

February 9, 2021

The Honorable Richard Hilderbrand, Chairperson
Senate Committee on Public Health and Welfare
Statehouse, Room 445A-S
Topeka, Kansas 66612

Dear Senator Hilderbrand:

SUBJECT: Fiscal Note for SB 129 by Senate Committee on Public Health & Welfare

In accordance with KSA 75-3715a, the following fiscal note concerning SB 129 is respectfully submitted to your committee.

SB 129 would add dental therapists to the list of licensees under the Kansas Dental Practices Act beginning July 1, 2022. To practice as a dental therapist, a person would be required to have the following qualifications:

1. Be a licensed dental hygienist who is a graduate of a dental therapist education program approved by the Board and who either has received at least 500 hours of clinical training or provided documentation that the person has successfully completed additional training;
2. Pass a comprehensive, competency-based clinical examination that is approved by the Board and administered independently of an institution which provides registered dental practitioner education; and
3. Obtain a policy of professional liability insurance and show proof of the insurance as required by rules and regulations.

The Board would be required to adopt rules and regulations regarding the licensure of dental therapists. A person would be authorized to practice as a dental therapist if the person meets the qualifications specified in the bill, works under the direct or general supervision of a dentist licensed in Kansas, and is licensed by the Board. Supervising dentists would be limited to supervising no more than three dental therapists. A supervising dentist must be either employed by an indigent health care clinic or enrolled as a Medicaid provider. The bill would define “direct supervision” and “general supervision” and lists the specific procedures that may be performed under each type of supervision. Licensed dental therapists would be allowed to perform dental

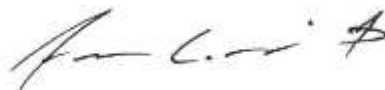
hygiene tasks and procedures, subject to certain limitations. The bill would also specify the terms and conditions for which a dentist or dental therapist's license may be suspended or revoked. The bill also makes several amendments throughout the Dental Practices Act relating to references to dental therapists and the practice of dental therapy.

The Department of Health and Environment and the Kansas Dental Board would be required to submit a joint report to the 2032 Legislature on the effects of the bill on access to dental care in rural Kansas.

The bill would permit the Board to collect fees related to the licensure of dental therapists. The maximum limit for these fees would include \$25 for certificates; \$200 for biennial license renewals; \$150 for examinations; and \$100 for subsequent examinations.

The Kansas Dental Board estimates that any fiscal effect resulting from the enactment of SB 129 could be absorbed within existing resources. The Board would receive additional revenue from the new fees created by the bill. However, the amount of revenue cannot be estimated because the number of dental therapists who would become licensed with the Board is unknown. The Kansas Department of Health and Environment indicates that the bill would have no fiscal effect on the agency. Any fiscal effect associated with SB 129 is not reflected in *The FY 2022 Governor's Budget Report*.

Sincerely,



Adam Proffitt
Director of the Budget

cc: Dan Thimmesch, Health & Environment
Charity Carlat, Dental Board