

**TITLE 16. DENTAL BOARD OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS**

FINAL STATEMENT OF REASONS

HEARING DATE: April 7, 2015

SUBJECT MATTER OF PROPOSED REGULATION: Delegation of Authority to the Board's Executive Officer.

UPDATED INFORMATION:

The Initial Statement of Reasons is included in the file. The information contained therein is accurate and did not need to be updated as a result of no received public comment after the 45 public day comment period.

LOCAL MANDATE:

A mandate is not imposed on local agencies or school districts.

SMALL BUSINESS IMPACT:

The Board has made the initial determination that the proposed regulation would not have a significant, statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states.

The Board has determined that only the following types of businesses may be affected by the proposal:

- Businesses owned by licensees of the Board who face disciplinary action due to violations of the Dental Practice Act that would warrant revocation, surrender, or interim suspension of licensure.
- Businesses that employ licensees of the Board who face disciplinary action due to violations of the Dental Practice Act that would warrant revocation, surrender, or interim suspension of licensure.

The Board currently regulates approximately 102,000 licensees; consisting of approximately 45,600 dentists (DDS), approximately 54,700 registered dental assistants (RDA), and 1,700 registered dental assistants in extended functions (RDAEF). The average salary of a DDS in California is approximately \$150,000 per year and the annual salary of a RDA in California is approximately \$35,000 per year.

A business owned by a licensee whose license is revoked, surrendered, or suspended may incur a significant fiscal impact. Businesses that employ a licensee whose license is revoked, surrendered, or suspended may incur a significant fiscal impact. The Board does not maintain data relating to the number or percentage of licensees who own a business; therefore, the number or percentage of businesses that may be impacted cannot be predicted. The Board only has authority to take administrative action against

a license and not a business. Accordingly, the initial or ongoing costs for a small business owned by a licensee who is the subject of revocation, surrender, or interim suspension order cannot be projected. Businesses operated by licensees who are in compliance with the law will not incur any fiscal impact.

CONSIDERATION OF ALTERNATIVES:

No reasonable alternative which was considered or that has otherwise been identified and brought to the attention of the Board would be more effective in carrying out the purpose for which it was proposed or would be as effective and less burdensome to affected private persons than the adopted regulation or would be more cost effective to affected private persons and equally effective in implementing the statutory policy or other provision of law.

OBJECTIONS OR RECOMMENDATIONS/RESPONSES:

The Board held its regulatory hearing on April 7, 2015 and no members of the public were present. Additionally, no comments were received during the 45-day public comment period.