

1st Sub. S.B. 135
DENTAL PRACTICE ACT AMENDMENTS

Senator **Allen M. Christensen** proposes the following amendments:

1. *Page 1, Line 13:*

13 ▶ provides for the use of teledentistry within the state by ~~{dentists}~~ dental professionals
 licensed within the

2. *Page 1, Line 17:*

17 ▶ establishes the dental services a ~~{dentist}~~ dental professional may ~~{and may~~
 not} provide using

3. *Page 2, Line 30:*

30 ~~{58-69-801, as last amended by Laws of Utah 2016, Chapter 348}~~

4. *Page 2, Lines 39 through 41:*

39 (1) "Asynchronous technology" means store-and-forward technology that allows a
40 ~~{dentist}~~ licensed dental professional or a dental hygienist to transmit a patient's health information
 to a dentist for viewing at
41 a later time.

5. *Page 5, Line 136 through Page 6, Line 175:*

~~{136} ——— Section 3. Section 58-69-801 is amended to read:~~
137 ~~——— 58-69-801. Dental hygienist -- Limitations on practice.~~
138 ~~——— (1) A dental hygienist licensed under this chapter may only practice dental hygiene:~~
139 ~~——— [(1)] (a) in an accredited dental or dental hygienist school to teach and demonstrate the~~
140 ~~practice of dental hygiene;~~
141 ~~——— [(2)] (b) for a public health agency;~~
142 ~~——— [(3)] (c) under the supervision of a dentist, for an employee leasing company or~~
143 ~~temporary personnel service company providing employees to a dentist or other person~~
144 ~~lawfully providing dental services:~~
145 ~~——— [(a)] (i) under the indirect supervision of a dentist licensed under this chapter at any~~
146 ~~time the dental hygienist is administering an anesthetic or analgesia as permitted under this~~
147 ~~chapter or division rules made under this chapter;~~
148 ~~——— [(b)] (ii) under the general supervision of a dentist licensed under this chapter within~~

149 ~~the office of the supervising dentist and upon patients of record of the supervising dentist; and~~
150 ~~—— [(c)] (iii) under the general supervision of a dentist licensed under this chapter, and the~~
151 ~~practice is conducted outside of the office of the supervising dentist, if:~~
152 ~~—— [(i)] (A) the dental hygiene work performed is authorized by the supervising dentist as~~
153 ~~a part of and in accordance with the supervising dentist's current treatment plan for the patient;~~
154 ~~—— [(ii)] (B) no anesthetic or analgesia is used;~~
155 ~~—— [(iii)] (C) the supervising dentist has determined the patient's general health and oral~~
156 ~~health are so that the dental hygiene work can be performed under general supervision and with~~
157 ~~an acceptable level of risk or injury as determined by the supervising dentist;~~
158 ~~—— [(iv)] (D) the supervising dentist accepts responsibility for the dental hygiene work~~
159 ~~performed under general supervision; and~~
160 ~~—— [(v)] (A) (E) the dental hygienist's work is performed on a patient who is homebound~~
161 ~~or within a hospital, nursing home, or public health agency or institution; and (B) the patient~~
162 ~~is the supervising dentist's patient of record, and the dentist has examined the patient within six~~
163 ~~months prior to the patient's receiving treatment from a dental hygienist under this Subsection~~
164 ~~[(3)] (1)(c); or~~
165 ~~—— [(4)] (d) under a written agreement with a dentist who is licensed under this chapter~~
166 ~~and who is a Utah resident if:~~
167 ~~—— [(a)] (i) the dental hygienist practices in a public health setting;~~
168 ~~—— [(b)] (ii) the dentist is available in person, by phone, or by electronic communication;~~
169 ~~—— [(c)] (iii) the agreement provides that the dental hygienist shall refer a patient with a~~
170 ~~dental need beyond the dental hygienist's scope of practice to a licensed dentist; and~~
171 ~~—— [(d)] (iv) the dental hygienist obtains from each patient an informed consent form that~~
172 ~~provides that treatment by a dental hygienist is not a substitute for a dental examination by a~~
173 ~~dentist.~~
174 ~~—— (2) A dentist's use of teledentistry is not an expansion of the scope of practice for~~
175 ~~dental hygienists.~~ }

Renumber remaining sections accordingly.