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# OHIO LEGISLATIVE SERVICE COMMISSION

Office of Research  
and Drafting

Legislative Budget  
Office

S.B. 40  
135<sup>th</sup> General Assembly

## Fiscal Note & Local Impact Statement

[Click here for S.B. 40's Bill Analysis](#)

**Version:** As Passed by the Senate

**Primary Sponsor:** Sen. Roegner

**Local Impact Statement Procedure Required:** No

Jacquelyn Schroeder, Senior Budget Analyst

### Highlights

- The Ohio State Dental Board will experience costs to participate in the Dentist and Dental Hygienist Compact. These include costs to process Compact privileges, to investigate any complaints about privilege holders, and to provide required information. However, participating states can charge a fee to issue Compact privileges. The total costs, as well as the amount of revenues received, will depend on the number of dentists and dental hygienists seeking a Compact privilege.

### Detailed Analysis

#### Dentist and Dental Hygienist Compact

The bill enters Ohio as a party to the Dentist and Dental Hygienist Compact. This will require Ohio to extend the privilege to practice to dentists and dental hygienists licensed in other Compact states. The Compact provides that licensees practicing dentistry or dental hygiene in a remote state are subject to the remote state's regulatory authority, meaning a remote state may temporarily remove a licensee's compact privilege, impose fines, or take other necessary actions. As a result, the Board could realize costs to process and regulate these Compact privileges. The Board may receive complaints regarding out-of-state practitioners with a privilege, which may result in costs for investigations and disciplinary action. If there are any criminal actions taken, there could be court costs. Additionally, the Board will be required to submit specified information to the Compact Commission on all dentists and dental hygienists to whom the Compact is applicable. There will be administrative costs to submit this information, to promulgate any rules, and possibly to update information technology or the Board's website. However, participating states may impose Compact privilege fees, which may help offset some costs. Costs, and the amount of revenue received, will depend on the number of dentists and dental hygienists seeking privileges. Under the Dentist and Dental Hygienist Compact, this fee

may be waived for active military members and their spouses. Additionally, fees imposed by the Compact Commission are waived for active military members and their spouses.

The Compact Commission is permitted to impose annual assessments on participating states. Additionally, the Board will be required to select one delegate to serve on the Compact Commission. These provisions could also result in costs to the Ohio State Dental Board.

The bill could result in other indirect impacts to the state and political subdivisions. Dentists and dental hygienists that practice in Ohio with a privilege could provide additional services to Ohioans and provide increased access to services. If this occurs, there could be additional reimbursements from state and local programs that reimburse for these services. However, if the utilization of services led to an avoidance of more expensive treatments, there could be a reduction in costs to state or local programs or health plans.

The bill's effective date is January 1, 2025. However, the Compact becomes effective when seven states enact it into law. It does not appear that any states have enacted the Compact yet.