

HB 4011-6
(LC 283)
2/15/24 (SCT/ps)

Requested by HOUSE COMMITTEE ON BEHAVIORAL HEALTH AND HEALTH CARE (at the request of Representative Rob Nosse)

**PROPOSED AMENDMENTS TO
HOUSE BILL 4011**

1 On page 1 of the printed bill, after line 15, insert:

2 “(C) ‘Cervical cancer examination’ does not include services that occur
3 primarily for the treatment of suspected or confirmed cervical cancer.”.

4 On page 7, delete lines 9 through 41 and insert:

5 “(5) Sections 8 to 12 of this 2024 Act do not apply to services authorized
6 under:

7 “(a) ORS 680.010 to 680.205 when performed by a dental hygienist licensed
8 under ORS 680.010 to 680.205; or

9 “(b) ORS 680.500 to 680.565 when performed by a dentist licensed under
10 ORS 680.500 to 680.565.

11 **“SECTION 10. (1) The Health Licensing Office may issue a dental
12 laboratory registration to an applicant that submits a completed ap-
13 plication and pays the fee established under ORS 676.576. The applica-
14 tion must include:**

15 **“(a) The name, mailing address, phone number and electronic mail
16 address of the dental laboratory;**

17 **“(b) The physical address of the dental laboratory if different than
18 the mailing address;**

19 **“(c) The name, mailing address, phone number and electronic mail
20 address of the responsible person or the name and license number of
21 the dentist who supervises the dental laboratory;**

1 “(d) An attestation by the responsible person or the dentist super-
2 vising the dental laboratory that the dental laboratory meets the in-
3 fectious disease control requirements of the federal Occupational
4 Safety and Health Administration and the Centers for Disease Control
5 and Prevention; and

6 “(e) An attestation by the responsible person or the dentist super-
7 vising the dental laboratory that the dental laboratory will comply
8 with the requirements of section 11 of this 2024 Act.

9 “(2) To be eligible for registration under this section, the applicant
10 must include with the application documentation that the applicant,
11 or an employee of the applicant who works at least 30 hours per week
12 in the dental laboratory:

13 “(a) Has successfully completed, during the 12 months immediately
14 preceding the application for registration, at least 12 hours of contin-
15 uing education in dental laboratory technology approved or accepted
16 by the National Board for Certification in Dental Laboratory Tech-
17 nology, or its successor organization, and by the Health Licensing Of-
18 fice;

19 “(b) Is a certified dental laboratory technician in good standing; or

20 “(c) Is a dentist.

21 “(3) The office shall assign a registration number to each registered
22 dental laboratory. The dental laboratory shall include the dental lab-
23 oratory registration number on all invoices and other correspondence
24 of the dental laboratory.

25 “(4) A dental laboratory registered under this section shall maintain
26 a qualified employee as described in subsection (2) of this section.

27 “(5) A dental laboratory registration is valid for one year.

28 “(6) The office may adopt rules to carry out this section.”.

29 On page 8, delete lines 9 through 13 and insert:

30 “SECTION 12. In the manner prescribed in ORS chapter 183 for

1 **contested cases, the Health Licensing Office may impose a form of**
2 **discipline listed in ORS 676.612 against a dental laboratory registered**
3 **under section 10 of this 2024 Act for any violation of sections 8 to 12**
4 **of this 2024 Act or rules adopted under sections 8 to 12 of this 2024 Act**
5 **or for the commission of a prohibited act described in ORS 676.612.”.**

6 Delete lines 17 through 45 and delete page 9.

7 On page 10, delete lines 1 through 31 and insert:

8 **“SECTION 15.** Section 10 of this 2024 Act is amended to read:

9 **“Sec. 10.** (1) The Health Licensing Office may issue a dental laboratory
10 registration to an applicant that submits a completed application and pays
11 the fee established under ORS 676.576. The application must include:

12 “(a) The name, mailing address, phone number and electronic mail address
13 of the dental laboratory;

14 “(b) The physical address of the dental laboratory if different than the
15 mailing address;

16 “(c) The name, mailing address, phone number and electronic mail address
17 of the responsible person or the name and license number of the dentist who
18 supervises the dental laboratory;

19 “(d) An attestation by the responsible person or the dentist supervising
20 the dental laboratory that the dental laboratory meets the infectious disease
21 control requirements of the federal Occupational Safety and Health Admin-
22 istration and the Centers for Disease Control and Prevention; and

23 “(e) An attestation by the responsible person or the dentist supervising
24 the dental laboratory that the dental laboratory will comply with the re-
25 quirements of section 11 of this 2024 Act.

26 “[*(2) To be eligible for registration under this section, the applicant must*
27 *include with the application documentation that the applicant, or an employee*
28 *of the applicant who works at least 30 hours per week in the dental*
29 *laboratory:]*

30 “[*(a) Has successfully completed, during the 12 months immediately pre-*

1 *ceding the application for registration, at least 12 hours of continuing educa-*
2 *tion in dental laboratory technology approved or accepted by the National*
3 *Board for Certification in Dental Laboratory Technology, or its successor or-*
4 *ganization, and by the Health Licensing Office;]*

5 *“[(b) Is a certified dental laboratory technician in good standing; or]*

6 *“[(c) Is a dentist.]*

7 **“(2)(a) To be eligible for registration under this section, the appli-**
8 **cant must include with the application documentation that the dental**
9 **laboratory:**

10 **“(A) Employs a certified dental laboratory technician who is in good**
11 **standing with the National Board for Certification in Dental Labora-**
12 **tory Technology, or its successor organization, and approved by the**
13 **Health Licensing Office by rule, and who works at least 30 hours per**
14 **week in the dental laboratory; or**

15 **“(B) Is operated under the supervision of a dentist who works at**
16 **least 30 hours per week in the dental laboratory.**

17 **“(b) Paragraph (a) of this subsection does not apply to a dental**
18 **laboratory that provides to the office documentation that the dental**
19 **laboratory has been continuously owned and operated by the same**
20 **individual since January 1, 2013.**

21 **“(3) The office shall assign a registration number to each registered**
22 **dental laboratory. The dental laboratory shall include the dental laboratory**
23 **registration number on all invoices and other correspondence of the dental**
24 **laboratory.**

25 **“(4) A dental laboratory registered under this section shall maintain a**
26 **qualified employee as described in subsection (2) of this section.**

27 **“(5) A dental laboratory registration is valid for one year.**

28 **“(6) The office may adopt rules to carry out this section.**

29 **“SECTION 16. ORS 679.176 is amended to read:**

30 **“679.176. (1) As used in this section:**

1 another person that is not authorized to perform the services neces-
2 sary to complete the work order unless the person that receives the
3 work order first provides to the subcontractor a sub-work order in
4 substantially the following form:

5 “ _____
6 (Date) _____, 2____

7
8 **TO:** (Name of subcontracted dental laboratory with address) (Subcon-
9 tracted dental laboratory registration number, if applicable)

10 **RE:** (Name or number of patient)

11 (Description of the work to be done, including diagrams if neces-
12 sary, together with specifications of the type of materials to be used.)

13 (Name of ordering dental laboratory)

14 (Address) _____

15 (Current dental laboratory registration number) _____

16 “ _____

17 “[~~(2)~~] **(4)(a)** *[A duplicate copy of each such work order issued by the dentist*
18 *shall be retained by each dentist for not less than two years. The Oregon*
19 *Board of Dentistry or its agents shall be permitted to inspect, upon demand,*
20 *the duplicate copies of all such work orders retained by each dentist.]* **A**
21 **dentist shall retain for at least two years from the date of prescription**
22 **a duplicate copy of each work order prescribed by the dentist.**

23 **“(b) A person described in subsection (3) of this section shall attach**
24 **a duplicate copy of each sub-work order issued by the person to a du-**
25 **plicate copy of the associated work order and shall retain the duplicate**
26 **copies for at least two years from the date of issuance.**

27 **“(c) The Oregon Board of Dentistry, or an agent of the board, may**
28 **inspect, upon demand, the duplicate copies of all work orders and**
29 **sub-work orders retained the dentist pursuant to this subsection.**

30 **“(d) The Health Licensing Office, or an agent of the office, may**

1 inspect, upon demand, the duplicate copies of all work orders and
2 sub-work orders retained by a person other than the dentist pursuant
3 to this subsection.

4 “(5) A work order or sub-work order may be transmitted or retained
5 in an electronic format.

6 “[3] (6) [No] A work order [shall] **may not** permit or require the taking
7 of impressions of any part of the human oral cavity by any person [*not a*
8 *dentist licensed by the board*] **who is not a dentist licensed under ORS**
9 **chapter 679 or a denturist licensed under ORS 680.500 to 680.565.**”.

10 On page 11, line 41, delete “and” and insert “or”.

11 On page 16, line 42, delete “January” and insert “July”.

12
