



**COLORADO**

Department of  
Regulatory Agencies

Division of Professions and Occupations

Healthcare Branch  
Colorado Dental Board

## Permanent Rulemaking Hearing on April 28, 2016

### *Proposed Changes with Statement of Basis, Purpose, and Authority*

#### **Basis and Purpose:**

The Colorado Dental Board is proposing amending, repealing, or creating the following rules: I, III, IV, V, VI, VII, VIII, IX, X, XIV, XV, XVI, XVIII, XIX, XX, XXI, XXII, XXIII, XXIV, and XXV in order to implement new laws; update and re-organize existing requirements; and eliminate unnecessary regulation.

#### **Statement of Authority:**

Pursuant to section 12-35-107(1)(b), C.R.S., the Colorado Dental Board shall... “[m]ake, publish, declare, and periodically review reasonable rules as necessary to carry out and make effective the powers and duties of the board as vested in it by this article, including rules regarding:

- (I) The use of lasers for dental purposes, including limiting the use of lasers by dental hygienists only to pocket disinfection at settings that preclude hard and soft tissue removal;
- (II) Minimum training, experience, and equipment requirements to obtain an anesthesia or sedation permit under section 12-35-140;
- (III) Criteria and procedures consistent with section 12-35-140 for an office inspection program to be completed upon application and renewal of sedation and anesthesia permits pursuant to section 12-35-140;
- (IV) A uniform system and schedule of fines pursuant to section 12-35-129.1(6)(b).”

Pursuant to section 12-35-139(2), C.R.S., the Colorado Dental Board “may adopt rules establishing the basic requirements for continuing education, including the types of programs that qualify, exemptions for persons holding an inactive or retired license, requirements for courses designed to enhance clinical skills for certain licenses, and the manner by which dentists and dental hygienists are to report compliance with the continuing education requirements.”

Pursuant to section 12-35-202(1)(a), C.R.S., the Colorado Dental Board “shall adopt rules prescribing minimum standards for the qualifications, education, and training of unlicensed persons operating machine sources of ionizing radiation and administering radiation to patients for diagnostic medical use.”

Pursuant to section 24-4-103.3, C.R.S., titled “Mandatory review of rules by agencies - report on results of review in department regulatory agendas.”