

TRANSMITTAL SHEET FOR  
NOTICE OF INTENDED ACTION

Control \_\_\_\_\_ Department or Agency Board of Dental Examiners of Alabama  
Rule No. 270-X-220  
Rule Title: Reporting Of Adverse Occurrences.  
       New        ☒ Amend        Repeal        Adopt by Reference

Would the absence of the proposed rule significantly harm or endanger the public health, welfare, or safety? YES

Is there a reasonable relationship between the state's police power and the protection of the public health, safety, or welfare? YES

Is there another, less restrictive method of regulation available that could adequately protect the public? NO

Does the proposed rule have the effect of directly or indirectly increasing the costs of any goods or services involved and, if so, to what degree? NO

Is the increase in cost, if any, more harmful to the public than the harm that might result from the absence of the proposed rule? NO

Are all facets of the rulemaking process designed solely for the purpose of, and so they have, as their primary effect, the protection of the public? YES

Does the proposed action relate to or affect in any manner any litigation which the agency is a party to concerning the subject matter of the proposed rule? N/A

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Does the proposed rule have an economic impact? NO

If the proposed rule has an economic impact, the proposed rule is required to be accompanied by a fiscal note prepared in accordance with subsection (f) of Section 41-22-23, Code of Alabama 1975.

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Certification of Authorized Official

I certify that the attached proposed rule has been proposed in full compliance with the requirements of Chapter 22, Title 41, Code of Alabama 1975, and that it conforms to all applicable filing requirements of the Administrative Procedure Division of the Legislative Services Agency.

Signature of certifying officer Kevin Lane  
Date 8-15-18

(DATE FILED)  
(STAMP)

BOARD OF DENTAL EXAMINERS OF ALABAMA

NOTICE OF INTENDED ACTION

AGENCY NAME: Board of Dental Examiners of Alabama

RULE NO. & TITLE: 270-X-2-.20, Reporting Of Adverse Occurrences

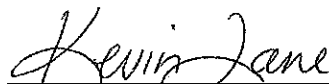
INTENDED ACTION: Amend Current Rule

SUBSTANCE OF PROPOSED ACTION: The Board of Dental Examiners is proposing to amend Rule 270-X-2-.20 to clarify the mandatory reporting requirements for adverse occurrences during or related to treatment performed by a dentist.

TIME, PLACE, MANNER OF PRESENTING VIEWS: Interested persons may present their views in writing to the Interim Executive Director of the Board of Dental Examiners of Alabama at any time until, and including, October 5, 2018, or by personally appearing at the Board of Dental Examiners of Alabama Board Meeting to be held at 5346 Stadium Trace Pkwy., Ste. 112, Hoover, Alabama 35244, at 8:30a.m., Friday, October 5, 2018.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:  
October 5, 2018.

CONTACT PERSON AT AGENCY: Kevin Lane  
Interim Executive Director  
Board of Dental Examiners  
5346 Stadium Trace Pkwy., Ste. 112  
Hoover, Alabama 35244  
(205) 985-7267



Kevin Lane  
Interim Executive Director

Reporting Of Adverse Occurrences.

(1) Any dentist practicing in the State of Alabama must notify the Board of Dental Examiners of Alabama (Board) of any mortality or ~~other adverse incident~~ significant injury occurring during or directly related to a dental procedure or treatment performed by a ~~dentists~~ or in which a dentist participated in any manner whether occurring in an office, hospital or other outpatient treatment facility within ~~Seventy-two (72) hours~~ seven (7) days of the referenced occurrence. A significant injury is defined as physical injury that results in hospital admission.

(2) In addition, the dentist shall submit a complete report to the Board within thirty (30) days of the referenced occurrence which must include, at a minimum, the following: ~~For purposes of this Rule, a reportable occurrence shall include any procedure or treatment resulting in death or permanent physical or mental injury as a result of the administration of general anesthesia or sedation techniques as defined in Code of Ala. 1975, §34-9-1(10). Reportable occurrences shall also include any resulting in calling any emergency responders, initiation of CPR or utilizing cardiac defibrillation.~~

~~(3) ——— The report references above shall include at a minimum the following:~~

- (a) Description of the dental procedure.
- (b) Description of preoperative physical condition of the patient, including recorded vitals.
- (c) List of drugs and dosages administered.
- (d) Description, in detail, of techniques utilized in administering the drugs utilized.
- (e) Description of the adverse occurrence.
  - 1. Describe, in detail, symptoms of any complications to include, but not limited to, the onset and type of symptoms exhibited by the patient.
  - 2. Treatment instituted on the patient.
  - 3. Response of the patient to the treatment.

**Author:** ~~James S. Ward~~ Board of Dental Examiners of Alabama

**Statutory Authority:** Code of Ala. 1975, §§~~34-9-1(10)~~, ~~34-9-2~~,  
~~34-9-43~~, ~~34-9-65~~.

**History:**

**New Rule:** Filed February 14, 2005; effective March 21, 2005.

**Amended:** Filed February 22, 2012; effective March 28, 2012.

**Amended:** Filed August 15, 2018.