

SENATE BILL 691

Unofficial Copy  
J2

2000 Regular Session  
(01r2423)

**ENROLLED BILL**

-- *Economic and Environmental Affairs/Environmental Matters* --

Introduced by **Senators Hollinger and Lawlah**

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.

\_\_\_\_\_  
President.

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

1 to be Section 4-304(d) and 4-308(d) ~~through (e), (e), (g), and (h)~~, respectively  
 2 Annotated Code of Maryland  
 3 (1994 Replacement Volume and 1999 Supplement)

4 BY repealing and reenacting, with amendments,  
 5 Article - Health Occupations  
 6 Section 4-101(i), ~~(j)~~, and (k)  
 7 Annotated Code of Maryland  
 8 (1994 Replacement Volume and 1999 Supplement)

9 BY adding to  
 10 Article - Health Occupations  
 11 ~~Section 4-302(i), 4-304(e), and 4-308(e)~~  
 12 Section 4-302(i) and (j), 4-304(c) and (e), and 4-308(c) and (f)  
 13 Annotated Code of Maryland  
 14 (1994 Replacement Volume and 1999 Supplement)

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

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

22 **Article - Health Occupations**

23 4-101.

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

26 (i) Practice dentistry; or

27 (ii) Practice dental hygiene.

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

29 (i) A general license to practice dentistry;

30 (ii) A limited license to practice dentistry;

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

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

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

1 (VI) A RETIRED VOLUNTEER DENTIST'S LICENSE TO PRACTICE  
2 DENTISTRY-; AND

3 (VII) A RETIRED VOLUNTEER DENTAL HYGIENIST'S LICENSE TO  
4 PRACTICE DENTAL HYGIENE.

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

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

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

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

11 (III) A RETIRED VOLUNTEER DENTAL HYGIENIST'S LICENSE TO  
12 PRACTICE DENTAL HYGIENE.

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

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

17 (i) A general license to practice dentistry;

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

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

20 (IV) A RETIRED VOLUNTEER DENTIST'S LICENSE TO PRACTICE  
21 DENTISTRY.

22 4-302.

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

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

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

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

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

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

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

8 (3) PROVIDE DENTAL HYGIENE SERVICES AS REQUIRED UNDER §  
9 4-308(F) OF THIS SUBTITLE.

10 4-304.

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

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

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

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

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

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

21 4-308.

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

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

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

29 (I) THE STATE OR A LOCAL GOVERNMENT;

30 (II) A BONA FIDE CHARITABLE ORGANIZATION; OR

31 (III) ANY OTHER SETTING AUTHORIZED UNDER REGULATIONS  
32 ADOPTED BY THE BOARD;

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

5 (4) IF THE DENTIST PROVIDES DOCUMENTATION AS REQUIRED BY THE  
6 BOARD WHICH EVIDENCES THAT THE LICENSEE IS COVERED BY MALPRACTICE  
7 INSURANCE; AND

8 (5) IF THE DENTIST DOES NOT OTHERWISE PRACTICE DENTISTRY FOR  
9 PROFIT.

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

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

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

17 (I) THE STATE OR A LOCAL GOVERNMENT;

18 (II) A BONA FIDE CHARITABLE ORGANIZATION; OR

19 (III) ANY OTHER SETTING ENTITY AUTHORIZED UNDER  
20 REGULATIONS ADOPTED BY THE BOARD;

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

25 (4) IF THE DENTAL HYGIENIST PROVIDES DOCUMENTATION AS  
26 REQUIRED BY THE BOARD WHICH EVIDENCES THAT THE LICENSEE IS COVERED BY  
27 MALPRACTICE INSURANCE; AND

28 (5) IF THE DENTAL HYGIENIST DOES NOT OTHERWISE PRACTICE  
29 DENTAL HYGIENE FOR PROFIT.

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

