Second Regular Session
Sixty-third General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 02-0259.03 Kristen Forrestal **HOUSE BILL** 02-1126

HOUSE SPONSORSHIP

Witwer

SENATE SPONSORSHIP

(None)

House Committees
Health, Environment, Welfare, & Institutions

Senate Committees

A BILL FOR AN ACT

CONCERNING THE PROMULGATION OF RULES BY THE BOARD OF DENTAL EXAMINERS.

Bill Summary

(Note: This summary applies to this bill as introduced and does not necessarily reflect any amendments that may be subsequently adopted.)

Requires the board of dental examiners to promulgate rules governing the practices of dentistry and dental hygiene. Requires such rules to be based upon generally accepted standards, clinical studies, certain publications, or other objective references.

Clarifies that topical agents shall be defined by the board of dental examiners pursuant to the authority granted to promulgate rules.

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. 12-35-107 (1) (b) (II), Colorado Revised Statutes, is amended to read:

12-35-107. Powers and duties of board. (1) The board shall exercise, subject to the provisions of this article, the following powers and duties:

(b) Make, publish, declare, and periodically review such reasonable rules as may be necessary to carry out and make effective the powers and duties of the board as vested in it by this article. Rules of the board may include but shall not be limited to:

(II) The practices of dentistry and dental hygiene; AND SUCH RULES SHALL BE BASED UPON GENERALLY ACCEPTED STANDARDS OF CARE, CLINICAL STUDIES OF SAFE AND EFFECTIVE PRACTICES FROM PEER-REVIEWED NATIONAL SCIENTIFIC JOURNALS, PUBLICATIONS FROM THE NATIONAL INSTITUTES OF HEALTH OR THE SURGEON GENERAL OF THE UNITED STATES, OR OTHER OBJECTIVE REFERENCES;

SECTION 2. 12-35-122.5 (1) (c), Colorado Revised Statutes, is amended to read:

12-35-122.5. What constitutes practicing unsupervised dental hygiene. (1) Unless licensed to practice dentistry, any person shall be deemed to be practicing unsupervised dental hygiene who:

(c) Provides preventive measures including the application of fluorides and other recognized topical agents, AS DEFINED BY THE BOARD IN RULES PROMULGATED PURSUANT TO SECTION 12-35-107, for the prevention of oral disease;

SECTION 3. 12-35-122.6 (1) (c), Colorado Revised Statutes, is amended to read:

12-35-122.6. What constitutes practicing supervised dental hygiene. (1) Unless licensed to practice dentistry, any person shall be deemed to be practicing supervised dental hygiene who:

(c) Provides preventive measures including, but not limited to, the application of fluorides and other recognized topical agents, AS DEFINED BY THE BOARD IN RULES PROMULGATED PURSUANT TO SECTION 12-35-107, for the prevention of oral disease;

SECTION 4. Effective date. This act shall take effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly that is allowed for submitting a referendum petition pursuant to article V, section 1 (3) of the state constitution; except that, if a referendum petition is filed against this act or an item, section, or part of this act within such period, then the act, item, section, or part, if approved by the people, shall take effect on the date of the official declaration of the vote thereon by proclamation of the governor.