

SENATE BILL 825

J2

6lr3388
CF HB 470

By: **Senator Conway**

Introduced and read first time: February 5, 2016

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Health Occupations – Dental Hygienists – Administration of Nitrous Oxide**

3 FOR the purpose of authorizing, subject to certain requirements, dental hygienists to
4 administer nitrous oxide to certain patients; altering a certain definition; making
5 certain conforming changes; and generally relating to the administration of nitrous
6 oxide by dental hygienists.

7 BY repealing and reenacting, without amendments,

8 Article – Health Occupations

9 Section 4–101(a)

10 Annotated Code of Maryland

11 (2014 Replacement Volume and 2015 Supplement)

12 BY repealing and reenacting, with amendments,

13 Article – Health Occupations

14 Section 4–101(k)(9), 4–205(a)(1)(ix), and 4–206.2

15 Annotated Code of Maryland

16 (2014 Replacement Volume and 2015 Supplement)

17 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

18 That the Laws of Maryland read as follows:

19 **Article – Health Occupations**

20 4–101.

21 (a) In this title the following words have the meaning indicated.

22 (k) “Practice dental hygiene” means to:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (9) [Monitor,] ADMINISTER NITROUS OXIDE in accordance with §
2 4–206.2 of this title[, a patient to whom nitrous oxide is administered]; or
3 4–205.

4 (a) In addition to the powers set forth elsewhere in this title, the Board may:

5 (1) Adopt regulations governing:

6 (ix) Reasonable requirements for:

7 1. The education, training, evaluation, and examination of a
8 dental hygienist before a dental hygienist may [monitor a patient to whom] ADMINISTER
9 nitrous oxide [is being administered, subject to] UNDER § 4–206.2 of this subtitle; and

10 2. [Monitoring] ADMINISTERING NITROUS OXIDE by a
11 dental hygienist[, in accordance with] UNDER § 4–206.2 of this subtitle[, of a patient to
12 whom nitrous oxide is being administered];

13 4–206.2.

14 (a) [A] SUBJECT TO THE REQUIREMENTS OF SUBSECTIONS (B) AND (C) OF
15 THIS SECTION, A dental hygienist may [monitor a patient to whom] ADMINISTER nitrous
16 oxide [is administered provided the monitoring of the] TO A patient PROVIDED THE
17 ADMINISTRATION OF NITROUS OXIDE is under the supervision of a dentist who [is]:

18 (1) IS physically present on the premises; AND

19 (2) PRESCRIBES THE ADMINISTRATION OF NITROUS OXIDE BY THE
20 DENTAL HYGIENIST.

21 (b) Before a dental hygienist may [monitor a patient to whom] ADMINISTER
22 nitrous oxide [is administered] UNDER SUBSECTION (A) OF THIS SECTION, the dental
23 hygienist shall successfully complete the following:

24 (1) Any educational requirements established by the Board; and

25 (2) A written and clinical examination as required by the Board.

26 (c) A dental hygienist shall complete the educational requirements established
27 by the Board under subsection (b)(1) of this section through an accredited dental hygiene
28 program.

29 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
30 October 1, 2016.