

Chapter 416

(House Bill 657)

AN ACT concerning

State Board of Dental Examiners – Dentists and Dental Hygienists – Grounds for Discipline

FOR the purpose of authorizing the State Board of Dental Examiners to take certain disciplinary actions against applicants for a license to practice dentistry or dental hygiene, licensed dentists, or licensed dental hygienists if the applicant or licensee demonstrates a certain course of conduct or provides a certain service that is inconsistent with certain standards of care under certain circumstances; and generally relating to the discipline of applicants for licensure and licensees of the State Board of Dental Examiners.

BY renumbering

Article – Health Occupations

Section 4–315(a)(18) through (32) and (b)(11) through (18), respectively to be Section 4–315(a)(20) through (34) and (b)(13) through (20), respectively

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

BY adding to

Article – Health Occupations

Section 4–315(a)(18) and (19) and (b)(11) and (12)

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That Section(s) 4–315(a)(18) through (32) and (b)(11) through (18), respectively, of Article – Health Occupations of the Annotated Code of Maryland be renumbered to be Section(s) 4–315(a)(20) through (34) and (b)(13) through (20), respectively.

SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article – Health Occupations

4–315.

(a) Subject to the hearing provisions of § 4–318 of this subtitle, the Board may deny a general license to practice dentistry, a limited license to practice dentistry,

or a teacher's license to practice dentistry to any applicant, reprimand any licensed dentist, place any licensed dentist on probation, or suspend or revoke the license of any licensed dentist, if the applicant or licensee:

(18) DEMONSTRATES A COURSE OF CONDUCT OF PROVIDING DENTAL CARE THAT IS INCONSISTENT WITH GENERALLY ACCEPTED PROFESSIONAL STANDARDS OF CARE IN THE PRACTICE OF DENTISTRY, REGARDLESS OF WHETHER ACTUAL INJURY TO THE PATIENT OCCURS;

(19) PROVIDES A DENTAL SERVICE IN A MANNER THAT IS SIGNIFICANTLY INCONSISTENT WITH GENERALLY ACCEPTED PROFESSIONAL STANDARDS OF CARE IN THE PRACTICE OF DENTISTRY, REGARDLESS OF WHETHER ACTUAL INJURY TO THE PATIENT OCCURS;

(b) Subject to the hearing provisions of § 4-318 of this subtitle, the Board may deny a general license to practice dental hygiene, a teacher's license to practice dental hygiene, or a temporary license to practice dental hygiene to any applicant, reprimand any licensed dental hygienist, place any licensed dental hygienist on probation, or suspend or revoke the license of any licensed dental hygienist, if the applicant or licensee:

(11) DEMONSTRATES A COURSE OF CONDUCT OF PROVIDING DENTAL HYGIENE CARE THAT IS INCONSISTENT WITH GENERALLY ACCEPTED PROFESSIONAL STANDARDS OF CARE IN THE PRACTICE OF DENTAL HYGIENE, REGARDLESS OF WHETHER ACTUAL INJURY TO THE PATIENT OCCURS;

(12) PROVIDES A DENTAL HYGIENE SERVICE IN A MANNER THAT IS SIGNIFICANTLY INCONSISTENT WITH GENERALLY ACCEPTED PROFESSIONAL STANDARDS OF CARE IN THE PRACTICE OF DENTAL HYGIENE, REGARDLESS OF WHETHER ACTUAL INJURY TO THE PATIENT OCCURS;

SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2014.

Approved by the Governor, May 5, 2014.