

STATEMENT OF NEED AND JUSTIFICATION

A Certificate and Order for Filing Temporary Administrative Rules accompanies this form.

Oregon Board of Dentistry

Chapter 818

Agency and Division

Administrative Rules Chapter Number

In the Matter of: **Rulemaking - Fees**

Rule Caption: **Amends Oregon Board of Dentistry Administrative Rules regarding Fees.**

Statutory Authority: **ORS 679 & 680**

Other Authority: **SB 5517 (Chapter 156, 2009 Oregon Laws)**

Stats. Implemented: **ORS 293.445, 679.060, 679.115, 679.120, 680.050, 680.075, 680.200 & 680.205**

Need for the Temporary Rule(s):

The amendment to the Fees rule is necessary so that the fees specified in the OAR are consistent with the passage of SB 5517, which outlines the new fees that the Oregon Board of Dentistry may establish effective July 1, 2009.

Documents Relied Upon, and where they are available: **SB 5517 (Chapter 156, 2009 Laws)**

Justification of Temporary Rule(s):

Because the Legislature has declared that an emergency exists, the Board adopts these rules to protect the health and safety of the citizens of Oregon regarding the practice of Dentistry and Dental Hygiene. Without this temporary rule, the Oregon Board of Dentistry would not be able to begin the collection of the new fees until November 1, 2009, thus the Board would not have sufficient revenue to operate its budget during the 2009 – 2011 Biennium and would be unable to carry out the primary mission of the Oregon Board of Dentistry, which is to protect the public by assuring the citizens of Oregon receive the highest possible quality oral health care.

/s/ Patrick D. Braatz
Authorized Signer

Patrick D. Braatz
Printed name

June 9, 2009
Date

**DIVISION 1
PROCEDURES**

818-001-0087

Fees

(1) The Board adopts the following fees:

(a) Biennial License Fees:

(A) Dental – [~~\$210~~] \$225;

(B) Dental -- retired -- \$0;

(C) Dental Faculty -- \$210;

(D) Volunteer Dentist -- \$0;

(E) Dental Hygiene – [~~\$100~~] \$115;

(F) Dental Hygiene -- retired -- \$0;

(G) Volunteer Dental Hygienist -- \$0.

(b) Biennial Permits, Endorsements or Certificates:

(A) Anesthesia Class 1 Permit (Nitrous Oxide) -- \$40;

(B) Anesthesia Class 2 Permit (Conscious Sedation) -- \$75;

(C) Anesthesia Class 3 Permit (Deep Sedation) -- \$75;

(D) Anesthesia Class 4 Permit (General Anesthesia) -- \$140;

(E) Radiology -- \$75;

(F) Expanded Function Dental Assistant -- \$50;

(G) Expanded Function Orthodontic Assistant -- \$50;

(H) Instructor Permits -- \$40;

(I) Dental Hygiene, Limited Access Permit -- \$50;

(J) Dental Hygiene Restorative Functions Endorsement --\$50;

(K) Restorative Functions Dental Assistant -- \$50;

(L) Anesthesia Dental Assistant -- \$50.

(c) Applications for Licensure:

(A) Dental -- General and Specialty – [~~\$305~~] \$345;

(B) Dental Faculty -- \$305;

(C) Dental Hygiene – [~~\$140~~] \$180;

(D) Licensure Without Further Examination -- Dental and Dental Hygiene – [~~\$750~~] \$790.

(d) Examinations:

(A) Jurisprudence -- \$0;

(B) Dental Specialty:

(i) \$750 at the time of application; and

(ii) If only one candidate applies for the exam, an additional \$1,250 due ten days prior to the scheduled exam date;

(iii) If two candidates apply for the exam, an additional \$250 (per candidate) due ten days prior to the scheduled exam date;

(iv) If three or more candidates apply for the exam, no additional fee will be required.

(e) Duplicate Wall Certificates -- \$50.

(2) Fees must be paid at the time of application and are not refundable.

(3) The Board shall not refund moneys under \$5.01 received in excess of amounts due or to which the Board has no legal interest unless the person who made the payment or the person's legal representative requests a refund in writing within one year of payment to the Board.

Stat. Auth.: ORS 679 & 680

Stats. Implemented: ORS 293.445, 679.060, 679.115, 679.120, 680.050, 680.075, 680.200 & 680.205

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