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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

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Committee Report: Favorable with amendments  
Senate action: Adopted  
Read second time: February 18, 2005

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CHAPTER \_\_\_\_\_

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~~ a certain term; and  
12 generally 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)~~ 4-202(a)(1) and (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,

1 Article - State Government  
 2 Section 8-403(b)(17)  
 3 Annotated Code of Maryland  
 4 (2004 Replacement Volume)

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 4-202.

9 (a) (1) The Board consists of [15] 16 members.

10 (~~a~~) (2) Of the ~~15~~ 16 Board members:

11 (i) ~~{9}~~ 8 shall be licensed dentists;

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

13 (iii) 3 shall be consumer members.

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

16 4-702.

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

20 **Article - State Government**

21 8-403.

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

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

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

32 SECTION 2. AND BE IT FURTHER ENACTED, That the State Board of Dental  
 33 Examiners shall report to the Senate Education, Health, and Environmental Affairs

1 Committee and the House Health and Government Operations Committee on or  
2 before October 1, 2006, in accordance with § 2-1246 of the State Government Article,  
3 on the implementation of recommendations of the Department of Legislative Services  
4 contained in the sunset evaluation report dated October 2004.

5 SECTION 3. AND BE IT FURTHER ENACTED, That the term of the ~~dentist~~  
6 ~~member of the State Board of Dental Examiners that expires on September 30, 2005~~  
7 ~~shall be filled by a dental hygienist~~ new dental hygienist member created under this  
8 Act shall expire in 2009.

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