

APA-1
11/96

**TRANSMITTAL SHEET FOR
NOTICE OF INTENDED ACTION**

Control _____ Department or Agency: Board of Dental Examiners of Alabama
Rule No.: 270-X-2.21

Rule Title: Oral Conscious Sedation

_____ New X Amend _____ Repeal _____ Adopt by Reference

Would the absence of the proposed rule significantly
Harm or endanger the public health, welfare, or safety? Yes

Is there a reasonable relationship between the state's
Police power and the protection of the public health,
Safety, or welfare? Yes

Is there another, less restrictive method of regulation
Available that could adequately protect the public? No

Does the proposed rule have the effect of directly or
Indirectly increasing the costs of any goods or services
Involved and, if so, to what degree? No

Is the increase in cost, if any, more harmful to the public
Than the harm that might result from the absence of
The proposed rule? No

Are all facets of the rulemaking process designed solely
For the purpose of, and so they have, as their primary
Effect, the protection of the public? Yes

Does the proposed rule have an economic impact? No

If the proposed rule has an economic impact, the proposed rule is required to be accompanied by
a fiscal note prepared in accordance with subsection (f) of Section 41-22-23, Code of Alabama,
1975.

Certification of Authorized Official

I certify that the attached proposed rule has been proposed in full compliance with the
requirements of Chapter 22, Title 41, Code of Alabama, 1975, and that it conforms to all
applicable filing requirements of the Administrative Procedure Division of the Legislative
Reference Service.

Signature of certifying officer *B. Bennett*

Date: 12/6/11

(DATE FILED)
(STAMP)

APA-2
11/96

Board of Dental Examiners of Alabama

NOTICE OF INTENDED ACTION

AGENCY NAME: Board of Dental Examiners of Alabama

RULE NO. & TITLE: 270-X-2.21 Oral Conscious Sedation.

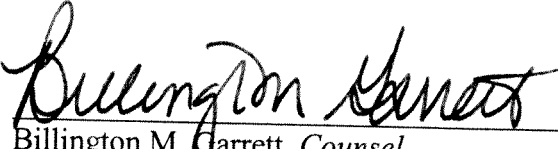
INTENDED ACTION: Amend

SUBSTANCE OF PROPOSED ACTION: The Board proposes to correctly site statutory authority and to clarify language.

TIME, PLACE, MANNER OF PRESENTING VIEWS: Written comments will be received by the Board until 4:30 p.m. on Friday, February 3, 2012. Comments should be directed to Sonya Lankford, Financial Secretary, at 5346 Stadium Trace Pky., Ste. 112 Hoover, AL 35244 or via electronic mail at BDEAL@dentalboard.org or via telephone at 205-985-7267.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:
Friday, February 3, 2012

CONTACT PERSON AT AGENCY: Ms. Sonya Lankford
Financial Secretary
5346 Stadium Trace Pky., Ste. 112
Hoover, AL 35244
(205) 985-7267


Billington M. Garrett, *Counsel*
Board of Dental Examiners of Alabama

Board of Dental Examiners of Alabama

NOTICE OF INTENDED ACTION

RULE NUMBER: 270-X-2.21

TITLE OF RULE: Oral Conscious Sedation.

The following requirements shall apply to the administration in the office of oral conscious sedation by dentists:

(1) In order for a course of training to be approved by the Board, the following shall be required:

- (a) A minimum of sixteen (16) hours of training;
- (b) The definition of oral conscious sedation and anxiety reduction (anxiolysis);
- (c) A list of oral sedative agents commonly used, their basic pharmacology and past documentation or records of use;
- (d) Coverage of medical conditions which can adversely affect the administration of oral conscious sedation and the basics of physical diagnosis to appropriately classify your patient medically;
- (e) Coverage of proper monitoring techniques for the sedated patient;
- (f) An overview of the most common sedation protocols from start to finish;
- (g) Proper documentation required by the dentist and dental staff; i.e., consent forms, monitoring strips, and patient information packets;
- (h) An overview of potential medical emergencies specific to oral conscious sedation and their diagnosis and management;

(2) In order for an entity or organization to be approved by the Board for purposes of training in oral conscious sedation, training offered must at a minimum include the topics referenced in ~~number 1~~ subsection (1) above.

(3) The emergency kit must at a minimum include the following:

- (a) Epinephrine;
- (b) Atropine;
- (c) Narcotic antagonist (e.g., Naloxone HCL) and benzodiazepine antagonist (e.g., Flumazenil), if these agents are used;
- (d) An antihistamine (e.g., Diphenhydramine HCL);
- (e) Nitroglycerine;
- (f) A bronchodilator (e.g., Albuterol inhaler); and
- (g) An antihypoglycemic (e.g., 50% glucose).

(4) Any operatory where oral conscious sedation is administered must be of adequate size and design to permit physical access of emergency equipment and personnel and to permit effective emergency management.

(5) All allied personnel who may be involved in the monitoring of a patient who is administered oral conscious sedation shall be trained to assist the dentist in the recognition and management of the following clinical emergencies:

- (a) Laryngospasm;
- (b) Bronchospasm;
- (c) Emesis and aspiration of vomitus;
- (d) Management of foreign bodies in the airway;
- (e) Angina pectoris;
- (f) Myocardial infarction;
- (g) Cardiopulmonary resuscitation;
- (h) Hypotension;
- (i) Hypertensive crisis;
- (j) Acute allergic reaction;
- (k) Hyperventilation syndrome;
- (l) Convulsions; and
- (m) Syncope.

(6) In order for a patient to be appropriately monitored, the monitoring and recording of blood pressure at intervals determined by the dentist must be performed both during the administration of oral conscious sedation and any recovery period.

(7) As to all patients who are administered oral conscious sedation, the type and amount shall be within accepted therapeutic guidelines and not dependant upon the period of duration of the procedure.

(8) A dentist utilizing oral conscious sedation in the dental office may induce only one (1) patient at a time. A second (2nd) patient shall not be induced until the first (1st) patient is awake, alert, conscious, spontaneously breathing, has stable vital signs, is ambulatory with assistance, is under the care of a responsible adult, and that portion of the procedure requiring the participation of the dentist is complete. In an office setting where two (2) or more permit holders are present simultaneously, each may sedate one (1) patient provided that the office has the necessary staff and equipment, as set forth in this rule.

(9) Notwithstanding any of the provisions set forth above, any oral conscious sedation administered to a pediatric patient, shall be pursuant to and follow the current guidelines and recommendations for sedation of the pediatric dental patients promulgated by the American Academy of Pediatric Dentistry. Pediatric patients shall be defined as infants and children through adolescence, including those with special health care needs.

APA-2
11/96

(10) All individuals licensed to practice dentistry ~~on the effective date of this rule~~, who intend on administering Oral Conscious Sedation shall submit an application for an Oral Conscious Sedation permit ~~no later than September 30, 2006 and any such permit granted shall not expire until December 31, 2007~~. Thereafter the renewal requirements and expiration date shall be the same as those for a dental license.

All individuals ~~not licensed to practice dentistry on the effective date of this rule, who become licensed thereafter, and~~ who intend on administering Oral Conscious Sedation shall file for an Oral Conscious Sedation permit prior to administering such sedation. The renewal requirements and expiration of such permit shall be the same as those for annual renewal of a dental license. Fees for such permit shall be established by the Board.

Fees: ~~—\$100.00 for initial application
\$50.00 for annual renewal.~~

Statutory Authority ~~Code of Ala. 1975, Code of Alabama (1975), §§ 34-9-16, 34-9-43, 34-9-81~~ Act 2005-298.

Original Rule Filed: January 17, 2006, Amended: Filed November ____, 2011