

KANSAS DENTAL BOARD

Expenditure	Actual FY 2015	Agency Est. FY 2016	Gov. Rec. FY 2016	Agency Est. FY 2017	Gov. Rec. FY 2017
Operating Expenditures:					
State General Fund	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0
Other Funds	353,244	401,453	401,453	411,564	411,564
TOTAL	\$ 353,244	\$ 401,453	\$ 401,453	\$ 411,564	\$ 411,564
Capital Improvements:					
State General Fund	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0
Other Funds	0	0	0	0	0
TOTAL	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0
GRAND TOTAL	\$ 353,244	\$ 401,453	\$ 401,453	\$ 411,564	\$ 411,564

Percentage Change:

Operating Expenditures					
State General Fund	-- %	-- %	-- %	-- %	-- %
All Funds	(15.5)	13.6	13.6	2.5	2.5
FTE Positions	3.0	3.0	3.0	3.0	3.0
Non-FTE Perm.Uncl.Pos.	0.0	0.0	0.0	0.0	0.0
TOTAL	3.0	3.0	3.0	3.0	3.0

AGENCY OVERVIEW

The Kansas Dental Board was established in 1943 to enforce the Dental Practices Act, KSA 65-1420 to 65-1469. The Dental Board licenses qualified candidates desiring to practice dentistry or dental hygiene in the state of Kansas. The Board administers examinations and issues credentials to applicants according to licensure regulations. The Board also issues sedation permits to dentists and extended care permits to hygienists.

The Board conducts inspections of licensees to ensure compliance with sanitary and other regulations. Complaints of incompetence, negligence, illegal practice, and other violations of the Dental Practices Act are investigated by the Board. When warranted, administrative hearings are held and the Board is empowered to suspend, restrict, or revoke the license of the practitioner.

In 1998, the Board was expanded from five to nine members, including six dentists, two dental hygienists, and one member from the general public. Board members are appointed for four-year terms by the Governor, and of the six licensed dentist Board members, one is to be appointed from each congressional district and two from the state at-large.

Starting in 2006, the Board began staggering the renewal of all licenses based on license numbers. Odd numbered licenses renew in odd years, and even numbered licenses

renew in even years. Prior to 2006, dentists and hygienists renewed in alternating years. Previously, the Board collected more revenue in years when the dental licenses renewed because renewal fees for dentists are higher. The change has allowed the agency to operate with a more consistent revenue stream.

MAJOR ISSUES FROM PRIOR YEARS

The **2005 Legislature** set new statutory maximum limits on fees collected by the Dental Board in SB 91. The bill increases the statutory caps on fees collected by the Board in conjunction with licensing and regulating dentists and dental hygienists. SB 91 also added the authority to collect three new fees.

The **2008 Legislature** passed HB 2072, which made two changes to the Dental Practices Act. First, it allows dental hygienists who are licensed in other states to provide clinical education at meetings of the Kansas State Dental Association or other dental organizations approved by the Dental Board. Second, it requires out-of-state applicants who seek licensure by credentials to meet the 24-month continuing education requirement applicable to Kansas licensees.

The **2008 Legislature** also passed HB 2781, which amended KSA 65-1435 to allow dentists to own two satellite offices in addition to their primary location, as long as those offices meet the following criteria: the satellite offices are within a 125-mile radius of the primary office, and the satellite offices are located in counties with populations of less than 10,000.

The **2011 Legislature** passed HB 2181, the Omnibus Health Bill, which allowed the franchise practice of dentistry in Kansas and revised portions of the Dental Practices Act pertaining to definitions and oversight functions of the Kansas Dental Board. Under prior law, licensed dentists were prohibited from entering into arrangements with unlicensed proprietors and specifically prohibited from the franchise practice of dentistry.

The **2012 Legislature** passed HB 2631, which made several changes and additions to the Dental Practices Act for the purpose of expanding dental service in the state, including targeting children who are dentally underserved by creating an additional extended care permit (ECP) level of service for dental hygienists via creation of a new permit level (ECP III); encouraging additional capacity for Kansas residents in dental schools; establishing a volunteer license for retired dentists who choose to donate their services in certain settings; expanding the locations where such special volunteer license dentists and dental hygienists may provide free services and be exempt from liability under the Kansas Tort Claims Act; extending the length of time dentists may be employed to provide services to patients after the death or substantial disability of a dentist until the practice can be sold or closed; and directing the ECP III dental hygienist to notify the patient or the patient's legal guardian when the need for treatment by a dentist is indicated.

The **2014 Legislature** passed HB 2611, which amended KSA 65-1435 to reduce the amount of time a dentist must actively work in a dental office that they own or advertise under their name to 20 percent of the time patients are being treated in that office. Under prior law a dentist had to be present a majority of the time patients were being treated.

BUDGET SUMMARY AND KEY POINTS

FY 2016 – Current Year. The **agency** requests a revised estimate of \$401,453, all from special revenue funds. There are no changes from the FY 2016 approved amount.

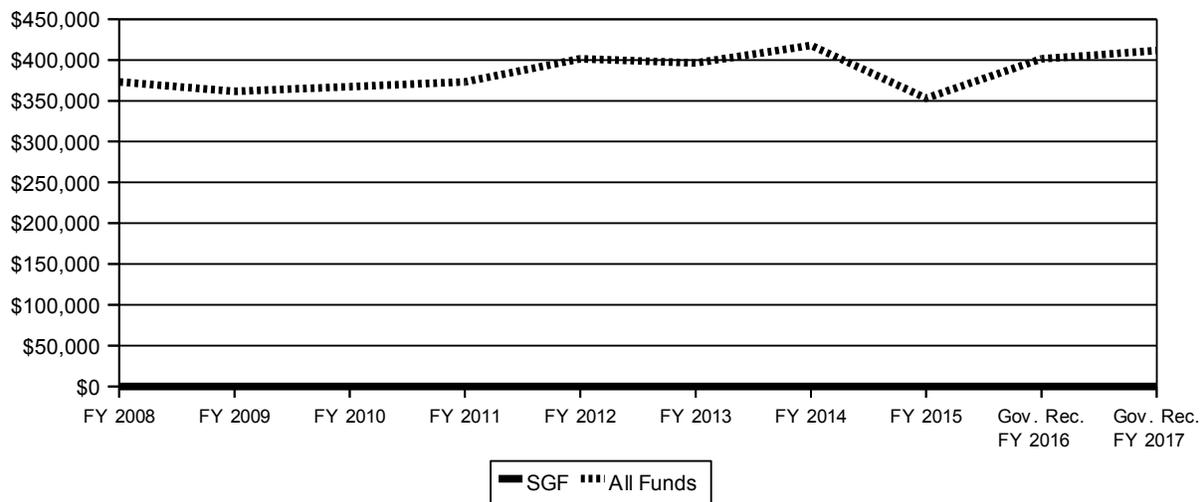
The **Governor** concurs with the agency's revised estimate.

FY 2017 – Budget Year. The **agency** requests a revised estimate of \$411,564, all from special revenue funds. The revised estimate includes shifts in categories, including an \$8,273 increase in salaries and wages with offsetting decreases of \$6,340 in contractual services and \$1,933 in commodities. There is no overall change from the FY 2017 approved amount.

The **Governor** concurs with the agency's revised estimate.

BUDGET TRENDS

OPERATING EXPENDITURES FY 2008 – FY 2017



OPERATING EXPENDITURES FY 2008 – FY 2017

Fiscal Year	SGF	% Change	All Funds	% Change	FTE
2008	\$ 0	-- %	\$ 373,186	11.1 %	3.0
2009	0	--	361,640	(3.1)	3.0
2010	0	--	367,285	1.6	3.0
2011	0	--	373,237	1.6	3.0
2012	0	--	401,457	7.6	3.0
2013	0	--	396,337	(1.3)	3.0
2014	0	--	417,868	5.4	3.0
2015	0	--	353,244	(15.5)	3.0
2016 Gov. Rec.	0	--	401,453	13.6	3.0
2017 Gov. Rec.	0	--	411,564	2.5	3.0
Ten-Year Change Dollars/Percent	\$ 0	-- %	\$ 38,378	10.3 %	0.0

Summary of Operating Budget FY 2015 - FY 2017

	Actual 2015	Agency Estimate				Governor's Recommendation			
		Estimate FY 2016	Estimate FY 2017	Dollar Change from FY 16	Percent Change from FY 16	Rec. FY 2016	Rec. FY 2017	Dollar Change from FY 16	Percent Change from FY 16
By Program:									
Administration	\$ 353,244	\$ 401,453	\$ 411,564	\$ 10,111	2.5 %	\$ 401,453	\$ 411,564	\$ 10,111	2.5 %
By Major Object of Expenditure:									
Salaries and Wages	\$ 162,444	\$ 173,934	\$ 179,718	\$ 5,784	3.3 %	\$ 173,934	\$ 179,718	\$ 5,784	3.3 %
Contractual Services	178,997	221,560	226,368	4,808	2.2	221,560	226,368	4,808	2.2
Commodities	5,705	5,459	5,478	19	0.3	5,459	5,478	19	0.3
Capital Outlay	6,098	500	0	(500)	(100.0)	500	0	(500)	(100.0)
Debt Service	0	0	0	0	--	0	0	0	--
Subtotal - Operations	\$ 353,244	\$ 401,453	\$ 411,564	\$ 10,111	2.5 %	\$ 401,453	\$ 411,564	\$ 10,111	2.5 %
Aid to Local Units	0	0	0	0	--	0	0	0	--
Other Assistance	0	0	0	0	--	0	0	0	--
TOTAL	\$ 353,244	\$ 401,453	\$ 411,564	\$ 10,111	2.5 %	\$ 401,453	\$ 411,564	\$ 10,111	2.5 %
Financing:									
State General Fund	\$ 0	\$ 0	\$ 0	\$ 0	-- %	\$ 0	\$ 0	\$ 0	-- %
Dental Board Fee Fund	353,244	401,453	411,564	10,111	2.5	401,453	411,564	10,111	2.5
TOTAL	\$ 353,244	\$ 401,453	\$ 411,564	\$ 10,111	2.5 %	\$ 401,453	\$ 411,564	\$ 10,111	2.5 %

BUDGET OVERVIEW

A. FY 2016 – Current Year

Adjustments to Approved Budget

CHANGE FROM APPROVED BUDGET					
	Legislative Approved FY 2016	Agency Estimate FY 2016	Agency Change from Approved	Governor Rec. FY 2016	Governor Change from Approved
State General Fund	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0
All Other Funds	401,453	401,453	0	401,453	0
TOTAL	\$ 401,453	\$ 401,453	\$ 0	\$ 401,453	\$ 0
FTE Positions	3.0	3.0	0.0	3.0	0.0

The **agency** requests a revised estimate of \$401,453, all from special revenue funds. There are no changes from the FY 2016 approved amount.

The **Governor** concurs with the agency's revised estimate.

B. FY 2017 – Budget Year

Adjustments to Approved Budget

CHANGE FROM APPROVED BUDGET					
	Legislative Approved FY 2017	Agency Estimate FY 2017	Agency Change from Approved	Governor Rec. FY 2017	Governor Change from Approved
State General Fund	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0
All Other Funds	411,564	411,564	0	411,564	0
TOTAL	\$ 411,564	\$ 411,564	\$ 0	\$ 411,564	\$ 0
FTE Positions	3.0	3.0	0.0	3.0	0.0

The **agency** requests a revised estimate of \$411,564, all from special revenue funds. The revised estimate includes shifts in categories, including an \$8,273 increase in salaries and wages with offsetting decreases of \$6,340 in contractual services and \$1,933 in commodities. There is no overall change from the FY 2017 approved amount.

The **Governor** concurs with the agency's revised estimate.

Funding Sources

Funding Source	Agency Est. Percent of Total FY 2017	Gov. Rec. Percent of Total FY 2017
Dental Board Fee Fund	100.0 %	100.0 %

Note: Details may not add to totals due to rounding.

Dental Board Fee Fund Analysis

The Dental Board receives most of its revenue from biennial registration fees. The 1995 Legislature passed legislation changing the Board's practice of annual licensing to biennial licensing. This change reduced the Board's mailing expenses and related costs. Starting in FY 2015, the biennial fee for dentists was reduced from \$300 to \$275, with a statutory maximum of \$325. The biennial fee for dental hygienists was reduced from \$150 to \$125, with a statutory maximum of \$160. These new biennial fees will be effective for FY 2015 and FY 2016 renewals and will be reassessed by the agency after FY 2016.

The agency also collects receipts from credential verifications, certification fees, corporation fees, license verifications, penalties, directories of dental personnel, and application fees for examinations. The Board created a *pro rata* fee that helped with the collection of biennial fees listed above. The schedule breaks the fee a licensee pays into 24-month blocks. The agency's statutory fee limits were increased by the 2005 Legislature.

Prior to 2006, dental and hygienist licenses were renewed in alternating years. Since the fee for dental licenses is greater than that of hygienist licenses, the Dental Board was collecting more revenue in years when the dental licenses renewed and less in the years when the hygienist licenses renewed. Starting in 2006, the Board began staggering the renewal of all licenses based on license numbers. Odd numbered licenses renew in odd years, and even numbered licenses renew in even years.

In FY 2011, the Special Litigation Fund was established to ensure adequate resources in the event of significant legal action against licensees. The agency requests \$50,000 be transferred from the Dental Board Fee Fund to the Special Litigation Reserve Fund for FY 2016 and FY 2017. The Governor recommends the \$50,000 transfer to the Special Litigation Reserve Fund for both fiscal years.

As a fee funded agency, the Dental Board currently contributes the lesser of 10 percent or \$100,000 of fee revenue to the State General Fund for the cost of support services provided by other state agencies under KSA 75-3170a. The table below summarizes estimated receipts and fund balances based upon the agency estimate and the Governor's recommendation, including the \$50,000 transfer request to the Special Litigation Reserve Fund.

Resource Estimate	Actual FY 2015	Agency Estimate FY 2016	Gov. Rec. FY 2016	Agency Estimate FY 2017	Gov. Rec. FY 2017
Beginning Balance	\$ 468,763	\$ 565,206	\$ 565,206	\$ 540,938	\$ 540,938
Revenue	449,687	427,185	427,185	424,035	424,035
Transfers in	0	0	0	0	0
Total Funds Available	\$ 918,450	\$ 992,391	\$ 992,391	\$ 964,973	\$ 964,973
Less: Expenditures	353,244	401,453	401,453	411,564	411,564
Transfers Out	0	50,000	50,000	50,000	50,000
Off Budget Expenditures	0	0	0	0	0
Ending Balance	<u>\$ 565,206</u>	<u>\$ 540,938</u>	<u>\$ 540,938</u>	<u>\$ 503,409</u>	<u>\$ 503,409</u>
Ending Balance as Percent of Expenditures	160.0%	134.7%	134.7%	122.3%	122.3%
Month Highest Ending Balance	December <u>\$ 724,166</u>	December <u>\$ 873,922</u>	December <u>\$ 873,922</u>	December <u>\$ 837,204</u>	December <u>\$ 837,204</u>
Month Lowest Ending Balance	September \$ 433,731	September \$ 535,493	September \$ 535,493	September \$ 512,994	September \$ 512,994

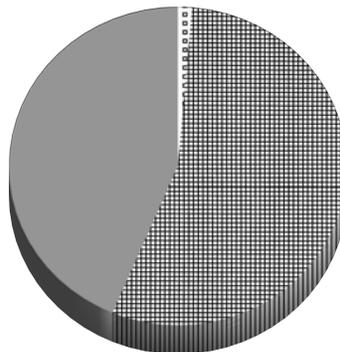
DENTAL BOARD FEES FY 2016		
Fee	Current Fee	Statutory Limit
Examination fee for dental applicants	\$ 200	\$ 200
Subsequent examination fee for dental applicants	--	100
Examination fee for specialty qualifications	200	200
Credentials/qualifications fee	300	300
Duplicate certificate fee	25	25
Certificate fee, including certificate for credentials/qualifications, for dentists and dental hygienists	--	25
Biennial license renewal fee for dentists	275	325
Examination fee for dental hygienist applicants	100	100
Subsequent examination fee for dental hygienist applicants	--	100
Biennial license renewal fee for dental hygienists	125	160
Reinstatement of a revoked license	200	2,000
Processing fee for failure to notify of change of address	50	100
Registration fee to operate a mobile dental facility or portable dental operation	500	500
Sedation permit fee	100	200

PROGRAM DETAIL

Expenditures by Category

Governor's FY 2017 Recommendation

All Funds



Salaries and Wages
 Contractual Services
 Commodities
 Capital Outlay

Category	Gov. Rec. All Funds FY 2017	Percent of Total	Gov. Rec. SGF FY 2017	Percent of Total
Salaries and Wages	\$ 179,718	43.7 %	\$ 0	-- %
Contractual Services	226,368	55.0	0	--
Commodities	5,478	1.3	0	--
Capital Outlay	0	0.0	0	--
TOTAL	\$ 411,564	100.0 %	\$ 0	-- %

FTE POSITIONS BY PROGRAM FY 2015 – FY 2017

Program	Actual FY 2015	Agency Est. FY 2016	Gov. Rec. FY 2016	Agency Est. FY 2017	Gov. Rec. FY 2017
Administration	3.0	3.0	3.0	3.0	3.0

PERFORMANCE MEASURES

Measure	Gov. Rec. for FY 2015	Actual FY 2015	Gov. Rec. FY 2016	Gov. Rec. FY 2017
Number of complaints received	180	100	150	150
Number of disciplinary actions	10	12	10	10
Number of dental office inspections	360	360	360	360