

Senate Bill 301

Sponsored by Senators GIROD, MONNES ANDERSON (Pre-session filed.)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Specifies which services to be performed by expanded practice dental hygienist must be included in agreement between expanded practice dental hygienist and dentist.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to expanded practice dental hygienists; creating new provisions; amending ORS 680.205; and
3 declaring an emergency.

4 **Be It Enacted by the People of the State of Oregon:**

5 **SECTION 1.** ORS 680.205 is amended to read:

6 680.205. (1) An expanded practice dental hygienist may render all services within the scope of
7 practice of dental hygiene, as defined in ORS 679.010, without the supervision of a dentist and as
8 authorized by the expanded practice dental hygienist permit to:

9 (a) Patients or residents of the following facilities or programs who, due to age, infirmity or
10 disability, are unable to receive regular dental hygiene treatment:

11 (A) Nursing homes as defined in ORS 678.710;

12 (B) Adult foster homes as defined in ORS 443.705;

13 (C) Residential care facilities as defined in ORS 443.400;

14 (D) Adult congregate living facilities as defined in ORS 441.525;

15 (E) Mental health residential programs administered by the Oregon Health Authority;

16 (F) Facilities for persons with mental illness, as those terms are defined in ORS 426.005;

17 (G) Facilities for persons with developmental disabilities, as those terms are defined in ORS
18 427.005;

19 (H) Local correctional facilities and juvenile detention facilities as those terms are defined in
20 ORS 169.005, regional correctional facilities as defined in ORS 169.620, youth correction facilities
21 as defined in ORS 420.005, youth care centers as defined in ORS 420.855, and Department of Cor-
22 rections institutions as defined in ORS 421.005; or

23 (I) Public and nonprofit community health clinics.

24 (b) Adults who are homebound.

25 (c) Students or enrollees of nursery schools and day care programs and their siblings under 18
26 years of age, Job Corps and similar employment training facilities, primary and secondary schools,
27 including private schools and public charter schools, and persons entitled to benefits under the
28 Women, Infants and Children Program.

29 (d) Patients in hospitals, medical clinics, medical offices or offices operated or staffed by nurse
30 practitioners, physician assistants or midwives.

31 (e) Patients whose income is less than the federal poverty level.

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted.
New sections are in **boldfaced** type.

1 (f) Other populations that the Oregon Board of Dentistry determines are underserved or lack
2 access to dental hygiene services.

3 (2) At least once each calendar year, an expanded practice dental hygienist shall refer each
4 patient or resident to a dentist who is available to treat the patient or resident.

5 (3) An expanded practice dental hygienist may render the services described in paragraphs (a)
6 to [(d)] (c) of this subsection to the patients described in subsection (1) of this section if the ex-
7 panded practice dental hygienist has entered into an agreement in a format approved by the board
8 with a dentist licensed under ORS chapter 679. The agreement must set forth the agreed-upon scope
9 of the dental hygienist's practice with regard to:

10 (a) Administering local anesthesia;

11 (b) Administering temporary restorations without excavation; **and**

12 (c) Prescribing prophylactic antibiotics and nonsteroidal anti-inflammatory drugs specified in the
13 agreement[; and].

14 [(d) Overall dental risk assessment and referral parameters.]

15 (4) This section does not authorize an expanded practice dental hygienist to administer nitrous
16 oxide except under the indirect supervision of a dentist licensed under ORS chapter 679.

17 (5) An expanded practice dental hygienist may assess the need for and appropriateness of
18 sealants, apply sealants and write prescriptions for all applications of fluoride in which fluoride is
19 applied or supplied to patients.

20 (6) An expanded practice dental hygienist must also procure all other permits or certificates
21 required by the board under ORS 679.250.

22 **SECTION 2. Section 1 of this 2015 Act applies to agreements entered into on or after the**
23 **effective date of this 2015 Act.**

24 **SECTION 3. This 2015 Act being necessary for the immediate preservation of the public**
25 **peace, health and safety, an emergency is declared to exist, and this 2015 Act takes effect**
26 **on its passage.**

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