

1 ENGROSSED SENATE
2 BILL NO. 1125

By: Yen of the Senate

3 and

4 Derby of the House
5

6 An Act relating to the State Dental Act; amending 59
7 O.S. 2011, Section 328.24, as amended by Section 12,
8 Chapter 229, O.S.L. 2015 (59 O.S. Supp. 2017, Section
9 328.24), which relates to dental assistants;
10 modifying requirements for dental assistants with
11 respect to certain procedures; and providing an
12 effective date.

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

14 SECTION 1. AMENDATORY 59 O.S. 2011, Section 328.24, as
15 amended by Section 12, Chapter 229, O.S.L. 2015 (59 O.S. Supp. 2017,
16 Section 328.24), is amended to read as follows:

17 Section 328.24. A. No person shall practice as a dental
18 assistant or oral maxillofacial surgery assistant for more than one
19 (1) day in a calendar year without having applied for a permit as a
20 dental assistant or oral maxillofacial surgery assistant from the
21 Board of Dentistry within thirty (30) days of beginning employment.
22 During this time period, the dental assistant shall work under the
23 direct visual supervision of a dentist at all times.
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1 B. The application shall be made to the Board in writing and
2 shall be accompanied by the fee established by the Board, together
3 with satisfactory proof that the applicant:

4 1. Is of good moral character; and

5 2. Passes a background check with criteria established by the
6 Board.

7 C. There shall be five types of expanded duty permits available
8 for dental assistants upon completion of a program approved by the
9 Commission on Dental Accreditation (CODA) or a course by the Dental
10 Assisting National Board (DANB) that meets the requirements of the
11 board or a course that has been approved by the Board:

12 1. Radiation safety;

13 2. Coronal polishing and topical fluoride;

14 3. Sealants;

15 4. Assisting in the administration of nitrous oxide; or

16 5. Assisting a dentist who holds a parenteral or pediatric
17 anesthesia permit; provided, only the dentist may administer
18 anesthesia and assess the patient's level of sedation. The use of
19 moderate or deep sedation shall include the provision of a person,
20 in addition to the practitioner, whose responsibility is to monitor
21 appropriate physiological parameters and to assist in any supportive
22 or resuscitation measures, if required. If monitoring and assisting
23 with moderate or deep sedation of pediatric patients ages twelve
24 (12) and younger, the person shall be certified in Pediatric

1 Advanced Life Support or shall have obtained a passing score on the
2 Dental Anesthesia Assistant National Certification Examination. If
3 monitoring and assisting with moderate or deep sedation of patients
4 ages thirteen (13) and older, the person shall be certified in
5 Advanced Cardiac Life Support or shall have obtained a passing score
6 on the Dental Anesthesia Assistant National Certification
7 Examination.

8 D. The training requirements for all five expanded duty permits
9 shall be set forth by the Board. A program that is not CODA-
10 certified must meet the standards set forth and be approved by the
11 board.

12 E. An applicant for a dental assistant permit who has graduated
13 from a dental assisting program accredited by CODA and has passed
14 the jurisprudence test shall receive all five expanded duty permits
15 provided for in subsection C of this section if the course materials
16 approved by the Board are covered in the program.

17 F. A dental assistant that has met the educational
18 prerequisites and passed the Certified Dental Assistant examination
19 including radiation health and safety, infection control and general
20 chairside component established by DANB, shall have a designation of
21 "CDA" on their Dental Assistant Permit. A dental assistant meeting
22 the qualifications of a CDA set forth by DANB, shall also receive an
23 expanded duty permit for radiation safety. Each certified dental
24 assistant shall provide proof to the Board that they are in current

1 compliance with the requirements set forth by DANB to maintain their
2 CDA upon each yearly renewal of their permit.

3 SECTION 2. This act shall become effective November 1, 2018.

4 Passed the Senate the 12th day of March, 2018.

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Presiding Officer of the Senate

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8 Passed the House of Representatives the ____ day of _____,
9 2018.

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Presiding Officer of the House
of Representatives

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