

Rep. Schuett, Merr. 12  
Rep. C. McGuire, Merr. 27  
April 25, 2023  
2023-1493h  
06/05

Amendment to SB 147

1 Amend the bill by replacing all after section 1 with the following:

2

3 2 New Section; Dentists and Dentistry; Examining Board. Amend RSA 317-A by inserting after  
4 section 2-a the following new section:

5 317-A:2-b Anesthesia and Sedation Committee.

6 I.(a) An anesthesia and sedation committee is established, which shall consist of one dentist  
7 member of the board, and 4 additional licensed anesthesia providers, permitted to administer  
8 anesthesia in a dental office appointed by the board.

9 (b) The committee shall elect a chair for a 3-year term. There shall be no term limits on  
10 committee membership.

11 II. The committee shall develop and propose the administrative rules regarding the practice,  
12 discipline, education, examination, and permitting of dentists and facilities authorized to administer  
13 anesthesia in a dental practice, for the board's consideration pursuant to RSA 317-A:12. The  
14 committee shall have no independent regulatory or disciplinary authority.

15 III. The rules proposed by the committee may be accepted by the board for adoption under  
16 RSA 317-A:12 and RSA 541-A or the board may decline to accept the committee recommendations if  
17 the board finds that the proposed rules exceed the jurisdiction or expand the scope of the committee  
18 beyond the authority granted in paragraph II; create an undue financial impact on dentists, the  
19 public, or the board; or are not supported by the record.

20 3 Dentists and Dentistry; Rulemaking Authority. Amend RSA 317-A:12, XII-a to read as  
21 follows:

22 XII-a. The use of general anesthesia, deep sedation, and moderate sedation, in dental  
23 treatment under RSA 317-A:20, including:

24 (a) Required credentials.

25 (b) Application [~~and application fee~~].

26 (c) On-site evaluations of personnel, facility, equipment, and records as they pertain to  
27 the use of required drugs, general anesthesia, deep sedation, or moderate sedation, or any  
28 combination thereof.

29 [~~(d) Fee for the on-site evaluations under subparagraph (c). If the evaluation is done by  
30 a third party, the fee need not be established by rule under or pursuant to RSA 541-A. Third party  
31 fees shall be paid directly to the third party.~~]

Amendment to SB 147

- Page 2 -

1           ~~[(e)]~~ **(d)** The issuance of permits for use of general anesthesia, deep sedation, and  
2 moderate sedation, or of permits for use of moderate sedation.

3           **(e) The issuance of permits to dental facilities for use of general anesthesia,**  
4 **deep sedation, and moderate sedation at the dental facilities where the services are**  
5 **performed.**

6           **(f) The establishment of the qualifications and requirements of dental facilities**  
7 **where general anesthesia, deep sedation, and moderate sedation are performed.**

8           ~~[(f)]~~ **(g)** The requirement that the physical presence of the dentist licensed under RSA  
9 317-A:7, an anesthesiologist licensed under RSA 329, or a nurse anesthetist licensed under RSA 326-  
10 B:18 is required while general anesthesia, deep sedation or moderate sedation is in effect.

11           ~~[(g)]~~ **(h)** The establishment of the qualifications of dentists to administer general  
12 anesthesia or deep sedation which may include a residency training program accredited by the  
13 Commission on Dental Accreditation (CODA) or equivalent, and which may include a method for  
14 established practitioners to document his or her qualifications. Administration of general anesthesia  
15 or deep sedation to patients under the age of 13 shall be subject to additional rules including:

16                   (1) In addition to the dentist performing the procedure, there shall be a dedicated  
17 anesthesia provider present to monitor the procedure and recovery from anesthesia. The dedicated  
18 anesthesia provider shall be a dentist who is qualified to administer general anesthesia or deep  
19 sedation, a physician anesthesiologist, or a certified registered nurse anesthetist (CRNA). The board  
20 may exempt ~~[dentists who are]~~ **the dentist from this requirement if they are** board eligible or  
21 board certified in either dental anesthesiology or oral and maxillofacial surgery ~~[from this~~  
22 ~~requirement]~~.

23                   (2) The dentist shall be trained in pediatric advanced life support (PALS) and airway  
24 management, equivalent to the American Academy of Pediatrics and American Academy of Pediatric  
25 Dentistry (AAP-AAPD) guidelines or equivalent as determined by the board.

26                   (3) Informed consent shall include the statement that the procedure may be  
27 performed in a hospital setting with additional anesthesia personnel, possibly at an increased  
28 expense.

29           ~~[(h)]~~ **(i)** A physical evaluation and medical history shall be taken before the  
30 administration of moderate sedation, deep sedation, or general anesthesia. The board shall adopt  
31 rules regarding the minimum requirements for physical evaluation and medical history;

32           4 Dentists and Dentistry; Rulemaking Authority. Amend RSA 317-A:12, XII-c(c) to read as  
33 follows:

34                   (c) Permits, ~~[fees,]~~ and training required for dentists **and dental facilities** who  
35 administer pediatric minimal sedation. Such training shall include training in airway management  
36 and patient rescue from moderate sedation.

**Amendment to SB 147**

**- Page 3 -**

1           5 Dentists and Dentistry; Practice of Dentistry; Anesthesia. Amend RSA 317-A:20, II(a)  
2 through II(b) to read as follows:

3           II.(a) Any dentist ***or dental facility*** who wishes to administer general anesthesia, deep  
4 sedation, or moderate sedation shall apply to the board for the appropriate permit and pay an  
5 application fee [~~set by the board in accordance with RSA 317-A:12, XII-a~~].

6           (b) The board shall require the documentation of competence according to the rules  
7 adopted under RSA 317-A:12, XII-a[~~(g)~~]***(f) and RSA 317-A:12, XII-a(h)*** before issuing such a  
8 permit.

9           6 Effective Date. This act shall take effect 60 days after its passage.

SB 147 - AS INTRODUCED

2023 SESSION

23-0825

09/05

SENATE BILL **147**

AN ACT relative to the board of dental examiners.

SPONSORS: Sen. Innis, Dist 7; Sen. Avard, Dist 12; Sen. Watters, Dist 4; Sen. Bradley, Dist 3; Sen. Rosenwald, Dist 13; Sen. Fenton, Dist 10; Sen. Ward, Dist 8; Sen. Birdsell, Dist 19; Sen. Carson, Dist 14; Sen. Ricciardi, Dist 9; Sen. Soucy, Dist 18; Sen. Chandley, Dist 11; Rep. J. Harvey-Bolia, Belk. 3; Rep. Sellers, Graf. 18

COMMITTEE: Executive Departments and Administration

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ANALYSIS

This bill makes adjustments to the board of dental examiners, primarily regarding the use of anesthesia and sedation by dentists and dental facilities.

The bill is a request of the board of dental examiners.

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Explanation: Matter added to current law appears in ***bold italics***.  
Matter removed from current law appears ~~[in brackets and struckthrough.]~~  
Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

STATE OF NEW HAMPSHIRE

*In the Year of Our Lord Two Thousand Twenty Three*

AN ACT relative to the board of dental examiners.

*Be it Enacted by the Senate and House of Representatives in General Court convened:*

1 1 Dentists and Dentistry; Board Appointment; Term; Compensation. Amend RSA 317-A:2, I to  
2 read as follows:

3 I. There shall be a board of dental examiners consisting of 9 members; including 6 dentists,  
4 2 dental hygienists, and one public member, each to be appointed by the governor, with the approval  
5 of the council, to a term of 5 years. ***One dentist member shall have a current permit to***  
6 ***administer general anesthesia and deep sedation.*** No member of the board shall be appointed  
7 to more than 2 consecutive terms. Only board members provided for in this paragraph shall have  
8 the authority to vote in board determinations.

9 2 New Section; Dentists and Dentistry; Examining Board. Amend RSA 317-A by inserting after  
10 section 2-a the following new section:

11 317-A:2-b Anesthesia and Sedation Committee.

12 I.(a) An anesthesia and sedation committee is established, which shall consist of one dentist  
13 member of the board who has a permit to administer anesthesia, and 4 additional dentists currently  
14 licensed and permitted to administer anesthesia in a dental office appointed by the board.

15 (b) The committee shall elect a chair for a 3-year term. There shall be no term limits on  
16 committee membership.

17 II. The committee shall develop and propose the administrative rules regarding the practice,  
18 discipline, education, examination, and permitting of dentists and facilities authorized to administer  
19 anesthesia in a dental practice, for the board's consideration pursuant to RSA 317-A:12. The  
20 committee shall have no independent regulatory or disciplinary authority.

21 III. The rules proposed by the committee may be accepted by the board for adoption under  
22 RSA 317-A:12 and RSA 541-A or the board may decline to accept the committee recommendations if  
23 the board finds that the proposed rules exceed the jurisdiction or expand the scope of the committee  
24 beyond the authority granted in paragraph II, create an undue financial impact on board, or are not  
25 supported by the record.

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27 follows:

28 XII-a. The use of general anesthesia, deep sedation, and moderate sedation, in dental  
29 treatment under RSA 317-A:20, including:

30 (a) Required credentials.

31 (b) Application [~~and application fee~~].

1 (c) On-site evaluations of personnel, facility, equipment, and records as they pertain to  
2 the use of required drugs, general anesthesia, deep sedation, or moderate sedation, or any  
3 combination thereof.

4 ~~[(d) Fee for the on-site evaluations under subparagraph (c). If the evaluation is done by~~  
5 ~~a third party, the fee need not be established by rule under or pursuant to RSA 541-A. Third party~~  
6 ~~fees shall be paid directly to the third party.]~~

7 ~~[(e)]~~ (d) The issuance of permits for use of general anesthesia, deep sedation, and  
8 moderate sedation, or of permits for use of moderate sedation.

9 (e) *The issuance of permits to dental facilities for use of general anesthesia,*  
10 *deep sedation, and moderate sedation at the dental facilities where the services are*  
11 *performed.*

12 (f) *The establishment of the qualifications and requirements of dental facilities*  
13 *where general anesthesia, deep sedation, and moderate sedation are performed.*

14 ~~[(f)]~~ (g) The requirement that the physical presence of the dentist licensed under RSA  
15 317-A:7, an anesthesiologist licensed under RSA 329, or a nurse anesthetist licensed under RSA 326-  
16 B:18 is required while general anesthesia, deep sedation or moderate sedation is in effect.

17 ~~[(g)]~~ (h) The establishment of the qualifications of dentists to administer general  
18 anesthesia or deep sedation which may include a residency training program accredited by the  
19 Commission on Dental Accreditation (CODA) or equivalent, and which may include a method for  
20 established practitioners to document his or her qualifications. Administration of general anesthesia  
21 or deep sedation to patients under the age of 13 shall be subject to additional rules including:

22 (1) In addition to the dentist performing the procedure, there shall be a dedicated  
23 anesthesia provider present to monitor the procedure and recovery from anesthesia. The dedicated  
24 anesthesia provider shall be a dentist who is qualified to administer general anesthesia or deep  
25 sedation, a physician anesthesiologist, or a certified registered nurse anesthetist (CRNA). The board  
26 may exempt dentists who are board eligible or board certified in either dental anesthesiology or oral  
27 and maxillofacial surgery from this requirement.

28 (2) The dentist shall be trained in pediatric advanced life support (PALS) and airway  
29 management, equivalent to the American Academy of Pediatrics and American Academy of Pediatric  
30 Dentistry (AAP-AAPD) guidelines or equivalent as determined by the board.

31 (3) Informed consent shall include the statement that the procedure may be  
32 performed in a hospital setting with additional anesthesia personnel, possibly at an increased  
33 expense.

34 ~~[(h)]~~ (i) A physical evaluation and medical history shall be taken before the  
35 administration of moderate sedation, deep sedation, or general anesthesia. The board shall adopt  
36 rules regarding the minimum requirements for physical evaluation and medical history;

SB 147 - AS INTRODUCED

- Page 3 -

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2 follows:

3                   (c) Permits, [~~fees,~~] and training required for dentists ***and dental facilities*** who  
4 administer pediatric minimal sedation. Such training shall include training in airway management  
5 and patient rescue from moderate sedation.

6           5 Dentists and Dentistry; Practice of Dentistry; Anesthesia. Amend RSA 317-A:20, II(a)  
7 through II(b) to read as follows: to read as follows:

8                   II.(a) Any dentist ***or dental facility*** who wishes to administer general anesthesia, deep  
9 sedation, or moderate sedation shall apply to the board for the appropriate permit and pay an  
10 application fee set by the board in accordance with RSA 317-A:12, XII-a.

11                   (b) The board shall require the documentation of competence according to the rules  
12 adopted under RSA 317-A:12, XII-a[~~(g)~~](***f***) ***and RSA 317-A:12, XII-a(h)*** before issuing such a  
13 permit.

14           6 Effective Date. This act shall take effect 60 days after its passage.

**CONSENT CALENDAR**

**April 26, 2023**

**HOUSE OF REPRESENTATIVES**

**REPORT OF COMMITTEE**

**The Committee on Executive Departments and Administration to which was referred SB 147,**

**AN ACT relative to the board of dental examiners.**

**Having considered the same, report the same with the following amendment, and the recommendation that the bill OUGHT TO PASS WITH AMENDMENT.**

**Rep. Dianne Schuett**

**FOR THE COMMITTEE**



## COMMITTEE REPORT

Committee:	<b>Executive Departments and Administration</b>
Bill Number:	<b>SB 147</b>
Title:	<b>relative to the board of dental examiners.</b>
Date:	<b>April 26, 2023</b>
Consent Calendar:	<b>CONSENT</b>
Recommendation:	<b>OUGHT TO PASS WITH AMENDMENT 2023-1493h</b>

### STATEMENT OF INTENT

This bill, requested by the board of dental examiners, makes adjustments to the board, specifying that one member shall have a permit for use of anesthesia and sedation; adding a subcommittee with members experienced in administering anesthesia and sedation; and adds permits for dental facilities. The amendment clarifies the rulemaking requirements and qualifications for adapting these changes and exemptions the board may grant to specific dentists.

Vote 19-0.

Rep. Dianne Schuett  
FOR THE COMMITTEE

Original: House Clerk  
Cc: Committee Bill File

## CONSENT CALENDAR

Executive Departments and Administration

**SB 147**, relative to the board of dental examiners. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Dianne Schuett for Executive Departments and Administration. This bill, requested by the board of dental examiners, makes adjustments to the board, specifying that one member shall have a permit for use of anesthesia and sedation; adding a subcommittee with members experienced in administering anesthesia and sedation; and adds permits for dental facilities. The amendment clarifies the rulemaking requirements and qualifications for adapting these changes and exemptions the board may grant to specific dentists. **Vote 19-0.**

Original: House Clerk

Cc: Committee Bill File



HOUSE COMMITTEE ON EXECUTIVE DEPARTMENTS AND ADMINISTRATION

PUBLIC HEARING ON SB 147

**BILL TITLE:** relative to the board of dental examiners.

**DATE:** March 30, 2023

**LOB ROOM:** 306-308                      **Time Public Hearing Called to Order:** 10:45 a.m.

**Time Adjourned:** 11:40 a.m.

**Committee Members:** Reps. C. McGuire, Sirois, T. Lekas, Bailey, Santonastaso, True, Abare, Gerhard, Grote, P. Schmidt, Goley, Schuett, F. Davis and Fitzpatrick

**Bill Sponsors:**

Sen. Innis	Sen. Avard	Sen. Watters
Sen. Bradley	Sen. Rosenwald	Sen. Fenton
Sen. Ward	Sen. Birdsell	Sen. Carson
Sen. Ricciardi	Sen. Soucy	Sen. Chandley
Rep. J. Harvey-Bolia	Rep. Sellers	

TESTIMONY

\* Use asterisk if written testimony and/or amendments are submitted.

- Sen. Innis
  - SD-7
  - Sponsor and in favor of SB147. Explained what the bill does and what it changes.
- Rep. Schuett
  - Merrimack 12
  - Introducing amendment 2023-1239h to SB147.
- Michael Auerbach
  - NH Dental Society
  - In support of SB147. The bill speaks to their core concerns. Supports amendment 2023-1239h. Spoke about the need for this bill and why it was drafted.
- Dr. Laurie Rosato
  - NH Dental Society
  - In support of SB147 and amendment 2023-1239h. Talked about anesthesia training and the focus on safety. Spoke of the parameters that an oral surgeon works in to determine if it is safe for a child to receive anesthesia.
- Dr. Abel
  - NH Society of Oral Maxillofacial Surgeons
  - In support of SB147 with amendment 2023-1239h. Spoke of a current state of confusion with current language and that this amendment clarifies these areas. Anesthesia is a serious issue. Spoke about death from anesthesia in other states and how this bill, with the amendment, will improve safety.
- \*Dr. Thibeault\*
  - Nurse Anesthesia
  - In support of SB147. Spoke of many dentistry organizations that are against Dentists performing deep sedation on patients. Spoke of the Dentist being the only person in the room, currently, that can provide certain life-saving procedures. Offered language

change for amendment 2023-1239h.

- Lindsey Courtney
  - OPLC
  - Make suggestions to change language in certain area in SB147.

Respectfully Submitted,

Rep Shane Sirois, Clerk

# House Remote Testify

Executive Departments and Administration Committee Testify List for Bill SB147 on 2  
Support: 3 Oppose: 0 Neutral: 0 Total to Testify: 0

[Export to Excel](#)

<u>Name</u>	<u>City, State</u> <u>Email Address</u>	<u>Title</u>	<u>Representing</u>	<u>Position</u>	<u>Testifying</u>	<u>Non-Germane</u>	<u>!</u>
Richardson, Daniel	Nashua, NH daniel6_22@comcast.net	A Member of the Public	Myself	Support	No	No	:
Rosenwald, Cindy	Nashua, NH cindy.rosenwald@leg.state.nh.us	An Elected Official	SD 13	Support	No	No	:
Watters, David	Dover, NH david.watters@leg.state.nh.us	An Elected Official	Myself	Support	No	No	:

HOUSE COMMITTEE ON EXECUTIVE DEPARTMENTS AND ADMINISTRATION

**SUBCOMMITTEE WORK SESSION** on SB 147

**BILL TITLE:** relative to the board of dental examiners.

**DATE:** April 13, 2023

**Subcommittee Members:** Reps. Schuett, S. Gould, C. McGuire and Sirois

**Comments and Recommendations:** Sedation issue should be in HHS (SB91 is in the Senate).  
Want to do administrative changes and add facility license. Need a new amendment.

Respectfully submitted,

Rep. Carol McGuire  
Subcommittee Clerk

## INTRODUCTION:

Hello my name is Dr. Dwayne Thibeault and I am a Nurse Anesthesiologist

- My anesthesia practice is one of the largest providers of dental anesthesia in NH
- We provide Anesthesia to adults and pediatric patients from ages 2 and older
- We provide deep sedation to several hundred patients per year and 44% of those patients we see are in this 2-12 year age range
- I'm also on the Board of Nursing for NH
- I'm 1 of 4 dental anesthesia inspectors for the Board of Dentistry and OPLC
- So, I have very intimate knowledge of anesthesia for pediatric patients age 2-12
- I am not here representing the Board of Dentistry, OPLC, the Board of Nursing or the Dental Anesthesia Inspectors. I'm here representing myself and the pediatric patients that need to have a safer environment in a dental office in which they can get deep sedation / general anesthesia and their dental work done.

## OPPOSITION TO DENTITST DOING BOTH SEDATION AND PROCEDURE

- American Society of Anesthesiologist
- Society of Pediatric Anesthesia
- American Society of Dental Anesthesiologist
- American Association of Nurse Anesthesiology
- Society of Pediatric Sedation
- American Academy of Pediatrics
- American Academy of Pediatric Dentistry

7 national organization whose specialty is anesthesia and pediatrics

## WHY ARE THE OPPOSED

- Why are they opposed to having a dentist do the deep sedation / general anesthesia for pediatric patients – NOT THE STANDARD OF CARE
- Nowhere in healthcare does the surgical provider do the deep sedation / general anesthesia and the surgery at the same time for pediatric patients NO WHERE.
- Why - it's not the safest care we should be providing to children

## DENTAL OFFICE SAFETY

- Currently in NH the dental offices that provide deep sedation and general anesthesia to pediatric patients where the dentist is doing the procedure and sedation is made up of a dentist and 2 dental assistants.
- The dental assistance is currently unable to assist the dentist in any emergency care for this child because it's outside their scope of practice to do the following
  1. Can't draw up lifesaving medication or anesthesia reversal medication
  2. Can't give lifesaving medication or anesthesia reversal medications
  3. Can't start intravenous lines
  4. Can't manage the breathing or airway of the child not breathing
  5. This makes the dentist the only one able to save that child's life

## SB 147 WITH AMENDMENT

- Places a dedicated anesthesia provider separate from the dentist which is the gold standard and the standard of care in hospitals and surgery centers where deep sedation general anesthesia are administered to pediatric patients
- This affords the pediatric patient a greater level of safety should an emergency arise. You have 2 medically trained individuals that are capable of providing all life saving measure to that child



and a team approach with 2 qualified highly trained providers will always be better than a single provider doing it all.

#### ADDITIONAL COST

- There will be no additional cost
- Currently the dentist is paid for both the surgery and anesthesia
- When a separate anesthesia provider is providing the anesthesia, they will be paid for the anesthesia not the dentist and the dentist will be paid for the procedure. Just as in the hospital and surgery center. It doesn't cost the patient any more, just the dentist will not be paid for the anesthesia, the anesthesia provider will.

#### FINANCIAL BURDEN ON THE DENTIST

- Last year in 2022 Medicaid was billed for 28 cases by dentist providing both the anesthesia and procedure age 2-12 years per Dr. Sara Finnie Assistant Director of Dental Medicaid Services at the March Board of Dentistry Meeting.
- Multiply that number by 500% to compensate for the other insurance companies such as Blue Cross, United, Delta Dental ect.
- That's 140 patients per year with an average anesthesia cost of \$850<sup>00</sup> per child
- Total cost per year \$119,000<sup>00</sup>
- Divided by approximately 40 dentist providing both anesthesia and procedure services here in NH
- Lost per dentist per year is \$2975<sup>00</sup>
- These dentists providing both procedure and sedation gross over 1 million dollars a year individually. That's not really a financial burden.

#### ACCESS TO CARE

- Having a separate anesthesia provider from the surgical provider will not create an access to care barrier. The access to care barrier is the lack of dentist taking NH Medicaid.
- Our anesthesia practice provides care for pediatric Medicaid patients.

#### SB 147 with Amendment Language Change

- Line 12 roman numeral I (a) Change To: I.(a) An anesthesia and sedation committee is established, which shall consist of one dentist member of the board ~~who has a permit to administer anesthesia~~, and 4 additional ~~dentists~~ **licensed anesthesia providers** currently ~~licensed and~~ permitted to administer anesthesia in a dental office appointed by the board.
- This change would allow providers of anesthesia in the dental office such as Physicians Anesthesiologist and Nurse Anesthesiologist the opportunity to guide, inform and educate the Board of Dentistry in non-dental matters related to anesthesia in dental offices from a different perspective and create a more well-rounded anesthesia advisory committee to the Board of Dentistry.



## New Hampshire DENTAL SOCIETY

### NHDS TESTIMONY ON SB.147

#### HOUSE EXECUTIVE DEPARTMENTS AND ADMINISTRATION COMMITTEE

MARK ABEL, DMD, MD

30 MARCH 2023

- For the record, my name is Dr. Mark Abel, and I am an oral surgeon from Bedford who practices in Manchester. I am the most recent former chair of the anesthesia committee for the New Hampshire Society of Oral and Maxillofacial Surgeons, and in years past I've testified before the Legislature on matters pertaining to dental office anesthesia. I am here today to testify in favor of SB.147 as amended by Rep. Schuett.
- Like my nearly 1,000 fellow New Hampshire licensed dentist colleagues, including more than two dozen oral surgeons who serve patients throughout our state, I am committed to the safety of my patients.
- As an oral surgeon, I am routinely called upon to provide deep sedation anesthesia for my pediatric patients. Membership in our professional organization requires that my entire office team is on point, performing regular, frequent emergency training drills, and that my facility is well-equipped to rescue children of all ages from medical emergencies. This mandatory preparation is already further enforced by the Board of Dental Examiners during the anesthesia permitting process. Furthermore, when I am providing sedation to patients of any age, my staff and I all monitor our patients to make sure that they remain comfortably and safely asleep.
- In the development of this legislation, there has been some confusion as to the age of the children affected. I believe that the amendment offered by Rep. Schuett provides clarity, focusing on the youngest pediatric patients who are most at risk of an adverse incident. By 9 years of age, a child's cardiorespiratory system becomes more similar to that of older children and adults. So, Dr. Schuett's amendment ensures that those dentists who seek an exemption to administer deep sedation anesthesia to children ages 8 and under have a record of frequent experience treating the youngest of kids.
- It is my understanding that, when the Senate amended SB.147 to remove the exemption for oral surgeons to provide deep sedation anesthesia for patients under age 13, the amendment's proponents lacked a full understanding of the clinical safeguards already in place, as well as the professional and ethical standards we must already abide by to maintain our credentials.
- Orthodontists frequently request for oral surgeons to surgically expose unerupted teeth on children as young as 9 years of age under deep sedation anesthesia. I believe that strengthening the requirements of the exemption for oral surgeons to administer deep sedation anesthesia to children ages 8 and under goes further to protect patients than removing the exemption altogether. The latter creates a gap in care for children aged 9 to 12 years and moves these children to an already understaffed and overburdened hospital setting.
- It is for these reasons that I ask the Committee to vote that this bill "Ought to Pass" as amended by Rep. Schuett. Thank you.

HOUSE COMMITTEE ON EXECUTIVE DEPARTMENTS AND ADMINISTRATION

EXECUTIVE SESSION on SB 147

**BILL TITLE:** relative to the board of dental examiners.

**DATE:** April 26, 2023

**LOB ROOM:** 306-308

**MOTIONS: OUGHT TO PASS WITH AMENDMENT**

Moved by Rep. Schuett Seconded by Rep. C. McGuire AM Vote: 19-0

Amendment # 2023-1493h

Moved by Rep. Schuett Seconded by Rep. C. McGuire Vote: 19-0

**CONSENT CALENDAR: YES**

**Statement of Intent:** Refer to Committee Report

Respectfully submitted,

Rep Jaci Grote, Acting Clerk



STATE OF NEW HAMPSHIRE  
OFFICE OF THE HOUSE CLERK

4/26/2023 9:51:41 AM  
Roll Call Committee Registers  
Report

2023 SESSION

Executive Departments and Administration

Bill #: SB147 Motion: OTPA AM #: 1493h Exec Session Date: 4/26/2023

<u>Members</u>	<u>YEAS</u>	<u>Nays</u>	<u>NV</u>
McGuire, Carol M. Chairman	✓		
Simon, Matthew J. Vice Chairman	✓		
Lekas, Tony	✓		
Bailey, Glenn	✓		
Santonastaso, Matthew	✓		
True, Chris	✓		
Dolan, Tom	✓		
Abare, Kimberly L	✓		
Gerhard, Jason	✓		
Sirois, Shane A Clerk	✓		
Grote, Jaci L.	✓		
Schmidt, Peter B.	✓		
Goley, Jeffrey P.	✓		
Schuett, Dianne E.	✓		
O'Brien, Michael B.	✓		
Grassie, Chuck W.	✓		
Davis, Fred E.	✓		
Fitzpatrick, Daniel W	✓		
Gould, Sherry L	✓		
Smith, Juliet L	✓		
<b>TOTAL VOTE:</b>	<b>19</b>	<b>0</b>	

*Harvey, Juni*



STATE OF NEW HAMPSHIRE  
OFFICE OF THE HOUSE CLERK

4/26/2023 9:51:41 AM  
Roll Call Committee Registers  
Report

2023 SESSION

Executive Departments and Administration

Bill #: ~~SB 147~~ <sup>SB 147</sup> Motion: Move amendment AM #: 1493h Exec Session Date: 4/26/2023 <sup>2:00 pm</sup>

<u>Members</u>	<u>YEAS</u>	<u>Nays</u>	<u>NV</u>
McGuire, Carol M. Chairman	✓		
Simon, Matthew J. Vice Chairman	✓		
Lekas, Tony	✓		
Bailey, Glenn	✓		
Santonastaso, Matthew	✓		
True, Chris	✓		
Dolan, Tom	✓		
Abare, Kimberly L	✓		
Gerhard, Jason	✓		
Sirois, Shane A Clerk	✓		
Grote, Jaci L.	✓		
Schmidt, Peter B.	✓		
Goley, Jeffrey P.	✓		
Schuett, Dianne E.	✓		
O'Brien, Michael B. <i>Hornigum, Jim</i>	✓		
Grassie, Chuck W.	✓		
Davis, Fred E.	✓		
Fitzpatrick, Daniel W	✓		
Gould, Sherry L	✓		
Smith, Juliet L	✓		
<b>TOTAL VOTE:</b>	<b>19</b>	<b>0</b>	