

# ARKANSAS SENATE

88th General Assembly - Regular Session, 2011

## Amendment Form

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### Subtitle of Senate Bill No. 42

AN ACT TO AUTHORIZE DENTAL HYGIENISTS TO PERFORM DENTAL HYGIENE  
PROCEDURES FOR PERSONS IN PUBLIC SETTINGS WITHOUT THE SUPERVISION OF  
A DENTIST.

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### Amendment No. 2 to Senate Bill No. 42

Amend Senate Bill No. 42 as originally introduced:

Add Representative Gaskill as a cosponsor of the bill

AND

Page 2, delete lines 4 through 19 and substitute the following:

"(2) "Collaborative dental hygienist" means a dental hygienist who holds a Collaborative Care Permit I, a Collaborative Care Permit II, or both from the Arkansas State Board of Dental Examiners and who has entered into a collaborative agreement with no more than one (1) consulting dentist regarding the provision of services under this subchapter;

(3) "Consulting dentist" means a dentist who holds a Collaborative Dental Care Permit from the Arkansas State Board of Dental Examiners and:



(A) If engaged in the private practice of dentistry, has entered into a collaborative agreement with no more than three (3) collaborative dental hygienists regarding the provision of services under this subchapter; or

(B) Is employed by the Department of Health;"

AND

Page 3, delete lines 3 through 25 and substitute the following:

"17-82-702. Permits — Fees.

(a)(1) A dental hygienist licensed by the Arkansas State Board of Dental Examiners is eligible for a Collaborative Care Permit I if the dental hygienist has:

(A) Practiced as a dental hygienist for one thousand two hundred (1,200) clinical hours; or

(B) Taught for two (2) academic years over the course of the immediately preceding three (3) academic years of courses in which a person enrolls to obtain necessary academic credentials for a dental hygienist license.

(2) A dental hygienist licensed by the Arkansas State Board of Dental Examiners is eligible for a Collaborative Care Permit II if the dental hygienist has:

(A) Practiced as a dental hygienist for one thousand eight hundred (1,800) clinical hours; or

(B)(i) Taught for two (2) academic years over the course of the immediately preceding three (3) academic years of courses in which a person enrolls to obtain necessary academic credentials for a dental hygienist license; and

(ii) Completed a six-hour continuing dental education course.

(3) A dentist licensed by the Arkansas State Board of Dental Examiners is eligible for a Collaborative Dental Care Permit.

(b)(1)(A) The Arkansas State Board of Dental Examiners may charge a fee to a dentist who applies for a collaborative dental care permit.

(B) The Arkansas State Board of Dental Examiners shall calculate the fee to cover the costs of administering and processing the application and the costs of inspecting the dentist's practice to determine his or her compliance with rules adopted under this subchapter.

(2)(A) The Arkansas State Board of Dental Examiners may charge a fee to a registered dental hygienist who applies for a collaborative dental care permit.

(B) The Arkansas State Board of Dental Examiners shall calculate the fee to cover the costs of administering and processing the application and the costs of inspecting the registered dental hygienist's practice to determine his or her compliance with rules adopted under this subchapter.

(3)(A) A dentist or registered dental hygienist who holds a collaborative dental care permit shall renew the permit at the same time as a dentist's or registered dental hygienist's the permit shall expire.

(B)(i) The Arkansas State Board of Dental Examiners may charge a renewal fee for administering the renewal of the permit.

(ii) The board shall calculate the fee to cover the costs of administering and processing the renewal of the permit."

AND

Page 4, line 16, delete "(c)" and substitute "(c)(1)"

AND

Page 4, delete line 20 and substitute the following:

"disregarded.

(2) For the limited purposes of Medicaid reimbursement under this subchapter, the collaborative dental hygienist is deemed to be an employee of the consulting dentist and the collaborative dental hygienist as a condition of employment under this subchapter shall submit the Medicaid payment for services performed under this subchapter to the consulting dentist."

AND

Page 5, line 6, add the following:

"17-82 707. Malpractice insurance.

A collaborative dental hygienist who provides services permitted under this subchapter shall be insured under a malpractice liability policy for the provision of the services."

The Amendment was read the first time, rules suspended and read the second time and \_\_\_\_\_

By: Senator D. Johnson

MGF/LBL - 01/26/11 08:03

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Secretary