

Exhibit F

DEPARTMENT OF HEALTH, CENTER FOR HEALTH ADVANCEMENT

SUBJECT: Dental Hygienists Serving Underserved Areas

DESCRIPTION: This rule is promulgated pursuant to Ark. Code Ann. § 17-82-706, which authorizes the Board of Health to adopt rules to implement a program to authorize collaborative agreements for dental hygienists to provide services to patients in underserved areas and to create a system of prioritization of underserved areas.

The rules specify that schools will be prioritized by the full-time dentist to population ratio and the percentage of students participating in free or reduced lunch. No school in a lower tier may receive services until all the schools in a higher tier have received services or the director of the Department of Health grants a waiver. For all other settings in which services may be provided, the Office of Oral Health, Arkansas Department of Health will develop and maintain a list of communities and/or rural areas prioritized as to need for dental services.

PUBLIC COMMENT: A public hearing for this rule was scheduled for March 3, 2014. However, due to inclement weather, the Governor closed state offices that day and the public hearing could not be held. No party or other member of the public requested that a public hearing be held. The public comment period expired March 3, 2014. The Department received no public comments.

The proposed effective date for the final rule is June 1, 2014.

CONTROVERSY: This is not expected to be controversial.

FINANCIAL IMPACT: There is no financial impact.

LEGAL AUTHORIZATION: Ark. Code Ann. § 17-82-706 directs the Department to “develop a system of prioritization” for dental hygienists to provide certain dental services “without the supervision and presence of the dentist and without a prior examination of the persons by the dentist” if the dental hygienist has a collaborative agreement with a licensed dentist. Ark. Code Ann. § 17-82-705 provides that this system of prioritization be “based on the relative population of people at need for services permitted under this subchapter and endeavor to direct services permitted under this subchapter to such communities, including rural areas”.