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2/24/98 (P. NJ 333)

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FILED JAN 28 1998

STATE GOVERNMENT

SENATE FILE 2075

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MADDOX, and BEHN

(P. 272)

(P. 333)

Passed Senate, Date 2/12/98
Vote: Ayes 45 Nays 0
Approved March 4, 1998

Passed House, Date 2/24/98
Vote: Ayes 94 Nays 0

A BILL FOR

1 An Act relating to the creation of a dental hygiene committee
2 within the board of dental examiners.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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SF. 2075

1 Section 1. Section 147.14, subsection 4, Code 1997, is
2 amended to read as follows:

3 4. For dental examiners, five members shall be licensed to
4 practice dentistry, two members shall be licensed to practice
5 dental hygiene and two members not licensed to practice
6 dentistry or dental hygiene and who shall represent the
7 general public. A majority of the members of the board shall
8 constitute a quorum. No member of the dental faculty of the
9 school of dentistry at the state University of Iowa shall be
10 eligible to be appointed. Beginning January 1, 2000, persons
11 appointed to the board as dental hygienist members shall not
12 be employed by or receive any form of remuneration from a
13 dental or dental hygiene educational institution. The two
14 dental hygienist board members and one dentist board member
15 shall constitute a dental hygiene committee of the board as
16 provided in section 153.33A.

17 Sec. 2. NEW SECTION. 153.33A DENTAL HYGIENE COMMITTEE.

18 1. A three-member dental hygiene committee of the board of
19 dental examiners is created, consisting of the two dental
20 hygienist members of the board and one dentist member of the
21 board. The dentist member of the committee must have
22 supervised and worked in collaboration with a dental hygienist
23 for a period of at least three years immediately preceding
24 election to the committee. The dentist member shall be
25 elected to the committee annually by a majority vote of board
26 members.

27 2. The committee shall have the authority to adopt
28 recommendations regarding the practice, discipline, education,
29 examination, and licensure of dental hygienists, subject to
30 subsection 3, and shall carry out duties as assigned by the
31 board. The committee shall have no regulatory or disciplinary
32 authority with regard to dentists, dental assistants, dental
33 lab technicians, or any other auxiliary dental personnel.

34 3. The board shall ratify recommendations of the committee
35 at the first meeting of the board following adoption of the

1 recommendations by the committee, or at a meeting of the board
2 specifically called for the purpose of board review and
3 ratification of committee recommendations. The board shall
4 decline to ratify committee recommendations only if the board
5 makes a specific finding that a recommendation exceeds the
6 jurisdiction or expands the scope of the committee beyond the
7 authority granted in subsection 2, creates an undue financial
8 impact on the board, or is not supported by the record. The
9 board shall pay the necessary expenses of the committee and of
10 the board in implementing committee recommendations ratified
11 by the board.

12 4. This section shall not be construed as impacting or
13 changing the scope of practice of the profession of dental
14 hygiene or authorizing the independent practice of dental
15 hygiene.

16 EXPLANATION

17 This bill provides for the creation of a dental hygiene
18 committee within the board of dental examiners, comprised of
19 the two dental hygienist members of the board and one dentist
20 member. The dentist member must have supervised and worked in
21 collaboration with a dental hygienist for at least the three-
22 year period immediately preceding election to the committee,
23 and shall be elected to the committee by annual vote of the
24 board membership. The dental hygiene committee shall carry
25 out duties as assigned by the board and shall have the
26 authority to adopt recommendations regarding the practice,
27 discipline, education, examination, and licensure of dental
28 hygienists. The committee shall have no regulatory authority
29 with respect to dentists, dental assistants, dental lab
30 technicians, or any other dental auxiliary personnel.
31 Committee recommendations shall be ratified by the board at a
32 board meeting at which adopted committee recommendations are
33 reviewed, unless found by the board to exceed committee
34 jurisdiction or scope of authority, to create an undue
35 financial impact on the board, or not to be supported by the

1 record. The bill provides that the creation and operation of
2 the committee in no way expands the scope of practice of the
3 profession of dental hygiene, or authorizes the independent
4 practice of dental hygiene. Expenses of the committee and the
5 board in implementing ratified committee recommendations shall
6 be provided for by the board.

7 The bill also provides that dental hygienists appointed to
8 the board beginning January 1, 2000, shall not receive any
9 form of remuneration from, or be employed by, a dental or
10 dental hygiene educational institution.

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SENATE FILE 2075

AN ACT

AN ACT RELATING TO THE CREATION OF A DENTAL HYGIENE
COMMITTEE WITHIN THE BOARD OF DENTAL EXAMINERS.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Section 147.14, subsection 4, Code 1997, is amended to read as follows:

4. For dental examiners, five members shall be licensed to practice dentistry, two members shall be licensed to practice dental hygiene and two members not licensed to practice dentistry or dental hygiene and who shall represent the general public. A majority of the members of the board shall constitute a quorum. No member of the dental faculty of the school of dentistry at the state University of Iowa shall be eligible to be appointed. Beginning January 1, 2000, persons appointed to the board as dental hygienist members shall not

be employed by or receive any form of remuneration from a dental or dental hygiene educational institution. The two dental hygienist board members and one dentist board member shall constitute a dental hygiene committee of the board as provided in section 153.33A.

Sec. 2. NEW SECTION. 153.33A DENTAL HYGIENE COMMITTEE.

1. A three-member dental hygiene committee of the board of dental examiners is created, consisting of the two dental hygienist members of the board and one dentist member of the board. The dentist member of the committee must have supervised and worked in collaboration with a dental hygienist for a period of at least three years immediately preceding election to the committee. The dentist member shall be elected to the committee annually by a majority vote of board members.

2. The committee shall have the authority to adopt recommendations regarding the practice, discipline, education, examination, and licensure of dental hygienists, subject to subsection 3, and shall carry out duties as assigned by the board. The committee shall have no regulatory or disciplinary authority with regard to dentists, dental assistants, dental lab technicians, or any other auxiliary dental personnel.

3. The board shall ratify recommendations of the committee at the first meeting of the board following adoption of the recommendations by the committee, or at a meeting of the board specifically called for the purpose of board review and ratification of committee recommendations. The board shall decline to ratify committee recommendations only if the board makes a specific finding that a recommendation exceeds the jurisdiction or expands the scope of the committee beyond the authority granted in subsection 2, creates an undue financial impact on the board, or is not supported by the record. The board shall pay the necessary expenses of the committee and of the board in implementing committee recommendations ratified by the board.

4. This section shall not be construed as impacting or changing the scope of practice of the profession of dental hygiene or authorizing the independent practice of dental hygiene.

MARY E. KRAMER
President of the Senate

RON J. CORBETT
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 2075, Seventy-seventh General Assembly.

MARY PAT GUNDERSON
Secretary of the Senate

Approved March 4, 1998

TERRY E. BRANSTAD
Governor