

1 AN ACT concerning the regulation of professions.

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  
5 by changing Section 4 as follows:

6 (225 ILCS 25/4) (from Ch. 111, par. 2304)

7 (Section scheduled to be repealed on January 1, 2006)

8 Sec. 4. Definitions. As used in this Act:

9 (a) "Department" means the Illinois Department of  
10 Professional Regulation.

11 (b) "Director" means the Director of Professional  
12 Regulation.

13 (c) "Board" means the Board of Dentistry established by  
14 Section 6 of this Act.

15 (d) "Dentist" means a person who has received a general  
16 license pursuant to paragraph (a) of Section 11 of this Act  
17 and who may perform any intraoral and extraoral procedure  
18 required in the practice of dentistry and to whom is reserved  
19 the responsibilities specified in Section 17.

20 (e) "Dental hygienist" means a person who holds a  
21 license under this Act to perform dental services as  
22 authorized by Section 18.

23 (f) "Dental assistant" means an appropriately trained  
24 person who, under the supervision of a dentist, provides  
25 dental services as authorized by Section 17.

26 (g) "Dental laboratory" means a person, firm or  
27 corporation which:

28 (i) engages in making, providing, repairing or  
29 altering dental prosthetic appliances and other  
30 artificial materials and devices which are returned to a  
31 dentist for insertion into the human oral cavity or which

1           come in contact with its adjacent structures and tissues;  
2           and

3           (ii) utilizes or employs a dental technician to  
4           provide such services; and

5           (iii) performs such functions only for a dentist or  
6           dentists.

7           (h) "Supervision" means supervision of a dental  
8           hygienist or a dental assistant requiring that a dentist  
9           authorize the procedure, remain in the dental facility while  
10          the procedure is performed, and approve the work performed by  
11          the dental hygienist or dental assistant before dismissal of  
12          the patient, but does not mean that the dentist must be  
13          present at all times in the treatment room.

14          (i) "General supervision" means supervision of a dental  
15          hygienist requiring that a dentist authorize the procedures  
16          which are being carried out, but not requiring that a dentist  
17          be present when the authorized procedures are being  
18          performed. The authorized procedures may also be performed  
19          at a place other than the dentist's usual place of practice.  
20          The issuance of a prescription to a dental laboratory by a  
21          dentist does not constitute general supervision.

22          (j) "Public member" means a person who is not a health  
23          professional. For purposes of board membership, any person  
24          with a significant financial interest in a health service or  
25          profession is not a public member.

26          (k) "Dentistry" means the healing art which is concerned  
27          with the examination, diagnosis, treatment planning and care  
28          of conditions within the human oral cavity and its adjacent  
29          tissues and structures, as further specified in Section 17.

30          (l) "Branches of dentistry" means the various  
31          specialties of dentistry which, for purposes of this Act,  
32          shall be limited to the following: endodontics, oral and  
33          maxillofacial surgery, orthodontics and dentofacial  
34          orthopedics, pediatric dentistry, periodontics,

1 prosthodontics, and oral and maxillofacial radiology.

2 (m) "Specialist" means a dentist who has received a  
3 specialty license pursuant to Section 11(b).

4 (n) "Dental technician" means a person who owns,  
5 operates or is employed by a dental laboratory and engages in  
6 making, providing, repairing or altering dental prosthetic  
7 appliances and other artificial materials and devices which  
8 are returned to a dentist for insertion into the human oral  
9 cavity or which come in contact with its adjacent structures  
10 and tissues.

11 (o) "Impaired dentist" or "impaired dental hygienist"  
12 means a dentist or dental hygienist who is unable to practice  
13 with reasonable skill and safety because of a physical or  
14 mental disability as evidenced by a written determination or  
15 written consent based on clinical evidence, including  
16 deterioration through the aging process, loss of motor  
17 skills, abuse of drugs or alcohol, or a psychiatric disorder,  
18 of sufficient degree to diminish the person's ability to  
19 deliver competent patient care.

20 (p) "Nurse" means a registered professional nurse, a  
21 certified registered nurse anesthetist anesthetist licensed  
22 as an advanced practice nurse, or a licensed practical nurse  
23 licensed under the Nursing and Advanced Practice Nursing Act.  
24 (Source: P.A. 91-138, eff. 1-1-00; 91-689, eff. 1-1-01;  
25 92-280, eff. 1-1-02; revised 9-19-01.)