



OFFICE OF LEGISLATIVE SERVICES
ADMINISTRATIVE RULES
STATE HOUSE ANNEX
25 CAPITOL STREET, ROOM 234
CONCORD, NH 03301

Rulemaking Notice Form

Notice Number: 2026-207

Rule Number: Den 503.01, and Den 503.05

1. **Agency:** Board of Dental Examiners
Agency Address: Board of Dental Examiners
c/o Office of Professional Licensure and Certification
7 Eagle Square
Concord NH 03301
2. **RSA Authority:** RSA 317-A:12, XIII; RSA 318-B:41, I(a)(2)
3. **Federal Authority:**
4. **Action(s):** Readopt w/Amendment
5. **Short Title:** Opioid Prescribing
6. **(a) Summary of what the rule says and of any proposed amendments including whether the rule implements a state statute for the first time:**

These rules implement the statutory requirement the legislature enacted requiring the Board of Dental Examiners (Board), among others, to enact rules relative to prescribing controlled drugs. The legislature created the Controlled Drug Prescription Health and Safety Program pursuant to RSA 126-A:89 through RSA 126-A:96, and these rules outline the requirements for those governed by the Board when prescribing opioids.

X **Does this rule implement a state statute for the first time?**
If yes, please explain:

The previous program was enacted under RSA 318-B:31 through RSA 318-B:38. RSA 318-B:31 through RSA 318-B:38 was repealed by 2021, 91:46, effective July 1, 2021. The program was transferred to RSA 126-A:89 through RSA 126-A:96, and while the program was repealed and reenacted as a new program, the exemptions remain the same.

6. **(b) Brief description of the groups affected:**

Individuals who prescribe opioids and are governed by the Board of Dental Examiners.

6. **(c) Specific section or sections of state statute or federal statute or regulation which the rule is intended to implement:**

Rule	Statute
Den 503.01	RSA 318-B:41, II
Den 503.05	RSA 317-A:12, XIII; RSA 318-B:41, II

7. **Contact person for copies and questions including requests to accommodate persons with disabilities:**

Name: Carson Hansford	Title: Administrative Rules Coordinator
Address: Office of Professional Licensure and Certification 7 Eagle Square Concord NH 03301	Phone Number: (603) 271-7809
	FAX Number:
	Email: oplc-rules@oplc.nh.gov

8. **Deadline for submission of materials in writing or, if practicable for the agency, in the electronic format specified:**

Monday, November 9, 2026

☐ Fax
☒ Email oplc-rules@oplc.nh.gov
☐ Other

9. **Public hearing scheduled for:**

Date: Monday, November 2, 2026

Time: 9:00 AM

Place: Office of Professional Licensure and Certification
7 Eagle Square
Concord NH 03301

Electronic Access, if applicable: N/A

10. **Fiscal Impact Statement (Prepared by Legislative Budget Assistant):**

FIS #: 26:176, dated: Monday, September 28, 2026

1. **Comparison of the costs of the proposed rule(s) to the existing rule(s):**

There is no difference in costs when comparing the proposed rules to the existing rules.

2. Cite the Federal mandate. Identify the impact on state funds:

No federal mandate, no impact on state funds.

3. Cost and benefits of the proposed rule(s):

A. To State general or State special funds:

None.

B. To State citizens and political subdivisions:

None.

C. To independently owned businesses:

None.

11. Statement Relative to Part I, Article 28-a of the N.H. Constitution:

There are no costs associated with these rules. These rules do not apply to political subdivisions. These rules do not mandate or assign any new, expanded, or modified programs or responsibilities to any political subdivision in such a way as to necessitate additional local expenditure, and therefore, do not violate Part I, Article 28-a of the N.H. Constitution.