

REQUEST FOR TECHNICAL CHANGE

AGENCY: Board of Dental Examiners

RULE CITATION: 21 NCAC 16W .0101

**DEADLINE FOR RECEIPT: Tuesday, March 8, 2016**

The Rules Review Commission staff has completed its review of this rule prior to the Commission's next meeting. The Commission has not yet reviewed this rule and therefore there has not been a determination as to whether the rule will be approved. You may call this office to inquire concerning the staff recommendation.

In reviewing these rules, the staff determined that the following technical changes need to be made:

*In the Submission for Permanent Rule Form, Box 6:*

*The Notice of Text was published on October 15, 2015. Please state that.*

*Please include the link to the agency notice. The Notice of Text in the Register stated it was [www.ncdentalboard.org](http://www.ncdentalboard.org).*

*In the Rule:*

*Pursuant to Rule 26 NCAC 02C .0405(b), wherever you made changes to the Rule after publication (including those made in response to the Request for Technical Changes from January 2016), you need to highlight those changes.*

*I appreciate you creating Paragraphs in this Rule. If you want, you can combine Paragraphs (b) and (c), as they relate to the same evaluation. However, that is just a suggestion.*

*In (c), line 10, you state on the Submission for Permanent Rule Form that the term "comprehensive" is defined by the ADA billing codes. Therefore, I assume your regulated public knows what this term means?*

*In the History Note, please underline "April 1, 2016;"*

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina 27609.

Amanda J. Reeder  
Commission Counsel  
Date submitted to agency: February 23, 2016

1 21 NCAC 16W .0101 is amended with changes as published in 30:08 NCR 899 as follows:

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3 **21 NCAC 16W .0101 DIRECTION DEFINED**

4 (a) Pursuant to G.S. 90-233(a), a public health hygienist may perform clinical procedures ~~under the direction of a~~  
5 ~~licensed dentist,~~ “under the direction of a licensed dentist,” as defined by 21 NCAC 16Y .0104(c) of this Chapter,  
6 who is employed by a State government dental public health program or a local health department as a public health  
7 dentist.

8 (b) The specific clinical procedures delegated to the hygienist ~~must~~ shall be completed, in accordance with a written  
9 order from the dentist, within ~~60~~ 120 days of the dentist’s in-person evaluation of the patient.

10 (c) The dentist’s evaluation of the patient shall include a ~~complete~~ comprehensive oral examination, ~~through~~  
11 medical and dental health history ~~history~~, and diagnosis of the patient’s condition.

12 (d) Direction of a licensed dentist is not required for public health hygienists who provide only educational  
13 information, such as instruction in brushing and flossing.

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15 *History Note: Authority G.S. 90-223; 90-233(a);*  
16 *Temporary Adoption Eff. October 1, 1999;*  
17 *Eff. April 1, 2001;*  
18 *Amended Eff. April 1, 2016; July 1, 2015.*