

NOTICE OF SUBSTANTIVE CHANGE		
<b>TYPE OF FILING:</b> Amendment		
<b>Rule or section number:</b>	<b>R156-69</b>	<b>Filing ID: 57516</b>

**Agency Information**

<b>1. Title catchline:</b>	Commerce, Professional Licensing	
<b>Building:</b>	Heber M. Wells Building	
<b>Street address:</b>	160 E 300 S	
<b>City, state:</b>	Salt Lake City, UT 84111	
<b>Mailing address:</b>	PO Box 146741	
<b>City, state and zip:</b>	Salt Lake City, UT 84111-6741	
<b>Contact persons:</b>		
<b>Name:</b>	<b>Phone:</b>	<b>Email:</b>
Lisa Martin	801-530-7632	lmartin@utah.gov
<b>Please address questions regarding information on this notice to the persons listed above.</b>		

**General Information**

<b>2. Rule or section catchline:</b>
R156-69. Dentist and Dental Hygienist Practice Act Rule
<b>4. Purpose of the new rule or reason for the change:</b>
The Division of Professional Licensing (Division) in collaboration with the Dentist and Dental Hygienist Licensing Board (Board) is filing this amendment to create a new advisory peer committee called the Dental Education Advisory Committee, to assist the Board and the Division in determining and reviewing educational standards.
<b>5. Summary of the new rule or change:</b>
As authorized by Subsection 58-1-203(1)(f), this filing creates the Dental Education Advisory Committee (Committee). The Committee will advise the Board and the Division regarding educational requirements.

**Fiscal Information**

<b>6. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:</b>
<b>A. State budget:</b>
The Division does not anticipate any fiscal impact on state government revenues or expenditures from this new section, because the Committee members will be volunteers who will donate their time to assist the Board with its existing duties, and this Committee is expected to reduce the amount of time the Board must spend on such issues.
<b>B. Local governments:</b>
The Division does not anticipate any fiscal impact on local governments because the new section will not impact any local government practices or procedures.
<b>C. Small businesses</b> ("small business" means a business employing 1-49 persons):
The Division does not anticipate any fiscal impact on small businesses because the new section will not impact any small businesses.
<b>D. Non-small businesses</b> ("non-small business" means a business employing 50 or more persons):
The division does not anticipate any fiscal impact to non-small businesses because the new section will not impact any non-small businesses.

**E. Persons other than small businesses, non-small businesses, state, or local government entities** ("person" means any individual, partnership, corporation, association, governmental entity, or public or private organization of any character other than an *agency*):

The division does not anticipate any fiscal impact on any persons other than small businesses, non-small business, state, or local government entities because the new section will not impact any of these persons.

**F. Compliance costs for affected persons:**

As described above in Box 5.E., the Division does not anticipate any compliance costs for any affected persons from this new section.

**G. Regulatory Impact Summary Table** (This table includes only fiscal impacts the agency was able to measure. If the agency could not estimate an impact, it is excluded from this table but described in boxes A through F.)

Regulatory Impact Summary Table					
Fiscal Cost	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
<b>Total Fiscal Cost</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
Fiscal Benefits	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
<b>Total Fiscal Benefits</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Net Fiscal Benefits</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

**H. Department head comments on fiscal impact and approval of regulatory impact analysis:**

The Executive Director of the Department of Commerce, Margaret W. Busse, has reviewed and approved this regulatory impact analysis.

**Citation Information**

**7. Provide citations to the statutory authority for the rule. If there is also a federal requirement for the rule, provide a citation to that requirement:**

Section 58-69-101	Subsection 58-1-106(1)(a)	Subsection 58-1-202(1)(a)
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**Public Notice Information**

**9. The public may submit written or oral comments to the agency identified in box 1.**

**A. Comments will be accepted until:** 11/14/2025

**B. A public hearing (optional) will be held** (The public may request a hearing by submitting a written request to the agency, as outlined in Section 63G-3-302 and Rule R15-1.):

Date:	Time:	Place (physical address or URL):
11/05/2025	11:00 AM	Anchor Meeting Location: Heber M. Wells Building Room 402 160 E 300 S Salt Lake City, UT

		Google Meet joining info: Video call link: <a href="https://meet.google.com/zno-icxw-khw">https://meet.google.com/zno-icxw-khw</a> Or dial: (US) +1 276-695-3765 PIN: 530 266 104# More phone numbers: <a href="https://tel.meet/zno-icxw-khw?pin=9085760863736">https://tel.meet/zno-icxw-khw?pin=9085760863736</a>
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<b>10. This rule change MAY become effective on:</b>	11/21/2025
NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date.	

**Agency Authorization Information**

<b>Agency head or designee and title:</b>	Mark B. Steinagel, Division Director	<b>Date:</b>	09/04/2025
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**R156. Commerce, Professional Licensing.**

**R156-69. Dentist and Dental Hygienist Practice Act Rule.**

**R156-69-201. Advisory Peer Committee Created -- Membership -- Duties.**

(1) Under Subsection 58-1-203(1)(f), the Division in collaboration with the Dentist and Dental Hygienist Licensing Board establishes the Dental Education Advisory Committee to the Board, consisting of:

- (a) one certified orthodontist;
- (b) one board certified oral surgeon;
- (c) one licensed dentist;
- (d) one licensed dentist with a background in education who is currently practicing;
- (e) one dental hygienist with a local anesthesia permit with a background in education;
- (f)(i) one dental hygienist with a local anesthesia permit and an expanded function permit; or
- (ii) if a dental hygienist under Subsection (1)(f)(i) is not available, then one dental hygienist with local anesthesia permit; and
- (g)(i) one dental assistant with an expanded function certification; or
- (ii) if a dental assistant under Subsection (1)(g)(i) is not available, then one licensed general dentist.
- (2)(a) Except for a dental assistant under Subsection (1)(g)(i), each committee member shall:
  - (i) be licensed and in good standing in Utah;
  - (ii) hold the qualifying license for at least five years; and
  - (iii) have no disciplinary action with the Division.
- (b) A dental assistant under Subsection (1)(g)(i) shall:
  - (i) have at least one expanded function certification in good standing; and
  - (ii) have no disciplinary action with the Division.
- (3) The Dental Education Advisory Committee shall be appointed and serve under Section R156-1-205.
- (4) The duties and responsibilities of the Dental Education Advisory Committee are to assist the Board in its duties, functions, and responsibilities, and shall include:
  - (a) advising the Board on proposed practice areas for each expanded function dental auxiliary certification, including recommending:
    - (i) the minimum required:
      - (A) education; and
      - (B) training;
    - (ii) the scope of each certification; and
    - (iii) the limitations on each certification; and
  - (b) reviewing and making recommendations to the Board regarding:
    - (i) education courses for each expanded function; and
    - (ii) standards and criteria regarding education, training, and all manner of educational equivalency, including under Section 58-1-302.
- (5) On a calendar year basis, the committee shall annually designate one of its members to act as chair.
- (6) At least once each calendar quarter, a member of the committee chosen by vote shall:
  - (a) attend at least one meeting of the Board; and
  - (b) report on the committee's activities and recommendations.

**KEY: licensing, dentists, dental hygienists**

**Date of Last Change:** ~~December 11, 2023~~ 2025

**Notice of Continuation:** January 7, 2021

**Authorizing, and Implemented or Interpreted Law:** 58-69-101; 58-1-106(1)(a); 58-1-202(1)(a)