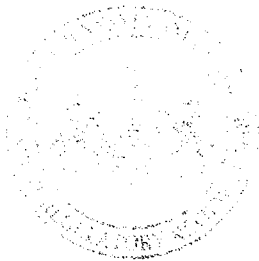


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INDEPENDENT REGULATORY REVIEW COMMISSION
333 MARKET STREET, 14TH FLOOR, HARRISBURG, PA 17101

February 24, 2003

Veasey B. Cullen, Jr., D.M.D., Chairman
State Board of Dentistry
116 Pine Street
Harrisburg, PA 17105

Re: Regulation #16A-4612 (IRRC #2308)
State Board of Dentistry
Expanded Function Dental Assistants

Dear Chairman Cullen:

Enclosed are the Commission's Comments that include objections and recommendations for consideration when you prepare the final version of this regulation. These Comments are not a formal approval or disapproval; however, they specify the regulatory criteria which have not been met.

The Comments will soon be available on our website at www.irrc.state.pa.us. If you would like to discuss them, please contact my office at 783-5417.

Sincerely,

A handwritten signature in black ink that reads "Robert E. Nyce".

Robert E. Nyce
Executive Director
evp
Enclosure

cc: Honorable Mario J. Civera, Jr., Majority Chairman, House Professional Licensure Committee
Honorable William W. Rieger, Democratic Chairman, House Professional Licensure Committee
Honorable Robert M. Tomlinson, Chairman, Senate Consumer Protection and Professional Licensure Committee
Honorable Lisa M. Boscola, Minority Chairman, Senate Consumer Protection and Professional Licensure Committee
Honorable Benjamin Ramos, Acting Secretary, Department of State

Comments of the Independent Regulatory Review Commission

on

State Board of Dentistry Regulation No. 16A-4612

Expanded Function Dental Assistants

February 24, 2003

We submit for your consideration the following objections and recommendations regarding this regulation. Each objection or recommendation includes a reference to the criteria in the Regulatory Review Act (71 P.S. § 745.5a(h) and (i)) which have not been met. The State Board of Dentistry (Board) must respond to these Comments when it submits the final-form regulation. If the final-form regulation is not delivered within two years of the close of the public comment period, the regulation will be deemed withdrawn.

Section 33.103. Examinations. – Clarity.

This proposed regulation, in Subsection (c), requires expanded function dental assistants (EFDA) to “pass an examination acceptable to the Board.” However, Subsections (a), (b) and (d) set forth the specific types of examinations (written and clinical) dentists and dental hygienists must pass.

For clarity and consistency, the Board should set forth which type of examination it will require a person applying to become an EFDA to pass.