

Readopt with amendment Den 401.03, effective 8-9-11 (Document #9973), to read as follows:

Den 401.03 Qualified Dental Assistants' Duties. Any dental assistant, who has qualified pursuant to Den 302.06, shall perform the following duties under direct supervision as defined in Den 101.11:

- (a) Dental radiography;
- (b) Pit and fissure sealants;
- (c) Orthodontic duties;
- (d) Fabrication of provisional crown and bridge restorations;
- (e) Coronal polishing;
- (f) Preliminary oral inspection;
- (g) Monitor nitrous oxide administration; and
- (h) In-office tooth whitening.

Readopt with amendments Den 402.01, effective 12-6-17 (Document #12824), to read as follows:

Den 402.01 Hygienists' Duties: A dental hygienist shall perform the following duties:

- (a) Under general supervision, as defined in Den 101.12:
 - (1) Perform all the duties a dental assistant may perform under Den 401.01 and all the duties a certified dental assistant and graduate dental assistant may perform under Den 401.02;
 - (2) Perform complete oral prophylaxis as appropriate, including the removal of subgingival biofilm, its by-products, and biofilm retentive calculus deposits by debridement, scaling, and root planing;
 - (3) Collect and assess medical and dental histories, including documentation of existing and relevant systemic conditions;
 - (4) Perform extraoral or intraoral assessment, including oral cancer screening, and document all findings;
 - (5) Assess the hard tissue and document all findings of existing conditions and deviations from normal;
 - (6) Assess periodontal structures and conditions and document all findings;
 - (7) Assess occlusion and document all findings;
 - (8) Make a complete and accurate recording of all assessment findings regarding dental hygiene services relevant to patient care;
 - (9) Perform dental radiography;
 - (10) Perform comprehensive collection of patient data to identify the physical and oral health status;

- (11) Assess and analyze data collected and determine the patient's dental hygiene treatment needs that a dental hygienist is qualified and licensed to treat;
 - (12) Establish a dental hygiene care plan that reflects the realistic goals and treatment strategies to facilitate optimal oral health;
 - (13) Implement a dental hygiene care plan and evaluate dental hygiene treatment for effectiveness;
 - (14) Place prescribed periodontal antimicrobial agents;
 - (15) Apply topical preventive and anesthetic agents, including silver diamine fluoride; and
 - (16) The administration, prescription, and dispensing of a fluoride supplement, topically applied fluoride, and chlorhexidine gluconate oral rinse;
- (b) Under indirect supervision as defined in Den 101.14, in-office tooth whitening;
- (c) Under direct supervision as defined in Den 101.11:
- (1) Remove excess restorative material extending beyond the margins of the preparation, to include the use of a low speed hand piece, if necessary;
 - (2) Place retraction cord;
 - (3) Place and remove periodontal dressings;
 - (4) Place temporary restorations, not to include temporary crowns and bridges, unless qualified pursuant to Den 302.05;
 - (5) Make cytological smears;
 - (6) Perform brush biopsies;
 - (7) Make final impressions;
 - (8) Place amalgam prior to condensing by a dentist;
 - (9) Place cavity liners and bases;
 - (10) Remove temporary restorations, not to include the use of rotary instruments;
 - (11) Cement bands and bond brackets;
 - (12) Perform orthodontic duties, if qualified pursuant to Den 302.05;
 - (13) Fabricate provisional crown and bridge restorations, if qualified pursuant to Den 302.05;
 - (14) Administer local anesthesia, if qualified pursuant to Den 302.05;
 - (15) Monitor nitrous oxide inhalation administration, if qualified pursuant to Den 302.05; and
 - (16) Administer nitrous oxide if qualified pursuant to Den 302.05; and
- (d) Under public health supervision as defined in Den 101.24:

- (1) Collect and assess medical and dental histories, including preliminary inspection of the oral cavity and surrounding structures, and periodontal probing and charting;
- (2) Perform complete oral prophylaxis as appropriate, including the removal of calciferous deposits and the removal of subgingival accretions and stains by scaling and root planing;
- (3) Apply topical fluoride, including fluoride varnish;
- (4) Instruct in oral hygiene techniques;
- (5) Administer fluoride rinse programs as follows:
 - a. Obtain consent from a legally responsible adult;
 - b. Train personnel in storage, dosage, safety, administration, and rinsing procedures; and
 - c. Have a legally authorized physician, dentist, advanced practice registered nurse, or physician assistant pursuant to RSA 318:42, II dilute concentrated fluoride solutions prior to dispensing;
- (6) Place sealants when authorized by a dentist with an active license provided that:
 - a. Written informed consent shall be obtained from the patients' legal guardian; and
 - b. The supervising dentist and the hygienist shall be responsible for the sealants being indicated and correctly placed; and
- (7) Make impressions, fabricate and deliver athletic mouthguards.

Readopt with amendments Den 403.03, effective 12-6-17 (Document #12428), to read as follows:

Den 403.03 Continuing Education Requirement.

(a) Dental hygienists with an active New Hampshire license shall complete a minimum of 20 CEUs of continuing education per biennium. At least 15 CEUs shall be earned in clinical dental care subjects, including successful completion of a BLS-HCP course as specified in Den 403.07(b). At least 2 CEUs shall be earned in infection control in a live or online course which includes the center for disease control infection prevention and control guidelines and recommendations in its syllabus. Starting April 1, 2020, at least 2 CEUs shall be earned in Medical Emergency Training.

(b) Dentists with an active New Hampshire license shall complete a minimum of 40 CEUs of continuing education per biennium. At least 30 CEUs shall be earned in clinical dental care subjects, including successful completion of a BLS-HCP course as specified in Den 403.07(b). At least 2 CEUs shall be earned in infection control in a live or online course which includes the center for disease control infection prevention and control guidelines and recommendations in its syllabus. Starting April 1, 2020, at least 2 CEUs shall be earned in Medical Emergency Training.

(c) Licensees required to register with the prescription drug monitoring program and who possess a valid drug enforcement administration number shall provide evidence of having completed, as a condition for renewal:

- (1) Three CEUs in the area of pain management, addiction disorder, or a combination of both pain management and addiction disorder; or
 - (2) An online examination in the area of pain management, addiction disorder, or a combination of pain management and addiction disorders.
- (d) The CEUs completed during the 2 years preceding April 1st in the year of renewal shall conform to the criteria identified throughout these rules.
- (e) One CEU shall be given for each hour of attendance at lectures, seminars, and meetings. For each hour of attendance at clinical or laboratory participatory courses, 2 CEUs shall be given. Successful completion of an entire course or segment of a course shall be required to receive continuing education credit for that course.
- (f) Each licensee shall retain all certificates and/or documents as evidence of participation, as described in Den 403.06(d), in a continuing education program or course for a period of 3 years from the date of the program course. It shall be the responsibility of each course participant to assure that verification of course participation is attained. Upon request of the board, such documentation shall be made available to the board or its representative for random audit and/or verification purposes.
- (g) Excess CEUs earned in one biennial registration period shall not be carried forward into the next biennial registration period for the purpose of fulfilling that biennium's continuing education requirement for licensure renewal.
- (h) Dental board members and hygiene committee members shall be given 3 CEUs per full year of membership on the board or the committee.
- (i) Anesthesia and sedation committee members shall be given 1 CEU per evaluation, with a maximum of 3 CEUs per year.
- (j) Up to 3 CEUs shall be given for courses taken when initially obtaining a specialty.

Readopt with amendments Den 403.07, effective 12-6-17 (Document #12428), to read as follows:

Den 403.07 Categories of Credit.

- (a) A licensee shall be entitled to obtain up to 100% of the required CEUs in any or all of the following categories:
- (1) Education and scientific courses sponsored or approved by the following:
 - a. American Dental Association, component societies and constituent societies;
 - b. Academy of General Dentistry;
 - c. American Dental Hygienists Association, component societies, and constituent societies;
 - d. State or local dental or dental hygiene professional associations or societies;
 - e. Dental schools, medical schools and dental hygiene schools;
 - f. Hospital sponsored courses and conferences;

- g. Governmental health agencies and health institutions; and
- h. Postgraduate dental schools or postgraduate dental hygiene schools;

(2) Courses required to maintain certification in any nationally recognized professional specialty board; and

(b) A licensee shall receive credit for 100% of required CEUs for passing the written portion of the American Board of Dental Examiners (ADEX), or other similar U.S. regional or state board clinical examination for dentists or dental hygienists.

(c) A licensee shall receive credit for 3 CEUs per biennium for successful completion of BLS-HCP course(s) given by an American Heart Association, Red Cross, National Safety Council, American Safety and Health Institute, American College of Emergency Physician, or Military Training Network qualified instructor, or sponsored or approved by organizations referenced in Den 403.07 (a)(1). BLS-HCP shall be considered a clinical care subject. All BLS-HCP, ACLS, and PALS courses shall include a hands-on component.

(d) A licensee shall receive credit for up to 15% of the required CEUs in the following categories:

(1) An original, dental-related scientific paper written by the licensee and published in a peer reviewed scientific or professional journal; or

(2) An original presentation of a paper, essay or formal lecture to a group of fellow professionals.

(e) A licensee who holds a faculty or research appointment at an accredited dental school, dental hygiene school, or medical school shall receive credit for up to 20% of the required CEUs by teaching or performing research at least one full day per week per academic year.

(f) A licensee shall receive credit for up to 20% of the required CEUs for a licensee's original presentation at a table clinic or exhibit at a regional or national meeting. Such activity shall be credited as 2 CEUs per original presentation.

(g) A licensee shall receive credit for up to 20% of the required CEUs by participating in correspondence courses which require the successful completion of a written examination by the licensee to be scored by the provider of such programs.

(h) A licensee shall receive credit for up to 40% of the required CEUs by participating in audio-visual or online programs or live webinars which require the successful completion of a written examination by the licensee to be scored by the provider of such programs.

(i) A licensee shall receive credit for up to 10% of the required CEUs by attending regional or national meetings of the American Dental Association and its components, the Academy of General Dentistry, the American Dental Hygienists' Association, and the national and regional specialty organizations.

(j) A licensee who serves as expert consultant for the administrative prosecutions unit of the consumer protection bureau of the NH department of justice shall:

(1) Be credited with one clinical CEU for every 3 hours engaged as a consultant, up to 10 CEU's per biennium;

(2) Have an active New Hampshire dental or dental hygiene license; and

(3) Not be a member of the board.

(k) A licensee shall receive credit for up to 20% of the required CEUs by participating in the Commission on Dental Competency Assessments (CDCA).

Appendix

Rule	Statute
Den 401.03	RSA 317-A:12, XII-b
Den 402.01	RSA 317-A:21-c; RSA 317-A:12, XII-b
Den 403.03	RSA 317-A:12, XI
Den 403.07	RSA 317-A:12, XI