

## State Dental Board Information and Status of Home Sleep Apnea Testing Regulations

Disclaimer: This material reflects responses provided by state dental boards to the AADSM and is offered as information only and not as practice, legal or other professional advice. Dentists must contact their own professional advisors for such advice.

State	Dental Sleep Rules and Regulatory Links	Law Citation	Dental Board Contact Information	Home Sleep Apnea Test Status	State Dental Board Comments
AL	<a href="#">Alabama Dental Practice Act</a>	Dental Scope of Practice Citation: Section §34-9-6	<a href="#">Board of Dental Examiners of Alabama</a> 5346 Stadium Trace Pkwy, Suite 112 Hoover, AL 35244 1-205-985-7267	It is not within dental scope of practice to order or administer a home sleep apnea test.	Statement from Board of Dental Examiners:  “The Board opines that it is outside the scope of practice for a dentist to order a sleep study or prescribe a CPAP as a result of interpreting a sleep study.”
AK	<a href="#">Statutes and Regulations Dentists and Dental Hygienists</a>	Dental Scope of Practice Citation: Sec.08.36 .360	<a href="#">Alaska Board of Dental Examiners</a> 550 West Seventh Avenue, Suite 1500 Anchorage, AK 99501-3567 1-907-269-8160	Dentists are not prohibited from ordering home sleep apnea tests.	Comment from Board of Dental Examiners:  “We have always allowed dentists to make sleep appliances as long as their patient has had a sleep study from an MD or other reputable source and been diagnosed with sleep apnea. We haven’t felt the need to regulate it at this point.”
AZ	<a href="#">Arizona Statutes affecting Dental Board Licensees</a>	Dental Scope of Practice Citation: ARS – 32- 1202	<a href="#">Arizona State Board of Dental Examiners</a> 4205 North 7th Avenue, Suite 300 Phoenix, AZ 85013 1-602-242-1492	Dentists are not prohibited from ordering home sleep apnea tests.	Comment from Board of Dental Examiners:  “The Arizona Board does not have any specific statutes or rules regarding sleep apnea.”  “The Board’s statutes and rules would still apply to licensees who engage in unprofessional conduct.”

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AR	<a href="#">Arkansas Dental Practice Act</a>	Dental Scope of Practice Citation: A.C.A. § 17-82-102	<a href="#">Arkansas State Board of Dental Examiners</a> 101 East Capitol Avenue, Suite 111 Little Rock, AR 72201 1-501-682-2085	Dentists are not prohibited from ordering home sleep apnea tests.	In response to AADSM inquiry, the Board of Dental Examiners referred to the law stated in ACA 17-82-102:  “(i) The evaluation, diagnosis, prevention, and treatment by nonsurgical, surgical, or related procedures of diseases, disorders, and conditions of the oral cavity, maxillofacial area, and the adjacent and associated structures and their impact on the human body, but not for the purpose of treating diseases, disorders, and conditions unrelated to the oral cavity, maxillofacial area, and the adjacent and associated structures”
CA	<a href="#">Dental Practice Act - California Business &amp; Professions Code</a>	Dental Scope of Practice Citation: Section 1625-1636.6	<a href="#">Dental Board of California</a> 2005 Evergreen Street, Suite 1550 Sacramento, CA 95815 1-877-729-7789	Dentists are not prohibited from ordering home sleep apnea tests.	Comment from Dental Board:  “The scope of practice for dentists in California is defined in Business & Professions Code Section 1625. It has been understood that the Medical Board of California views the diagnosis and treatment of sleep apnea to be the practice of medicine; but that a physician may refer a patient with sleep apnea to a dentist for treatment if the physician determined that the sleep apnea was the result of a problem with the teeth, gums, jaws, and associated structures.”

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CO	<a href="#">Colorado Revised Statutes - Dentists and Dental Hygienists Practice Act</a>	Dental Scope of Practice Citation: § 12-35-103	<a href="#">Colorado Dental Board</a> 1560 Broadway, Suite 1360 Denver, CO 80202 1-303-894-7690	Dentists are not prohibited from ordering home sleep apnea tests.	Comment from Dental Board:  The response referred providers to board website <a href="#">here</a> .  “We don't have any further information on the topic.”
CT	<a href="#">Connecticut Statutes - Chapter 379 Dentistry</a>	Dental Scope of Practice Citation: Chapter 379: Sec. 20-123	<a href="#">Connecticut State Dental Commission</a> 410 Capitol Avenue, MS #13PHO P.O. Box 340308 Hartford, CT 06134-0308 1-860-509-7603 (Menu Option 4)	Dentists are not prohibited from ordering home sleep apnea tests.	AADSM is currently working with the State Dental Commission which is considering whether to clarify its guidance on the ordering of HSATs.
DE	<a href="#">Delaware Code, Title 24, Chapter 11 Dentistry and Dental Hygiene</a>	Dental Scope of Practice Citation: Title 24: §1101	<a href="#">Board of Dentistry and Dental Hygiene</a> 861 Silver Lake Blvd. Dover, DE 19904 1-302-744-4500	Dentists are not prohibited from ordering home sleep apnea tests.	Comment from Board of Dentistry and Dental Hygiene:  The response referred to website <a href="#">here</a> .  “Currently, the Delaware Board of Dentistry and Dental Hygiene does not have any law or regulations regarding sleep medicine.”

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DC	<a href="#">DC Municipal Regulations for Dentistry</a>	Dental Scope of Practice Citation: Chapter 12 Section 3-1201.02	<a href="#">District of Columbia State Board of Dentistry</a> 899 North Capitol Street, NE Washington, DC 20002 1-202-442-5955	Dentists are not prohibited from ordering home sleep apnea tests.	The DC Board of Dentistry has not provided the AADSM with any comments about HSAT use by dentists.
FL	<a href="#">Florida Statutes, Title XXXII, Chapter 466 Dentistry, Dental Hygiene, and Dental Laboratories</a>	Dental Scope of Practice Citation: 466.003	<a href="#">Florida Board of Dentistry</a> 4052 Bald Cypress Way Bin C-08 Tallahassee, FL 32399-3258 1-850-488-0595	Dentists are not prohibited from ordering home sleep apnea tests.	The Florida Board of Dentistry has not provided the AADSM with any comments about HSAT use by dentists.

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GA	<a href="#">Georgia Dental Law (Title 43, Chapter 11)</a>  <a href="#">Georgia Board of Dentistry Policy Manual</a>	Dental Scope of Practice Citation: § 43-11-1	<a href="#">Georgia Board of Dentistry</a> 2 Peachtree Street, NW Atlanta, GA 30303 1-404-651-8000	A dentist may not order a sleep study. Home sleep studies should be ordered and interpreted only by a licensed physician.	Comment from the Board of Dentistry:  The response referred providers to this text in the Dentistry Policy Manual:  Depending upon the diagnosis of the type and severity, one possible treatment option for obstructive apnea is the use of oral appliances. The design, fitting and use of oral appliances and the maintenance of oral health related to the appliance falls within the scope of practice of dentistry. The continuing evaluation of a person's sleep apnea, the effect of the oral appliance on the apnea, and the need for, and type of, alternative treatment does not fall within the scope of dentistry.

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HI	<a href="#">Hawaii Revised Statutes, Title 25, Chapter 448 – Dentistry</a>	Dental Scope of Practice Citation: 448-1	<a href="#">Hawaii State Board of Dental Examiners</a> King Kalakaua Building 335 Merchant Street, Rm. 301 Honolulu, Hawaii 96813 1-808-586-3000	Dentists are not prohibited from ordering home sleep apnea tests.	<p>Comment from the Board of Dental Examiners:</p> <p>“The Board of Dentistry (“Board”) currently does not have any statutes or rules that govern sleep apnea devices/oral appliances. However, the Board has policies which state that a licensed dentist would perform a complete dental examination, take the necessary oral x-rays, take impressions of the teeth, fittings, and a bite record and send this information to a dental laboratory to be constructed.</p> <p>Furthermore, it is the Board's understanding that the procedures performed in the fitting of the oral appliances are considered within the scope of practice of dentistry. The construction of the oral appliances when sent to a dental laboratory would be exempt from the practice of dentistry.</p>
ID	<a href="#">Idaho Statutes, Title 54, Chapter 9 Professions, Vocations, and Businesses: Dentists</a>	Dental Scope of Practice Citation: Title 54-901	<a href="#">Idaho State Board of Dentistry</a> 350 N. 9th Street, Suite M-100 Boise, Idaho 83720 1-208-334-2369	Dentists can order home sleep apnea tests.	<p>Comment from the Board of Dentistry, responding to AADSM questions on HSAT:</p> <p>“There is nothing in the statutes or the administrative rule which directly addresses the issue. Of course, dentists can provide patients with OAT [Oral Appliance Therapy] but my understanding is it takes a physician to make the diagnosis.”</p>

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IL	<a href="#">Illinois Compiled Statutes: Illinois Dental Practice Act</a>	Dental Scope of Practice Citation: 225 ILCS 25/1 – Section 17	<a href="#">Illinois Department of Financial and Professional Regulation – Dental Professions</a> 320 West Washington Street, 3rd Floor Springfield, IL 62786 1-217-785-0800	Dentists are not prohibited from ordering home sleep apnea tests.	The Illinois Department of Financial and Professional Regulation has not provided the AADSM with any comments about HSAT use by dentists.
IN	<a href="#">Indiana Code Title 25. Professions and Occupations § 25-14-1-23</a>	Dental Scope of Practice Citation: IC 25-14-1-23	<a href="#">Indiana State Board of Dentistry</a> 402 W. Washington Street, W072 Indianapolis, Indiana 46204 1-317-234-2054	Dentists are not prohibited from ordering home sleep apnea tests.	Comment from the Board of Dentistry:  “The State Board of Dentistry does not have any statute or rules regarding on treating sleep apnea.”
IA	<a href="#">Code of Iowa, Title IV, Chapter 153 Dentistry</a>	Dental Scope of Practice Citation: 153.13	<a href="#">Iowa Dental Board</a> 400 SW 8th Street, Suite C Des Moines, IA 50309-4686 1-515-281-5157	Dentists are not prohibited from ordering home sleep apnea tests.	Comment from Dental Board:  “The Iowa Dental Board does not specifically have rules addressing dental sleep medicine. Services provided within the scope of practice of dentistry must fall within the definition of the practice of dentistry as established in <a href="#">Iowa Code Section 153.</a> ”

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KS	<a href="#">Kansas Dental Practices Act - Statutes, Regulations, and Related Laws Pertaining to Dentists And Dental Hygienists</a>	Dental Scope of Practice Citation: 65-1422	<a href="#">Kansas Dental Board</a> 900 SW Jackson, Room 509 Topeka, KS 66612 1-785-296-6400	Dentists are not prohibited from ordering home sleep apnea tests.	AADSM is currently working with the State Dental Board which is considering how to clarify its guidance on the ordering of HSATs.
KY	<a href="#">Kentucky Revised Statutes, Chapter 313 Dentists and Dental Specialists</a>	Dental Scope of Practice Citation: 313.010	<a href="#">Kentucky Board of Dentistry</a> 312 Whittington Parkway, Suite 101 Louisville, Kentucky 40222 1-502-429-7280	Dentists are not prohibited from ordering home sleep apnea tests.	Comment from the Board of Dentistry:  "Kentucky's rules are pretty silent on the issue of sleep apnea."  Refer to <a href="#">Chapter 313</a> of the Revised Statues for more information.



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LA	<a href="#">Louisiana Laws Governing the Practice of Dentistry as Authorized Under Chapter 9, Title 37, Dental Practice Act</a>	Dental Scope of Practice Citation: §751	<a href="#">Louisiana State Board of Dentistry</a> 365 Canal Street, Suite 2680 New Orleans, LA 70130 1-504-568-8574	Dentists can order home sleep apnea tests.	Comment from the Board of Dentistry:  “The Louisiana State Board of Dentistry met on July 10, 2020 and addressed the four questions you posed in your January 10, 2020 letter. The Board answered all four questions in the affirmative.” <ul style="list-style-type: none"> <li>▪ Dispense portable monitors when ordered by physicians for patients at risk for sleep apnea?</li> <li>▪ Order portable monitors for patients identified by the dentist as being at risk for sleep apnea?</li> <li>▪ Use a portable monitor to help determine the optimal effective position of a patient's oral appliance?</li> <li>▪ To order a portable monitor to verify the effectiveness of an oral appliance?</li> </ul>

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ME	<a href="#">Maine Revised Statutes, Title 32, Chapter 143: Dental Professions</a>	Dental Scope of Practice Citation: §18371	<a href="#">Maine Board of Dental Practice</a> 143 State House Station 161 Capitol Street Augusta, Maine 04333-0143 1-207-287-3333	Dentists are not prohibited from ordering home sleep apnea tests.	<p>Comment from the Board of Dental Practice:</p> <p>“At its March 13, 2020 meeting, the Maine Board of Dental Practice (“the Board”) reviewed and discussed correspondence received by Dr. Nancy Addy, President of the American Academy of Dental Sleep Medicine, dated January 10, 2020, requesting clarification regarding a dentist’s scope of practice to treat sleep apnea with oral appliance therapy.</p> <p>It may be helpful to note that the Board does not provide practice or legal advice; however, it does attempt to highlight and clarify its existing statutes and rules when appropriate. To that end, the Board considered in detail your questions related to a dentist ordering and dispensing portable monitors to treat patients for sleep-related breathing disorders in consultation/coordination with physician care.</p> <p>A dentist’s scope of practice is identified in statute and licensees are required to provide services in a competent and ethical manner (see: 32 M.R.S. §18371). There are a variety of dentally-related products on the market, but it is up to the individual licensee to make sure that the use of the product is within their scope of practice and that they are competent to utilize the product in the delivery of care.”</p>

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MD	<a href="#">Dental Practice Act</a>	Dental Scope of Practice Citation: § 4-101	<a href="#">Maryland State Board of Dental Examiners</a> 55 Wade Avenue/Tulip Drive Catonsville, MD 21228 1-410-402-8501	Dentists can order home sleep apnea tests.	Comment from Board of Dental Examiners:  “DDS/DMD may order screening tests including sleep study. The diagnosis of sleep apnea must be done by a physician. Appliances constructed for sleep apnea treatment must be under physician order.”
MA	<a href="#">Dental Practice Act</a>	Dental Scope of Practice Citation: 2.03	<a href="#">Massachusetts Board of Registration in Dentistry</a> 239 Causeway St., Suite 500, 5th Floor Boston, MA 02114 1-800-414-0168	Dentists are not currently prohibited from ordering home sleep apnea tests.	Comment from Board of Registration in Dentistry:  “The Board’s governing statutes and regulations do not address the use of oral appliances to treat dental sleep apnea as it is more a standard of care question than regulatory. However, to my knowledge the Board has not been asked to address this issue during my seven-year tenure as ED nor has it considered a complaint filed against a dentist for inappropriately prescribing or fabricating a defective oral appliance, etc.”
MI	<a href="#">Michigan Public Health Code, Part 166 Dentistry</a>	Dental Scope of Practice Citation: 333.16601	<a href="#">Michigan Board of Dentistry</a> P.O. Box 30004 Lansing, MI 48909 517-373-1820	Dentists are not prohibited from ordering home sleep apnea tests.	The Michigan Board of Dentistry has not provided the AADSM with any comments about HSAT use by dentists.

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MN	<a href="#">Minnesota Statutes, Chapter 150A. Dentistry</a>	Dental Scope of Practice Citation: 150A.05	<a href="#">Minnesota Board of Dentistry</a> 2829 University Ave SE, Suite 450 Minneapolis MN 55414-3249 1-612-617-2250	Dentists are not prohibited from ordering home sleep apnea tests.	Comment from the Board of Dentistry:  “Minnesota allows dentists to make and monitor appliances and treatments, but we require a MD diagnosis of the sleep apnea.”
MS	<a href="#">Mississippi Dental Practice Act</a>	Dental Scope of Practice Citation: § 73-9-3	<a href="#">Mississippi State Board of Dental Examiners</a> 600 East Amite Street, Suite 100 Jackson, MS 39201-2801 1-601-944-9622	Dentists can order home sleep apnea tests.	Comment from Board of Dental Examiners:  “Is it within the scope of practice for dentists to order and overnight pulse oximetry to determine the presence of sleep apnea?  Yes. At its 07/31/2015 meeting, the Board determined that it is within the scope of practice for dentists to order an overnight pulse oximetry to determine the potential presence of sleep apnea.”
MO	<a href="#">Missouri Revised Statutes, Chapter 332, title XXII, Occupations and Professions</a>	Dental Scope of Practice Citation: 332.071	<a href="#">Missouri Dental Board</a> 3605 Missouri Boulevard P.O. Box 1335 Jefferson City, MO 65102-1335 1-573-751-0293	Dentists are not prohibited from ordering home sleep apnea tests.	Comment from the Missouri Dental Board:  “ <a href="#">I have attached a link to the Missouri Dental Board’s statute regarding the practice of dentistry.</a>  A dentist cannot diagnose sleep apnea, but they can create appliances used to treat sleep apnea. Regarding the equipment used by dentists, the Board does not regulate equipment.”

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MT	<a href="#">Montana Code Annotated, Title 37 Chapter 4 Dentistry and Dental Hygiene</a>	Dental Scope of Practice Citation: 37-4-101	<a href="#">Montana Board of Dentistry</a> P.O. Box 1728 Helena, MT 59624-1728 1-406-444-5711	Dentists are not prohibited from ordering home sleep apnea tests.	Comment from Board of Dentistry:  The Board of Dentistry indicated that they have no additional clarification to the rules and statutes already published and refer to the <a href="#">Definitions -- Practice of Dentistry</a> .
NE	<a href="#">Nebraska Statutes Relating to Dentistry Practice Act</a>	Dental Scope of Practice Citation: 38-1115	<a href="#">Nebraska Board of Dentistry</a> 301 Centennial Mall South Lincoln, Nebraska 68509-5026 1-402-471-2118	Dentists are not prohibited from ordering home sleep apnea tests.	The Nebraska Board of Dentistry has not provided the AADSM with any comments about HSAT use by dentists.
NV	<a href="#">Nevada Revised Statute Chapter 631 - Dentistry, Dental Hygiene, and Dental Therapy</a>	Dental Scope of Practice Citation: 631.215	<a href="#">Nevada State Board of Dental Examiners</a> 6010 S. Rainbow Blvd., Suite A-1 Las Vegas, NV 89118 1-702-486-7044	Dentists are not prohibited from ordering home sleep apnea tests.	The Nevada State Board of Dental Examiners has not provided the AADSM with any comments about HSAT use by dentists.
NH	<a href="#">New Hampshire Statutes, Chapter 317-A – Dentistry</a>	Dental Scope of Practice Citation: 317-A:20	<a href="#">New Hampshire Board of Dental Examiners</a> 121 South Fruit Street Concord, NH 03301 1-603-271-2152	Dentists are not prohibited from ordering home sleep apnea tests.	Comment from Board of Dental Examiners:  “Our rules do not currently address dental appliances for sleep apnea. It may have been discussed briefly, but currently nothing to warrant any rule changes.”

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NJ	<a href="#">New Jersey State Board of Dentistry Laws</a>	Dental Scope of Practice Citation: 45:6-19	<a href="#">New Jersey State Board of Dentistry</a> P.O. Box 45005 Newark, New Jersey 07101 1-973-504-6405	Dentists cannot order or interpret the home sleep apnea test, or screen, treatment plan or diagnose sleep apnea patients.	From the Board of Dentistry:  “The Board reviewed correspondence from Sara R. Gallagher, Vice-Chair, Board of Polysomnography, questioning whether the dental scope of practice allows the performance of home sleep testing. The Board repeated its prior determination that a dentist cannot order or interpret the home sleep test, or screen, treatment plan or diagnose sleep apnea patients. The Board noted that the sleep apnea issue has been referred to a committee of the Board to draft a regulatory proposal.”
NY	<a href="#">New York Education Law, Article 133, Dentistry and Dental Hygiene [and Registered Dental Assisting]</a>	Dental Scope of Practice Citation: § 6601	<a href="#">New York State Board of Dentistry</a> 89 Washington Avenue, 2 <sup>nd</sup> Floor West Wing Albany, NY 12234 518-474-3817	Dentists cannot order or interpret home sleep apnea tests.	Comment from the Board of Dentistry:  “The physician can request or write orders for the dentist to fabricate an oral appliance for sleep apnea, but the physician would have to order the portable monitor and verify the effectiveness of the oral appliance.”

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NC	<a href="#">North Carolina General Statutes, Chapter 90, Article 2, Dentistry</a>	Dental Scope of Practice Citation: § 90-29	<a href="#">North Carolina State Board of Dental Examiners</a> 2000 Perimeter Park Dr., Suite 160 Morrisville, NC 27560 1-919-678-8223	Dentists cannot use HSAT for screening.	<p><a href="#">From NC Dental Board Newsletter:</a></p> <p>In the Dental Board's opinion, being involved in diagnosing OSA, including dispensing home sleep tests, would fall outside the scope of the practice of dentistry and would violate the Board's statutes and regulations. However, a dentist can perform initial or preliminary screening for OSA, including identifying certain risk factors, and make referrals to other appropriate medical providers to diagnose and treat this potential medical condition.</p> <p>Determining whether to utilize home sleep tests as part of a potential diagnosis should be done by appropriate medical provider to whom the patient is referred. If a physician diagnoses a patient with OSA, a properly trained dentist may work with the physician to fabricate a dental appliance for the patient to treat the condition.</p>

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ND	<a href="#">North Dakota Century Code, Title 43, Chapter 28 - Dentists</a>	Dental Scope of Practice Citation: 43-28-01	<a href="#">North Dakota Board of Dental Examiners</a> P.O. Box 7246 Bismarck, ND 58507 1-701-258-8600	Dentists are not prohibited from ordering home sleep apnea tests.	<p>Comment from the Board of Dental Examiners:</p> <p>ND laws regarding scope of practice for dentists may be found in the NDCC 43-28-01(7).</p> <p>“7. "Practice of dentistry" means examination, diagnosis, treatment, repair, administration of local or general anesthetics, prescriptions, or surgery of or for any disease, disorder, deficiency, deformity, discoloration, condition, lesion, injury, or pain of the human oral cavity, teeth, gingivae, and soft tissues, and the diagnosis, surgical, and adjunctive treatment of the diseases, injuries, and defects of the upper and lower human jaw and associated structures.</p> <p>Further guidance may be found in NDCC 43-28-18(22).</p> <p>“22. Failed to practice within the scope of that dentist's education or advanced training as recognized by the board, the American dental association, or other professional entity recognized by the board.”</p>



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OH	<a href="#">Ohio Dental Practice Act</a>	Dental Scope of Practice Citation: 4715.01	<a href="#">Ohio State Dental Board</a> 77 S. High Street, 17th Floor Columbus, Ohio 43215-6135 1-614-466-2580	Dentists cannot order a home sleep apnea test.	<p>Comment from the Dental Board</p> <p>“If you are a dentist can you order a take home sleep test? (NO)</p> <p>Can you use a home sleep test to decide if your device is working? (NO)”</p> <p><a href="#">Position Statement: Role of the Dentist in the Treatment of Sleep-related Breathing Disorders</a></p>
OK	<a href="#">Oklahoma Statutes, Title 59, Chapter 7 - Dentistry, The State Dental Act</a>	Dental Scope of Practice Citation: Title 59, Chapter 7	<a href="#">Oklahoma State Board of Dentistry</a> 2920 N. Lincoln Blvd., Suite B OKC, OK 73105 1-405-522-4844	Dentists are not prohibited from ordering home sleep apnea tests.	<p>Comment from the Board of Dentistry:</p> <p>“We do not have any specific rules or statutes that specifically refer to “sleep dentistry”. A licensed dentist in the State of Oklahoma may treat an individual that has been previously diagnosed with sleep apnea, with appliances as long as they are acting with the general standard of care within dentistry.”</p>

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OR	<a href="#">Oregon Dental Practice Act - Compilation of Statutes and Administrative Rules</a>	Dental Scope of Practice Citation: 679.010	<a href="#">Oregon Board of Dentistry</a> 1500 SW 1st Ave., Suite 770 Portland, OR 97201 1-971-673-3200	Dentists are not prohibited from ordering home sleep apnea tests.	Comment from the Board of Dentistry:  “It is the Board’s position that the diagnosis of Sleep Related Disordered Breathing (SRDB) or Obstructive Sleep Apnea (OSA) is outside the scope of the practice of dentistry, and the diagnosis must be made by a physician prior to oral appliance therapy by a dentist.  ...dentists legally are not in a position to diagnose sleep disordered breathing and sleep apnea; a physician must make the diagnosis and then prescribe oral appliance therapy before the dentist can treat it.”
PA	<a href="#">Pennsylvania Dental Law</a>	Dental Scope of Practice Citation: 63 P.S. §120	<a href="#">Pennsylvania State Board of Dentistry</a> One Penn Center 2601 N. 3rd Street Harrisburg, PA 17110 1-717-783-7162	Dentists are not prohibited from ordering home sleep apnea tests.	Comment from the State Board of Dentistry:  “The Board's Laws and Regulations are available on our website at <a href="http://www.dos.pa.gov/dent">www.dos.pa.gov/dent</a> . The Board has no specific regulations addressing sleep apnea.”
RI	<a href="#">Rhode Island General Laws, Chapter 5-31.1 - Dentists and Dental Hygienists</a>	Dental Scope of Practice Citation: § 5-31.1-1	<a href="#">Rhode Island Board of Dentistry</a> 3 Capitol Hill Providence, RI 02908 1-401-222-5960	Dentists are not prohibited from ordering home sleep apnea tests.	Comment from the Board of Dentistry:  “Rhode Island Dental Rules and Regulations are silent on sleep apnea and oral appliances.”

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SC	<a href="#">South Carolina Code of Laws, Title 40, Chapter 15, Dentists, Dental Hygienists, and Dental Technicians</a>	Dental Scope of Practice Citation: 40-15-70§ 5-31.1-1	<a href="#">South Carolina Board of Dentistry</a> 110 Centerview Dr. Columbia, SC 29210 1-803-896-4300	Dentists are not prohibited from ordering home sleep apnea tests.	The South Carolina Board of Dentistry has not provided the AADSM with any comments about HSAT use by dentists.
SD	<a href="#">South Dakota Laws, Title 36, Chapter 6A - Dentists, Dental Hygienists and Dental Auxiliaries</a>	Dental Scope of Practice Citation: 36-6A-32	<a href="#">South Dakota State Board of Dentistry</a> 1351 N. Harrison Ave. Pierre, SD 57501 1-605-224-1282	It is within the scope of a dentist's practice to order a sleep apnea study.	Comment from the Board of Dentistry:  "Pursuant to a diagnosis of sleep apnea by a medical doctor, a dentist may provide dental services in addressing a diagnosis of sleep apnea if it is within the scope of the dentist's relevant education, training, and experience. SDCL § 36-6A-32.4. This advisory opinion was rendered by the Board upon submission of a written request. Although advisory opinions are not judicially reviewable and do not have the force and effect of law, they do serve as a guideline for dentists who wish to engage in safe dental practices. This advisory opinion was adopted at the meeting of the South Dakota Board of Dentistry on June 17, 2016."

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State	Dental Sleep Rules and Regulatory Links	Law Citation	Dental Board Contact Information	Home Sleep Apnea Test Status	State Dental Board Comments
TN	<a href="#">Tennessee Code Title 63 Professions of the Healing Arts, Chapter 5 Dentists</a>	Dental Scope of Practice Citation: 63-5-108	<a href="#">Tennessee Board of Dentistry</a> 710 James Robertson Parkway Nashville, TN 37243 1-615-532-5073	Dentists are not prohibited from ordering home sleep apnea tests.	Comment from the Board of Dentistry:  “This [oral appliance therapy and dental sleep medicine] is not specifically addressed by the statutes and rules of the Board of Dentistry.”
TX	<a href="#">Texas Dental Practice Act - Chapter 251, General Provisions Relating to Practice of Dentistry</a>	Dental Scope of Practice Citation: 251.003	<a href="#">Texas State Board of Dental Examiners</a> 333 Guadalupe, Tower 3, Suite 800 Austin, TX 78701-3942 1-512-463-6400	Dentists are not prohibited from ordering home sleep apnea tests.	Comment from the Board of Dental Examiners:  Referred to <a href="#">Texas Admin. Code Rule §108.12, Dental Treatment of Obstructive Sleep Apnea</a>
UT	<a href="#">Utah Code Title 58, Chapter 69 - Dentist and Dental Hygienist Practice Act</a>	Dental Scope of Practice Citation: 58-69-102	<a href="#">Utah Dental Board</a> 160 East 300 South Salt Lake City, Utah 84111 1-801-530-6628	Dentists are not prohibited from ordering home sleep apnea tests.	Comment from the Dental Board:  “Utah law and rule does not specifically address specific health conditions. The scope of practice for licensees is defined within the practice acts and the definitions of the practice. I would refer you to 58-67-102 and the definition of the practice of medicine and 58-69-102 for the definition of the practice of dentistry. Licensees must practice within their respective scope of practice and meet the standard of care.”

## State Dental Board Information and Status of Home Sleep Apnea Testing Regulations

State	Dental Sleep Rules and Regulatory Links	Law Citation	Dental Board Contact Information	Home Sleep Apnea Test Status	State Dental Board Comments
VT	<a href="#">Vermont Statutes, Title 26, Chapter 12 - Dentists, Dental Hygienists, and Dental Assistants</a>	Dental Scope of Practice Citation: § 561	<a href="#">Vermont State Board Dental Examiners</a> 89 Main Street, 3rd Floor Montpelier VT 05620-3402 1-802-828-2363	Dentists are not prohibited from ordering home sleep apnea tests.	The Vermont Board of Dental Examiners has not provided the AADSM with any comments about HSAT use by dentists.
VA	<a href="#">Code of Virginia, Title 54.1, Chapter 27 – Dentistry</a>	Dental Scope of Practice Citation: § 54.1-2711	<a href="#">Virginia Board of Dentistry</a> Perimeter Center 9960 Mayland Drive, Suite 300 Henrico, VA 23233-1463 (804) 367-4538	Dentists cannot order a home sleep apnea test.	Comment from the Board of Dentistry:  “The advice given to me by the Board’s attorney, in response to previous inquiries from dentists about testing patients for sleep apnea, is that a Virginia dentist may refer a patient to a polysomnographic technologist for a sleep study but a Virginia dentist cannot conduct sleep studies. The technologist is  required to report sleep study results to the supervising physician who could refer the patient to a dentist for dental treatment.”
WA	<a href="#">Revised Code of Washington, Chapter 18.32 – Dentistry</a>	Dental Scope of Practice Citation: 18.32.020	<a href="#">Washington State Board of Dentistry</a> P.O. Box 1099 Olympia, WA 98507-1099 1-360-236-4700	Dentists are not prohibited from ordering home sleep apnea tests.	Comment from the State Board of Dentistry:  “Washington State laws do not call out specific procedures or modalities that dentists may use to practice dentistry. We do have a definition of dentistry in RCW 18.32.020, link below.”  <a href="https://app.leg.wa.gov/RCW/default.aspx?cite=18.32.020">https://app.leg.wa.gov/RCW/default.aspx?cite=18.32.020</a>

## State Dental Board Information and Status of Home Sleep Apnea Testing Regulations

State	Dental Sleep Rules and Regulatory Links	Law Citation	Dental Board Contact Information	Home Sleep Apnea Test Status	State Dental Board Comments
WV	<a href="#">West Virginia Code, Chapter 30, Article 4 - West Virginia Dental Practice Act</a>	Dental Scope of Practice Citation: §30-4-9	<a href="#">West Virginia Board of Dentistry</a> 1319 Robert C. Byrd Drive Crab Orchard, WV 25827 1-877-914-8266	Dentists are not prohibited from ordering home sleep apnea tests.	Comment from the Board of Dentistry:  “The Standard of Care in WV is the dentist requires a diagnosis from a sleep study made by an MD. Once there is a diagnosis an appliance can be made by the dentist and any adjustments necessary to the appliance. The Dentist must work in conjunction with the MD for the patient’s sleep apnea.”
WI	<a href="#">Wisconsin Statutes and Annotations - Chapter 447 - Dentistry Examining Board</a>	Dental Scope of Practice Citation: 447.01	<a href="#">Wisconsin Dental Board</a> 1400 East Washington Avenue, Room 112 Madison, WI 53703 1-608-266-2112	Dentists are not prohibited from ordering home sleep apnea tests.	Position Statement from the Wisconsin Dental Board Website:  <a href="#">Sleep Related Breathing Disorders Dentistry Examining Board Position Statements</a>
WY	<a href="#">Dental Practice Act</a>	Dental Scope of Practice Citation: 33-15-114	<a href="#">Wyoming Board of Dental Examiners</a> 2001 Capitol Ave, Room 103 Cheyenne, WY 82002 1-307-777-7387	Dentists are not prohibited from ordering home sleep apnea tests.	Comment from the Board of Dental Examiners:  “The Board had determined in 2018 that the treatment of sleep apnea without a medical consultation and diagnosis is outside the scope of practice of dentistry in Wyoming.”