

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 4 and by adding Sections 13.5 and 13.10 as
6 follows:

7 (225 ILCS 25/4) (from Ch. 111, par. 2304)

8 (Section scheduled to be repealed on January 1, 2026)

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

10 "Address of record" means the designated address recorded
11 by the Department in the applicant's or licensee's application
12 file or license file as maintained by the Department's
13 licensure maintenance unit. It is the duty of the applicant or
14 licensee to inform the Department of any change of address and
15 those changes must be made either through the Department's
16 website or by contacting the Department.

17 "Department" means the Department of Financial and
18 Professional Regulation.

19 "Secretary" means the Secretary of Financial and
20 Professional Regulation.

21 "Board" means the Board of Dentistry.

22 "Dentist" means a person who has received a general license
23 pursuant to paragraph (a) of Section 11 of this Act and who may

1 perform any intraoral and extraoral procedure required in the
2 practice of dentistry and to whom is reserved the
3 responsibilities specified in Section 17.

4 "Dental hygienist" means a person who holds a license under
5 this Act to perform dental services as authorized by Section
6 18.

7 "Dental assistant" means an appropriately trained person
8 who, under the supervision of a dentist, provides dental
9 services as authorized by Section 17.

10 "Expanded function dental assistant" means a dental
11 assistant who has completed the training required by Section
12 17.1 of this Act.

13 "Dental laboratory" means a person, firm or corporation
14 which:

15 (i) engages in making, providing, repairing or
16 altering dental prosthetic appliances and other artificial
17 materials and devices which are returned to a dentist for
18 insertion into the human oral cavity or which come in
19 contact with its adjacent structures and tissues; and

20 (ii) utilizes or employs a dental technician to provide
21 such services; and

22 (iii) performs such functions only for a dentist or
23 dentists.

24 "Supervision" means supervision of a dental hygienist or a
25 dental assistant requiring that a dentist authorize the
26 procedure, remain in the dental facility while the procedure is

1 performed, and approve the work performed by the dental
2 hygienist or dental assistant before dismissal of the patient,
3 but does not mean that the dentist must be present at all times
4 in the treatment room.

5 "General supervision" means supervision of a dental
6 hygienist requiring that the patient be a patient of record,
7 that the dentist examine the patient in accordance with Section
8 18 prior to treatment by the dental hygienist, and that the
9 dentist authorize the procedures which are being carried out by
10 a notation in the patient's record, but not requiring that a
11 dentist be present when the authorized procedures are being
12 performed. The issuance of a prescription to a dental
13 laboratory by a dentist does not constitute general
14 supervision.

15 "Public member" means a person who is not a health
16 professional. For purposes of board membership, any person with
17 a significant financial interest in a health service or
18 profession is not a public member.

19 "Dentistry" means the healing art which is concerned with
20 the examination, diagnosis, treatment planning and care of
21 conditions within the human oral cavity and its adjacent
22 tissues and structures, as further specified in Section 17.

23 "Branches of dentistry" means the various specialties of
24 dentistry which, for purposes of this Act, shall be limited to
25 the following: endodontics, oral and maxillofacial surgery,
26 orthodontics and dentofacial orthopedics, pediatric dentistry,

1 periodontics, prosthodontics, and oral and maxillofacial
2 radiology.

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

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

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

20 "Nurse" means a registered professional nurse, a certified
21 registered nurse anesthetist licensed as an advanced practice
22 registered nurse, or a licensed practical nurse licensed under
23 the Nurse Practice Act.

24 "Patient of record" means a patient for whom the patient's
25 most recent dentist has obtained a relevant medical and dental
26 history and on whom the dentist has performed an examination

1 and evaluated the condition to be treated.

2 "Dental responder" means a dentist or dental hygienist who
3 is appropriately certified in disaster preparedness,
4 immunizations, and dental humanitarian medical response
5 consistent with the Society of Disaster Medicine and Public
6 Health and training certified by the National Incident
7 Management System or the National Disaster Life Support
8 Foundation.

9 "Mobile dental van or portable dental unit" means any
10 self-contained or portable dental unit in which dentistry is
11 practiced that can be moved, towed, or transported from one
12 location to another in order to establish a location where
13 dental services can be provided.

14 "Public health dental hygienist" means a hygienist who
15 holds a valid license to practice in the State, has 2 years of
16 full-time clinical experience or an equivalent of 4,000 hours
17 of clinical experience and has completed at least 42 clock
18 hours of additional structured courses in dental education
19 ~~approved by rule by the Department in advanced areas specific~~
20 ~~to public health dentistry, including, but not limited to,~~
21 ~~emergency procedures for medically compromised patients,~~
22 ~~pharmacology, medical recordkeeping procedures, geriatric~~
23 ~~dentistry, pediatric dentistry, pathology, and other areas of~~
24 ~~study as determined by the Department, and works in a public~~
25 ~~health setting pursuant to a written public health supervision~~
26 ~~agreement as defined by rule by the Department with a dentist~~

1 ~~working in or contracted with a local or State government~~
2 ~~agency or institution or who is providing services as part of a~~
3 ~~certified school-based program or school-based oral health~~
4 ~~program.~~

5 "Public health setting" means a federally qualified health
6 center; a federal, State, or local public health facility; Head
7 Start; a special supplemental nutrition program for Women,
8 Infants, and Children (WIC) facility; or a certified
9 school-based health center or school-based oral health
10 program.

11 "Public health supervision" means the supervision of a
12 public health dental hygienist by a licensed dentist who has a
13 written public health supervision agreement with that public
14 health dental hygienist while working in an approved facility
15 or program that allows the public health dental hygienist to
16 treat patients, without a dentist first examining the patient
17 and being present in the facility during treatment, (1) who are
18 eligible for Medicaid or (2) who are uninsured and whose
19 household income is not greater than 200% of the federal
20 poverty level.

21 (Source: P.A. 99-25, eff. 1-1-16; 99-492, eff. 12-31-15;
22 99-680, eff. 1-1-17; 100-215, eff. 1-1-18; 100-513, eff.
23 1-1-18; 100-863, eff. 8-14-18.)

24 (225 ILCS 25/13.5 new)

25 Sec. 13.5. Training programs for public health dental

1 hygienists.

2 (a) With respect to the requirement that a public health
3 dental hygienist have additional structured courses in dental
4 education in advanced areas specific to public health
5 dentistry, education in advanced areas specific to public
6 health dentistry must include emergency procedures for
7 medically compromised patients (5 hours), pharmacology (5
8 hours), medical recordkeeping procedures (4 hours), geriatric
9 dentistry (5 hours), pediatric dentistry (5 hours), and
10 pathology (5 hours) provided by:

11 (1) an educational institution accredited by the
12 Commission on Dental Accreditation, such as a dental school
13 or dental hygiene program; or

14 (2) a statewide dental association or dental hygiene
15 association, approved by the Department to provide
16 continuing education, that has developed and conducted
17 training programs for expanded functions for dental
18 assistants and hygienists.

19 (b) Training programs for a public health dental hygienist
20 must:

21 (1) include a minimum 29 hours of didactic study as
22 described in subsection (a), which may be taken in an
23 online structured format and in compliance with the
24 continued learning education requirements of 68 Illinois
25 Administrative Code 1220.440;

26 (2) require completion of 5 hours of didactic courses

1 in the following topic areas: special needs dentistry,
2 teledentistry, nutritional needs of geriatric and low
3 income patients, communication techniques with non-English
4 speaking patients, cultural competency, and professional
5 ethics;

6 (3) require completion of an 8 hour in-person classroom
7 review that includes a comprehension exam on the subjects
8 required in subsection (a) and submit certification of
9 successful completion to the supervising dentist; and

10 (4) issue a certificate of completion of the training
11 program requirement, which must be kept on file at the
12 supervising dentist's office and with the public health
13 dental hygienist which will be made available to the
14 Department upon request.

15 (225 ILCS 25/13.10 new)

16 Sec. 13.10. Public health dental hygienist supervision
17 agreement. After completion of the requirements of Section
18 13.5, a public health dental hygienist may operate in a public
19 health setting that meets the requirements of Section 18.1 with
20 a dentist who is working in or has contracted with a local or
21 State government agency or institution or who is providing
22 services as part of a certified school-based program or
23 school-based oral health program.

24 Section 99. Effective date. This Act takes effect upon
25 becoming law.