

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 Sections 4, 18.1, and 23 and by adding Section 17.2 as  
6 follows:

7 (225 ILCS 25/4)

8 (Section scheduled to be repealed on January 1, 2026)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  
23 license pursuant to paragraph (a) of Section 11 of this Act and

1 who may perform any intraoral and extraoral procedure required  
2 in the 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  
5 under this Act to perform dental services as authorized by  
6 Section 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  
21 provide 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

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

15 "Public member" means a person who is not a health  
16 professional. For purposes of board membership, any person  
17 with 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, oral and maxillofacial  
2 radiology, and dental anesthesiology.

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  
6 is 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 "Informed consent" means legally valid consent that is  
12 given by a patient or legal guardian, that is recorded in  
13 writing or digitally, that authorizes intervention or  
14 treatment services from the treating dentist, and that  
15 documents agreement to participate in those services and  
16 knowledge of the risks, benefits, and alternatives, including  
17 the decision to withdraw from or decline treatment.

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

1 "Nurse" means a registered professional nurse, a certified  
2 registered nurse anesthetist licensed as an advanced practice  
3 registered nurse, or a licensed practical nurse licensed under  
4 the Nurse Practice Act.

5 "Patient of record", except as provided in Section 17.2,  
6 means a patient for whom the patient's most recent dentist has  
7 obtained a relevant medical and dental history and on whom the  
8 dentist has performed a physical an examination within the  
9 last year and evaluated the condition to be treated, including  
10 a review of the patient's most recent x-rays.

11 "Dental responder" means a dentist or dental hygienist who  
12 is appropriately certified in disaster preparedness,  
13 immunizations, and dental humanitarian medical response  
14 consistent with the Society of Disaster Medicine and Public  
15 Health and training certified by the National Incident  
16 Management System or the National Disaster Life Support  
17 Foundation.

18 "Mobile dental van or portable dental unit" means any  
19 self-contained or portable dental unit in which dentistry is  
20 practiced that can be moved, towed, or transported from one  
21 location to another in order to establish a location where  
22 dental services can be provided.

23 "Public health dental hygienist" means a hygienist who  
24 holds a valid license to practice in the State, has 2 years of  
25 full-time clinical experience or an equivalent of 4,000 hours  
26 of clinical experience, and has completed at least 42 clock

1 hours of additional structured courses in dental education in  
2 advanced areas specific to public health dentistry.

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

9 "Public health supervision" means the supervision of a  
10 public health dental hygienist by a licensed dentist who has a  
11 written public health supervision agreement with that public  
12 health dental hygienist while working in an approved facility  
13 or program that allows the public health dental hygienist to  
14 treat patients, without a dentist first examining the patient  
15 and being present in the facility during treatment, (1) who  
16 are eligible for Medicaid or (2) who are uninsured or whose  
17 household income is not greater than 300% of the federal  
18 poverty level.

19 "Teledentistry" means the use of telehealth systems and  
20 methodologies in dentistry and includes patient diagnosis,  
21 treatment planning, care, and education delivery for a patient  
22 of record using synchronous and asynchronous communications  
23 under an Illinois licensed a dentist's authority as provided  
24 under this Act.

25 (Source: P.A. 102-93, eff. 1-1-22; 102-588, eff. 8-20-21;  
26 102-936, eff. 1-1-23; 103-425, eff. 1-1-24; 103-431, eff.

1 1-1-24; revised 12-15-23.)

2 (225 ILCS 25/17.2 new)

3 Sec. 17.2. Teledentistry.

4 (a) As used in this Section, "patient of record" means a  
5 patient for whom the patient's most recent Illinois-licensed  
6 dentist has obtained a relevant medical and dental history and  
7 on whom the dentist has (i) performed a physical examination  
8 within the last year or (ii) obtained records from an  
9 in-person examination within the previous 12 months which  
10 evaluated the condition to be treated, including a review of  
11 the patient's most recent x-rays.

12 (b) A dentist may only practice or utilize teledentistry  
13 on a patient of record. A dentist practicing dentistry through  
14 teledentistry is subject to the same standard of care and  
15 practice standards that are applicable to dental services  
16 provided in a clinic or office setting. A dentist may provide  
17 and delegate dental services using teledentistry only under  
18 the supervision requirements as specified in this Act for  
19 in-person care. Prior to providing teledentistry services to a  
20 patient, a dentist must obtain informed consent from the  
21 patient as to the treatment proposed to be offered through  
22 teledentistry by the dentist. A dentist providing  
23 teledentistry under this Section shall provide the patient  
24 with the his or her name, direct telephone number, and  
25 physical practice address. It is a violation of this Act for a

1 provider of dental services rendering care through  
2 teledentistry to require a patient to sign an agreement that  
3 limits in any way the patient's ability to write a review of  
4 services received or file a complaint with the Department or  
5 other regulatory agency. A dentist may treat a patient through  
6 teledentistry in the absence of a provider-patient  
7 relationship when, in the professional judgment of the  
8 dentist, dental or medical emergency care is required. The  
9 Department shall adopt rules to provide for the use of  
10 teledentistry in the State of Illinois.

11 (225 ILCS 25/18.1)

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

13 Sec. 18.1. Public health dental supervision  
14 responsibilities.

15 (a) When working together in a public health supervision  
16 relationship, dentists and public health dental hygienists  
17 shall enter into a public health supervision agreement. The  
18 dentist providing public health supervision must:

19 (1) be available to provide an appropriate level of  
20 contact, communication, collaboration, and consultation  
21 with the public health dental hygienist and must meet  
22 in-person with the public health dental hygienist at least  
23 quarterly for review and consultation;

24 (2) have specific standing orders or policy guidelines  
25 for procedures that are to be carried out for each



1 location or program, although the dentist need not be  
2 present when the procedures are being performed;

3 (3) provide for the patient's additional necessary  
4 care in consultation with the public health dental  
5 hygienist;

6 (4) file agreements and notifications as required; and

7 (5) include procedures for creating and maintaining  
8 dental records, including protocols for transmission of  
9 all records between the public health dental hygienist and  
10 the dentist following each treatment, which shall include  
11 a notation regarding procedures authorized by the dentist  
12 and performed by the public health dental hygienist and  
13 the location where those records are to be kept.

14 Each dentist and hygienist who enters into a public health  
15 supervision agreement must document and maintain a copy of any  
16 change or termination of that agreement.

17 Dental records shall be owned and maintained by the  
18 supervising dentist for all patients treated under public  
19 health supervision, unless the supervising dentist is an  
20 employee of a public health clinic or federally qualified  
21 health center, in which case the public health clinic or  
22 federally qualified health center shall maintain the records.

23 If a dentist ceases to be employed or contracted by the  
24 facility, the dentist shall notify the facility administrator  
25 that the public health supervision agreement is no longer in  
26 effect. A new public health supervision agreement is required

1 for the public health dental hygienist to continue treating  
2 patients under public health supervision.

3 A dentist entering into an agreement under this Section  
4 may supervise and enter into agreements for public health  
5 supervision with 4 public health dental hygienists. This shall  
6 be in addition to the limit of 4 dental hygienists per dentist  
7 set forth in subsection (g) of Section 18 of this Act.

8 (b) A public health dental hygienist providing services  
9 under public health supervision may perform only those duties  
10 within the accepted scope of practice of dental hygiene, as  
11 follows:

12 (1) the operative procedures of dental hygiene,  
13 consisting of oral prophylactic procedures, including  
14 prophylactic cleanings, application of fluoride, and  
15 placement of sealants;

16 (2) the exposure and processing of x-ray films of the  
17 teeth and surrounding structures; and

18 (3) such other procedures and acts as shall be  
19 prescribed by rule of the Department.

20 Any patient treated under this subsection (b) must be  
21 examined by a dentist before additional services can be  
22 provided by a public health dental hygienist. However, if the  
23 supervising dentist, after consultation with the public health  
24 hygienist, determines that time is needed to complete an  
25 approved treatment plan on a patient eligible under this  
26 Section, then the dentist may instruct the hygienist to

1 complete the remaining services prior to an oral examination  
2 by the dentist. Such instruction by the dentist to the  
3 hygienist shall be noted in the patient's records. Any  
4 services performed under this exception must be scheduled in a  
5 timely manner and shall not occur more than 30 days after the  
6 first appointment date.

7 (c) A public health dental hygienist providing services  
8 under public health supervision must:

9 (1) provide to the patient, parent, or guardian a  
10 written plan for referral or an agreement for follow-up  
11 that records all conditions observed that should be called  
12 to the attention of a dentist for proper diagnosis;

13 (2) have each patient sign a permission slip or  
14 consent form that informs them that the service to be  
15 received does not take the place of regular dental  
16 checkups at a dental office and is meant for people who  
17 otherwise would not have access to the service;

18 (3) inform each patient who may require further dental  
19 services of that need;

20 (4) maintain an appropriate level of contact and  
21 communication with the dentist providing public health  
22 supervision; and

23 (5) complete an additional 4 hours of continuing  
24 education in areas specific to public health dentistry  
25 yearly.

26 (d) Each public health dental hygienist who has rendered

1 services under subsections (c), (d), and (e) of this Section  
2 must complete a summary report at the completion of a program  
3 or, in the case of an ongoing program, at least annually. The  
4 report must be completed in the manner specified by the  
5 Department of Public Health Oral Health Section including  
6 information about each location where the public health dental  
7 hygienist has rendered these services. The public health  
8 dental hygienist must submit the form to the dentist providing  
9 supervision for his or her signature before sending it to the  
10 Division. The Department of Public Health Oral Health Section  
11 shall compile and publicize public health dental hygienist  
12 service data annually.

13 (e) Public health dental hygienists providing services  
14 under public health supervision may be compensated for their  
15 work by salary, honoraria, and other mechanisms by the  
16 employing or sponsoring entity. Nothing in this Act shall  
17 preclude the entity that employs or sponsors a public health  
18 dental hygienist from seeking payment, reimbursement, or other  
19 source of funding for the services provided.

20 (e-5) A patient who is provided services under a  
21 supervision agreement by a public health dental hygienist as  
22 described in this Section does not need to receive a physical  
23 examination from a dentist prior to treatment if the public  
24 health dental hygienist consults with the supervising dentist  
25 prior to performing the teledentistry service.

26 (f) This Section is repealed on January 1, 2026.

1 (Source: P.A. 103-431, eff. 1-1-24.)

2 (225 ILCS 25/23) (from Ch. 111, par. 2323)

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

4 Sec. 23. Refusal, revocation or suspension of dental  
5 licenses. The Department may refuse to issue or renew, or may  
6 revoke, suspend, place on probation, reprimand or take other  
7 disciplinary or non-disciplinary action as the Department may  
8 deem proper, including imposing fines not to exceed \$10,000  
9 per violation, with regard to any license for any one or any  
10 combination of the following causes:

11 1. Fraud or misrepresentation in applying for or  
12 procuring a license under this Act, or in connection with  
13 applying for renewal of a license under this Act.

14 2. Inability to practice with reasonable judgment,  
15 skill, or safety as a result of habitual or excessive use  
16 or addiction to alcohol, narcotics, stimulants, or any  
17 other chemical agent or drug.

18 3. Willful or repeated violations of the rules of the  
19 Department of Public Health or Department of Nuclear  
20 Safety.

21 4. Acceptance of a fee for service as a witness,  
22 without the knowledge of the court, in addition to the fee  
23 allowed by the court.

24 5. Division of fees or agreeing to split or divide the  
25 fees received for dental services with any person for

1 bringing or referring a patient, except in regard to  
2 referral services as provided for under Section 45, or  
3 assisting in the care or treatment of a patient, without  
4 the knowledge of the patient or his or her legal  
5 representative. Nothing in this item 5 affects any bona  
6 fide independent contractor or employment arrangements  
7 among health care professionals, health facilities, health  
8 care providers, or other entities, except as otherwise  
9 prohibited by law. Any employment arrangements may include  
10 provisions for compensation, health insurance, pension, or  
11 other employment benefits for the provision of services  
12 within the scope of the licensee's practice under this  
13 Act. Nothing in this item 5 shall be construed to require  
14 an employment arrangement to receive professional fees for  
15 services rendered.

16 6. Employing, procuring, inducing, aiding or abetting  
17 a person not licensed or registered as a dentist or dental  
18 hygienist to engage in the practice of dentistry or dental  
19 hygiene. The person practiced upon is not an accomplice,  
20 employer, procurer, inducer, aider, or abetter within the  
21 meaning of this Act.

22 7. Making any misrepresentations or false promises,  
23 directly or indirectly, to influence, persuade or induce  
24 dental patronage.

25 8. Professional connection or association with or  
26 lending his or her name to another for the illegal

1 practice of dentistry by another, or professional  
2 connection or association with any person, firm or  
3 corporation holding himself, herself, themselves, or  
4 itself out in any manner contrary to this Act.

5 9. Obtaining or seeking to obtain practice, money, or  
6 any other things of value by false or fraudulent  
7 representations, but not limited to, engaging in such  
8 fraudulent practice to defraud the medical assistance  
9 program of the Department of Healthcare and Family  
10 Services (formerly Department of Public Aid) under the  
11 Illinois Public Aid Code.

12 10. Practicing under a false or, except as provided by  
13 law, an assumed name.

14 11. Engaging in dishonorable, unethical, or  
15 unprofessional conduct of a character likely to deceive,  
16 defraud, or harm the public.

17 12. Conviction by plea of guilty or nolo contendere,  
18 finding of guilt, jury verdict, or entry of judgment or by  
19 sentencing for any crime, including, but not limited to,  
20 convictions, preceding sentences of supervision,  
21 conditional discharge, or first offender probation, under  
22 the laws of any jurisdiction of the United States that (i)  
23 is a felony under the laws of this State or (ii) is a  
24 misdemeanor, an essential element of which is dishonesty,  
25 or that is directly related to the practice of dentistry.

26 13. Permitting a dental hygienist, dental assistant or

1 other person under his or her supervision to perform any  
2 operation not authorized by this Act.

3 14. Permitting more than 4 dental hygienists to be  
4 employed under his or her supervision at any one time.

5 15. A violation of any provision of this Act or any  
6 rules promulgated under this Act.

7 16. Taking impressions for or using the services of  
8 any person, firm or corporation violating this Act.

9 17. Violating any provision of Section 45 relating to  
10 advertising.

11 18. Discipline by another U.S. jurisdiction or foreign  
12 nation, if at least one of the grounds for the discipline  
13 is the same or substantially equivalent to those set forth  
14 within this Act.

15 19. Willfully failing to report an instance of  
16 suspected child abuse or neglect as required by the Abused  
17 and Neglected Child Reporting Act.

18 20. Gross negligence in practice under this Act.

19 21. The use or prescription for use of narcotics or  
20 controlled substances or designated products as listed in  
21 the Illinois Controlled Substances Act, in any way other  
22 than for therapeutic purposes.

23 22. Willfully making or filing false records or  
24 reports in his or her practice as a dentist, including,  
25 but not limited to, false records to support claims  
26 against the dental assistance program of the Department of



1 Healthcare and Family Services (formerly Illinois  
2 Department of Public Aid).

3 23. Professional incompetence as manifested by poor  
4 standards of care.

5 24. Physical or mental illness, including, but not  
6 limited to, deterioration through the aging process, or  
7 loss of motor skills which results in a dentist's  
8 inability to practice dentistry with reasonable judgment,  
9 skill or safety. In enforcing this paragraph, the  
10 Department may compel a person licensed to practice under  
11 this Act to submit to a mental or physical examination  
12 pursuant to the terms and conditions of Section 23b.

13 25. Gross or repeated irregularities in billing for  
14 services rendered to a patient. For purposes of this  
15 paragraph 25, "irregularities in billing" shall include:

16 (a) Reporting excessive charges for the purpose of  
17 obtaining a total payment in excess of that usually  
18 received by the dentist for the services rendered.

19 (b) Reporting charges for services not rendered.

20 (c) Incorrectly reporting services rendered for  
21 the purpose of obtaining payment not earned.

22 26. Continuing the active practice of dentistry while  
23 knowingly having any infectious, communicable, or  
24 contagious disease proscribed by rule or regulation of the  
25 Department.

26 27. Being named as a perpetrator in an indicated

1 report by the Department of Children and Family Services  
2 pursuant to the Abused and Neglected Child Reporting Act,  
3 and upon proof by clear and convincing evidence that the  
4 licensee has caused a child to be an abused child or  
5 neglected child as defined in the Abused and Neglected  
6 Child Reporting Act.

7 28. Violating the Health Care Worker Self-Referral  
8 Act.

9 29. Abandonment of a patient.

10 30. Mental incompetency as declared by a court of  
11 competent jurisdiction.

12 31. A finding by the Department that the licensee,  
13 after having his or her license placed on probationary  
14 status, has violated the terms of probation.

15 32. Material misstatement in furnishing information to  
16 the Department.

17 33. Failing, within 60 days, to provide information in  
18 response to a written request by the Department in the  
19 course of an investigation.

20 34. Immoral conduct in the commission of any act,  
21 including, but not limited to, commission of an act of  
22 sexual misconduct related to the licensee's practice.

23 35. Cheating on or attempting to subvert the licensing  
24 examination administered under this Act.

25 36. A pattern of practice or other behavior that  
26 demonstrates incapacity or incompetence to practice under

1 this Act.

2 37. Failure to establish and maintain records of  
3 patient care and treatment as required under this Act.

4 38. Failure to provide copies of dental records as  
5 required by law.

6 39. Failure of a licensed dentist who owns or is  
7 employed at a dental office to give notice of an office  
8 closure to his or her patients at least 30 days prior to  
9 the office closure pursuant to Section 50.1.

10 40. Failure to maintain a sanitary work environment.

11 41. Failure to comply with the provisions of Section  
12 17.2 of this Act.

13 All proceedings to suspend, revoke, place on probationary  
14 status, or take any other disciplinary action as the  
15 Department may deem proper, with regard to a license on any of  
16 the foregoing grounds, must be commenced within 5 years after  
17 receipt by the Department of a complaint alleging the  
18 commission of or notice of the conviction order for any of the  
19 acts described herein. Except for fraud in procuring a  
20 license, no action shall be commenced more than 7 years after  
21 the date of the incident or act alleged to have violated this  
22 Section. The time during which the holder of the license was  
23 outside the State of Illinois shall not be included within any  
24 period of time limiting the commencement of disciplinary  
25 action by the Department.

26 All fines imposed under this Section shall be paid within

1 60 days after the effective date of the order imposing the fine  
2 or in accordance with the terms set forth in the order imposing  
3 the fine.

4 The Department may refuse to issue or may suspend the  
5 license of any person who fails to file a return, or to pay the  
6 tax, penalty or interest shown in a filed return, or to pay any  
7 final assessment of tax, penalty or interest, as required by  
8 any tax Act administered by the Illinois Department of  
9 Revenue, until such time as the requirements of any such tax  
10 Act are satisfied.

11 Any dentist who has had his or her license suspended or  
12 revoked for more than 5 years must comply with the  
13 requirements for restoration set forth in Section 16 prior to  
14 being eligible for reinstatement from the suspension or  
15 revocation.

16 (Source: P.A. 103-425, eff. 1-1-24.)

17 Section 10. The Consumer Fraud and Deceptive Business  
18 Practices Act is amended by adding Section 2EEEE as follows:

19 (815 ILCS 505/2EEEE new)

20 Sec. 2EEEE. Violations concerning teledentistry under the  
21 Illinois Dental Practice Act. Any person who violates Section  
22 17.2 of the Illinois Dental Practice Act commits an unlawful  
23 practice within the meaning of this Act.

24 Section 99. Effective date. This Act takes effect upon

1 becoming law.