

# **Bills Relating to Dental Hygiene Sent to the Governor July 2008 to June 2009**

## **AR HB 1367**

Signed by the governor

2/20/2009

Allows dental hygienists to provide dental hygiene services in correctional facilities under general supervision if the patient has been examined by a dentist. The physical presence of a dentist is not required, but the hygienist is required to administer care in accordance with a protocol developed by a dentist.

## **CO SB 129**

Signed by governor

4/22/2009

Adds duties to list of what constitutes the practice of unsupervised and supervised dental hygiene. Adds diagnosis and x-rays to unsupervised practice, moves local anesthesia to general supervision. Defines the dental hygiene diagnosis

## **IA HB 380**

Signed by the governor

4/10/2009

Removes the prohibition against faculty members serving on the dental board. Includes tooth whitening procedures in the practice of dentistry and limits to dental professionals.

## **KY HB 336**

Signed by the Governor

3/20/2009

Adds dental hygiene assessment to the dental hygiene scope of practice. Removes the 3-day notification to patients for general supervision and allows for a dental hygienist to perform an unsupervised dental screening for children before entering school.

## **ME LD 100**

Signed by the Governor

5/26/2009

Expands health screening in schools to include oral health screening. Requires oral health screening for students prior to entering kindergarten and for new students to a school district entering grades 1 to 6 and periodically thereafter.

## **MD SB 602**

Signed by the governor

5/19/2009

Expands the practice of dental hygiene to include manual curettage and administration of local anesthesia. Dental hygienists will be permitted to administer local anesthesia by infiltration under the direct supervision of a dentist. In addition, the time a dental hygienist can work under general supervision in a private office is increased to 60% of the dental hygienist's total time worked in a three-month period.

## **MA SB 2819**

Signed by the governor

1/15/2009

Creates a public health hygienist who works in public health settings via a collaborative agreement with a dentist. In order to qualify, a dental hygienist must have at least three years of full-time clinical experience practicing in public health settings and receive appropriate training as determined by the department of public health. This hygienist also would be allowed to bill Medicaid directly for services. The Medicaid rules must be amended to reflect this directive from

the legislature.

**MN SF 2083**

Signed by the governor

5/18/2009

Creates the dental therapist and advanced dental therapist mid-level providers. A dental therapist provides basic preventive and limited restorative services, extractions of primary teeth and limited prescriptive authority. A number of services can be administered without onsite supervision, however all restorative services and extractions require the presence of a dentist. The advanced dental therapist is a master's level educated provider licensed to practice as a dental therapist. The advanced dental therapist scope of practice includes evaluation, assessment and treatment planning, non-surgical extractions of permanent teeth as well as all services administered by a dental therapist without the requirement for onsite supervision. Both providers work via a collaborative management agreement in settings that serve low-income, uninsured and underserved patients.

**MO SB 296**

Sent to the governor

5/29/2009

Initiates a volunteer license for retired dentists and dental hygienist who have practiced in any state for 10 years and retired less than 4 years ago. Includes tooth whitening procedures in the practice of dentistry and limits to dental professionals.

**MT SB 226**

Chaptered

4/20/2009

61st Legislature SB0226

Temporary volunteer licensure of non resident dentists and dental hygienists

**New Hampshire HB301**

Sent to the Governor

5/6/2009

Establishes a task force to study access to dental care. The task force will study the problem of access to dental care for low-income, uninsured, and underinsured persons and shall make recommendations for improving the delivery of services to this population. Areas of focus shall include, but not be limited to, education; Medicaid and other reimbursement for children and adults; promoting a "dental home" to lessen the reliance on emergency rooms for dental care; geographical disparities in available dental services; barriers to care such as transportation, language, and other health problems; and provider models from other states. In addition, the task force shall create a detailed action plan for improving access to dental care. The fifteen-member taskforce will be composed of various stakeholder organizations including: the New Hampshire Dental Hygienists' Association, New Hampshire Dental Society, state legislators, and other issue stakeholders.

**NM 286**

Signed by the Governor

4/07/2009

Reinstates the Board of Dental Health Care until July 1, 2016 following a "sunset review" in 2008 with no changes to the practice act.

**ND HB 1091**

Signed by the Governor

4/09/2009

Authorizes a registered dental hygienist to orally transmit a prescription to a pharmacist if the supervising dentist has authorized the hygienist to do so.

**ND HB 1176**

Signed by the Governor

4/08/2009

Redefines the conditions in which a dental hygienist may practice under general supervision. General supervision may be used if the procedures are authorized in advance by the supervising

dentist, except procedures which may only be used under direct supervision as established by the board by rule.

**OK HB 1059**

Signed by governor

5/14/2009

Creates a special volunteer license for OK dental hygienists and temporary volunteer license for out of state hygienists.

**TX S97/H456**

Effective after 9/01

Adds community health center to settings where a dental hygienist may provide delegated services before dentist examines patient. Extends length of time for performing services to 6 months.

**UT HB 121**

Signed by the Governor

3/25/2009

Retired Volunteer Health Care Practitioner Act, covering most health professions, includes dentists and dental hygienists. License will allow practice at "charity locations." Individual boards will make additional rules.

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**VA SB 1202**

Signed by the Governor

3/27/2009

Establishes a pilot project where dental hygienists, employed by the Virginia Department of Health, may provide dental hygiene services in Virginia Dental Health Professional Shortage Areas. The dental hygienist shall practice pursuant to a protocol developed jointly by the medical directors of each of the districts, dental hygienists employed by the Department of Health, the Director of the Dental Health Division of the Department of Health, and representative from the Virginia Dental and Dental Hygienists' Association.

**Vermont HB 86**

Signed by the Governor

5/23/2009

Directs the director of the Office of Professional Regulation to file a report with the general assembly by January 1, 2010 recommending whether to restructure the Board of Dental Examiners to improve the regulation of dental hygienists. If the board determines that restructuring is necessary, it shall make appropriate recommendations.

**WA HB 1309**

Signed 5/04

Makes permanent a provision allowing dental hygienists direct access to patients in "senior centers."

**WV HB 2191**

Signed by the governor

3/27/2009

Authorizes dental hygienists, who meet specific requirements, to provide dental hygiene services without the supervision of a dentist in hospitals, schools, correctional facilities, jails, community clinics, long term care facilities, nursing homes, home health agencies, group homes, state institutions under the Department of Health and Human Resources, public health facilities, homebound settings and Accredited Dental Hygiene Education programs. In order to qualify, a dental hygienist is required to have two years and 3,000 hours of clinical dental hygiene experience; six additional continuing education hours this must include 3 hours in medical emergencies and 3 hours in general public health content. The dental hygienist and supervising dentist must submit an annual report to the West Virginia Board of Dental Examiners of services rendered.

The bill also authorizes dental hygienists, who meet specific requirements, to work under general supervision in a dental office or treatment facilities. The hygienist cannot work when the supervising dentist is not physically at the location for more than fifteen consecutive days.

### **Wisconsin AB 103**

Signed by the Governor

5/13/2009

Authorizes the board to issue a permit to practice<sup>3</sup> dental hygiene, without compensation, for a period of not more than ten days in a year and in a specified area, if the person is licensed to practice dental hygiene in another state. The board must determine that the person's services will improve the welfare of residents of this state and that the person is qualified and satisfies current criteria for obtaining a permanent license in this state based on licensure in another state. The board may not require an examination on state statutes and rules relating to dental hygiene. Under the bill, the board may renew a permit but may not charge a fee for issuance or renewal.



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