
By: **Delegates Guns, Morhaim, V. Jones, Cane, Klausmeier, D. Davis, and
~~Hammen~~ Hammen, Baldwin, Boutin, Oaks, Redmer, Schisler, Stern, and
Stull**

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Assigned to: Environmental Matters

Committee Report: Favorable with amendments
House action: Adopted
Read second time: March 17, 2000

CHAPTER _____

1 AN ACT concerning

2 **Dentists Dentistry - Licensure of Retired Volunteer Dentists and Dental**
3 **Hygienists**

4 FOR the purpose of establishing a license for a retired volunteer dentist to practice
5 dentistry in the State; establishing a license for a retired volunteer dental
6 hygienist to practice dental hygiene in the State; providing for the qualifications
7 and the application procedure for the license procedures for certain licenses;
8 providing for certain limitations on the authority to practice dentistry with a
9 retired volunteer dentist's license; providing for certain limitations on the
10 authority to practice dental hygiene with a retired volunteer dental hygienist's
11 license; and generally relating to the practice of dentistry by a retired volunteer
12 dentist and the practice of dental hygiene by a retired volunteer dental
13 hygienist.

14 BY renumbering
15 Article - Health Occupations
16 Section 4-304(c) and 4-308(c) ~~through (f), (d), (e), and (f),~~ respectively
17 to be Section 4-304(d) and 4-308(d) ~~through (g), (e), (g), and (h),~~ respectively
18 Annotated Code of Maryland
19 (1994 Replacement Volume and 1999 Supplement)

20 BY repealing and reenacting, with amendments,
21 Article - Health Occupations
22 Section 4-101(i), (j), and (k)
23 Annotated Code of Maryland

1 (1994 Replacement Volume and 1999 Supplement)

2 BY adding to

3 Article - Health Occupations

4 ~~Section 4-302(i), 4-304(e), and 4-308(e)~~ Section 4-302(i) and (j), 4-304(c) and

5 (e), and 4-308(c) and (f)

6 Annotated Code of Maryland

7 (1994 Replacement Volume and 1999 Supplement)

8 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
9 MARYLAND, That Section(s) 4-304(c) and 4-308(c) ~~through (f), (d), (e), and (f),~~
10 respectively, of Article - Health Occupations of the Annotated Code of Maryland be
11 renumbered to be Section(s) 4-304(d) and 4-308(d) ~~through (g), (e), (g), and (h),~~
12 respectively.

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

15 **Article - Health Occupations**

16 4-101.

17 (i) (1) "License" means, unless the context requires otherwise, a license
18 issued by the Board to:

19 (i) Practice dentistry; or

20 (ii) Practice dental hygiene.

21 (2) "License" includes, unless the context requires otherwise:

22 (i) A general license to practice dentistry;

23 (ii) A limited license to practice dentistry;

24 (iii) A teacher's license to practice dentistry;

25 (iv) A general license to practice dental hygiene; [and]

26 (v) A teacher's license to practice dental hygiene; ~~AND~~

27 (VI) A RETIRED VOLUNTEER DENTIST'S LICENSE TO PRACTICE
28 DENTISTRY; AND

29 (VII) A RETIRED VOLUNTEER DENTAL HYGIENIST'S LICENSE TO
30 PRACTICE DENTAL HYGIENE.

31 (j) (1) "Licensed dental hygienist" means, unless the context requires
32 otherwise, a dental hygienist who is licensed by the Board to practice dental hygiene.

1 (2) "Licensed dental hygienist" includes, unless the context requires
2 otherwise, a holder of:

3 (i) A general license to practice dental hygiene; [or]

4 (ii) A teacher's license to practice dental hygiene; OR

5 (III) A RETIRED VOLUNTEER DENTAL HYGIENIST'S LICENSE TO
6 PRACTICE DENTAL HYGIENE.

7 (k) (1) "Licensed dentist" means, unless the context requires otherwise, a
8 dentist who is licensed by the Board to practice dentistry.

9 (2) "Licensed dentist" includes, unless the context requires otherwise, a
10 holder of:

11 (i) A general license to practice dentistry;

12 (ii) A limited license to practice dentistry; [or]

13 (iii) A teacher's license to practice dentistry; OR

14 (IV) A RETIRED VOLUNTEER DENTIST'S LICENSE TO PRACTICE
15 DENTISTRY.

16 4-302.

17 (I) IN ADDITION TO THE REQUIREMENTS OF SUBSECTIONS (A), (B), (C), AND (D)
18 OF THIS SECTION, TO QUALIFY FOR A RETIRED VOLUNTEER DENTIST'S LICENSE TO
19 PRACTICE DENTISTRY, THE APPLICANT SHALL:

20 (1) HAVE HAD A GENERAL LICENSE TO PRACTICE DENTISTRY ISSUED
21 UNDER THIS TITLE WITHIN THE LAST 2 YEARS;

22 (2) COMPLETE THE CONTINUING EDUCATION REQUIREMENTS THAT
23 THE BOARD ESTABLISHES FOR A GENERAL LICENSE; AND

24 (3) PROVIDE DENTAL SERVICES AS REQUIRED UNDER § 4-308(C) OF THIS
25 ~~TITLE.~~ SUBTITLE.

26 (J) IN ADDITION TO THE REQUIREMENTS OF SUBSECTIONS (A), (B), AND (E) OF
27 THIS SECTION, TO QUALIFY FOR A RETIRED DENTAL HYGIENIST'S LICENSE TO
28 PRACTICE DENTAL HYGIENE, THE APPLICANT SHALL:

29 (1) HAVE HAD A GENERAL LICENSE TO PRACTICE DENTAL HYGIENE
30 UNDER THIS TITLE WITHIN THE LAST 2 YEARS;

31 (2) COMPLETE THE CONTINUING EDUCATION REQUIREMENTS THAT
32 THE BOARD ESTABLISHES FOR A GENERAL LICENSE; AND

1 (3) PROVIDE DENTAL HYGIENE SERVICES AS REQUIRED UNDER §
2 4-308(F) OF THIS SUBTITLE.

3 4-304.

4 (C) TO APPLY FOR A RETIRED VOLUNTEER DENTIST'S LICENSE TO PRACTICE
5 DENTISTRY, AN APPLICANT:

6 (1) SHALL SUBMIT AN APPLICATION TO THE BOARD ON THE FORM THAT
7 THE BOARD REQUIRES; AND

8 (2) MAY NOT BE REQUIRED TO PAY AN APPLICATION FEE.

9 (E) TO APPLY FOR A RETIRED VOLUNTEER DENTAL HYGIENIST'S LICENSE TO
10 PRACTICE DENTAL HYGIENE, AN APPLICANT:

11 (1) SHALL SUBMIT AN APPLICATION TO THE BOARD ON THE FORM THAT
12 THE BOARD REQUIRES; AND

13 (2) MAY NOT BE REQUIRED TO PAY AN APPLICATION FEE.

14 4-308.

15 (C) WHILE IT IS EFFECTIVE, A RETIRED VOLUNTEER DENTIST'S LICENSE TO
16 PRACTICE DENTISTRY ISSUED UNDER THIS TITLE AUTHORIZES THE LICENSEE TO
17 PRACTICE DENTISTRY:

18 (1) ONLY IN A DENTAL OFFICE, DENTAL CLINIC, AMBULATORY CARE
19 FACILITY, OR HOSPITAL;

20 (2) ONLY FOR AN ENTITY PROVIDING MEDICAL CARE TO THE POOR,
21 ELDERLY, OR HANDICAPPED THAT IS OPERATED BY:

22 (I) THE STATE OR A LOCAL GOVERNMENT;

23 (II) A BONA FIDE CHARITABLE ORGANIZATION; OR

24 (III) ANY OTHER ~~SETTING~~ ENTITY AUTHORIZED UNDER
25 REGULATIONS ADOPTED BY THE BOARD;

26 (3) IF THE DENTIST SIGNS A WRITTEN STATEMENT AGREEING TO
27 DONATE AT LEAST 100 HOURS OF DENTAL SERVICES WITHOUT COMPENSATION IN A
28 FACILITY THAT SATISFIES THE REQUIREMENTS OF SUBSECTIONS (D)(1) AND (2) OF
29 THIS SECTION;

30 (4) IF THE DENTIST PROVIDES DOCUMENTATION AS REQUIRED BY THE
31 BOARD WHICH EVIDENCES THAT THE LICENSEE IS COVERED BY MALPRACTICE
32 INSURANCE; AND

33 (5) IF THE DENTIST DOES NOT OTHERWISE PRACTICE DENTISTRY FOR
34 PROFIT.

1 (F) WHILE IT IS EFFECTIVE, A RETIRED VOLUNTEER DENTAL HYGIENIST'S
2 LICENSE TO PRACTICE DENTAL HYGIENE ISSUED UNDER THIS TITLE AUTHORIZES
3 THE LICENSEE TO PRACTICE DENTAL HYGIENE:

4 (1) ONLY IN A DENTAL OFFICE, DENTAL CLINIC, AMBULATORY CARE
5 FACILITY, OR HOSPITAL;

6 (2) ONLY FOR AN ENTITY PROVIDING MEDICAL CARE TO THE POOR,
7 ELDERLY, OR HANDICAPPED THAT IS OPERATED BY:

8 (I) THE STATE OR A LOCAL GOVERNMENT;

9 (II) A BONA FIDE CHARITABLE ORGANIZATION; OR

10 (III) ANY OTHER ENTITY AUTHORIZED UNDER REGULATIONS
11 ADOPTED BY THE BOARD;

12 (3) IF THE DENTAL HYGIENIST SIGNS A WRITTEN STATEMENT
13 AGREEING TO DONATE AT LEAST 100 HOURS OF DENTAL HYGIENE SERVICES
14 WITHOUT COMPENSATION IN A FACILITY THAT SATISFIES THE REQUIREMENTS OF
15 SUBSECTIONS (G)(1) AND (2) OF THIS SECTION;

16 (4) IF THE DENTAL HYGIENIST PROVIDES DOCUMENTATION AS
17 REQUIRED BY THE BOARD WHICH EVIDENCES THAT THE LICENSEE IS COVERED BY
18 MALPRACTICE INSURANCE; AND

19 (5) IF THE DENTAL HYGIENIST DOES NOT OTHERWISE PRACTICE
20 DENTAL HYGIENE FOR PROFIT.

21 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take
22 effect October 1, 2000.