

SESSION OF 2004

SUPPLEMENTAL NOTE ON SENATE BILL NO. 425

As Amended by Senate Committee on
Public Health and Welfare

Brief*

SB 425 concerns the administration of sedation and anaesthetics in the office of a dentist. The bill allows the Kansas Dental Board to establish different requirements and qualifications based upon the type of sedation or general anaesthetics the dentist is authorized by the Board to use. By rules and regulations, the Board may require periodic renewal of the authorization to administer sedation or general anaesthetics and may set the requirements that must be met for the renewal. The bill further states that the office of the dentist authorized to administer sedation or general anaesthetics shall be subject to inspection by the Dental Board to determine if the dentist is in compliance with the Board's rules and regulations.

As amended by the Senate Committee, the bill also requires that each dentist shall have professional liability insurance as a condition to render services in Kansas unless the dentist's practice is limited to charitable care as defined in KSA 75-6102(f) of the Kansas Tort Claims Act. Others amendments were technical and clarifying in nature.

The effective date of the legislation is July 1, 2005.

Background

The Kansas Dental Board strongly supported SB 425, as introduced, in that the legislation strengthens the Board's authority to regulate the administration of sedation and general anaesthetics. The Board currently conducts inspections so the number of inspections would not be increased but would become more robust. The Board recommended an effective date of July 1, 2005 to allow for a thorough

*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org>

development of rules and regulations. No one appeared in opposition to the bill.

Passage of the bill will have no fiscal impact on the Dental Board in FY 2005. Expenditures would increase in subsequent years requiring the Board to budget for these increases from its fee fund. No estimate on the amount of the increases was provided.