

HOUSE BILL 101

J2

(4lr0703)

ENROLLED BILL

— *Health and Government Operations/Education, Health, and Environmental Affairs* —

Introduced by **Delegate Kipke**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this _____ day of _____ at _____ o'clock, _____ M.

Speaker.

CHAPTER _____

1 AN ACT concerning

2 **Dental Hygienists – Nitrous Oxide – Repeal of Termination Date**

3 FOR the purpose of repealing the termination date of certain provisions of law relating
4 to the authority of a dental hygienist to monitor a patient to whom nitrous oxide
5 is administered; and generally relating to the practice of dental hygiene.

6 BY repealing and reenacting, without amendments,
7 Article – Health Occupations
8 Section 4–101(k)(9), 4–205(a)(1)(ix), and 4–206.2
9 Annotated Code of Maryland
10 (2009 Replacement Volume and 2013 Supplement)

11 BY repealing and reenacting, with amendments,
12 Chapter 271 of the Acts of the General Assembly of 2011

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.

Italics indicate opposite chamber/conference committee amendments.



1 Section 2

2 BY repealing and reenacting, with amendments,
3 Chapter 272 of the Acts of the General Assembly of 2011
4 Section 2

5 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
6 MARYLAND, That the Laws of Maryland read as follows:

7 **Article – Health Occupations**

8 4–101.

9 (k) “Practice dental hygiene” means to:

10 (9) Monitor, in accordance with § 4–206.2 of this title, a patient to
11 whom nitrous oxide is administered; or

12 4–205.

13 (a) In addition to the powers set forth elsewhere in this title, the Board may:

14 (1) Adopt regulations governing:

15 (ix) Reasonable requirements for:

16 1. The education, training, evaluation, and examination
17 of a dental hygienist before a dental hygienist may monitor a patient to whom nitrous
18 oxide is being administered, subject to § 4–206.2 of this subtitle; and

19 2. Monitoring by a dental hygienist, in accordance with §
20 4–206.2 of this subtitle, of a patient to whom nitrous oxide is being administered;

21 4–206.2.

22 (a) A dental hygienist may monitor a patient to whom nitrous oxide is
23 administered provided the monitoring of the patient is under the supervision of a
24 dentist who is physically present on the premises.

25 (b) Before a dental hygienist may monitor a patient to whom nitrous oxide is
26 administered, the dental hygienist shall successfully complete the following:

27 (1) Any educational requirements established by the Board; and

28 (2) A written and clinical examination as required by the Board.

1 (c) A dental hygienist shall complete the educational requirements
2 established by the Board under subsection (b)(1) of this section through an accredited
3 dental hygiene program.

4 **Chapter 271 of the Acts of 2011**

5 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
6 October 1, 2011. [It shall remain effective for a period of 3 years and, at the end of
7 September 30, 2014, with no further action required by the General Assembly, this Act
8 shall be abrogated and of no further force and effect.]

9 **Chapter 272 of the Acts of 2011**

10 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
11 October 1, 2011. [It shall remain effective for a period of 3 years and, at the end of
12 September 30, 2014, with no further action required by the General Assembly, this Act
13 shall be abrogated and of no further force and effect.]

14 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
15 July 1, 2014.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.