

HB3996



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

HB3996

by Rep. Michael J. Madigan

SYNOPSIS AS INTRODUCED:

225 ILCS 25/8.1

from Ch. 111, par. 2308.1

Amends the Illinois Dental Practice Act. Makes a technical change in a Section concerning the administration of general anesthesia, deep sedation, or conscious sedation.

LRB098 15555 ZMM 50585 b

A BILL FOR

1 AN ACT concerning regulation.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Illinois Dental Practice Act is amended by
5 changing Section 8.1 as follows:

6 (225 ILCS 25/8.1) (from Ch. 111, par. 2308.1)

7 (Section scheduled to be repealed on January 1, 2016)

8 Sec. 8.1. Permit for the administration of anesthesia and
9 sedation.

10 (a) No licensed dentist shall administer general
11 anesthesia, deep sedation, or conscious sedation without first
12 applying for and ~~and~~ obtaining a permit for such purpose from
13 the Department. The Department shall issue such permit only
14 after ascertaining that the applicant possesses the minimum
15 qualifications necessary to protect public safety. A person
16 with a dental degree who administers anesthesia, deep sedation,
17 or conscious sedation in an approved hospital training program
18 under the supervision of either a licensed dentist holding such
19 permit or a physician licensed to practice medicine in all its
20 branches shall not be required to obtain such permit.

21 (b) In determining the minimum permit qualifications that
22 are necessary to protect public safety, the Department, by
23 rule, shall:

1 (1) establish the minimum educational and training
2 requirements necessary for a dentist to be issued an
3 appropriate permit;

4 (2) establish the standards for properly equipped
5 dental facilities (other than licensed hospitals and
6 ambulatory surgical treatment centers) in which general
7 anesthesia, deep sedation, or conscious sedation is
8 administered, as necessary to protect public safety;

9 (3) establish minimum requirements for all persons who
10 assist the dentist in the administration of general
11 anesthesia, deep sedation, or conscious sedation,
12 including minimum training requirements for each member of
13 the dental team, monitoring requirements, recordkeeping
14 requirements, and emergency procedures; and

15 (4) ensure that the dentist and all persons assisting
16 the dentist or monitoring the administration of general
17 anesthesia, deep sedation, or conscious sedation maintain
18 current certification in Basic Life Support (BLS).

19 (5) establish continuing education requirements in
20 sedation techniques for dentists who possess a permit under
21 this Section.

22 When establishing requirements under this Section, the
23 Department shall consider the current American Dental
24 Association guidelines on sedation and general anesthesia, the
25 current "Guidelines for Monitoring and Management of Pediatric
26 Patients During and After Sedation for Diagnostic and

1 Therapeutic Procedures" established by the American Academy of
2 Pediatrics and the American Academy of Pediatric Dentistry, and
3 the current parameters of care and Office Anesthesia Evaluation
4 (OAE) Manual established by the American Association of Oral
5 and Maxillofacial Surgeons.

6 (c) A licensed dentist must hold an appropriate permit
7 issued under this Section in order to perform dentistry while a
8 nurse anesthetist administers conscious sedation, and a valid
9 written collaborative agreement must exist between the dentist
10 and the nurse anesthetist, in accordance with the Nurse
11 Practice Act.

12 A licensed dentist must hold an appropriate permit issued
13 under this Section in order to perform dentistry while a nurse
14 anesthetist administers deep sedation or general anesthesia,
15 and a valid written collaborative agreement must exist between
16 the dentist and the nurse anesthetist, in accordance with the
17 Nurse Practice Act.

18 For the purposes of this subsection (c), "nurse
19 anesthetist" means a licensed certified registered nurse
20 anesthetist who holds a license as an advanced practice nurse.

21 (Source: P.A. 95-399, eff. 1-1-08; 95-639, eff. 1-1-08; 96-328,
22 eff. 8-11-09.)