



Sen. Julie A. Morrison

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10300SB2822sam001

LRB103 36437 RTM 69897 a

1 AMENDMENT TO SENATE BILL 2822

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 2822 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Dental Practice Act is amended by  
5 changing Sections 4, 8.1, 17, 19.2, and 45 as follows:

6 (225 ILCS 25/4)

7 (Section scheduled to be repealed on January 1, 2026)

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

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

16 "Department" means the Department of Financial and

1 Professional Regulation.

2 "Secretary" means the Secretary of Financial and  
3 Professional Regulation.

4 "Board" means the Board of Dentistry.

5 "Dentist" means a person who has received a general  
6 license pursuant to paragraph (a) of Section 11 of this Act and  
7 who may perform any intraoral and extraoral procedure required  
8 in the practice of dentistry and to whom is reserved the  
9 responsibilities specified in Section 17.

10 "Dental hygienist" means a person who holds a license  
11 under this Act to perform dental services as authorized by  
12 Section 18.

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

16 "Expanded function dental assistant" means a dental  
17 assistant who has completed the training required by Section  
18 17.1 of this Act.

19 "Dental laboratory" means a person, firm, or corporation  
20 which:

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

26 (ii) utilizes or employs a dental technician to

1 provide such services; and

2 (iii) performs such functions only for a dentist or  
3 dentists.

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

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

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

25 "Dentistry" means the healing art which is concerned with  
26 the examination, diagnosis, treatment planning, and care of

1 conditions within the human oral cavity and its adjacent  
2 tissues and structures, as further specified in Section 17.

3 "Branches of dentistry" means the various specialties of  
4 dentistry which, for purposes of this Act, shall be limited to  
5 the following: endodontics, oral and maxillofacial surgery,  
6 orthodontics and dentofacial orthopedics, pediatric dentistry,  
7 periodontics, prosthodontics, oral and maxillofacial  
8 radiology, and dental anesthesiology.

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

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

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

26 "Nurse" means a registered professional nurse, a certified

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

4 "Patient of record" means a patient for whom the patient's  
5 most recent dentist has obtained a relevant medical and dental  
6 history and on whom the dentist has performed an examination  
7 and evaluated the condition to be treated.

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

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

20 "Public health dental hygienist" means a hygienist who  
21 holds a valid license to practice in the State, has 2 years of  
22 full-time clinical experience or an equivalent of 4,000 hours  
23 of clinical experience, and has completed at least 42 clock  
24 hours of additional structured courses in dental education in  
25 advanced areas specific to public health dentistry.

26 "Public health setting" means a federally qualified health

1 center; a federal, State, or local public health facility;  
2 Head Start; a special supplemental nutrition program for  
3 Women, Infants, and Children (WIC) facility; a certified  
4 school-based health center or school-based oral health  
5 program; a prison; or a long-term care facility.

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

16 "Teledentistry" means the use of telehealth systems and  
17 methodologies in dentistry and includes patient care and  
18 education delivery using synchronous and asynchronous  
19 communications under a dentist's authority as provided under  
20 this Act.

21 "Moderate sedation" means a drug-induced depression of  
22 consciousness during which:

23 (1) Patients respond purposefully to verbal commands,  
24 either alone or accompanied by light tactile stimulation.

25 (2) No interventions are required to maintain a  
26 patient's airway and spontaneous ventilation is adequate.

1           (3) Cardiovascular function is usually maintained.

2           "Deep sedation" means a drug-induced depression of  
3 consciousness during which:

4           (1) Patients cannot be easily aroused, but respond  
5 purposefully following repeated or painful stimulation.

6           (2) The ability to independently maintain ventilatory  
7 function may be impaired.

8           (3) Patients may require assistance in maintaining a  
9 patient's airway and spontaneous ventilation may be  
10 inadequate.

11           (4) Cardiovascular function is usually maintained.

12           "General anesthesia" means a drug-induced loss of  
13 consciousness during which:

14           (1) Patients are not arousable, even by painful  
15 stimulation.

16           (2) The ability to independently maintain ventilatory  
17 function is often impaired.

18           (3) Patients often require assistance in maintaining a  
19 patient's airway and positive pressure ventilation may be  
20 required because of depressed spontaneous ventilation or  
21 drug-induced depression of neuromuscular function.

22           (4) Cardiovascular function may be impaired.

23           "Enteral route of administration" means administration of  
24 a drug that is absorbed through the gastrointestinal tract or  
25 through oral, rectal, or sublingual mucosa.

26           "Parenteral route of administration" means administration

1 of a drug by which the drug bypasses the gastrointestinal  
2 tract through intramuscular, intravenous, intranasal,  
3 submucosal, subcutaneous, or intraosseous methods.

4 (Source: P.A. 102-93, eff. 1-1-22; 102-588, eff. 8-20-21;  
5 102-936, eff. 1-1-23; 103-425, eff. 1-1-24; 103-431, eff.  
6 1-1-24; revised 12-15-23.)

7 (225 ILCS 25/8.1) (from Ch. 111, par. 2308.1)

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

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

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

23 (b) The minimum requirements for a permit to administer  
24 moderate sedation shall include the completion of a minimum of  
25 75 hours of didactic and supervised clinical study in either:



1           (1) an American Dental Association Commission on  
2           Dental Accreditation accredited dental specialty program  
3           that includes training and documentation in moderate  
4           sedation techniques appropriate for each specialty or an  
5           American Dental Association Commission on Dental  
6           Accreditation accredited dental anesthesiology residency  
7           program; or

8           (2) a structured course of study provided by an  
9           approved continuing education provider who holds a permit  
10           in the State of Illinois to provide deep sedation and  
11           general anesthesia that includes training and  
12           documentation in moderate sedation, physical evaluation,  
13           venipuncture, advanced airway management, technical  
14           administration, recognition and management of  
15           complications and emergencies and monitoring with  
16           additional supervised experience and documentation  
17           demonstrating competence in providing moderate sedation to  
18           20 patients utilizing enteral and parenteral routes of  
19           administration of drugs to competency, as provided in the  
20           American Dental Association's Guidelines for Teaching Pain  
21           Control and Sedation to Dentists and Dental Students.

22           (b-5) The minimum requirements for a permit to administer  
23           deep sedation and general anesthesia include:

24           (1) the completion of a minimum of 2 years of advanced  
25           training in anesthesiology beyond the pre-doctoral level  
26           in a training program approved by the American Dental

1       Association's Council on Dental Education and Licensure,  
2       as outlined in Guidelines for Teaching Pain Control and  
3       Sedation to Dentists and Dental Students, as published by  
4       the American Dental Association's Council on Dental  
5       Education and Licensure;

6           (2) a specialty license in oral and maxillofacial  
7       surgery; or

8           (3) the completion of an American Dental Association's  
9       Council on Dental Accreditation accredited dental  
10       anesthesiology residency program.

11       (b-10) The Department may establish, by rule, additional  
12       training programs and training requirements consistent with  
13       this Section to ensure patient safety in dental offices  
14       administering anesthesia, which shall include, but not be  
15       limited to the following ~~In determining the minimum permit~~  
16       ~~qualifications that are necessary to protect public safety,~~  
17       ~~the Department, by rule, shall:~~

18           (1) (blank); ~~establish the minimum educational and~~  
19       ~~training requirements necessary for a dentist to be issued~~  
20       ~~an appropriate permit;~~

21           (2) establish the standards for properly equipped  
22       dental facilities (other than licensed hospitals and  
23       ambulatory surgical treatment centers) in which general  
24       anesthesia, deep sedation, or moderate ~~conscious~~ sedation  
25       is administered, as necessary to protect public safety;

26           (3) establish minimum requirements for all persons who

1 assist the dentist in the administration of general  
2 anesthesia, deep sedation, or moderate ~~conscious~~ sedation,  
3 including minimum training requirements for each member of  
4 the dental team, monitoring requirements, recordkeeping  
5 requirements, and emergency procedures;

6 (4) ensure that the dentist has completed and  
7 maintains current certification in advanced cardiac life  
8 support or pediatric advanced life support and all persons  
9 assisting the dentist or monitoring the administration of  
10 general anesthesia, deep sedation, or moderate ~~conscious~~  
11 sedation maintain current certification in Basic Life  
12 Support (BLS); and

13 (5) establish continuing education requirements in  
14 sedation techniques and airway management for dentists who  
15 possess a permit under this Section.

16 When establishing requirements under this Section, the  
17 Department shall consider the current American Dental  
18 Association guidelines on sedation and general anesthesia, the  
19 current "Guidelines for Monitoring and Management of Pediatric  
20 Patients During and After Sedation for Diagnostic and  
21 Therapeutic Procedures" established by the American Academy of  
22 Pediatrics and the American Academy of Pediatric Dentistry,  
23 and the current parameters of care and Office Anesthesia  
24 Evaluation (OAE) Manual established by the American  
25 Association of Oral and Maxillofacial Surgeons.

26 (c) A licensed dentist must hold an appropriate permit

1 issued under this Section in order to perform dentistry while  
2 a nurse anesthetist administers moderate ~~conscious~~ sedation,  
3 and a valid written collaborative agreement must exist between  
4 the dentist and the nurse anesthetist, in accordance with the  
5 Nurse Practice Act.

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

12 For the purposes of this subsection (c), "nurse  
13 anesthetist" means a licensed certified registered nurse  
14 anesthetist who holds a license as an advanced practice  
15 registered nurse.

16 (Source: P.A. 100-201, eff. 8-18-17; 100-513, eff. 1-1-18;  
17 101-162, eff. 7-26-19.)

18 (225 ILCS 25/17)

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

20 Sec. 17. Acts constituting the practice of dentistry. A  
21 person practices dentistry, within the meaning of this Act:

22 (1) Who represents himself or herself as being able to  
23 diagnose or diagnoses, treats, prescribes, or operates for  
24 any disease, pain, deformity, deficiency, injury, or  
25 physical condition of the human tooth, teeth, alveolar

1 process, gums, or jaw; or

2 (2) Who is a manager, proprietor, operator, or  
3 conductor of a business where dental operations are  
4 performed; or

5 (3) Who performs dental operations of any kind; or

6 (4) Who uses an X-Ray machine or X-Ray films for  
7 dental diagnostic purposes; or

8 (5) Who extracts a human tooth or teeth, or corrects  
9 or attempts to correct malpositions of the human teeth or  
10 jaws; or

11 (6) Who offers or undertakes, by any means or method,  
12 to diagnose, treat, or remove stains, calculus, and  
13 bonding materials from human teeth or jaws; or

14 (7) Who uses or administers local or general  
15 anesthetics in the treatment of dental or oral diseases or  
16 in any preparation incident to a dental operation of any  
17 kind or character; or

18 (8) Who takes material or digital scans for final  
19 impressions of the human tooth, teeth, or jaws or performs  
20 any phase of any operation incident to the replacement of  
21 a part of a tooth, a tooth, teeth, or associated tissues by  
22 means of a filling, a crown, a bridge, a denture, or other  
23 appliance; or

24 (9) Who offers to furnish, supply, construct,  
25 reproduce, or repair, or who furnishes, supplies,  
26 constructs, reproduces, or repairs, prosthetic dentures,

1 bridges, or other substitutes for natural teeth, to the  
2 user or prospective user thereof; or

3 (10) Who instructs students on clinical matters or  
4 performs any clinical operation included in the curricula  
5 of recognized dental schools and colleges; or

6 (11) Who takes material or digital scans for final  
7 impressions of human teeth or places his or her hands in  
8 the mouth of any person for the purpose of applying teeth  
9 whitening materials, or who takes impressions of human  
10 teeth or places his or her hands in the mouth of any person  
11 for the purpose of assisting in the application of teeth  
12 whitening materials. A person does not practice dentistry  
13 when he or she discloses to the consumer that he or she is  
14 not licensed as a dentist under this Act and (i) discusses  
15 the use of teeth whitening materials with a consumer  
16 purchasing these materials; (ii) provides instruction on  
17 the use of teeth whitening materials with a consumer  
18 purchasing these materials; or (iii) provides appropriate  
19 equipment on-site to the consumer for the consumer to  
20 self-apply teeth whitening materials.

21 The fact that any person engages in or performs, or offers  
22 to engage in or perform, any of the practices, acts, or  
23 operations set forth in this Section, shall be prima facie  
24 evidence that such person is engaged in the practice of  
25 dentistry.

26 The following practices, acts, and operations, however,

1 are exempt from the operation of this Act:

2 (a) The rendering of dental relief in emergency cases  
3 in the practice of his or her profession by a physician or  
4 surgeon, licensed as such under the laws of this State,  
5 unless he or she undertakes to reproduce or reproduces  
6 lost parts of the human teeth in the mouth or to restore or  
7 replace lost or missing teeth in the mouth; or

8 (b) The practice of dentistry in the discharge of  
9 their official duties by dentists in any branch of the  
10 Armed Services of the United States, the United States  
11 Public Health Service, or the United States Veterans  
12 Administration; or

13 (c) The practice of dentistry by students in their  
14 course of study in dental schools or colleges approved by  
15 the Department, when acting under the direction and  
16 supervision of dentists acting as instructors; or

17 (d) The practice of dentistry by clinical instructors  
18 in the course of their teaching duties in dental schools  
19 or colleges approved by the Department:

20 (i) when acting under the direction and  
21 supervision of dentists, provided that such clinical  
22 instructors have instructed continuously in this State  
23 since January 1, 1986; or

24 (ii) when holding the rank of full professor at  
25 such approved dental school or college and possessing  
26 a current valid license or authorization to practice

1 dentistry in another country; or

2 (e) The practice of dentistry by licensed dentists of  
3 other states or countries at meetings of the Illinois  
4 State Dental Society or component parts thereof, alumni  
5 meetings of dental colleges, or any other like dental  
6 organizations, while appearing as clinicians; or

7 (f) The use of X-Ray machines for exposing X-Ray films  
8 of dental or oral tissues by dental hygienists or dental  
9 assistants; or

10 (g) The performance of any dental service by a dental  
11 assistant, if such service is performed under the  
12 supervision and full responsibility of a dentist. In  
13 addition, after being authorized by a dentist, a dental  
14 assistant may, for the purpose of eliminating pain or  
15 discomfort, remove loose, broken, or irritating  
16 orthodontic appliances on a patient of record.

17 For purposes of this paragraph (g), "dental service"  
18 is defined to mean any intraoral procedure or act which  
19 shall be prescribed by rule or regulation of the  
20 Department. "Dental service", however, shall not include:

21 (1) Any and all diagnosis of or prescription for  
22 treatment of disease, pain, deformity, deficiency,  
23 injury, or physical condition of the human teeth or  
24 jaws, or adjacent structures.

25 (2) Removal of, restoration of, or addition to the  
26 hard or soft tissues of the oral cavity, except for the



1 placing, carving, and finishing of amalgam  
2 restorations and placing, packing, and finishing  
3 composite restorations by dental assistants who have  
4 had additional formal education and certification.

5 A dental assistant may place, carve, and finish  
6 amalgam restorations, place, pack, and finish  
7 composite restorations, and place interim restorations  
8 if he or she (A) has successfully completed a  
9 structured training program as described in item (2)  
10 of subsection (g) provided by an educational  
11 institution accredited by the Commission on Dental  
12 Accreditation, such as a dental school or dental  
13 hygiene or dental assistant program, or (B) has at  
14 least 4,000 hours of direct clinical patient care  
15 experience and has successfully completed a structured  
16 training program as described in item (2) of  
17 subsection (g) provided by a statewide dental  
18 association, approved by the Department to provide  
19 continuing education, that has developed and conducted  
20 training programs for expanded functions for dental  
21 assistants or hygienists. The training program must:  
22 (i) include a minimum of 16 hours of didactic study and  
23 14 hours of clinical manikin instruction; all training  
24 programs shall include areas of study in nomenclature,  
25 caries classifications, oral anatomy, periodontium,  
26 basic occlusion, instrumentations, pulp protection

1 liners and bases, dental materials, matrix and wedge  
2 techniques, amalgam placement and carving, rubber dam  
3 clamp placement, and rubber dam placement and removal;  
4 (ii) include an outcome assessment examination that  
5 demonstrates competency; (iii) require the supervising  
6 dentist to observe and approve the completion of 8  
7 amalgam or composite restorations; and (iv) issue a  
8 certificate of completion of the training program,  
9 which must be kept on file at the dental office and be  
10 made available to the Department upon request. A  
11 dental assistant must have successfully completed an  
12 approved coronal polishing and dental sealant course  
13 prior to taking the amalgam and composite restoration  
14 course.

15 A dentist utilizing dental assistants shall not  
16 supervise more than 4 dental assistants at any one  
17 time for placing, carving, and finishing of amalgam  
18 restorations or for placing, packing, and finishing  
19 composite restorations.

20 (3) Any and all correction of malformation of  
21 teeth or of the jaws.

22 (4) Administration of anesthetics, except for  
23 monitoring of nitrous oxide, moderate ~~conscious~~  
24 sedation, deep sedation, and general anesthetic as  
25 provided in Section 8.1 of this Act, that may be  
26 performed only after successful completion of a

1 training program approved by the Department. A dentist  
2 utilizing dental assistants shall not supervise more  
3 than 4 dental assistants at any one time for the  
4 monitoring of nitrous oxide.

5 (5) Removal of calculus from human teeth.

6 (6) Taking of material or digital scans for final  
7 impressions for the fabrication of prosthetic  
8 appliances, crowns, bridges, inlays, onlays, or other  
9 restorative or replacement dentistry.

10 (7) The operative procedure of dental hygiene  
11 consisting of oral prophylactic procedures, except for  
12 coronal polishing and pit and fissure sealants, which  
13 may be performed by a dental assistant who has  
14 successfully completed a training program approved by  
15 the Department. Dental assistants may perform coronal  
16 polishing under the following circumstances: (i) the  
17 coronal polishing shall be limited to polishing the  
18 clinical crown of the tooth and existing restorations,  
19 supragingivally; (ii) the dental assistant performing  
20 the coronal polishing shall be limited to the use of  
21 rotary instruments using a rubber cup or brush  
22 polishing method (air polishing is not permitted); and  
23 (iii) the supervising dentist shall not supervise more  
24 than 4 dental assistants at any one time for the task  
25 of coronal polishing or pit and fissure sealants.

26 In addition to coronal polishing and pit and

1 fissure sealants as described in this item (7), a  
2 dental assistant who has at least 2,000 hours of  
3 direct clinical patient care experience and who has  
4 successfully completed a structured training program  
5 provided by (1) an educational institution including,  
6 but not limited to, a dental school or dental hygiene  
7 or dental assistant program, (2) a continuing  
8 education provider approved by the Department, or (3)  
9 a statewide dental or dental hygienist association  
10 that has developed and conducted a training program  
11 for expanded functions for dental assistants or  
12 hygienists may perform: (A) coronal scaling above the  
13 gum line, supragingivally, on the clinical crown of  
14 the tooth only on patients 17 years of age or younger  
15 who have an absence of periodontal disease and who are  
16 not medically compromised or individuals with special  
17 needs and (B) intracoronal temporization of a tooth.  
18 The training program must: (I) include a minimum of 32  
19 hours of instruction in both didactic and clinical  
20 manikin or human subject instruction; all training  
21 programs shall include areas of study in dental  
22 anatomy, public health dentistry, medical history,  
23 dental emergencies, and managing the pediatric  
24 patient; (II) include an outcome assessment  
25 examination that demonstrates competency; (III)  
26 require the supervising dentist to observe and approve

1 the completion of 6 full mouth supragingival scaling  
2 procedures unless the training was received as part of  
3 a Commission on Dental Accreditation approved dental  
4 assistant program; and (IV) issue a certificate of  
5 completion of the training program, which must be kept  
6 on file at the dental office and be made available to  
7 the Department upon request. A dental assistant must  
8 have successfully completed an approved coronal  
9 polishing course prior to taking the coronal scaling  
10 course. A dental assistant performing these functions  
11 shall be limited to the use of hand instruments only.  
12 In addition, coronal scaling as described in this  
13 paragraph shall only be utilized on patients who are  
14 eligible for Medicaid, who are uninsured, or whose  
15 household income is not greater than 300% of the  
16 federal poverty level. A dentist may not supervise  
17 more than 2 dental assistants at any one time for the  
18 task of coronal scaling. This paragraph is inoperative  
19 on and after January 1, 2026.

20 The limitations on the number of dental assistants a  
21 dentist may supervise contained in items (2), (4), and (7)  
22 of this paragraph (g) mean a limit of 4 total dental  
23 assistants or dental hygienists doing expanded functions  
24 covered by these Sections being supervised by one dentist;  
25 or

26 (h) The practice of dentistry by an individual who:

1 (i) has applied in writing to the Department, in  
2 form and substance satisfactory to the Department, for  
3 a general dental license and has complied with all  
4 provisions of Section 9 of this Act, except for the  
5 passage of the examination specified in subsection (e)  
6 of Section 9 of this Act; or

7 (ii) has applied in writing to the Department, in  
8 form and substance satisfactory to the Department, for  
9 a temporary dental license and has complied with all  
10 provisions of subsection (c) of Section 11 of this  
11 Act; and

12 (iii) has been accepted or appointed for specialty  
13 or residency training by a hospital situated in this  
14 State; or

15 (iv) has been accepted or appointed for specialty  
16 training in an approved dental program situated in  
17 this State; or

18 (v) has been accepted or appointed for specialty  
19 training in a dental public health agency situated in  
20 this State.

21 The applicant shall be permitted to practice dentistry  
22 for a period of 3 months from the starting date of the  
23 program, unless authorized in writing by the Department to  
24 continue such practice for a period specified in writing  
25 by the Department.

26 The applicant shall only be entitled to perform such

1 acts as may be prescribed by and incidental to his or her  
2 program of residency or specialty training and shall not  
3 otherwise engage in the practice of dentistry in this  
4 State.

5 The authority to practice shall terminate immediately  
6 upon:

7 (1) the decision of the Department that the  
8 applicant has failed the examination; or

9 (2) denial of licensure by the Department; or

10 (3) withdrawal of the application.

11 (Source: P.A. 102-558, eff. 8-20-21; 102-936, eff. 1-1-23;  
12 103-425, eff. 1-1-24; 103-431, eff. 1-1-24; revised 12-15-23.)

13 (225 ILCS 25/19.2)

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

15 Sec. 19.2. Temporary permit for free dental care.

16 (a) Upon Board recommendation, the Department may issue a  
17 temporary permit authorizing the practice in this State,  
18 without compensation, of dentistry to an applicant who is  
19 licensed to practice dentistry in another state, if all of the  
20 following apply:

21 (1) the Department determines that the applicant's  
22 services will improve the welfare of Illinois residents  
23 who are eligible for Medicaid or who are uninsured and  
24 whose household income is not greater than 200% of the  
25 federal poverty level;

1           (2) the applicant has graduated from a dental program  
2 approved by the American Dental Association's Commission  
3 on Dental Accreditation and maintains an equivalent  
4 authorization to practice dentistry in good standing in  
5 his or her native licensing jurisdiction during the period  
6 of the temporary visiting dentist permit and can furnish  
7 the Department a certified letter upon request from that  
8 jurisdiction attesting to the fact that the applicant has  
9 no pending action or violations against his or her  
10 license;

11           (3) the applicant has received an invitation to  
12 perform dental care by a charitable organization or has  
13 received an invitation to study or receive training on  
14 specific dental or clinical subjects or techniques by a  
15 licensed continuing education sponsor who is approved by  
16 the Department to provide clinical training in the State  
17 of Illinois on patients for the welfare of Illinois  
18 residents pursuant to subsection (a-5) and is in  
19 compliance with the provisions of this Act;

20           (4) the applicant will be working pursuant to a  
21 collaborative agreement with and under the direct  
22 supervision of an Illinois licensed dentist, who is in  
23 good standing, during the duration of the program. The  
24 supervising dentist must be physically present during all  
25 clinical training courses; and

26           (5) payment of a fee established by rule.



1           The Department may adopt rules to implement this  
2 subsection.

3           (a-5) Upon Board recommendation, after the filing of an  
4 application, the Department may allow approved continuing  
5 education sponsors to be licensed to provide live patient  
6 continuing education clinical training courses if the  
7 following requirements are met:

8           (1) the continuing education course provides services,  
9 without compensation, that will improve the welfare of  
10 Illinois residents as described in paragraph (1) of  
11 subsection (a). The application to the Board must include  
12 the following information for review and approval by the  
13 Department:

14                   (i) a plan of follow-up care and training models;

15                   (ii) any and all documentation to be signed by the  
16 patients, including, but not limited to, waivers,  
17 consent forms, and releases;

18                   (iii) information related to the facilities being  
19 utilized, staffing plans, and emergency plans;

20                   (iv) the process by which patients will be  
21 contacted before, during, and after treatment;

22                   (v) the intended population that will be receiving  
23 treatment; and

24                   (vi) proof of valid malpractice insurance for the  
25 approved continuing education sponsor that extends  
26 coverage to clinical staff, trainees, and out-of-state

1 permit holders that meet the requirements of  
2 subsection (a);

3 (2) a valid written collaborative agreement must exist  
4 between the temporary visiting dentist and the Illinois  
5 licensed dentist co-treating patients under this Section.  
6 The collaborative agreement must include a description of  
7 the care to be provided and procedures to be performed by  
8 the temporary visiting dentist. There shall be no more  
9 than 5 trainees per supervising dentist. A copy of this  
10 agreement shall become part of the patient's dental record  
11 and shall be made available upon request to the  
12 Department; and

13 (3) payment of a fee established by rule.

14 A continuing education sponsor license issued under this  
15 Section shall be valid for a period of time as provided by  
16 rule.

17 The Department shall adopt rules to implement this  
18 subsection.

19 (b) (Blank).

20 (c) A temporary permit shall be valid for no longer than 5  
21 consecutive clinical days within 6 months from the date of  
22 issuance. The temporary permit may be issued once per year to a  
23 visiting dentist. Temporary permits under subsection (a) may  
24 be restored no more than one time within 5 years of the initial  
25 permits issuance. The Department may require an applicant to  
26 pay a fee for the issuance or restoration of a permit under

1 this Section.

2 (d) (Blank).

3 (e) The temporary permit shall only permit the holder to  
4 practice dentistry within the scope of the dental studies and  
5 in conjunction with one of the following:

6 (1) the charitable organization; or

7 (2) a continuing education program provided by a  
8 continuing education sponsor approved by the Department  
9 pursuant to this Section that the permit holder is  
10 attending.

11 (f) The temporary visiting dentist may not administer  
12 moderate ~~conscious~~ sedation, deep sedation, or general  
13 anesthesia.

14 (g) A patient who seeks treatment from a temporary  
15 visiting dentist must sign a consent form acknowledging that  
16 the care the patient will receive will be provided by a dentist  
17 not licensed in the State of Illinois and that the Illinois  
18 licensed dentist who has the collaborative agreement with the  
19 temporary visiting dentist will be responsible for all the  
20 follow-up care associated with the treatment rendered to the  
21 patient.

22 (h) An application for the temporary permit shall be made  
23 to the Department in writing on forms prescribed by the  
24 Department and shall be accompanied by a nonrefundable fee  
25 established by rule.

26 (i) An applicant for a temporary permit may be requested

1 to appear before the Board to respond to questions concerning  
2 the applicant's qualifications to receive the permit. An  
3 applicant's refusal to appear before the Board may be grounds  
4 for denial of the application by the Department.

5 (j) The Secretary may summarily cancel any permit or  
6 license issued pursuant to this Section without a hearing if  
7 the Secretary finds that evidence in his or her possession  
8 indicates that a continuing education sponsor licensed under  
9 this Section or a temporary permit holder's continuation in  
10 practice would constitute an imminent danger to the public or  
11 violate any provision of this Act or its rules. If the  
12 Secretary summarily cancels a permit or license issued  
13 pursuant to this Section, the permit holder or licensee may  
14 petition the Department for a hearing in accordance with the  
15 provisions of subsection (b) of Section 26 of this Act to  
16 reinstate his or her permit or license.

17 (k) In addition to terminating any permit or license  
18 issued pursuant to this Section, the Department may impose a  
19 monetary penalty not to exceed \$10,000 upon the temporary  
20 permit holder or licensee and may notify any state in which the  
21 temporary permit holder or licensee has been issued a license  
22 that his or her Illinois permit or license has been terminated  
23 and the reasons for the termination. The monetary penalty  
24 shall be paid within 60 days after the effective date of the  
25 order imposing the penalty. The order shall constitute a  
26 judgment and may be filed and execution had thereon in the same

1 manner as any judgment from any court of record. It is the  
2 intent of the General Assembly that a permit or license issued  
3 pursuant to this Section shall be considered a privilege and  
4 not a property right.

5 (Source: P.A. 102-582, eff. 1-1-22.)

6 (225 ILCS 25/45) (from Ch. 111, par. 2345)

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

8 Sec. 45. Advertising. The purpose of this Section is to  
9 authorize and regulate the advertisement by dentists of  
10 information which is intended to provide the public with a  
11 sufficient basis upon which to make an informed selection of  
12 dentists while protecting the public from false or misleading  
13 advertisements which would detract from the fair and rational  
14 selection process.

15 Any dentist may advertise the availability of dental  
16 services in the public media or on the premises where such  
17 dental services are rendered. Such advertising shall be  
18 limited to the following information:

19 (a) The dental services available;

20 (b) Publication of the dentist's name, title, office  
21 hours, address and telephone;

22 (c) Information pertaining to his or her area of  
23 specialization, including appropriate board certification  
24 or limitation of professional practice;

25 (d) Information on usual and customary fees for

1 routine dental services offered, which information shall  
2 include notification that fees may be adjusted due to  
3 complications or unforeseen circumstances;

4 (e) Announcement of the opening of, change of, absence  
5 from, or return to business;

6 (f) Announcement of additions to or deletions from  
7 professional dental staff;

8 (g) The issuance of business or appointment cards;

9 (h) Other information about the dentist, dentist's  
10 practice or the types of dental services which the dentist  
11 offers to perform which a reasonable person might regard  
12 as relevant in determining whether to seek the dentist's  
13 services. However, any advertisement which announces the  
14 availability of endodontics, pediatric dentistry,  
15 periodontics, prosthodontics, orthodontics and  
16 dentofacial orthopedics, oral and maxillofacial surgery,  
17 or oral and maxillofacial radiology by a general dentist  
18 or by a licensed specialist who is not licensed in that  
19 specialty shall include a disclaimer stating that the  
20 dentist does not hold a license in that specialty.

21 Any dental practice with more than one location that  
22 enrolls its dentist as a participating provider in a managed  
23 care plan's network must verify electronically or in writing  
24 to the managed care plan whether the provider is accepting new  
25 patients at each of the specific locations listing the  
26 provider. The health plan shall remove the provider from the

1 directory in accordance with standard practices within 10  
2 business days after being notified of the changes by the  
3 provider. Nothing in this paragraph shall void any contractual  
4 relationship between the provider and the plan.

5 It is unlawful for any dentist licensed under this Act to  
6 do any of the following:

7 (1) Use claims of superior quality of care to entice  
8 the public.

9 (2) Advertise in any way to practice dentistry without  
10 causing pain.

11 (3) Pay a fee to any dental referral service or other  
12 third party who advertises a dental referral service,  
13 unless all advertising of the dental referral service  
14 makes it clear that dentists are paying a fee for that  
15 referral service.

16 (4) Advertise or offer gifts as an inducement to  
17 secure dental patronage. Dentists may advertise or offer  
18 free examinations or free dental services; it shall be  
19 unlawful, however, for any dentist to charge a fee to any  
20 new patient for any dental service provided at the time  
21 that such free examination or free dental services are  
22 provided.

23 (5) Use the term "sedation dentistry" or similar terms  
24 in advertising unless the advertising dentist holds a  
25 valid and current permit issued by the Department to  
26 administer either general anesthesia, deep sedation, or

1        moderate ~~conscious~~ sedation as required under Section 8.1  
2        of this Act.

3        This Act does not authorize the advertising of dental  
4        services when the offeror of such services is not a dentist.  
5        Nor shall the dentist use statements which contain false,  
6        fraudulent, deceptive or misleading material or guarantees of  
7        success, statements which play upon the vanity or fears of the  
8        public, or statements which promote or produce unfair  
9        competition.

10       A dentist shall be required to keep a copy of all  
11       advertisements for a period of 3 years. All advertisements in  
12       the dentist's possession shall indicate the accurate date and  
13       place of publication.

14       The Department shall adopt rules to carry out the intent  
15       of this Section.

16       (Source: P.A. 99-329, eff. 1-1-16.)

17       Section 99. Effective date. This Act takes effect upon  
18       becoming law."