

---

By: **Senator Hollinger (Chair, Education, Health, and Environmental Affairs Committee)**

Introduced and read first time: January 26, 2005

Assigned to: Education, Health, and Environmental Affairs

---

A BILL ENTITLED

1 AN ACT concerning

2 **State Board of Dental Examiners - Sunset Extension and Program**  
3 **Evaluation**

4 FOR the purpose of continuing the State Board of Dental Examiners in accordance  
5 with the provisions of the Maryland Program Evaluation Act (Sunset Law) by  
6 extending to a certain date the termination provisions relating to the statutory  
7 and regulatory authority of the Board; altering the membership of the Board;  
8 requiring that an evaluation of the Board and the statutes and regulations that  
9 relate to the Board be performed on or before a certain date; requiring the Board  
10 to submit a certain report to certain committees of the General Assembly on or  
11 before a certain date; providing for the staggering of terms; and generally  
12 relating to the State Board of Dental Examiners.

13 BY repealing and reenacting, with amendments,  
14 Article - Health Occupations  
15 Section 4-202(a)(2) and (h)(2) and 4-702  
16 Annotated Code of Maryland  
17 (2000 Replacement Volume and 2004 Supplement)

18 BY repealing and reenacting, without amendments,  
19 Article - State Government  
20 Section 8-403(a)  
21 Annotated Code of Maryland  
22 (2004 Replacement Volume)

23 BY repealing and reenacting, with amendments,  
24 Article - State Government  
25 Section 8-403(b)(17)  
26 Annotated Code of Maryland  
27 (2004 Replacement Volume)

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

3 **Article - Health Occupations**

4 4-202.

5 (a) (2) Of the 15 Board members:

6 (i) [9] 8 shall be licensed dentists;

7 (ii) [3] 4 shall be licensed dental hygienists; and

8 (iii) 3 shall be consumer members.

9 (h) (2) The terms of the members are staggered as required by the terms  
10 provided for members of the Board on October 1, [1994] 2005.

11 4-702.

12 Subject to the evaluation and reestablishment provisions of the Program  
13 Evaluation Act, this title and all rules and regulations adopted under this title shall  
14 terminate and be of no effect after July 1, [2006] 2011.

15 **Article - State Government**

16 8-403.

17 (a) On or before December 15 of the 2nd year before the evaluation date of a  
18 governmental activity or unit, the Legislative Policy Committee, based on a  
19 preliminary evaluation, may waive as unnecessary the evaluation required under this  
20 section.

21 (b) Except as otherwise provided in subsection (a) of this section, on or before  
22 the evaluation date for the following governmental activities or units, an evaluation  
23 shall be made of the following governmental activities or units and the statutes and  
24 regulations that relate to the governmental activities or units:

25 (17) Dental Examiners, State Board of (§ 4-201 of the Health Occupations  
26 Article: July 1, [2005] 2010);

27 SECTION 2. AND BE IT FURTHER ENACTED, That the State Board of Dental  
28 Examiners shall report to the Senate Education, Health, and Environmental Affairs  
29 Committee and the House Health and Government Operations Committee on or  
30 before October 1, 2006, in accordance with § 2-1246 of the State Government Article,  
31 on the implementation of recommendations of the Department of Legislative Services  
32 contained in the sunset evaluation report dated October 2004.

1 SECTION 3. AND BE IT FURTHER ENACTED, That the term of the dentist  
2 member of the State Board of Dental Examiners that expires on September 30, 2005  
3 shall be filled by a dental hygienist.

4 SECTION 4. AND BE IT FURTHER ENACTED, That this Act shall take effect  
5 October 1, 2005.