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OHIO ADMINISTRATIVE CODE CHAPTER 4715

EXPANDED FUNCTION DENTAL AUXILIARIES

4715.61 Registration required to practice as expanded function dental auxiliary; exceptions.

A) Except as provided in division (B) of this section, no person shall practice as an expanded function dental auxiliary without being registered under this chapter as an expanded function dental auxiliary.

(B) Division (A) of this section does not apply to any of the following:

(1) A dentist licensed under this chapter;

(2) A dental student who engages in any activities performed by expanded function dental auxiliaries as an integral part of a program of study leading to the receipt of a license to practice as a dentist under this chapter;

(3) An expanded function dental auxiliary student when the student participates in an educational or training activity of an accredited educational institution or a training program that does both of the following:

(a) Provides the education or training necessary to practice as an expanded function dental auxiliary;

(b) Ensures that a dentist licensed under this chapter, or a dentist who holds a limited teaching license issued under this chapter, is physically present in the facility where the expanded function dental auxiliary performs clinical dental procedures on patients.

HISTORY: 151 v H 143, S 1, Eff 5-12-07.

4715.62 Application for registration.

(A) Each individual seeking to register with the state dental board as an expanded function dental auxiliary shall file with the secretary of the board a written application for registration, under oath, on a form the board shall prescribe and provide. An applicant shall include with the completed application all of the following:

1) An application fee of twenty dollars;

(2) Proof satisfactory to the board that the applicant has successfully completed, at an educational institution accredited by the commission on dental accreditation of the American dental association or the higher learning commission of the north central association of colleges and schools, the education or training specified by the board in rules adopted under section 4715.66 of the Revised Code as the education or training that is necessary to obtain registration under this chapter to practice as an expanded function dental auxiliary, as evidenced by a diploma or other certificate of graduation or completion that has been signed by an appropriate official of the accredited institution that provided education or training;

(3) Proof satisfactory to the board that the applicant has passed an examination that meets the standards established by the board in rules adopted under section 4715.66 of the

Revised Code to be accepted by the board as an examination of competency to practice as an expanded function dental auxiliary;

4) Proof that the applicant holds current certification to perform basic life-support procedures, evidenced by documentation showing the successful completion of a basic life-support training course certified by either the American Red Cross or the American heart association.

(B) If an applicant complies with division (A) of this section, the board shall register the applicant as an expanded function dental auxiliary.

HISTORY: 151 v H 143, S 1, Eff 5-12-06.

4715.63 Renewal of registration.

(A) Registration under section 4715.62 of the Revised Code expires on the thirty-first day of December of the year following the year in which the registration occurs. An individual may renew a registration for subsequent two-year periods by submitting both of the following to the secretary of the state dental board each time the individual seeks to renew a registration:

(1) A completed application for renewal, under oath, on a form the board shall prescribe and provide;

(2) A renewal fee of twenty dollars;

(B) If an individual complies with division (A) of this section and is not in violation of any section of this chapter or rule adopted under it, the board shall renew the individual's registration for a two-year period that expires on the thirty-first day of December of the year following the year in which the registration was renewed.

(C) Registration renewals shall be made in accordance with the standard renewal procedure established under Chapter 4745. of the Revised Code.

HISTORY: 151 v H 143, S 1, Eff 5-12-06.

4715.64 Scope of practice; direct supervision by dentist.

(A) The practice of an expanded function dental auxiliary shall consist of the following;

(1) The procedures involved in the placement of restorative materials limited to amalgam restorative materials and nonmetallic restorative materials, including direct-bonded restorative materials;

(2) The procedures involved in the placement of sealants;

(3) Any additional procedures authorized by the state dental board in rules adopted under section 4715.66 of the Revised Code.

(B) An expanded function dental auxiliary shall practice under the direct supervision, order, control, and full responsibility of a dentist licensed under this chapter. At no time shall more than two expanded function dental auxiliaries be practicing as expanded function dental auxiliaries under the direct supervision of the same dentist. An expanded function dental auxiliary shall not practice as an expanded function dental auxiliary when the supervising dentist is not physically present at the location where the expanded function dental auxiliary is practicing

(C) Nothing in this section shall be construed by rule of the board or otherwise to authorize an expanded function dental auxiliary to

engage in the practice of dental hygiene as defined by sections 4715.22 and 4715.23 of the Revised Code.

HISTORY: 151 v H 143, S 1, Eff 5-12-06.

4715.65 Record of all registered persons.

The secretary of the state dental board shall keep a record of all persons registered under this chapter as expanded function dental auxiliaries. For each expanded function dental auxiliary, the record shall identify the location where the person primarily practices and the person's one or more supervising dentists.

HISTORY: 151 v H 143, S 1, Eff 5-12-06.

4715.66 Rules.

(A) The state dental board shall adopt rules as the board considers necessary to implement and administer sections 4715.61 to 4715.64 of the Revised Code. the rules shall be adopted in accordance with Chapter 119 of the Revised Code.

(B) In adopting rules under this section, all of the following apply:

(1) The board shall adopt rules specifying the education or training necessary for an individual to register as an expanded function dental auxiliary under this chapter.

(2) The board shall adopt rules specifying the standards that must be met for an examination to be accepted by the board as an examination of competency to practice as an expanded function dental auxiliary. In specifying the standards, the board shall provide that an examination will be accepted only if the entity that administered the examination required an

individual to be one of the following as a condition of admission to the examination: (

a) An unlicensed dentist who has graduated from an accredited dental college, as specified in section 4715.10 of the Revised Code, and does not have a dental license under suspension or revocation by the board;

(b) A dental student who is enrolled in an accredited dental college, as specified in section 4715.10 of the Revised Code, and is considered by the dean of the college to be in good standing as a dental student;

(c) A graduate of a dental college located outside of the United States;

(d) A dental assistant who is certified by the dental assisting national board or the Ohio commission on dental assistant certification;

(e) A dental hygienist licensed under this chapter whose license is in good standing;

(f) An unlicensed dental hygienist who has graduated from an accredited dental hygiene school, as specified in section 4715.21 of the Revised Code, and does not have a dental hygienist license under suspension or revocation by the board.

(3) The board may adopt rules specifying procedures an expanded function dental auxiliary may perform that are in addition to the procedures specified in divisions (A)(1) and (2) of section 4715.64 of the Revised Code.

HISTORY: 151 v H 143, S 1, Eff 5-12-06.

PENALTIES

4715.99 Penalties.

(A) Whoever violates section 4715.17 of the Revised Code is guilty of a minor misdemeanor on a first offense and a misdemeanor of the fourth degree on each subsequent offense.

(B) Whoever violates section 4715.18 of the Revised Code is guilty of a misdemeanor of the fourth degree.

(C) Whoever violates section 4715.09, 4715.19, 4715.20, 4715.29, 4715.32, 4715.39, 4715.52, or 4715.61 of the Revised Code is guilty of a misdemeanor of the first degree on a first offense and a felony of the fifth degree on each subsequent offense.

(D) Whoever violates any provision of this chapter for which no specific penalty has been prescribed is guilty of a misdemeanor of the fourth degree on a first offense and a misdemeanor of the second degree on each subsequent offense.

HISTORY: Bureau of Code Revision, 10-1-53; 135 v S 388 (Eff 6-27-74); 142 v H 526 (Eff 6-29-88); 145 v S 191 (Eff 10-20-94); 146 v S 2. Eff 7-1-96; 151 v H 143, S 1, Eff 5-12-06.

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4715-11-03 Expanded function dental auxiliaries; functions.

A licensed dentist may assign to expanded function dental auxiliary under his direct supervision and full responsibility the following tasks and/or procedures in addition to those basic remediable intraoral dental tasks and/or procedures as defined in rule 4715-11-01.

(A) “Advanced remediable intra-oral dental tasks and/or procedures” - all tasks and/or procedures involved in the art or placement of preventative or restorative materials limited to the following:

- (1) Pit and fissure sealants;
- (2) Amalgam restorative materials; and
- (3) Non-metallic restorative materials, including direct-bonded restorative materials.

HISTORY: 4715-11-02; 6-21-04; eff. 10-9-06

4715-11-04 Application for registration as expanded function dental auxiliary; requirements; renewal; exemptions.

(A) Each individual seeking to practice as an expanded function dental auxiliary shall register with the board in accordance with section 4715.62 of the Revised Code. An applicant for registration shall file with the secretary of the board a written application for registration, under oath, on a form the board shall prescribe and provide. An applicant shall include with the completed application all of the following:

- (1) An application fee of twenty dollars;

(2) Proof satisfactory to the board that the applicant has successfully completed, at an educational institution accredited by the American dental association commission on dental accreditation or the Higher learning commission of the north central association of colleges and schools, the education or training specified in rule 4715-11-04.1. Proof of completion of the education or training may be evidenced by a diploma or certificate of graduation of completion that has been signed by an appropriate official of the accrediting institution that provided education or training;

(3) Proof satisfactory to the board that the applicant has passed an examination that meets the standards established in rule 4715-11-04.2;

(4) Proof that the applicant holds current certification to perform basic life-support procedures, evidenced by documentation showing the successful completion of a basic life-support training course certified by either the American Red Cross or the American heart association.

(B) Registration as an expanded function dental auxiliary expires on the thirty-first day of December of the year following the year in which the registration occurs. An individual may renew a registration for subsequent two-year periods in accordance with the standard renewal procedures established under Chapter 4745. of the Revised Code by submitting both of the following to the secretary of the state dental board each time the individual seeks to renew a registration:

(1) A completed application for renewal, under oath, on a form the board shall prescribe and provide; and

(2) A renewal fee of twenty dollars.

(C) Paragraph (A) of this rule does not apply to any of the following:

- (1) A dentist licensed under this chapter;
- (2) A dental student who engages in any activities performed by expanded function dental auxiliaries as an integral part of a program of study leading to receipt of a license to practice as a dentist under this chapter;
- (3) An expanded function dental auxiliary student when the student participates in an educational or training activity of an accredited education institution of a training program that does both of the following:
 - (a) Provides the education or training necessary to practice as an expanded function dental auxiliary; and
 - (b) Ensures that a dentist licensed under this chapter, or a dentist who holds a limited teaching license issued under this chapter, is physically present in the facility where the expanded function dental auxiliary performs clinical dental procedures on patients.

HISTORY: Eff. 10-9-06

4715-11-04.1 Education or training necessary to register as an expanded function dental auxiliary.

(A) In order to register with the board as an expanded function dental auxiliary, an individual must complete an education or training course that meets all of the following requirements:

- (1) The course is offered by an educational institution accredited by the American dental association commission on

dental accreditation or the Higher learning commission of the north central association of colleges and schools.

(2) The course contains didactic, preclinical and clinical components and includes training in all of the following areas:

- (a) Nomenclature
- (b) Caries classification
- (c) Oral anatomy
- (d) Dental morphology
- (e) Periodontium
- (f) Histology
- (g) Basics of occlusion
- (h) Ergonomics
- (i) Instrumentation
- (j) Pulp protection
- (k) Dental materials
- (l) Matrix and wedge techniques
- (m) Temporization
- (o) Polishing amalgams
- (p) Non-metallic restorative material placement

(q) Non-metallic restorative material finishing and polishing

(r) Posterior amalgam and non-metallic restorations

(s) Pit and fissure sealant placement

(t) Rubber dam placement

(3) A dentist licensed under section 4715.10 of the Revised Code, or a dentist holding a limited teaching license under section 4715.16 of the Revised Code is physically present in the facility when the clinical procedures associated with the education or training of expanded function dental auxiliary are performed on patients.

(B) An unlicensed dentist who does not have a dental license under suspension or revocation by the board and who seeks to register with the board as an expanded function dental auxiliary may fulfill the requirements of paragraph (A) of this rule upon submission of proof of graduation from an accredited dental college as specified in section 4715.10 of the Revised Code.

(C) A dental student seeking to register with the board as an expanded function dental auxiliary may fulfill the requirements of paragraph (A) of this rule upon submission to the board proof that the dental student is currently enrolled in an accredited dental college and is considered by the dean of the college to have completed sufficient clinical training and be in good standing as a dental student.

(D) A graduate of an unaccredited dental college located outside the United States seeking to register with the board as an expanded function dental auxiliary may fulfill the requirements of paragraph

(A) of this rule upon submission of proof that the individual has completed sufficient clinical training at an accredited dental college as evidenced by a letter signed by an appropriate official of the accredited college that provided the clinical training.

HISTORY: Eff. 10-9-06

4715-11-04.2 Examination of applicants.

(A) Each individual seeking to register with the board as an expanded function dental auxiliary must successfully pass the examination administered by the Commission on dental testing in Ohio or an examination accepted by the board as an examination of competency to practice as an expanded function dental auxiliary.

(B) An examination may be accepted by the board only if the entity that administers the examination requires an individual to be one of the following as a condition of admission to the examination:

(1) An unlicensed dentist who has graduated from an accredited dental college, as specified in section 4715.10 of the Revised Code, and does not have a dental license under suspension or revocation by the board;

(2) A dental student who is enrolled in an accredited dental college, as specified in section 4715.10 of the Revised Code, and is considered by the dean of the college to be in good standing as a dental student;

(3) A graduate of an accredited dental college located outside the United States;

(4) A dental assistant who is certified by the Dental assisting national board or the Ohio commission on dental assistant certification;

(5) A dental hygienist licensed under this chapter whose license is in good standing; or

(6) An unlicensed dental hygienist who has graduated from an accredited dental hygiene program, as specified in section 4715.21 of the Revised Code, and does not have a dental hygiene license under suspension or revocation by the board.

HISTORY: Eff. 10-9-06

4715-11-05 Dentists may employ and supervise expanded function dental auxiliaries.

(A) A dentist may utilize, under his direct supervision, no more than two expanded function dental auxiliaries at any given time. This restriction is independent of the limitation on the number of licensed dental hygienists who may be employed to perform the duties of a licensed dental hygienist as defined in sections 4715.22 and 4715.23, of the Revised Code.

(B) A dentist may utilize, under his direct supervision, those persons who qualified under previous board rules, to perform advanced remediable intra-oral dental tasks and/or procedures subject to the provisions outlined in rule 4715-11-03 of the Administrative Code.

(C) A licensed dentist who utilizes expanded function dental auxiliaries must maintain in his office a current record of the training received by said expanded function dental auxiliaries, and his certification that said persons are currently competent to perform the specific advanced remediable intra-oral dental tasks and/or procedures which said licensed dentist assigns to said

expanded function dental auxiliaries. Such information shall be recorded on forms obtainable from the Ohio state dental board, a copy to be returned to the Ohio state dental board.

HISTORY: Replaces: 4715-11-04, eff. 6-21-04

4715-11-06 Non-delegable dental tasks and/or procedures.

The following dental tasks and/or procedures shall not be delegated by any licensed dentists:

- (A) Definitive diagnosis and treatment planning.
- (B) The final placement of any fixed or removable appliances.
- (C) The final removal of any fixed appliance.
- (D) The therapeutic intra-oral adjustment of any fixed or removable appliance.
- (E) Cutting procedures utilized in the preparation of the coronal or root portion of the tooth.
- (F) Cutting procedures involving the supportive structures of the tooth.
- (G) The placement of the final root canal filling.
- (H) Final impressions of any tissue-bearing area, whether it be hard or soft tissue, upon which a prosthetic restoration is to be placed. Taking of impressions for athletic mouthguards or other similar appliances is not to be construed as a final impression.
- (I) Occlusal registration procedures for any prosthetic restoration, whether it be fixed or removable.

(J) The final placement of prefabricated or cast restorations or crowns.

(K) Retraction of the gingival sulcus prior to the direct or indirect impression technique.

(L) Procedures utilizing light amplification by stimulated emission of radiation (LASER) technologies (excluding caries susceptibility testing devices).

(M) Any other dental tasks and/or procedures which are prohibited by law or agency-level 4715 rules of the Administrative Code.

HISTORY: Replaces: 4715-11-03, eff. 6-21-04