

MARYLAND REGISTER

**Proposed Action on Regulations**

<b>Transmittal Sheet</b>  <b>PROPOSED OR REPROPOSED</b>  <b>Actions on Regulations</b>	<b>Date Filed with AELR Committee</b>	<b>TO BE COMPLETED BY DSD</b>
	02/08/2016	Date Filed with Division of State Documents
		Document Number
		Date of Publication in MD Register

**1. Desired date of publication in Maryland Register: 3/18/2016**

**2. COMAR Codification**

**Title Subtitle Chapter Regulation**

10 44 19 03

**3. Name of Promulgating Authority**

Department of Health and Mental Hygiene

**4. Name of Regulations Coordinator**

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**Title 10**  
**DEPARTMENT OF HEALTH AND MENTAL HYGIENE**  
**Subtitle 44 BOARD OF DENTAL EXAMINERS**  
**10.44.19 Dental Radiation Technologist**

Authority: Health Occupations Article, §4-505, Annotated Code of Maryland

**Notice of Proposed Action**

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The Secretary of Health and Mental Hygiene proposes to amend Regulation .03 under COMAR 10.44.19 Dental Radiation Technologist. This action was considered by the Board of Dental Examiners at a public meeting held on January 6, 2016 notice of which was given under the Notice of Public Meetings link on the Board's website pursuant to General Provisions Article, §3-302(c), Annotated Code of Maryland.

**Statement of Purpose**

The purpose of this action is to implement by regulation the Dental Board's established requirement that an applicant for certification as a dental radiation technologist successfully complete a Board-approved course of at least 24 hours related to Maryland dental radiology.

**Comparison to Federal Standards**

There is no corresponding federal standard to this proposed action.

**Estimate of Economic Impact**

The proposed action has no economic impact.

**Economic Impact on Small Businesses**

The proposed action has minimal or no economic impact on small businesses.

**Impact on Individuals with Disabilities**

The proposed action has no impact on individuals with disabilities.

**Opportunity for Public Comment**

Comments may be sent to Michele Phinney, Director, Office of Regulation and Policy Coordination, Department of Health and Mental Hygiene, 201 West Preston Street, Room 512, Baltimore, MD 21201, or call 410-767-6499; TTY:800-735-2258, or email to [dhmh.regs@maryland.gov](mailto:dhmh.regs@maryland.gov), or fax to 410-767-6483. Comments will be accepted through April 18, 2016. A public hearing has not been scheduled.

## Economic Impact Statement Part C

- A. Fiscal Year in which regulations will become effective: FY 2016
- B. Does the budget for the fiscal year in which regulations become effective contain funds to implement the regulations?
- C. If 'yes', state whether general, special (exact name), or federal funds will be used:
- D. If 'no', identify the source(s) of funds necessary for implementation of these regulations:
- E. If these regulations have no economic impact under Part A, indicate reason briefly: The Board's requirement that an applicant for certification as a dental radiation technologist successfully complete a Board-approved course of at least 24 hours has been in existence for more than 20 years. Therefore, the proposed regulation will have no economic impact.
- F. If these regulations have minimal or no economic impact on small businesses under Part B, indicate the reason and attach small business worksheet.  
See E.
- G. Small Business Worksheet:

Attached Document:

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# Title 10

## DEPARTMENT OF HEALTH AND MENTAL HYGIENE

### Subtitle 44 BOARD OF DENTAL EXAMINERS

#### 10.44.19 Dental Radiation Technologist

Authority: Health Occupations Article, §4-505, Annotated Code of Maryland

10.44.19.03 (December 13, 2015)

##### **.03 Qualifications.**

A. Except as otherwise provided in these regulations, to qualify to be certified as a dental radiation technologist, an applicant shall be an individual who:

(1)—(3) (text unchanged)

[(4) Satisfactorily completes the Board-approved educational requirements established by the Maryland State Dental Association or the Maryland Dental Society;]

(4) *Successfully completes a Board-approved course of at least 24-hours related to Maryland dental radiology;*

*and*

(5) Passes an examination administered or approved by the Board for qualifying to place and expose radiographs[; and].

[(6) Meets any requirements established by the American Dental Association or any applicable federal standards for training and certification as a dental radiation technologist.]

B. An individual holding an active license or certification to practice dental radiation technology in another state may be granted certification in Maryland if the individual[:(1) Has] *has* engaged in practicing dental radiation technology for at least 150 hours in the 3 years preceding application for certification in Maryland[: and

(2) Meets any requirements established by the American Dental Association or any applicable federal standards for training and certification as a dental radiation technologist].

**VAN T. MITCHELL**

**Secretary of Health and Mental Hygiene**