REQUEST FOR TECHNICAL CHANGE

AGENCY: NC STATE BOARD OF DENTAL EXAMINERS

RULE CITATION: 21 NCAC 16Q .0202

**DEADLINE FOR RECEIPT: FRIDAY, OCTOBER 11, 2013**

***NOTE WELL: This request when viewed on computer may extend several pages. Please be sure you have reached the end of the document.***

The Rules Review Commission staff has completed its opinion review of this rule or set of rules your agency filed with the RRC for review by the RRC at its next meeting. The Commission has not yet met 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 one or more technical changes need to be made. Approval of any rule is contingent on making this technical change as set out in G.S. 150B-21.10.

*In the future please be sure to format all rules with 1.5 line spacing and begin the line numbers new on each page, just as you did for rule 16Q .0501.*

*In (a)(2)(A) line 14 it seems to me that it would require separate masks for adult and pediatric patients, in which case “mask” should be plural.*

*In (a)(2)(B) is the actual piece of equipment “airways” or is that an adjective used as a short-hand description for some other piece of equipment?*

*In (a)(4) line 28 delete or define “easy.” I would also suggest that “within easy accessibility” could be changed to “with accessibility” or even that “with a current shelf life … accessibility” could be changed to “with a current shelf life and accessibility” without changing the meaning. Or perhaps it should be written in the same language as 16Q .0302, “… with a current shelf life and access from”?*

Please retype or otherwise correct the rule(s) or submission form(s) as necessary and deliver it to our office at 1711 New Hope Church Rd, Raleigh, North Carolina 27609.

If you have any questions or problems concerning this request, please contact me.

Joseph J. DeLuca, Jr.

Commission Counsel

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*In the future please be sure to format all rules with 1.5 line spacing and begin the line numbers new on each page, just as you did for rule 16Q .0501.*

*In (a)(2)(A) line 17 it seems to me that it would require separate masks for adult and pediatric patients, in which case “mask” should be plural.*

*In (a)(2)(B) line 19 is the actual piece of equipment “airways” or is that an adjective used as a short-hand description for some other piece of equipment?*

*In (a)(4) line 29 delete or define “easy.” I also believe this should be written similar to 16Q .0202 as far as the “accessibility” language is concerned.*

*It seems to me that paragraphs (e) and (f) should be a separate rule since this concerns something that is actually not a part of the “clinical requirements and equipment” of the dentist administering conscious sedation but rather what he or she is allowed to do for a dentist who does not possess that permit.*

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Commission Counsel

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*It seems to me that the changes in (d) lines 17 and 18 are unnecessary. If that is not correct then I believe the changes are unclear.*

*It seems to me that the better formatting in (d)(1) would be to would be to put the word “and” at the end of (d)(1)(F) and change the period at the end of (d)(1)(G) to a semicolon and add the word “and” without further punctuation after that semicolon.*

*The same changes would apply as well at the end of (f)(6) and (7) page 2 lines 6 and 7.*

*Paragraph “(f)” page 2 line8 should be changed to “(g).”*

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