

HOUSE BILL 1121

J2

3lr1236
CF SB 459

By: **Delegates Kipke, Bobo, Frank, Guzzone, Ivey, Jones, Kaiser, A. Kelly, McComas, McDonough, Minnick, Pena-Melnyk, ~~and V. Turner~~ V. Turner, Cullison, and Krebs**

Introduced and read first time: February 8, 2013
Assigned to: Health and Government Operations

Committee Report: Favorable with amendments
House action: Adopted
Read second time: March 17, 2013

CHAPTER _____

1 AN ACT concerning

2 **Health Occupations – Dental Hygienists – ~~Community Oral Health and~~**
3 **~~Wellness Act~~ Provision of Services at a Community-Based Health Fair**

4 FOR the purpose of authorizing a licensed dental hygienist, without the supervision of
5 a dentist, ~~to volunteer without compensation~~ to provide certain services ~~in any~~
6 ~~setting~~; without compensation at certain community-based health fairs;
7 requiring the Board of Dental Examiners, in consultation with the Department
8 of Health and Mental Hygiene’s Office of Oral Health, to develop a certain form;
9 requiring a certain dental hygienist to complete and submit a certain form to
10 the Office of Oral Health under certain circumstances; defining a certain term;
11 and generally relating to the practice of licensed dental hygienists.

12 BY adding to

13 Article – Health Occupations
14 Section 4-308.1
15 Annotated Code of Maryland
16 (2009 Replacement Volume and 2012 Supplement)

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

19 **Article – Health Occupations**

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.



1 4-308.1.

2 (A) IN THIS SECTION, "COMMUNITY-BASED HEALTH FAIR" MEANS A
 3 HEALTH SERVICE EVENT THAT OFFERS PRIMARY HEALTH CARE SERVICES TO AN
 4 INDIVIDUAL FOR FREE OR USING A SLIDING FEE SCHEDULE THAT IS SPONSORED
 5 BY:

6 (1) THE FEDERAL, THE STATE, OR A LOCAL GOVERNMENT;

7 (2) A NONPROFIT ORGANIZATION THAT IS EXEMPT FROM
 8 TAXATION UNDER § 501(C)(3) OF THE INTERNAL REVENUE CODE; OR

9 (3) A NONPROFIT COMMUNITY ORGANIZATION THAT HAS THE
 10 STATED PURPOSE OF PROVIDING HEALTH SERVICES TO THE DISADVANTAGED.

11 (B) NOTWITHSTANDING ANY OTHER PROVISION OF THIS TITLE, A
 12 LICENSED DENTAL HYGIENIST, WITHOUT THE SUPERVISION OF A DENTIST, MAY
 13 VOLUNTEER WITHOUT COMPENSATION TO PROVIDE WITHOUT COMPENSATION
 14 THE FOLLOWING SERVICES IN ANY SETTING AT A COMMUNITY-BASED HEALTH
 15 FAIR:

16 (1) ~~ORAL HEALTH SCREENINGS AND RISK ASSESSMENTS FOR~~
 17 ~~DENTAL CARIES, PERIODONTAL DISEASE, AND HEAD AND NECK CANCER~~ A
 18 PRELIMINARY DENTAL EXAMINATION, INCLUDING CHARTING ANY CAVITIES,
 19 RESTORATIONS, OR MISSING TEETH;

20 (2) ORAL HEALTH EDUCATION;

21 (3) ~~A REFERRAL TO A DENTAL HOME, AND FOLLOW-UP WHEN~~
 22 ~~POSSIBLE, THAT SERVES ALL POPULATIONS, INCLUDING LOW INCOME OR~~
 23 ~~SPECIAL NEEDS POPULATIONS;~~ TAKING BLOOD PRESSURE, PULSE RATE,
 24 RESPIRATION RATE, HEIGHT, AND WEIGHT; AND

25 (4) ~~FLUORIDE VARNISH TREATMENTS BEGINNING WITH TOOTH~~
 26 ~~ERUPTION FOR INDIVIDUALS AT MODERATE OR HIGH RISK FOR TOOTH DECAY,~~
 27 ~~IN CONSULTATION WITH THE OFFICE OF ORAL HEALTH OF THE DEPARTMENT,~~
 28 ~~A LICENSED DENTIST, OR A LICENSED PHYSICIAN; AND~~ REFERRALS TO A
 29 DENTAL HOME, INCLUDING PROVIDING A PATIENT WITH A LIST OF CLINICAL
 30 PUBLIC HEALTH FACILITIES.

31 (5) ~~WELLNESS ASSESSMENTS THAT INCLUDE:~~

32 (i) ~~BLOOD PRESSURE, PULSE, AND RESPIRATION;~~

1 ~~(H) HEIGHT AND WEIGHT MEASUREMENTS;~~
 2 ~~(HI) DIET AND NUTRITIONAL COUNSELING; AND~~
 3 ~~(IV) A REFERRAL TO A MEDICAL HOME, AND FOLLOW UP~~
 4 ~~WHEN POSSIBLE, THAT SERVES ALL POPULATIONS, INCLUDING LOW INCOME OR~~
 5 ~~SPECIAL NEEDS POPULATIONS.~~

6 **(C) (1) THE BOARD, IN CONSULTATION WITH THE DEPARTMENT'S**
 7 **OFFICE OF ORAL HEALTH, SHALL DEVELOP A STANDARD FORM TO BE USED BY**
 8 **A DENTAL HYGIENIST WHO PERFORMS THE SERVICES AUTHORIZED UNDER THIS**
 9 **SECTION AT A COMMUNITY-BASED HEALTH FAIR.**

10 **(2) A DENTAL HYGIENIST WHO PERFORMS SERVICES IN**
 11 **ACCORDANCE WITH THIS SECTION SHALL:**

12 **(I) FILL OUT THE FORM REQUIRED UNDER PARAGRAPH (1)**
 13 **OF THIS SUBSECTION FOR EACH PATIENT WHO RECEIVED SERVICES FROM THE**
 14 **DENTAL HYGIENIST; AND**

15 **(II) SUBMIT THE COMPLETED FORM TO THE OFFICE OF**
 16 **ORAL HEALTH.**

17 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
 18 October 1, 2013.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.