

Senate Bill 302

Sponsored by Senator GIROD (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**.

Clarifies that practice of dentistry includes prescribing, dispensing and administering prescription drugs for purposes related to dentistry. Defines "dental hygiene" to include prescribing, dispensing and administering prescription drugs for purposes related to dental hygiene.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to prescription drugs used for purposes related to dentistry; amending ORS 679.010; and
3 declaring an emergency.

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

5 **SECTION 1.** ORS 679.010 is amended to read:

6 679.010. As used in this chapter and ORS 680.010 to 680.205, unless the context requires other-
7 wise:

8 (1) "Dental assistant" means a person who, under the supervision of a dentist, renders assistance
9 to a dentist, dental hygienist, dental technician or another dental assistant or **who, under the**
10 **supervision of a dental hygienist**, renders assistance [*under the supervision of*] **to** a dental
11 hygienist providing dental hygiene.

12 (2) "Dental hygiene" [*means*] **is** that portion of dentistry that includes, **but is not limited to:**

13 (a) The rendering of educational, preventive and therapeutic dental services and diagnosis and
14 treatment planning for such services. [*"Dental hygiene" includes, but is not limited to,*];

15 (b) Scaling, root planing, curettage, the application of sealants and fluoride and any related
16 intraoral or extraoral procedure required in the performance of such services; **and**

17 (c) **Prescribing, dispensing and administering prescription drugs for the services de-**
18 **scribed in paragraphs (a) and (b) of this subsection.**

19 (3) "Dental hygienist" means a person who, under the supervision of a dentist, practices dental
20 hygiene.

21 (4) "Dental technician" means [*that*] **a** person who, at the authorization of a dentist, makes,
22 provides, repairs or alters oral prosthetic appliances and other artificial materials and devices
23 [*which*] **that** are returned to a dentist and inserted into the human oral cavity or [*which*] **that** come
24 in contact with its adjacent structures and tissues.

25 (5) "Dentist" means a person who may perform any intraoral or extraoral procedure required
26 in the practice of dentistry.

27 (6) "Dentist of record" means a dentist that either authorizes treatment for, supervises treat-
28 ment of or provides treatment for a patient in a dental office or clinic owned or operated by an in-
29 stitution as described in ORS 679.020 (3).

30 (7)(a) "Dentistry" means the healing art [*which is*] concerned with:

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 (A) The examination, diagnosis, treatment planning, treatment, care and prevention of condi-
 2 tions within the human oral cavity and maxillofacial region, and of conditions of adjacent or related
 3 tissues and structures[.]; and

4 (B) **The prescribing, dispensing and administering of prescription drugs for purposes re-**
 5 **lated to the activities described in subparagraph (A) of this paragraph.**

6 (b) [*The practice of dentistry*] “Dentistry” includes, but is not limited to, the cutting, altering,
 7 repairing, removing, replacing or repositioning of hard or soft tissues and other acts or procedures
 8 as determined by the Oregon Board of Dentistry and included in the curricula of:

9 (A) Dental schools accredited by the Commission on Dental Accreditation of the American
 10 Dental Association[.];

11 (B) Post-graduate training programs; or

12 (C) Continuing education courses.

13 (8) “Direct supervision” means supervision requiring that a dentist diagnose the condition to be
 14 treated, that a dentist authorize the procedure to be performed, and that a dentist remain in the
 15 dental treatment room while the procedures are performed.

16 (9) “Expanded practice dental hygienist” means a dental hygienist who performs dental hygiene
 17 services in accordance with ORS 680.205 as authorized by an expanded practice dental hygienist
 18 permit issued by the board under ORS 680.200.

19 (10) “General supervision” means supervision requiring that a dentist authorize the procedures
 20 by standing orders, practice agreements or collaboration agreements, but not requiring that a den-
 21 tist be present when the authorized procedures are performed. The authorized procedures may also
 22 be performed at a place other than the usual place of practice of the dentist.

23 (11) “Indirect supervision” means supervision requiring that a dentist authorize the procedures
 24 and that a dentist be on the premises while the procedures are performed.

25 **SECTION 2. This 2015 Act being necessary for the immediate preservation of the public**
 26 **peace, health and safety, an emergency is declared to exist, and this 2015 Act takes effect**
 27 **on its passage.**