C .0303 | REEXAMINATION | Eff. September 1, 2014 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16C .0311 | DENTAL HYGIENE LICENSURE BY CREDENTIALS | Amended Eff. September 1, 2014 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | SECTION .0500 - LICENSURE BY CREDENTIALS | 21 NCAC 16C .0501 | PROOF OF COMPETENCY | Eff. September 1, 2014 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | SECTION .0600 - REINSTATEMENT OF DENTAL HYGIENE LICENSE | 21 NCAC 16C .0601 | | | | | | Select One | Select One | Select One | Select One | Select One |

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|--|---|-------------------|--|---|---|--|-----------------------------|--|--|---|--|----------------|
| SUBCHAPTER 16D - PROVISIONAL LICENSURE: DENTISTS | SECTION .0100 - GENERAL PROVISIONS | 21 NCAC 16D .0101 | ELIGIBILITY REQUIREMENTS | Amended Eff. January 1, 1994 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16D .0102 | RESTRICTIONS ON PRACTICE | Amended Eff. August 1, 2002 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16D .0104 | APPLICATION | Amended Eff. December 1, 2014 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16D .0105 | EXAMINATION | Amended Eff. August 1, 2002 | Unnecessary | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16E .0102 | RESTRICTIONS ON PRACTICE | Amended Eff. May 1, 1989 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| SUBCHAPTER 16E - PROVISIONAL LICENSURE: DENTAL HYGIENIST | | 21 NCAC 16E .0103 | APPLICATION | Amended Eff. December 1, 2014 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16E .0104 | EXAMINATION | Amended Eff. December 1, 2014 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16F .0102 | APPLICATION | Amended Eff. April 1, 1994 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16F .0103 | CORPORATE OR LIMITED LIABILITY COMPANY NAME | Amended Eff. May 1, 2011 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| SUBCHAPTER 16F - PROFESSIONAL CORPORATIONS | SECTION .0100 - SCOPE | 21 NCAC 16F .0104 | CERTIFICATE OF REGISTRATION | Amended Eff. August 1, 2009 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16F .0105 | APPLICATION FOR RENEWAL | Amended Eff. April 1, 1994 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16F .0107 | AMENDMENTS TO ARTICLES OF INCORPORATION OR ORGANIZATION | Amended Eff. April 1, 1994 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16F .0108 | EMPLOYMENT OF DENTAL HYGIENIST | Amended Eff. April 1, 1994 | Unnecessary | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16F .0110 | CORPORATE OFFICERS OR MANAGERS MUST EXECUTE DOCUMENTS | Amended Eff. April 1, 1994 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16G .0101 | FUNCTIONS THAT MAY BE DELEGATED | Amended Eff. August 1, 2016 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16G .0103 | PROCEDURES PROHIBITED | Amended Eff. August 1, 2016 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16G .0106 | DENTAL HYGIENE SCHOOL EXTENSION FACILITIES AND OFF CAMPUS CLASSES | Eff. November 1, 2009 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16G .0107 | DENTAL HYGIENE LICENSURE BY ENDORSEMENT BASED ON MILITARY SERVICE | Eff. September 19, 2013 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16G .0108 | DENTAL HYGIENE LICENSURE BY ENDORSEMENT BASED ON STATUS AS MILITARY SPOUSE | Eff. September 19, 2013 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| SUBCHAPTER 16H - DENTAL ASSISTANTS | SECTION .0100 - CLASSIFICATION AND TRAINING | 21 NCAC 16H .0101 | CLASSIFICATION | Readopted Eff. September 26, 1977 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16H .0102 | DENTAL ASSISTANT I | Amended Eff. August 1, 2016 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16H .0103 | DENTAL ASSISTANT II | Amended Eff. August 1, 2000 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16H .0104 | APPROVED EDUCATION AND TRAINING PROGRAMS | Amended Eff. August 1, 2016 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | SECTION .0200 - PERMITTED FUNCTIONS OF DENTAL ASSISTANT | 21 NCAC 16H .0201 | GENERAL PERMITTED FUNCTIONS OF DENTAL ASSISTANT I | Amended Eff. August 1, 2000 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16H .0203 | PERMITTED FUNCTIONS OF DENTAL ASSISTANT II | Amended Eff. August 1, 2016 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16H .0205 | SPECIFIC PROHIBITED FUNCTIONS OF DENTAL ASSISTANTS I AND II | Amended Eff. August 1, 2000 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16H .0206 | DIRECT CONTROL AND SUPERVISION DEFINED | Amended Eff. May 1, 1989 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |

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|---|---|-------------------|---|---|---|--|-----------------------------|--|--|---|--|----------------|
| | | 21 NCAC 16H .0207 | LIMITED EXCEPTION FOR ASSISTING HYGIENISTS | Eff. December 1, 2016 | Necessary with substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| SUBCHAPTER 16I - ANNUAL RENEWAL OF DENTAL HYGIENIST LICENSE | SECTION .0100 - ANNUAL RENEWAL | 21 NCAC 16I .0101 | APPLICATIONS | Amended Eff. April 1, 2015 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16I .0102 | CONTINUING EDUCATION REQUIRED | Amended Eff. April 1, 2015 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16I .0103 | APPROVED COURSES AND SPONSORS | Amended Eff. November 1, 2008 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16I .0104 | REPORTING CONTINUING EDUCATION | Amended Eff. November 1, 2008 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16I .0105 | PENALTY/NON-COMPLIANCE/CONTINUING EDUCATION REQUIREMENT | Amended Eff. April 1, 2015 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16I .0106 | FEE FOR LATE FILING AND DUPLICATE LICENSE | Amended Eff. February 1, 2008 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16I .0107 | LICENSE VOID UPON FAILURE TO RENEW | Amended Eff. April 1, 2015 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16I .0108 | FORM OF CERTIFICATE | Amended Eff. April 1, 2015 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16I .0109 | CERTIFICATE DISPLAYED | Amended Eff. August 1, 2016 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16I .0110 | DEFINITIONS | Amended Eff. April 1, 2015 | Necessary without substantive public interest | Yes If yes, include the citation to the federal law | 26 U.S.C. 7508 | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16I .0111 | EXEMPTIONS GRANTED | Amended Eff. April 1, 2015 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| SUBCHAPTER 16J - SANITATION | | 21 NCAC 16J .0101 | PREMISES | Amended Eff. April 1, 2015 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16J .0103 | STERILIZATION | Amended Eff. February 1, 2008 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| SUBCHAPTER 16K - DENTAL SCHOOL EXTENSION FACILITIES | | 21 NCAC 16K .0103 | INSTRUCTORS TO BE APPROVED | Amended Eff. April 1, 2015 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16K .0104 | NO FEES FOR SERVICES | Amended Eff. May 1, 1989 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16K .0106 | REPORTS TO BOARD | Amended Eff. April 1, 2015 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| SUBCHAPTER 16L - BOARD OF DENTAL ELECTIONS | | 21 NCAC 16L .0101 | BALLOTS | Readopted Eff. September 26, 1977 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16L .0102 | NOTICE TO NOMINEE | Readopted Eff. September 26, 1977 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16L .0104 | SOLICITATIONS FOR VOTES | Eff. April 1, 2003 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| SUBCHAPTER 16M - FEES PAYABLE | SECTION .0100 - FEES PAYABLE | 21 NCAC 16M .0101 | DENTISTS | Amended Eff. September 19, 2013 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16M .0102 | DENTAL HYGIENISTS | Amended Eff. October 1, 2006 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16M .0103 | PRIMARY SOURCE VERIFICATION FEE | Eff. August 1, 1998 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| SUBCHAPTER 16N - RULEMAKING AND ADMINISTRATIVE HEARING PROCEDURES | SECTION .0100 - PETITIONS FOR ADOPTION OF RULES | 21 NCAC 16N .0101 | PETITION FOR RULEMAKING HEARINGS | Amended Eff. May 1, 1989 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16N .0102 | CONTENTS OF PETITION | Amended Eff. May 1, 1989 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16N .0103 | DISPOSITION OF PETITIONS | Amended Eff. May 1, 1989 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16N .0202 | NOTICE OF MAILING LIST | Amended Eff. May 1, 1989 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16N .0203 | ADDITIONAL INFORMATION | Amended Eff. March 1, 1985 | Unnecessary | No | | Select One | Select One | Select One | Select One | Select One |

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|--|---|---|--|---|---|--|-----------------------------|--|--|---|--|----------------|------------|
| | SECTION .0300 - RULEMAKING HEARINGS | 21 NCAC 16N .0302 | CONTENT OF REQUEST: GENERAL TIME LIMITATIONS | Amended Eff. April 1, 2014 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One | |
| | | 21 NCAC 16N .0304 | WRITTEN SUBMISSIONS | Amended Eff. May 1, 1989 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One | |
| | | 21 NCAC 16N .0305 | BOARD PRESIDENT TO PRESIDE: POWERS AND DUTIES | Amended Eff. May 1, 1989 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One | |
| | | 21 NCAC 16N .0307 | RECORD OF PROCEEDINGS | Amended Eff. May 1, 1989 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One | |
| | SECTION .0400 - DECLARATORY RULINGS | 21 NCAC 16N .0402 | SUBMISSION OF REQUEST FOR RULING | Amended Eff. May 1, 1989 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One | |
| | | 21 NCAC 16N .0403 | DISPOSITION OF REQUESTS | Amended Eff. May 1, 1989 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One | |
| | | 21 NCAC 16N .0404 | RECORD OF DECISION | Amended Eff. May 1, 1989 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One | |
| | SECTION .0500 - ADMINISTRATIVE HEARING PROCEDURES | 21 NCAC 16N .0501 | RIGHT TO HEARING | Amended Eff. May 1, 1989 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One | |
| | | 21 NCAC 16N .0502 | REQUEST FOR HEARING | Amended Eff. April 1, 2015 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One | |
| | | 21 NCAC 16N .0503 | GRANTING OR DENYING HEARING REQUEST | Amended Eff. May 1, 1989 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One | |
| | | 21 NCAC 16N .0504 | NOTICE OF HEARING | Amended Eff. April 1, 2015 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One | |
| | | 21 NCAC 16N .0505 | WHO SHALL HEAR CONTESTED CASES | Amended Eff. April 1, 2015 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One | |
| | | 21 NCAC 16N .0506 | PETITION FOR INTERVENTION | Amended Eff. April 1, 2015 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One | |
| | | 21 NCAC 16N .0507 | TYPES OF INTERVENTION | Amended Eff. May 1, 1989 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One | |
| | | 21 NCAC 16N .0508 | DISQUALIFICATION OF BOARD MEMBERS | Amended Eff. April 1, 2015 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One | |
| | | SECTION .0600 - ADMINISTRATIVE HEARINGS: DECISIONS; RELATED RIGHTS AND PROCEDURES | 21 NCAC 16N .0602 | SIMPLIFICATION OF ISSUES | Amended Eff. May 1, 1989 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | | 21 NCAC 16N .0603 | SUBPOENAS | Amended Eff. April 1, 2015 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | 21 NCAC 16N .0604 | | FINAL DECISION | Amended Eff. May 1, 1989 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One | |
| | | 21 NCAC 16N .0605 | PROPOSALS FOR DECISIONS | Amended Eff. May 1, 1989 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One | |
| | | 21 NCAC 16N .0606 | FAILURE TO APPEAR | Eff. May 1, 1989 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One | |
| SUBCHAPTER 16O - NITROUS-OXIDE-OXYGEN CONSCIOUS SEDATION | SECTION .0300 - DEFINITIONS | 21 NCAC 16O .0301 | CONSCIOUS SEDATION | Amended Eff. April 1, 2016 (See S.L. 2016-31) | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One | |
| | | 21 NCAC 16O .0302 | MONITORING | Amended Eff. April 1, 2016 (See S.L. 2016-31) | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One | |
| | SECTION .0400 - QUALIFICATIONS TO PERFORM FUNCTIONS | 21 NCAC 16O .0401 | NON-DELEGABLE FUNCTIONS | Amended Eff. April 1, 2016 (See S.L. 2016-31) | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One | |
| | | 21 NCAC 16O .0402 | EDUCATIONAL REQUIREMENTS | Amended Eff. April 1, 2016 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One | |
| SUBCHAPTER 16P - ADVERTISEMENT OF DENTAL SERVICES | | 21 NCAC 16P .0101 | COMMUNICATIONS CONCERNING DENTAL SERVICES | Amended Eff. May 1, 1989 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One | |
| | | 21 NCAC 16P .0102 | ADS MUST INCLUDE DENTIST'S NAME AND AREA OF PRACTICE | Amended Eff. May 1, 1989 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One | |
| | | 21 NCAC 16P .0103 | ADVERTISEMENT OF FEES | Amended Eff. May 1, 1989 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One | |

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Date Submitted to APO - Filled in by RRC staff

| Subchapter | Rule Section | Rule Citation | Rule Name | Date and Last Agency Action on the Rule | Agency Determination [150B-21.3A(c)(1)a] | Implements or Conforms to Federal Regulation [150B-21.3A(e)] | Federal Regulation Citation | Public Comment Received [150B-21.3A(c)(1)] | Agency Determination Following Public Comment [150B-21.3A(c)(1)] | RRC Determination of Public Comments [150B-21.3A(c)(2)] | RRC Final Determination of Status of Rule for Report to APO [150B-21.3A(c)(2)] | OAH Next Steps |
|---|--|-------------------|---|--|---|--|-----------------------------|--|--|---|--|----------------|
| | | 21 NCAC 16P .0104 | TESTIMONIALS AND ENDORSEMENTS | Amended Eff. May 1, 1989 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16P .0105 | ADVERTISING AS A SPECIALIST | Amended Eff. April 1, 2003 | Necessary with substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| SUBCHAPTER 16Q - GENERAL ANESTHESIA AND SEDATION | SECTION .0100 - DEFINITIONS | 21 NCAC 16Q .0101 | GENERAL ANESTHESIA AND SEDATION DEFINITIONS | Amended Eff. July 3, 2008 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | SECTION .0200 - GENERAL ANESTHESIA | 21 NCAC 16Q .0201 | GENERAL ANESTHESIA CREDENTIALS AND PERMIT | Amended Eff. February 5, 2008 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16Q .0202 | EQUIPMENT | Amended Eff. November 1, 2013 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16Q .0204 | PROCEDURE FOR GENERAL ANESTHESIA EVALUATION OR INSPECTION AND RE-INSPECTION | Amended Eff. April 1, 2016 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | SECTION .0300 - PARENTERAL CONSCIOUS SEDATION | 21 NCAC 16Q .0301 | CREDENTIALS AND PERMITS FOR MODERATE CONSCIOUS SEDATION, MODERATE PEDIATRIC CONSCIOUS SEDATION AND MODERATE CONSCIOUS SEDATION LIMITED TO ORAL ROUTES OF ADMINISTRATION AND NITROUS OXIDE | Amended Eff. July 1, 2010 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16Q .0302 | CLINICAL REQUIREMENTS AND EQUIPMENT | Amended Eff. November 1, 2013 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16Q .0304 | OFF SITE USE OF SEDATION PERMITS | Recodified from 21 NCAC 16Q .0302(e)(f), Eff. November 1, 2013 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16Q .0306 | PROCEDURE FOR MODERATE CONSCIOUS SEDATION EVALUATION OR INSPECTION AND RE-INSPECTION | Eff April 1, 2016 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | SECTION .0400 - ENTERAL CONSCIOUS SEDATION | 21 NCAC 16Q .0401 | MINIMAL CONSCIOUS SEDATION CREDENTIALS, EVALUATION AND PERMIT | Amended Eff. July 3, 2008 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16Q .0402 | MINIMAL CONSCIOUS SEDATION PERMIT REQUIREMENTS, CLINICAL PROVISIONS AND EQUIPMENT | Amended Eff. July 3, 2008 | Necessary with substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16Q .0408 | PROCEDURE FOR MODERATE PEDIATRIC SEDATION EVALUATION OR INSPECTION AND RE-INSPECTION | Eff. April 1, 2016 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | SECTION .0500 - RENEWAL OF PERMITS | 21 NCAC 16Q .0501 | ANNUAL RENEWAL REQUIRED | Amended Eff. November 1, 2013 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16Q .0502 | PAYMENT OF FEES | Transferred and Recodified from 16Q .0402 to .0502 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16Q .0503 | INSPECTION AUTHORIZED | Amended Eff. August 1, 2004 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | SECTION .0700 - PENALTY FOR NON-COMPLIANCE | 21 NCAC 16Q .0701 | FAILURE TO COMPLY | Transferred and Recodified from 16Q .0601 to 16Q .0701 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16Q .0703 | REPORTS OF ADVERSE OCCURRENCES | Eff. April 1, 2016 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| SUBCHAPTER 16R - CONTINUING EDUCATION REQUIREMENTS: DENTISTS | SECTION .0100 - RENEWAL OF LICENSE | 21 NCAC 16R .0101 | APPLICATIONS | Amended Eff. July 1, 2015 | Necessary without substantive public interest | Yes If yes, include the citation to the federal law | 26 U.S.C. 7508 | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16R .0102 | FEE FOR LATE FILING AND DUPLICATE LICENSE | Amended Eff. July 1, 2015 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16R .0108 | LICENSE VOID UPON FAILURE TO TIMELY RENEW | Eff. July 1, 2015 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |

G.S. 150B-21.3A Report for 21 NCAC 16, BOARD OF DENTAL EXAMINERS

Agency - Board of Dental Examiners

Comment Period - Filled in by Agency

Date Submitted to APO - Filled in by RRC staff

| Subchapter | Rule Section | Rule Citation | Rule Name | Date and Last Agency Action on the Rule | Agency Determination [150B-21.3A(c)(1)a] | Implements or Conforms to Federal Regulation [150B-21.3A(e)] | Federal Regulation Citation | Public Comment Received [150B-21.3A(c)(1)] | Agency Determination Following Public Comment [150B-21.3A(c)(1)] | RRC Determination of Public Comments [150B-21.3A(c)(2)] | RRC Final Determination of Status of Rule for Report to APO [150B-21.3A(c)(2)] | OAH Next Steps |
|--|---|-------------------|--|---|---|--|-----------------------------|--|--|---|--|----------------|
| | | 21 NCAC 16R .0110 | RENEWAL CERTIFICATE MUST BE DISPLAYED | Amended Eff. August 1, 2016 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | SECTION .0200 - CONTINUING EDUCATION | 21 NCAC 16R .0201 | CONTINUING EDUCATION REQUIRED | Amended Eff. August 1, 2016 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16R .0202 | APPROVED COURSES AND SPONSORS | Eff. July 1, 2015 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16R .0203 | REPORTING CONTINUING EDUCATION | Eff. July 1, 2015 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16R .0204 | VARIANCES AND EXEMPTION FROM AND CREDIT FOR CONTINUING EDUCATION | Eff. July 1, 2015 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16R .0205 | PENALTY/NON-COMPLIANCE/CONTINUING EDUCATION | Eff. July 1, 2015 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| SUBCHAPTER 16S - CARING DENTAL PROFESSIONALS PROGRAM | SECTION .0100 - GENERAL | 21 NCAC 16S .0101 | DEFINITIONS | Amended Eff. July 1, 2015 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16S .0102 | BOARD AGREEMENTS WITH PEER REVIEW ORGANIZATIONS | Amended Eff. July 1, 2015 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | SECTION .0200 - GUIDELINES FOR PROGRAM ELEMENTS | 21 NCAC 16S .0201 | RECEIPT AND USE OF INFORMATION OF SUSPECTED IMPAIRMENT | Amended Eff. April 1, 2001 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16S .0202 | CONFIDENTIALITY | Amended Eff. July 1, 2015 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16S .0203 | INTERVENTION AND REFERRAL | Amended Eff. April 1, 2001 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16S .0204 | MONITORING TREATMENT | Eff. April 1, 1994 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16S .0205 | MONITORING REHABILITATION AND PERFORMANCE AFTER TREATMENT | Amended Eff. April 1, 2001 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| SUBCHAPTER 16T - PATIENT RECORDS | SECTION .0100 - PATIENT RECORDS | 21 NCAC 16T .0101 | RECORD CONTENT | Amended Eff. May 1, 2016 | Necessary with substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16T .0102 | TRANSFER OF RECORDS UPON REQUEST | Amended Eff. July 1, 2015 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| SUBCHAPTER 16U - INVESTIGATIONS | SECTION .0100 - PROCEDURES | 21 NCAC 16U .0101 | SECRETARY-TREASURER | Amended Eff. July 1, 2015 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16U .0102 | INVESTIGATIVE PANEL | Amended Eff. July 1, 2015 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16U .0103 | REPORTS FROM THE CONTROLLED SUBSTANCES REPORTING SYSTEM | Eff. July 1, 2015 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | SECTION .0200 - COMPLAINTS | 21 NCAC 16U .0201 | PROCESSING | Eff. October 1, 1996 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16U .0202 | DISPOSITION | Eff. October 1, 1996 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16U .0203 | PRE-HEARING CONFERENCES | Eff. October 1, 1996 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16U .0204 | SETTLEMENT CONFERENCES | Eff. October 1, 1996 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | SECTION .0100 - UNPROFESSIONAL CONDUCT | 21 NCAC 16V .0101 | DEFINITION: UNPROFESSIONAL CONDUCT BY A DENTIST | Amended Eff. August 1, 2016 | Necessary without substantive public interest | Yes If yes, include the citation to the federal law | 45 CFR 160.103 | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16V .0102 | DEFINITION: UNPROFESSIONAL CONDUCT BY A DENTAL HYGIENIST | Amended Eff. August 1, 2016 | Necessary without substantive public interest | Yes If yes, include the citation to the federal law | 45 CFR 160.103 | Select One | Select One | Select One | Select One | Select One |
| SUBCHAPTER 16W - PUBLIC HEALTH HYGIENISTS | SECTION .0100 - PUBLIC HEALTH HYGIENISTS | 21 NCAC 16W .0101 | DIRECTION DEFINED | Amended Eff. April 1, 2016 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16W .0102 | TRAINING FOR PUBLIC HEALTH HYGIENISTS | Amended Eff. July 1, 2015 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |

G.S. 150B-21.3A Report for 21 NCAC 16, BOARD OF DENTAL EXAMINERS

Agency - Board of Dental Examiners

Comment Period - Filled in by Agency

Date Submitted to APO - Filled in by RRC staff

| Subchapter | Rule Section | Rule Citation | Rule Name | Date and Last Agency Action on the Rule | Agency Determination [150B-21.3A(c)(1)a] | Implements or Conforms to Federal Regulation [150B-21.3A(e)] | Federal Regulation Citation | Public Comment Received [150B-21.3A(c)(1)] | Agency Determination Following Public Comment [150B-21.3A(c)(1)] | RRC Determination of Public Comments [150B-21.3A(c)(2)] | RRC Final Determination of Status of Rule for Report to APO [150B-21.3A(c)(2)] | OAH Next Steps |
|--|--|-------------------|--|---|---|--|-----------------------------|--|--|---|--|----------------|
| | | 21 NCAC 16W .0103 | TRAINING FOR PUBLIC HEALTH HYGIENISTS PERFORMING PREVENTIVE PROCEDURES | Eff. April 1, 2001 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| SUBCHAPTER 16X – MANAGEMENT ARRANGEMENTS | SECTION .0100 – MANAGEMENT ARRANGEMENTS | 21 NCAC 16X .0101 | MANAGEMENT ARRANGEMENTS | Eff. April 1, 2001 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| SUBCHAPTER 16Y - INTERN PERMITTING: DENTISTS | | 21 NCAC 16Y .0101 | ELIGIBILITY REQUIREMENTS | Amended Eff. July 1, 2015 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16Y .0102 | APPLICATION | Amended Eff. July 1, 2015 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16Y .0103 | EMPLOYMENT | Amended Eff. July 1, 2015 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16Y .0104 | DIRECTION AND SUPERVISION | Amended Eff. July 1, 2015 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16Y .0105 | COMPLIANCE | Eff. August 1, 2002 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| SUBCHAPTER 16Z - LIMITED SUPERVISION HYGIENISTS | | 21 NCAC 16Z .0101 | ELIGIBILITY TO PRACTICE HYGIENE OUTSIDE DIRECT SUPERVISION | Amended Eff. July 1, 2015 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16Z .0102 | RECORD KEEPING | Eff. February 1, 2008 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |
| | | 21 NCAC 16Z .0103 | INSPECTIONS | Eff. February 1, 2008 | Necessary without substantive public interest | No | | Select One | Select One | Select One | Select One | Select One |