

1 STATE OF OKLAHOMA

2 2nd Session of the 52nd Legislature (2010)

3 HOUSE BILL 2593

By: Kirby

4  
5  
6 AS INTRODUCED

7 An Act relating to professions and occupations;  
8 amending 59 O.S. 2001, Section 328.36, which relates  
9 to the State Dental Act; modifying permit to operate  
10 a dental laboratory; allowing the Board of Dentistry  
11 to inspect laboratory prior to the issuance of a  
12 permit; requiring laboratory to make certain  
13 information available to designated parties; and  
14 providing an effective date.

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

16 SECTION 1. AMENDATORY 59 O.S. 2001, Section 328.36, is  
17 amended to read as follows:

18 Section 328.36 A. 1. Any person, firm, corporation,  
19 partnership or other legal entity who desires to operate a dental  
20 laboratory in this state shall file with the Board of Dentistry, on  
21 a form prescribed by the Board, an application for a permit to  
22 operate a dental laboratory and pay the fee established by the rules  
23 of the Board. The application shall include the name and address of  
24 each person, firm, corporation, partnership or other legal entity  
who owns an interest in or will operate the dental laboratory. Upon

1 receipt of the application and fee, the Board shall determine the  
2 qualifications of the applicant and may grant a permit to the  
3 applicant to operate a dental laboratory.

4 2. Except as provided in subsection C of this section, no  
5 person, firm, corporation, partnership or other legal entity shall  
6 operate a dental laboratory in this state without having obtained a  
7 permit from the Board. The Board may inspect any laboratory prior  
8 to the issuance of any permit.

9 B. Any change in ownership, operation or location of a dental  
10 laboratory shall immediately be communicated to the Board, which  
11 shall endorse upon the permit, without further fee, the change in  
12 ownership, operation or location.

13 C. Nothing in the State Dental Act shall be construed to:

14 1. Prohibit a dentist from owning or operating a private,  
15 noncommercial dental laboratory in a dental office for the dentist's  
16 use in the practice of dentistry;

17 2. Require a dentist to obtain a permit from the Board for the  
18 operation of a dental laboratory in the office of the dentist unless  
19 dental laboratory technology is provided to persons other than the  
20 dentist at that location; or

21 3. Require a dentist to issue a laboratory prescription for  
22 dental laboratory technology to be performed by an employee of, in  
23 the office of, and for a patient of, the dentist.

24

1        D. The dental laboratory shall make available to the  
2 prescribing dentist, Board, or agent or employee of the Board:

3        1. A list of all materials in the composition of the final  
4 appliance;

5        2. The location where the appliance was fabricated, including  
6 the name, address, telephone number and Food and Drug Administration  
7 registration number, if applicable, of the person or entity  
8 performing the work; and

9        3. A description of all disinfection methods used in the  
10 fabrication of the appliance.

11        SECTION 2. This act shall become effective November 1, 2010.

12

13        52-2-8752        LRB        01/04/10

14

15

16

17

18

19

20

21

22

23

24