

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.
Act 203 of the Regular Session

1 State of Arkansas
2 87th General Assembly
3 Regular Session, 2009
4

A Bill

HOUSE BILL 1367

5 By: Representative Pennartz
6 By: Senator P. Malone
7

For An Act To Be Entitled

10 AN ACT TO IMPROVE DENTAL HEALTH AMONG PATIENTS IN
11 FACILITIES OF THE DEPARTMENT OF CORRECTION OR
12 DEPARTMENT OF COMMUNITY CORRECTION; TO CLARIFY
13 THE DUTIES OF DENTAL HYGIENISTS IN FACILITIES OF
14 THE DEPARTMENT OF CORRECTION OR DEPARTMENT OF
15 COMMUNITY CORRECTION; AND FOR OTHER PURPOSES.
16

Subtitle

17 TO IMPROVE DENTAL HEALTH AMONG PATIENTS
18 AND TO CLARIFY THE DUTIES OF DENTAL
19 HYGIENISTS IN FACILITIES OF THE
20 DEPARTMENT OF CORRECTION OR DEPARTMENT
21 OF COMMUNITY CORRECTION.
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25 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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27 SECTION 1. Arkansas Code § 17-82-104(d), concerning dental hygienists
28 working in the Department of Correction, is amended to read as follows:

29 (d)(1) A registered licensed dental hygienist working at a Department
30 of Correction or Department of Community Correction facility may work under
31 the general supervision of a licensed dentist.

32 (2)(A) ~~“General supervision” as~~ As used in this subsection,
33 “general supervision” means that+ a licensed dentist has authorized a
34 procedure performed by a dental hygienist but the licensed dentist is not
35 required to be present in the treatment facility while the procedure is being



1 performed by the dental hygienist.

2 (B) "General supervision" includes the following
3 restrictions:

4 ~~(A)(i)~~ The dentist shall establish a written office
5 protocol that specifically indicates when a hygienist may treat a patient and
6 when a patient is to be seen by a dentist;

7 ~~(B)(ii)~~ The hygienist shall specifically adhere to
8 the protocol for treatment developed by the dentist;

9 ~~(C)(iii)(a)~~ ~~General supervision is limited to~~
10 ~~prophylaxis, application of sealant, root planing, and any duties normally~~
11 ~~assigned to dental assistants~~ A dental hygienist working under general
12 supervision may perform any duties that may be delegated to a dental
13 hygienist under this subchapter or the rules of the Arkansas State Board of
14 Dental Examiners.

15 (b) A dental hygienist may perform duties
16 under subdivision (d)(2)(B)(iii)(a) of this section only after a licensed
17 dentist has examined the patient;

18 ~~(D) The dentist is to review and countersign all entries~~
19 ~~made in the patient's chart by the hygienist within seven (7) working days;~~

20 ~~(E) All hygienists working in a general supervision~~
21 ~~capacity shall be currently certified in cardiopulmonary resuscitation; and~~

22 ~~(F)(C)~~ The hygienist shall review a patient's dental
23 health history ~~prior to~~ before treatment.

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25 **APPROVED: 2/20/2009**