

STATE OF OKLAHOMA

2nd Session of the 49th Legislature (2004)

HOUSE BILL HB2415:

Stanley

AS INTRODUCED

An Act relating to public health and safety; creating the Dental Hygiene Advisory Committee; providing for duties; establishing qualification for membership; establishing terms of office; providing for administrative support of Committee; providing for Board of Dentistry to review Committee recommendations; repealing 59 O.S. 2001, Section 328.17, as amended by Section 3, Chapter 172, O.S.L. 2003 (59 O.S. Supp. 2003, Section 328.17), which relates to appointment of dental hygienist as advisor to Board of Dentistry; providing for codification; and providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 328.53 of Title 59, unless there is created a duplication in numbering, reads as follows:

A. There is hereby established the Dental Hygiene Advisory Committee to advise the Board of Dentistry on all matters relating to dental hygienists. The Committee shall have the following functions:

1. Develop and propose recommendations to the Board regarding the education, examination, licensure, scope of practice, regulation, and discipline of dental hygienists;

2. Advise the Board regarding rules for dental hygiene; and

3. Hold meetings quarterly prior to the quarterly Board of Dentistry meetings or when called by at least three members of the Committee.

B. The Dental Hygiene Advisory Committee shall be composed of the following:

1. One current Board of Dentistry member who is a dental hygienist who will serve as the chair;
2. One current Board of Dentistry member; and
3. Five dental hygienists selected by the Board of Dentistry from a list of at least seven names submitted by the Oklahoma Dental Hygienists Association who are currently licensed and have been in active practice during the previous three (3) years.

C. Other than for initial appointments, each Committee member shall hold office for a term of three (3) years and until a successor in office is appointed and qualified. Committee members shall not serve for more than two (2) consecutive terms. The Board of Dentistry shall appoint members of the initial Committee with staggered terms of office from not less than one (1) year to not more than three (3) years.

D. The members of the Board of Dentistry shall serve on the Dental Hygiene Advisory Committee only while members of the Board of Dentistry. Upon the expiration of their term on the Board of Dentistry, an appointment shall be made by the Board of Dentistry to fill the vacancy.

E. Upon the vacancy of an appointed dental hygienist member of the Committee, the Board of Dentistry shall request the Oklahoma Dental Hygienists Association to submit a list of at least three names, from which an appointment shall be made by the Board of Dentistry.

F. Members of the Dental Hygiene Advisory Committee shall serve without compensation but shall be reimbursed for all actual and necessary expenses incurred in the performance of their duties in accordance with the State Travel Reimbursement Act.

G. No member of the Dental Hygiene Advisory Committee shall bear liability or be subject to civil damages or criminal prosecutions for any action undertaken or performed within the proper functions of the Committee.

H. The Dental Hygiene Advisory Committee is authorized to utilize the conference rooms of the Board of Dentistry and to obtain administrative assistance from the staff and attorney of the Board.

I. The staff of the Board of Dentistry shall perform the duties and transact the business required to give notice and keep records of all meetings of the Dental Hygiene Advisory Committee, and shall maintain records as necessary for the operation and function of the Committee.

J. All meetings shall be held and records maintained in accordance with the provision of the Oklahoma Open Meeting Act and the Oklahoma Open Records Act.

K. The Board of Dentistry shall approve the necessary expenditures incurred by the Dental Hygiene Advisory Committee.

L. The Board of Dentistry shall review the recommendations of the Dental Hygiene Advisory Committee. Upon receipt by the Board of Dentistry of the recommendations of the Committee, the recommendations shall be placed on the official agenda of the next scheduled Board meeting in accordance with the Open Meeting Act. If the recommendations of the Committee are not implemented by the Board of Dentistry within ninety (90) days of submission of the recommendations, the Board shall provide the Dental Hygiene Advisory Committee a written report specifying the reasons for not implementing the recommendations.

SECTION 2. REPEALER 59 O.S. 2001, Section 328.17, as amended by Section 3, Chapter 172, O.S.L. 2003 (59 O.S. Supp. 2003, Section 328.17), is hereby repealed.

SECTION 3. This act shall become effective November 1, 2004.

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