

BOARDS AND COMMISSIONS

Board of Dentistry

(Amendment)

201 KAR 8:563. Licensure of dental hygienists.

RELATES TO: KRS 304.40 - 075, 313.030, 313.040, 313.060, 313.080, 313.130, 313.254

STATUTORY AUTHORITY: KRS 313.021(1)(a), (b), (c), 313.040(1), (2), (7), 313.254

CERTIFICATION STATEMENT: This is to certify that this administrative regulation complies with the requirements of 2025 RS HB 6, Section 8.

NECESSITY, FUNCTION, AND CONFORMITY: KRS 313.040 requires the board to promulgate administrative regulations relating to requirements and procedures for the licensure of dental hygienists. This administrative regulation establishes requirements and procedures for the licensure of dental hygienists.

Section 1. General Licensure Requirements. An applicant desiring initial licensure in Kentucky as a dental hygienist shall:

- (1) Understand, read, speak, and write the English language with a comprehension and performance level equal to at least the ninth grade of education, verified by testing as necessary;
- (2) Submit a completed and signed, ~~signed, and notarized~~ Application for Dental Hygiene Licensure with an attached applicant photo taken within the past six (6) months;
- (3) Pay the fee required by 201 KAR 8:520;
- (4) Not be subject to disciplinary action pursuant to KRS Chapter 313 that would prevent licensure;
- (5) Complete and pass the board's jurisprudence exam;
- (6) Hold an active certification in cardiopulmonary resuscitation (CPR) or a more comprehensive program that meets or exceeds the American Heart Association Guidelines for CPR and ECC;
- (7) Submit to a nationwide state and federal criminal background check by fingerprint through the Department of Kentucky State Police;
- (8) Provide verification of any license to practice dental hygiene held previously or currently in any state or other licensing jurisdiction;
- (9) Hold an Associate's degree or Bachelor's degree in dental hygiene from a school, college, or department of a university accredited by the Commission on Dental Accreditation (CODA);
- (10) Successfully complete the National Board Dental Hygiene Examination (NBDHE), conducted by the Joint Commission on National Dental Examinations (JCNDE);
- (11) Provide a written explanation for any positive returns on a query of the National Practitioner Data Bank; and
- (12) Complete all additional requirements for one (1) of the following:
 - (a) Licensure by clinical examination; or
 - (b) Licensure by credentials.

Section 2. Requirements for Licensure by Clinical Examination.

- (1) An individual desiring initial licensure in Kentucky as a dental hygienist by clinical examination shall:
 - (a) Complete all requirements in Section 1 of this administrative regulation; and
 - (b) Successfully complete all components of one (1) of the following clinical examinations within five (5) years preceding the filing of the application:
 1. The examination of the Council of Interstate Testing Agencies (CITA);
 2. The examination of the Central Regional Dental Testing Service (CRDTS);

3. The examination of the Commission on Dental Competency Assessments (CDCA);
 4. The examination of the States Resources for Testing and Assessments (SRTA);
 5. The examination of the Western Regional Examining Board (WREB); or
 6. The Dental Hygiene Licensure Objective Structured Clinical Examination (DHLOSCE) of the Joint Commission on National Dental Examinations (JCNDE).
- (2) An individual applying more than two (2) years after graduating with an Associate's degree or Bachelor's degree in dental hygiene, shall:
- (a) Hold a license to practice dental hygiene in good standing in another state or territory of the United States or the District of Columbia; or
 - (b) Complete a continuing education plan approved by the board.
- (3) An applicant who has taken a clinical examination three (3) times and failed to achieve a passing score shall complete a remediation plan approved by the board.

Section 3. Requirements for Licensure by Credentials. An individual desiring initial licensure in Kentucky as a dental hygienist by credentials shall:

- (1) Complete all requirements in Section 1 of this administrative regulation;
- (2) Provide proof of having passed a state, regional, or national clinical examination used to determine clinical competency in a state or territory of the United States or the District of Columbia; and
- (3) Be licensed and actively practicing dental hygiene in a state or territory of the United States or the District of Columbia for a least five (5) of the six (6) years preceding the filing of the application.

Section 4. Requirements for Charitable Limited Dental Hygiene Licensure.

- (1) An individual desiring limited licensure in Kentucky to provide charitable dental hygiene services shall:
- (a) Understand, read, speak, and write the English language with a comprehension and performance level equal to at least the ninth grade of education, verified by testing as necessary;
 - (b) Submit a completed and signed~~[, signed, and notarized]~~ Application for Charitable Limited Licensure with an attached applicant photo taken within the past six (6) months;
 - (c) Pay the fee required by 201 KAR 8:520;
 - (d) Not be subject to disciplinary action pursuant to KRS Chapter 313 that would prevent licensure;
 - (e) Hold a license to practice dental hygiene in good standing in another state or territory of the United States or the District of Columbia; and
 - (f) Provide a written explanation for any positive returns on a query of the National Practitioner Data Bank.
- (2) A charitable limited dental hygiene license holder shall:
- (a) Work only with charitable entities registered with the Cabinet for Health and Family Services that have met requirements of KRS 313.254 and 201 KAR 8:581;
 - (b) Only perform procedures allowed by KRS 313.254, which shall be completed within the duration of the charitable event;
 - (c) Be eligible for the provisions of medical malpractice insurance procured pursuant to KRS 304.40-075; and
 - (d) Perform these duties without expectation of compensation or charge to the individual and without payment or reimbursement by any governmental agency or insurer.

Section 5. Continuing Education Requirements.

(1) A Kentucky licensed dental hygienist shall complete thirty (30) hours of continuing education during the two (2) year licensure period defined by KRS 313.030(2) except that:

(a) A licensee who was issued a new or reinstated license in the second year of the current biennial license period shall only complete one-half (1/2) the required hours for that period;

(b) A licensee who graduated in the first year of the current biennial license period shall only complete one-half (1/2) the required hours for that period;

(c) A licensee who graduated in the second year of the current biennial license period shall not be required to complete continuing education hours for that period;

(d) A charitable limited license holder shall not be required to complete continuing education hours; or

(e) A licensee may be granted a hardship waiver or deferment if such a request is submitted to and approved by the board.

(2) Acceptable continuing education content shall include:

(a) Competency in treating patients who are medically compromised or who experience medical emergencies during the course of dental hygiene treatment;

(b) Pharmaceutical products and proper use protocols of medications;

(c) Awareness of currently accepted methods of infection control;

(d) Basic medical and scientific subjects;

(e) Clinical and technological subjects;

(f) Patient management, safety, and oral healthcare;

(g) Mass casualty or mass immunization situations;

(h) Clinical dental hygiene performed on a charitable or volunteer basis;

(i) Business operations and best practices; and

(j) Dental or dental hygiene association or society business meetings.

(3) The thirty (30) hours of continuing education shall include:

(a) A minimum of ten (10) hours taken in a live interactive presentation format; and

(b) A maximum of ten (10) hours that meet the requirements of subsection (2)(h) - (j) of this section.

(4) Dental hygienists registered to practice under general supervision shall also meet the continuing education requirements of Section 12(8) of this administrative regulation.

(5) Dental hygienists registered to practice as public health hygienists shall also meet the continuing education requirements of Section 16(5) of this administrative regulation.

(6) All continuing education hours shall be documented by a certificate of completion or attendance bearing:

(a) A signature or other verification of the provider;

(b) The name of the licensee in attendance;

(c) The title of the course or meeting attended or completed;

(d) The date of attendance or completion;

(e) The number of hours earned; and

(f) Evidence of the method of delivery if the course was taken in a live interactive presentation format.

(7) The licensee shall be responsible for obtaining the qualifying documentation of continuing education from the provider or organization and to retain those documents for a minimum of five (5) years.

(8) During the license renewal process, licensees shall attest to their compliance with the requirements of this section.

(9) Licensees shall be subject to audit of their compliance with the requirements of this section.

Section 6. Renewal of a Dental Hygiene License.

(1) All dental hygienist licenses issued by the board shall expire on December 31 of even-numbered years and must be renewed to remain active. A licensee desiring renewal of an active dental hygiene license shall:

- (a) Submit a completed and signed Application for Renewal of Dental Hygiene Licensure;
- (b) Pay the fee required by 201 KAR 8:520;
- (c) Maintain an active certification in CPR or a more comprehensive program that meets or exceeds the American Heart Association Guidelines for CPR and ECC; and
- (d) Meet the continuing education requirements as established in Section 5 of this administrative regulation.

(2) A licensee who has not actively practiced dental hygiene in the two (2) years preceding the filing of the renewal application shall complete a continuing education plan approved by the board prior to resuming the active practice of dental hygiene.

(3) A licensee desiring renewal of a charitable limited dental hygiene license shall repeat the initial licensure process required by Section 4 of this administrative regulation.

Section 7. Retirement of a Dental Hygiene License.

(1) A licensee desiring to no longer hold an active dental hygiene license shall submit a completed and signed Retirement of License Form.

(2) Upon receipt of this form, the board shall send written confirmation of retirement to the address provided.

(3) A licensee shall not retire a license that has pending disciplinary action against it.

(4) A license that is not properly retired or renewed shall be considered expired for reinstatement purposes.

Section 8. Reinstatement of a Dental Hygiene License.

(1) A former licensee desiring reinstatement of an expired or properly retired dental hygiene license in Kentucky shall:

- (a) Submit a completed ~~and signed, signed, and notarized~~ Application to Reinstate Dental or Dental Hygiene Licensure with an attached applicant photo taken within the past six (6) months;
- (b) Pay the fee required by 201 KAR 8:520;
- (c) Hold an active certification in CPR or a more comprehensive program that meets or exceeds the American Heart Association Guidelines for CPR and ECC;
- (d) Provide verification of any license to practice dental hygiene obtained in any state or other licensing jurisdiction since the applicant was first licensed in Kentucky;
- (e) Submit to a nationwide state and federal criminal background check by fingerprint through the Department of Kentucky State Police; and
- (f) Provide a written explanation for any positive returns on a query of the National Practitioner Data Bank.

(2) An applicant who has not actively practiced dental hygiene in the two (2) years preceding the filing of the reinstatement application shall complete a continuing education plan approved by the board prior to resuming the active practice of dental hygiene.

(3) A former licensee who applies to reinstate an expired license that was not properly retired shall be subject to:

- (a) The expired license reinstatement fee established in 201 KAR 8:520 if applying less than two (2) years from when the license was last active; or
- (b) The same reinstatement fees as a properly retired license if applying more than two (2) years from when the license was last active.

Section 9. Verification of Licensure. An individual desiring an official verification of a dental hygiene license held currently or previously in Kentucky shall:

- (1) Submit a signed and completed Verification of Licensure or Registration Form; and
- (2) Pay the fee required by 201 KAR 8:520.

Section 10. Requirements for Local Anesthesia Registration.

- (1) A licensed dental hygienist who desires to administer infiltration or block anesthesia shall:
 - (a) Submit a signed and completed Application for Dental Hygiene Special Registrations;
 - (b) Pay the fee required by 201 KAR 8:520; and
 - (c) Complete an educational program from a dental or dental hygiene school accredited by the Commission on Dental Accreditation (CODA) that meets or exceeds the requirements established in KRS 313.060(10).
- (2) Upon authorizing a licensee to practice pursuant to this section, the board shall issue an updated dental hygiene license indicating registration to administer local anesthesia.
- (3) A dental hygienist shall not administer local anesthesia in Kentucky unless the licensee:
 - (a) Holds a current board-issued registration in local anesthesia; and
 - (b) Performs these procedures under the direct supervision of a dentist.
- (4) A licensed dental hygienist holding a local anesthesia registration from the board who has not administered block or infiltration anesthesia for one (1) year shall complete a board-approved continuing education~~[refresher]~~ course prior to resuming the practice of that specific technique.

Section 11. Requirements for General Supervision Registration.

- (1) A licensed dental hygienist who desires to practice under general supervision shall:
 - (a) Submit a signed and completed Application for Dental Hygiene Special Registrations;
 - (b) Obtain at least two (2) years and 3,000 hours of verifiable experience in the practice of dental hygiene; and
 - (c) Complete a live three (3) hour course approved by the board in the identification and prevention of potential medical emergencies.
- (2) Upon authorizing a licensee to practice pursuant to this section, the board shall issue an updated dental hygiene license indicating registration under general supervision.
- (3) A dentist who employs a dental hygienist who has met the standards of this administrative regulation and who allows the dental hygienist to provide dental hygiene services pursuant to KRS 313.040(7) shall complete a written order specifying the dental service or procedure to be performed on a specific patient by the dental hygienist and shall retain the original order in the patient's dental record.
- (4) The minimum requirements for the written order shall include:
 - (a) Medical history update;
 - (b) Radiographic records requested;
 - (c) Dental hygiene procedures requested;
 - (d) Name of the patient;
 - (e) Date of last oral examination;
 - (f) Date of the written order; and
 - (g) Signature of the dentist.
- (5) The oral examination of the patient by the supervising dentist shall have been completed within the seven (7) months preceding treatment by the dental hygienist practicing under general supervision.
- (6) The supervising dentist shall evaluate and provide to the board written validation of an employed dental hygienist's skills necessary to perform dental hygiene services established in KRS 313.040(7) as part of the Application for Dental Hygiene Special Registrations.

(7) The supervising dentist shall provide a written protocol addressing the medically compromised patients who may or may not be treated by the dental hygienist. The dental hygienist shall only treat patients who are in the ASA Patient Physical Status Classification of ASA I or ASA II as established in Guidelines for Teaching Pain Control and Sedation to Dentists and Dental Students, as incorporated by reference in 201 KAR 8:550.

(8) During each biennial license period, a dental hygienist registered in general supervision shall complete a live three (3) hour course approved by the board in the identification and prevention of potential medical emergencies to maintain registration upon license renewal. These hours may be included in the thirty (30) overall continuing education hours required for license renewal.

(9) A dental hygienist shall not practice under general supervision unless the licensee holds a current board-issued general supervision registration.

Section 12. Requirements for Intravenous Access Line Registration.

(1) A licensed dental hygienist who desires to start intravenous (IV) access lines shall:

(a) Submit a signed and completed Application for Dental Hygiene Special Registrations;

(b) Pay the fee required by 201 KAR 8:520; and

(c) Complete a board-approved course in starting IV access lines.

(2) Upon authorizing a licensee to practice pursuant to this section, the board shall issue an updated dental hygiene license indicating registration to start IV access lines.

(3) A dental hygienist shall not start IV access lines in Kentucky unless the licensee:

(a) Holds a current board-issued registration to start IV access lines; and

(b) Works under the direct supervision of a dentist who holds either a Moderate Sedation Permit or Deep Sedation and General Anesthesia Permit issued pursuant to 201 KAR 8:550.

Section 13. Requirements for Laser Debridement Registration.

(1) A licensed dental hygienist who desires to perform laser debridement shall:

(a) Submit a signed and completed Application for Dental Hygiene Special Registrations;

(b) Pay the fee required by 201 KAR 8:520; and

(c) Complete a board-approved course in performing laser debridement.

(2) Upon authorizing a licensee to practice pursuant to this section, the board shall issue an updated dental hygiene license indicating registration to perform laser debridement.

(3) A dental hygienist shall not perform laser debridement in Kentucky unless the licensee:

(a) Holds a current board-issued registration to perform laser debridement; and

(b) Works under the direct supervision of a dentist.

Section 14. Requirements for Public Health Registration.

(1) A licensed dental hygienist who desires to practice as a public health registered dental hygienist shall:

(a) Submit a signed and completed Application for Dental Hygiene Special Registrations;

(b) Obtain at least two (2) years and 3,000 hours of verifiable experience in the practice of dental hygiene; and

(c) Complete a live three (3) hour course approved by the board in the identification and prevention of potential medical emergencies.

(2) Upon authorizing a licensee to practice pursuant to this section, the board shall issue an updated dental hygiene license indicating registration to practice as a public health registered dental hygienist.

(3) ~~A~~ Pursuant to KRS 313.040(8)(c), a public health registered dental hygienist may only practice public health hygiene in accordance with KRS 313.040(8).~~in a government-created public health program at the following sites:]~~

~~[(a)] [Local health departments;]~~

~~[(b)] [Public or private educational institutions that provide Head Start, preschool, elementary and secondary instruction to school-aged children under the jurisdiction of the State Board of Education, and that have an affiliation agreement with the health department of jurisdiction;]~~

~~[(c)] [Mobile and portable dental health programs under contract with a governing board of health; and]~~

~~[(d)] [Public or private institutions under the jurisdiction of a federal, state, or local agency.]~~

~~[(4)] [A public health registered dental hygienist shall perform dental hygiene services only under the authority of the governing board of health, as required by KRS 313.040(3) (b), as established in KRS 313.040(8), and as identified by the Department for Public Health Practice Reference.]~~

~~[(a)] [These services shall be limited to:]~~

~~[1.] [Preventative services; and]~~

~~[2.] [The application of silver diamine fluoride if the supervising dentist has authorized the treatment and provided written protocols for each patient.]~~

~~[(b)] [The]~~

(4) A public health registered dental hygienist shall only treat a patient who is in the ASA Patient Physical Status Classification of ASA I or ASA II as established in the current edition of Guidelines for Teaching Pain Control and Sedation to Dentists and Dental Students, as incorporated by reference in 201 KAR 8:550.

~~[(e)] [The informed consent shall be required prior to providing the services referenced in paragraph (a) of this subsection and shall include:]~~

~~[1.] [The name of the public health entity, including the name of the dentist, that assumes responsibility and control;]~~

~~[2.] [An inquiry as to the current dentist; and]~~

~~[3.] [A statement that services are provided by a dental hygienist without the direct supervision of a dentist.]~~

(5) Pursuant to KRS 313.040(8)(c), a public health registered dental hygienist shall only perform the following services as defined by the most recent version of Current Dental Terminology as incorporated by reference:

(a) Oral Assessment;

(b) Oral Hygiene Instruction;

(c) Nutritional Counseling;

(d) Tobacco Counseling;

(e) High Risk Substance Counseling;

(f) Prophylaxis - Adult;

(g) Prophylaxis - Child;

(h) Pit and Fissure Sealants;

(i) Fluoride Treatment; and

(j) Urgent Need.

(6) A public health registered dental hygienist shall not:

(a) Restrict care based on a patient's insurance status or ability to pay; or

(b) Require out-of-pocket payments from patients.

(7) Informed consent shall be obtained by the patient or legal guardian of the patient prior to providing services and shall include:

(a) The name of the public health entity, including the name of the dentist, that assumes responsibility and control;

- (b) An inquiry as to the current dentist; and
(c) A statement that services are provided by a dental hygienist without the direct supervision of a dentist.
- (8) At the conclusion of each patient visit, the treating public health entity shall:
(a) Provide the patient or legal guardian of the patient with a standardized handout of all available community resources;
(b) Document that the referral to a dental home through the patient or legal guardian has begun within fourteen (14) days of the preventive visit for the patient with obvious dental needs.
- (9) ~~(d)~~ This administrative regulation shall not preclude a Kentucky-licensed dentist from directly participating in a public health program as referenced in KRS 313.040(8)(c) ~~[subsection (3) of this section].~~
- (10) ~~(5)~~
~~(a)~~ During each biennial license period, a dental hygienist registered in public health dental hygiene shall complete nine (9) hours of continuing education ~~[the following]~~ to maintain public health registration upon license renewal. ~~[r]~~
- (a) These hours shall include:
1. Six (6) ~~[Three (3)]~~ hours of continuing education in public health or public dental health; and
2. Three (3) hours of continuing education in the identification and prevention of potential medical emergencies.
- (b) The hours of continuing education required by paragraph (a) of this subsection may be included in the thirty (30) overall continuing education hours required for license renewal.

Section 15. Issuance of Initial Licensure. Upon an applicant's completion of all requirements for dental hygiene licensure, within six (6) months of the date the application was received, the board shall:

- (1) Issue a license in sequential numerical order; or
- (2) Deny licensure due to a violation of KRS Chapter 313 or 201 KAR Chapter 8.

Section 16. Incorporation by Reference.

- (1) The following material is incorporated by reference:
 - (a) "Application for Charitable Limited Licensure", January 2024;
 - (b) "Application for Dental Hygiene Licensure", September 2024;
 - (c) "Application for Dental Hygiene Special Registrations", September 2024
 - (d) "Application for Renewal of Dental Hygiene Licensure", September 2024;
 - (e) "Application to Reinstate Dental or Dental Hygiene Licensure", January 2024;
 - (f) "Retirement of License Form", January 2024;
 - (g) "Verification of Licensure or Registration Form", January 2024; ~~[and]~~
 - (h) "2020 American Heart Association Guidelines for CPR and ECC", ~~[2020.]~~ Copyright 2024 American Heart Association.; and
 - (i) "CDT 2025: Current Dental Terminology, Copyright© 2024 American Dental Association".
- (2) This material may be inspected, copied, or obtained, subject to applicable copyright law, at the Kentucky Board of Dentistry, 312 Whittington Parkway, Suite 101, Louisville, Kentucky 40222, Monday through Friday, 8 a.m. through 4:30 p.m. This material is also available on the board's website ~~[Web site]~~ at <http://dentistry.ky.gov>.

JEFFREY ALLEN, Executive Director

APPROVED BY AGENCY: July 11, 2025
FILED WITH LRC: July 15, 2025 at 11:45 a.m.

PUBLIC HEARING AND COMMENT PERIOD: A public hearing on this administrative regulation shall be held on September 24, 2025 at 4:00 p.m., Eastern Time at the Kentucky Board of Dentistry, 312 Whittington Parkway, Suite 101, Louisville, Kentucky 40222. Individuals interested in being heard at this hearing shall notify this agency in writing by five workdays prior to the hearing, of their intent to attend. If no notification of intent to attend the hearing was received by that date, the hearing may be cancelled. A transcript of the public hearing will not be made unless a written request for a transcript is made. If you do not wish to be heard at the public hearing, you may submit written comments on the proposed administrative regulation. Written comments shall be accepted through September 30, 2025. Send written notification of intent to be heard at the public hearing or written comments on the proposed administrative regulation to the contact person below.

CONTACT PERSON: Jeff Allen, Executive Director, Kentucky Board of Dentistry, 312 Whittington Parkway, Suite 101, Louisville, Kentucky 40222, phone (502) 429-7280, fax (502) 429-7282, email jeffrey.allen@ky.gov.

REGULATORY IMPACT ANALYSIS AND TIERING STATEMENT

Contact Person: Jeffrey Allen

(1) Provide a brief summary of:

(a) What this administrative regulation does:

This administrative regulation establishes requirements to practice dental hygiene in Kentucky.

(b) The necessity of this administrative regulation:

KRS 313.021(1)(a) requires the board to exercise the administrative functions of the Commonwealth in the regulation of dental hygienists.

(c) How this administrative regulation conforms to the content of the authorizing statutes:

This administrative regulation establishes the rules for obtaining a license to practice as a dental hygienist in Kentucky.

(d) How this administrative regulation currently assists or will assist in the effective administration of the statutes:

This administrative regulation establishes requirements for being licensed to practice dental hygiene in conformity with its authorizing statute.

(2) If this is an amendment to an existing administrative regulation, provide a brief summary of:

(a) How the amendment will change this existing administrative regulation:

The amendment clarifies the practice of public health dental hygiene.

(b) The necessity of the amendment to this administrative regulation:

The amendment is necessary to clarify details about the practice of public health dental hygiene.

(c) How the amendment conforms to the content of the authorizing statutes:

This amendment maintains established requirements for being licensed to practice dental hygiene in conformity with its authorizing statute.

(d) How the amendment will assist in the effective administration of the statutes:

The amendment will clarify the practice of public health hygiene, making the licensure process more efficient and effective for both board staff and potential licensees

(3) List the type and number of individuals, businesses, organizations, or state and local governments affected by this administrative regulation:

This administrative regulation will primarily affect the approximately 3,000 licensed dental hygienists in Kentucky as well as any new applicants for licensure and, indirectly, the patients of licensed dental hygienists.

(4) Provide an analysis of how the entities identified in question (3) will be impacted by either the implementation of this administrative regulation, if new, or by the change, if it is an amendment, including:

(a) List the actions that each of the regulated entities identified in question (3) will have to take to comply with this administrative regulation or amendment:

Each individual impacted will be required to apply for or renew their licensure in accordance with applicable law and administrative regulations. The vast majority of

those affected by the existing regulation will not be further affected by the proposed revision.

(b) In complying with this administrative regulation or amendment, how much will it cost each of the entities identified in question (3):

This administrative regulation does not specifically enumerate costs, which are already established in 201 KAR 8:520.

(c) As a result of compliance, what benefits will accrue to the entities identified in question (3):

The administrative regulation will result in a healthier patient population and the avoidance of potentially costly violations of applicable law and administrative regulations by licensed dental hygienists.

(5) Provide an estimate of how much it will cost the administrative body to implement this administrative regulation:

(a) Initially:

No additional cost.

(b) On a continuing basis:

No additional cost.

(6) What is the source of the funding to be used for the implementation and enforcement of this administrative regulation:

Licensure fees are used to fund the implementation of this administrative regulation.

(7) Provide an assessment of whether an increase in fees or funding will be necessary to implement this administrative regulation, if new, or by the change if it is an amendment:

Fee amounts are already established in a separate administrative regulation (201 KAR 8:520) and no increase is needed.

(8) State whether or not this administrative regulation establishes any fees or directly or indirectly increases any fees:

This administrative regulation does not impact existing fees which are already established in 201 KAR 8:520.

(9) TIERING: Is tiering applied?

No; this administrative regulation impacts all similarly situated entities equally.

FISCAL IMPACT STATEMENT

(1) Identify each state statute, federal statute, or federal regulation that requires or authorizes the action taken by the administrative regulation:

This administrative regulation is authorized by KRS 313.021(1)(c) and KRS 313.040(1).

(2) State whether this administrative regulation is expressly authorized by an act of the General Assembly, and if so, identify the act:

This administrative regulation is expressly authorized by KRS 313.040(1).

(3)(a) Identify the promulgating agency and any other affected state units, parts, or divisions:

The Board of Dentistry is the promulgating agency.

(b) Estimate the following for each affected state unit, part, or division identified in (3)(a):

1. Expenditures:

For the first year:There will be no additional administrative costs generated by this amendment.

For subsequent years:There will be no additional administrative costs generated by this amendment.

2. Revenues:

For the first year:This amendment does not alter the existing revenue generated by dental hygiene licensure, which is approximately \$400,000 every fiscal biennium.

For subsequent years:This amendment does not alter the existing revenue generated by dental hygiene licensure, which is approximately \$400,000 every fiscal biennium.

3. Cost Savings:

For the first year:None

For subsequent years:None.

(4)(a) Identify affected local entities (for example: cities, counties, fire departments, school districts):

This amendment does not currently affect any local entities but may impact any entities that are authorized by the General Assembly in the future to provide public health hygiene services.

(b) Estimate the following for each affected local entity identified in (4)(a):

1. Expenditures:

For the first year:None

For subsequent years:None

2. Revenues:

For the first year:None

For subsequent years:None

3. Cost Savings:

For the first year:None

For subsequent years:None

(5)(a) Identify any affected regulated entities not listed in (3)(a) or (4)(a):
None.

(b) Estimate the following for each regulated entity identified in (5)(a):

1. Expenditures:

For the first year:None

For subsequent years:None

2. Revenues:

For the first year:None

For subsequent years:None

3. Cost Savings:

For the first year:None

For subsequent years:None

(6) Provide a narrative to explain the following for each entity identified in (3)(a), (4)(a), and (5)(a)

(a) Fiscal impact of this administrative regulation:

This administrative regulation does not establish specific fee amounts, which are contained in a separate administrative regulation; however, the revenue generated from dental hygiene licensure is approximately \$400,000 every fiscal biennium and will not change as a result of this amendment. Expenditures specifically related to this administrative regulation are difficult to determine due to indirect personnel and overhead costs; however, total agency expenditures are approximately \$900,000 every fiscal biennium.

(b) Methodology and resources used to reach this conclusion:

Historical budget performance.

(7) Explain, as it relates to the entities identified in (3)(a), (4)(a), and (5)(a):

(a) Whether this administrative regulation will have a "major economic impact", as defined by KRS 13A.010(13):

This administrative regulation does not directly have a major economic impact as it does not contain specific fee amounts. When administered in conjunction with the current fees established elsewhere, it impacts the dental health community by approximately \$400,000 per year, primarily from licensure fees.

(b) The methodology and resources used to reach this conclusion:

Historical budget performance.