

**COMMITTEE AMENDMENT**  
HOUSE OF REPRESENTATIVES  
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB3934 \_\_\_\_\_  
Of the printed Bill  
Page \_\_\_\_\_ Section \_\_\_\_\_ Lines \_\_\_\_\_  
Of the Engrossed Bill

By deleting the content of the entire measure, and by inserting in lieu thereof the following language:

**AMEND TITLE TO CONFORM TO AMENDMENTS**

Amendment submitted by: David Smith

Adopted: \_\_\_\_\_

\_\_\_\_\_  
Reading Clerk

STATE OF OKLAHOMA

2nd Session of the 60th Legislature (2026)

PROPOSED OVERSIGHT  
COMMITTEE SUBSTITUTE  
FOR  
HOUSE BILL NO. 3934

By: Smith

PROPOSED OVERSIGHT COMMITTEE SUBSTITUTE

An Act relating to professions and occupations; amending 59 O.S. 2021, Section 328.3, as last amended by Section 2, Chapter 273, O.S.L. 2025 (59 O.S. Supp. 2025, Section 328.3), which relates to the practice of dentistry definitions; updating certain definitions; amending 59 O.S. 2021, Section 328.17, as amended by Section 3, Chapter 273, O.S.L. 2025 (59 O.S. Supp. 2025, Section 328.17), which relates to standing committees; adding a reference to the Dental Practice Committee; amending 59 O.S. 2021, Section 328.19, as last amended by Section 4, Chapter 273, O.S.L. 2025 (59 O.S. Supp. 2025, Section 328.19), which relates to acts constituting practice of dentistry; requiring auxiliary health care providers to limit practice within scope of dentistry; amending 59 O.S. 2021, Section 328.21, as last amended by Section 5, Chapter 273, O.S.L. 2025 (59 O.S. Supp. 2025, Section 328.21), which relates to application of dental licensure; updating approved accredited programs; amending 59 O.S. 2021, Section 328.22, as amended by Section 3, Chapter 220, O.S.L. 2023 (59 O.S. Supp. 2025, Section 328.22), which relates to specialty licenses; specifying requirements to represent oneself as a dental specialist; amending 59 O.S. 2021, Section 328.23, which relates to temporary licensing of dentists and dental hygienists; updating the required examination; amending 59 O.S. 2021, Section 328.23a, as last amended by Section 4, Chapter 46, O.S.L. 2024 (59 O.S. Supp. 2025, Section 328.23a), which relates to special volunteer licenses for dentist and dental hygienist; allowing dental

1 assistants to work under certain procedures; amending  
2 59 O.S. 2021, Section 328.24, as last amended by  
3 Section 6, Chapter 273, O.S.L. 2025 (59 O.S. Supp.  
4 2025, Section 328.24), which relates to dental  
5 assistant permits; allowing specific exemptions for  
6 dental assistants to work outside of the direct  
7 supervision of a dentist; amending 59 O.S. 2021,  
8 Section 328.29a, as last amended by Section 11,  
9 Chapter 273, O.S.L. 2025 (59 O.S. Supp. 2025, Section  
10 328.29a), which relates to dental assistants;  
11 updating language; amending 59 O.S. 2021, Section  
12 328.31, which relates to Board of Dentistry  
13 requirements; removing requirement to publish an  
14 annual summary of the registry; amending 59 O.S.  
15 2021, Section 328.31b, as last amended by Section 13,  
16 Chapter 273, O.S.L. 2025 (59 O.S. Supp. 2025, Section  
17 328.31b), which relates to maintenance and retention  
18 of written records; removing requirements of  
19 maintaining certain records; amending 59 O.S. 2021,  
20 Section 328.34, as amended by Section 6, Chapter 220,  
21 O.S.L. 2023 (59 O.S. Supp. 2025, Section 328.34),  
22 which relates to the scope of practice for dental  
23 hygienists; updating scope of practice; amending 59  
24 O.S. 2021, Section 328.54, which relates to the  
practice of dentistry via internet; allowing for a  
patient of record to be established under certain  
circumstances; creating procedures for foreign  
trained dentist licensure; providing for  
codification; providing an effective date; and  
declaring an emergency.

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

SECTION 1. AMENDATORY 59 O.S. 2021, Section 328.3, as  
last amended by Section 2, Chapter 273, O.S.L. 2025 (59 O.S. Supp.  
2025, Section 328.3), is amended to read as follows:

Section 328.3. As used in the State Dental Act, the following  
words, phrases, or terms, unless the context otherwise indicates,  
shall have the following meanings:

1        1. "Accredited dental college" means an institution whose  
2 dental educational program is accredited by the Commission on Dental  
3 Accreditation of the American Dental Association, or the Commission  
4 on Dental Accreditation of Canada (CADA) or another accrediting  
5 association recognized by the United States Department of Education;

6        2. "Accredited dental hygiene program" means a dental hygiene  
7 educational program which is accredited by the Commission on Dental  
8 Accreditation of the American Dental Association, or the Commission  
9 on Dental Accreditation of Canada (CADA) or another accrediting  
10 association recognized by the United States Department of Education;

11        3. "Accredited dental assisting program or class" means a  
12 dental assisting program which is accredited by the Commission on  
13 Dental Accreditation of the American Dental Association or another  
14 accrediting association recognized by the United States Department  
15 of Education or a class approved by the Board of Dentistry;

16        4. "Advanced procedure" means a dental procedure for which a  
17 dental hygienist has received special training in a course of study  
18 approved by the Board;

19        5. "Board" means the Board of Dentistry;

20        6. "Certified dental assistant" means a dental assistant who  
21 has earned and maintains current certified dental assistant  
22 certification from the Dental Assisting National Board (DANB);

23        7. "Coronal polishing" means a procedure limited to the removal  
24 of plaque and stain from exposed tooth surfaces, utilizing a slow

1 speed hand piece with a prophylaxis cup or brush and polishing  
2 agent and is not prophylaxis. To be considered prophylaxis,  
3 examination for calculus and scaling must be done by a dental  
4 hygienist or dentist;

5 8. "Deep sedation" means a drug-induced depression of  
6 consciousness during which patients cannot be easily aroused but  
7 respond purposefully following repeated or painful stimulation. The  
8 ability to independently maintain ventilator function may be  
9 impaired. Patients may require assistance in maintaining a patent  
10 airway, and spontaneous ventilation may be inadequate.

11 Cardiovascular function is usually maintained;

12 9. "Dentistry" means the practice of dentistry in all of its  
13 branches;

14 10. "Dentist" means a graduate of an accredited dental college  
15 who has been issued a license by the Board to practice dentistry as  
16 defined in Section 328.19 of this title;

17 11. "Dental ambulatory surgical center (DASC)" means a facility  
18 that operates exclusively for the purpose of furnishing outpatient  
19 surgical services to patients. A DASC shall have the same  
20 privileges and requirements as a dental office and additionally must  
21 be an accredited facility by the appropriate entity;

22 12. "Dental appliance" means a dental appliance, prosthetic  
23 denture, bridge, restoration, or other device made for an individual  
24 patient for a purpose listed in Section 328.19 of this title;

1        13. "Dental office" means an establishment owned and operated  
2 by a dentist for the practice of dentistry, which may be composed of  
3 reception rooms, business offices, private offices, laboratories,  
4 and dental operating rooms where dental operations are performed;

5        14. "Dental hygiene" means the science and practice of the  
6 promotion of oral health and prevention and treatment of oral  
7 disease through the provision of educational, therapeutic, clinical,  
8 and preventive services;

9        15. "Dental hygienist" means an individual who has fulfilled  
10 the educational requirements and is a graduate of an accredited  
11 dental hygiene program and who has passed an examination and has  
12 been issued a license by the Board and who is authorized to practice  
13 dental hygiene as defined in this section;

14        16. "Dental assistant" means an individual working for a  
15 dentist, under the dentist's general, direct supervision or direct  
16 visual supervision, and performing duties in the dental office or a  
17 treatment facility including the limited treatment of patients in  
18 accordance with the provisions of the State Dental Act. ~~A dental~~  
19 ~~assistant may assist a dentist with the patient; provided, this~~  
20 ~~shall be done only under the direct supervision or direct visual~~  
21 ~~supervision and control of the dentist and only in accordance with~~  
22 ~~the educational requirements and rules promulgated by the Board;~~

1        17. "Dental laboratory" means a location, whether in a dental  
2 office or not, where a dentist or a dental laboratory technician  
3 performs dental laboratory technology;

4        18. "Dental laboratory technician" means an individual whose  
5 name is duly filed in the official records of the Board, which  
6 authorizes the technician, upon the laboratory prescription of a  
7 dentist, to perform dental laboratory technology, which services  
8 must be rendered only to the prescribing dentist and not to the  
9 public;

10       19. "Dental laboratory technology" means using materials and  
11 mechanical devices for the construction, reproduction or repair of  
12 dental restorations, appliances or other devices to be worn in a  
13 human mouth;

14       20. "Dental specialty" means a specialized practice of a branch  
15 of dentistry, recognized by the Board, where the dental college and  
16 specialty program are accredited by the Commission on Dental  
17 Accreditation (CODA), or a dental specialty recognized by the Board,  
18 requiring a minimum number of hours of approved education and  
19 training and/or recognition by a nationally recognized association  
20 or accreditation board;

21       21. "Direct supervision" means the supervisory dentist is in  
22 the dental office or treatment facility and, during the appointment,  
23 personally examines the patient, diagnoses any conditions to be  
24 treated, and authorizes the procedures to be performed by a dental

1 hygienist or dental assistant. The supervising dentist is  
2 continuously on-site and physically present in the dental office or  
3 treatment facility while the procedures are being performed and,  
4 before dismissal of the patient, evaluates the results of the dental  
5 treatment;

6 22. "Direct visual supervision" means the supervisory dentist  
7 has direct ongoing visual oversight which shall be maintained at all  
8 times during any procedure authorized to be performed by a dental  
9 assistant;

10 23. "Expanded duty" means a dental procedure for which a dental  
11 assistant has received special training in a course of study  
12 approved by the Board;

13 24. "Fellowship" means a program designed for post-residency  
14 graduates to gain knowledge and experience in a specialized field;

15 25. "General anesthesia" means a drug-induced loss of  
16 consciousness during which patients are not arousable, even by  
17 painful stimulation. The ability to independently maintain  
18 ventilator function is often impaired. Patients often require  
19 assistance in maintaining a patent airway, and positive pressure  
20 ventilation may be required because of depressed spontaneous  
21 ventilation or drug-induced depression of neuromuscular function.  
22 Cardiovascular function may be impaired;

23 26. "General supervision" means the supervisory dentist has  
24 diagnosed any conditions to be treated within the past thirteen (13)



1 months, has personally authorized the procedures to be performed by  
2 a dental hygienist, and will evaluate the results of the dental  
3 treatment within a reasonable time as determined by the nature of  
4 the procedures performed, the needs of the patient, and the  
5 professional judgment of the supervisory dentist. General  
6 supervision may only be used to supervise a dental hygienist and may  
7 not be used to supervise a dental assistant except as provided by  
8 subsection I of Section 328.24 and Section 328.58 of this title;

9       27. "Indirect supervision" means the supervisory dentist is in  
10 the dental office or treatment facility and has personally diagnosed  
11 any conditions to be treated, authorizes the procedures to be  
12 performed by a dental hygienist, remains in the dental office or  
13 treatment facility while the procedures are being performed, and  
14 will evaluate the results of the dental treatment within a  
15 reasonable time as determined by the nature of the procedures  
16 performed, the needs of the patient, and the professional judgment  
17 of the supervisory dentist. Indirect supervision may not be used  
18 for a dental assistant;

19       28. "Investigations" means an investigation proceeding,  
20 authorized under Sections 328.15A and 328.43a of this title, to  
21 investigate alleged violations of the State Dental Act or the rules  
22 of the Board;  
23  
24

1       29. "Laboratory prescription" means a written description,  
2 dated and signed by a dentist, of dental laboratory technology to be  
3 performed by a dental laboratory technician;

4       30. "Minimal sedation" means a minimally depressed level of  
5 consciousness, produced by a pharmacological method, that retains  
6 the patient's ability to independently and continuously maintain an  
7 airway and respond normally to tactile stimulation and verbal  
8 command. Although cognitive function and coordination may be  
9 modestly impaired, ventilator and cardiovascular functions are  
10 unaffected;

11       31. "Mobile dental anesthesia provider" means a licensed and  
12 anesthesia-permitted dentist, physician or Certified Registered  
13 Nurse Anesthetist (CRNA) that has a mobile dental unit and provides  
14 anesthesia in dental offices and facilities in the state;

15       32. "Mobile dental clinic" means a permitted motor vehicle or  
16 trailer utilized as a dental clinic, and/or that contains dental  
17 equipment and is used to provide dental services to patients on-site  
18 and shall not include a mobile dental anesthesia provider. A mobile  
19 dental clinic shall also mean and include a volunteer mobile dental  
20 facility that is directly affiliated with a church or religious  
21 organization as defined by Section 501(c)(3) or 501(d) of the United  
22 States Internal Revenue Code, the church or religious organization  
23 with which it is affiliated is clearly indicated on the exterior of  
24 the volunteer mobile dental facility, and such facility does not

1 receive any form of payment either directly or indirectly for work  
2 provided to patients other than donations through the affiliated  
3 church or religious organization; provided, that the volunteer  
4 mobile dental facility shall be exempt from any registration fee  
5 required under the State Dental Act;

6 33. "Moderate sedation" means a drug-induced depression of  
7 consciousness during which patients respond purposefully to verbal  
8 commands, either alone or accompanied by light tactile stimulation.  
9 No interventions are required to maintain a patent airway, and  
10 spontaneous ventilation is adequate. Cardiovascular function is  
11 usually maintained;

12 34. "Prophylaxis" means the removal of any and all calcareous  
13 deposits, stains, accretions or concretions from the supragingival  
14 and subgingival surfaces of human teeth, utilizing instrumentation  
15 by scaler or periodontal curette on the crown and root surfaces of  
16 human teeth including rotary or power-driven instruments. This  
17 procedure may only be performed by a dentist or dental hygienist;

18 35. "Patient" or "patient of record" means an individual who  
19 has given a medical history and has been examined and accepted by a  
20 dentist for dental care;

21 36. "Residencies" are programs designed for advanced clinical  
22 and didactic training in general dentistry or other specialties or  
23 other specialists at the post-doctoral level recognized by the  
24 Commission on Dental Accreditation (CODA) or the Board;

1        37. "Supervision" means direct supervision, direct visual  
2 supervision, indirect supervision or general supervision;

3        38. "Teledentistry" means the remote delivery of dental patient  
4 care via telecommunications and other technology for the exchange of  
5 clinical information and images for dental consultation, preliminary  
6 treatment planning and patient monitoring; and

7        39. "Treatment facility" means:

8            a. a federal, tribal, state or local public health  
9            facility,

10          b. a Federally Qualified Health Center (FQHC),

11          c. a private health facility,

12          d. a group home or residential care facility serving the  
13          elderly, disabled or juveniles,

14          e. a hospital or dental ambulatory surgery center (DASC),

15          f. a nursing home,

16          g. a penal institution operated by or under contract with  
17          the federal or state government,

18          h. a public or private school,

19          i. a patient of record's private residence,

20          j. a mobile dental clinic,

21          k. a church with a non-profit clinic,

22          l. a dental college, dental program, dental hygiene  
23          program or dental assisting program accredited by the  
24          Commission on Dental Accreditation, or

1           ~~1.~~

2           m.     such other places as are authorized by the Board.

3           SECTION 2.        AMENDATORY        59 O.S. 2021, Section 328.17, as  
4 amended by Section 3, Chapter 273, O.S.L. 2025 (59 O.S. Supp. 2025,  
5 Section 328.17), is amended to read as follows:

6           Section 328.17. A. 1. The Board of Dentistry shall have the  
7 following standing committees that shall meet once per year and  
8 other times as needed to study issues affecting the practice of  
9 dentistry and the safety of the public and to make recommendations  
10 to the Board:

- 11           a.     Dental Practice Committee,
- 12           b.     Anesthesia Committee,
- 13           c.     Specialty Practice Committee,
- 14           d.     Historical and Retirement Committee, and
- 15           e.     Assistants, Dental Labs and Other Auxiliary Personnel  
16                 Committee.

17           2. Each committee shall be cochaired by a current or past Board  
18 member to be appointed by the Board President with approval by the  
19 Board and a member of a statewide organization representing dentists  
20 as recommended by such organization.

21           3. Each committee may have up to ten committee members with the  
22 exception of the Dental Practice and Anesthesia Committee Committees  
23 which may have up to eighteen members, exclusive of the cochairs.  
24

1        4. The Board President, with approval of the Board, shall  
2 appoint all committee members. One-half (1/2 or 50%) of the  
3 committee members shall be recommended by the Board and one-half  
4 (1/2 or 50%) of the committee members shall be recommended to the  
5 Board President by a statewide organization representing dentists.

6        5. Committee members shall be on staggered three-year terms and  
7 shall serve at the pleasure of the Board.

8        B. There shall be a Dental Hygiene Advisory Committee to be  
9 composed of the following members:

10        1. One current dental hygiene member of the Board;

11        2. Two dental hygienists recommended by the Board and two  
12 dental hygienists recommended by a statewide organization  
13 representing dental hygienists;

14        3. The Committee shall have the following functions:

15            a. to develop and propose recommendations to the Board  
16                regarding the education, examination, licensure, and  
17                regulation of dental hygienists,

18            b. to advise the Board in rulemaking regarding dental  
19                hygiene,

20            c. to hold meetings at least annually, but not more than  
21                six (6) times a year, and

22            d. to work directly with the Allied Dental Education  
23                Committee in reviews and recommendations for  
24                equivalent dental hygiene programs; and

1        4. Members of the Committee shall be appointed by the Board and  
2 shall serve a term of three (3) years. Appointments shall be made  
3 so that approximately one-third (1/3 or 33%) of the Committee is  
4 reappointed at any given time. Members may be appointed for  
5 consecutive terms if recommended by the Board President and approved  
6 by the Board.

7        C. There shall be an Allied Dental Education Committee.

8        1. The Board President shall appoint all members of the Allied  
9 Dental Education Committee upon approval by the Board;

10       2. The Allied Dental Education Committee shall:

11           a. review the standards and equivalency of in-state and  
12 out-of-state dental and auxiliary program requirements  
13 and make recommendations to the Board,

14           b. evaluate individual credentials and programs for the  
15 purpose of issuing dental assistant expanded duty  
16 permits and dental hygiene advanced procedure permits  
17 from persons holding out-of-state licenses and permits  
18 based on CODA or DANB programs and criteria as defined  
19 by the State Dental Act and other statutes and shall  
20 make recommendations to the Board,

21           c. recommend standards and guidelines and review criteria  
22 for all expanded duty programs or courses for dental  
23 assistants from CODA approved programs and non-CODA  
24 approved providers and advanced procedures of dental

1           hygienists from CODA approved programs or training and  
2           non-CODA approved programs or training to the Board,  
3           and

4           d.    recommend and develop guidelines for classroom,  
5                electronic media and other forms of education and  
6                testing;

7           3.    The Committee shall meet as deemed necessary by the Board  
8   President; and

9           4.    The Committee may have up to ten (10) members of whom three  
10   shall have a background in dental education. The Committee shall be  
11   composed of:

12           a.    the Board President or his or her designee who must be  
13                a current or past Board Member,

14           b.    the hygiene member of the Board or their designee who  
15                must be a current or past Board Member,

16           c.    the Dean of the University of Oklahoma College of  
17                Dentistry or his or her designee, and

18           d.    up to seven at-large members, one of which must be an  
19                educator and one of which must have a current  
20                Certified Dental Assistant Permit.

21           D.    The Board President shall have the authority to appoint  
22   other ad hoc committees as needed.



1 E. All Committee members of standing committees, the Hygiene  
2 Committee and the Allied Dental Education Committee shall serve  
3 staggered three-year terms and serve at the pleasure of the Board.

4 SECTION 3. AMENDATORY 59 O.S. 2021, Section 328.19, as  
5 last amended by Section 4, Chapter 273, O.S.L. 2025 (59 O.S. Supp.  
6 2025, Section 328.19), is amended to read as follows:

7 Section 328.19. A. The following acts by any person shall be  
8 regarded as practicing dentistry within the meaning of the State  
9 Dental Act:

10 1. Representing oneself to the public as being a dentist or as  
11 one authorized to practice dentistry;

12 2. Representing oneself to the public as being able to diagnose  
13 or examine clinical material or contract for the treating thereof;

14 3. Representing oneself as treating or professing to treat by  
15 professional instructions or by advertised use of professional  
16 equipment or products;

17 4. Representing oneself to the public as treating any of the  
18 diseases or disorders or lesions of the oral cavity, teeth, gums,  
19 maxillary bones, and associate structures;

20 5. Removing human teeth;

21 6. Repairing or filling cavities in human teeth;

22 7. Correcting or attempting to correct malposed teeth;

23 8. Administering anesthetics, general or local;

24 9. Treating deformities of the jaws and adjacent structures;

1        10. Using x-ray and interpreting dental x-ray film;

2        11. Offering, undertaking or assisting, by any means or  
3 methods, to remove stains, discolorations, or concretions from the  
4 teeth; provided, that this paragraph shall not preclude or prohibit  
5 the sale of any teeth whitening kit designed for self-administration  
6 as approved by the United States Food and Drug Administration;

7        12. Operating or prescribing for any disease, pain, injury,  
8 deficiency, deformity, or any physical condition connected with the  
9 human mouth;

10       13. Taking impressions of the teeth and jaws;

11       14. Furnishing, supplying, constructing, reproducing, or  
12 repairing, or offering to furnish, supply, construct, reproduce, or  
13 repair, prosthetic dentures, sometimes known as plates, bridges, or  
14 other substitutes for natural teeth for the user or prospective user  
15 thereof;

16       15. Adjusting or attempting to adjust any prosthetic denture,  
17 bridge, appliance, or any other structure to be worn in the human  
18 mouth;

19       16. Diagnosing, making, and adjusting appliances to artificial  
20 casts of malposed teeth for treatment of the malposed teeth in the  
21 human mouth, without instructions;

22       17. Writing a laboratory prescription to a dental laboratory or  
23 dental laboratory technician for the construction, reproduction or  
24 repair of any appliance or structure to be worn in the human mouth;

1        18.    Owning, maintaining, or operating an office or offices by  
2 holding a financial interest in same for the practice of dentistry;  
3 or

4        19.    Any other procedure otherwise defined in the State Dental  
5 Act requiring a valid license or permit to perform while the person  
6 does not hold such valid license or permit issued by the Board.

7        B.    The fact that a person uses any dental degree, or  
8 designation, or any card, device, directory, poster, sign or other  
9 media representing oneself to be a dentist shall be prima facie  
10 evidence that the person is engaged in the practice of dentistry;  
11 provided that nothing in this section shall be so construed as to  
12 prevent the following:

13        1.    Physicians or surgeons, who are licensed under the laws of  
14 this state, from administering any kind of treatment coming within  
15 the province of medicine or surgery;

16        2.    The practice of dentistry in the discharge of the person's  
17 official duties by dentists in the United States Army, the United  
18 States Navy, the United States Air Force, the United States Marine  
19 Corps, the United States Coast Guard, the United States Public  
20 Health Service, or the United States Veterans Administration;

21        3.    Dental schools or colleges, as now conducted and approved,  
22 or as may be approved, and the practice of dentistry by students in  
23 dental schools, colleges or hospitals, approved by the Board, when  
24

1 acting under the direction and supervision of licensed dentists or  
2 dentists holding properly issued permits acting as instructors;

3 4. Acts of a dental clinician or other participant at a dental  
4 educational meeting or at an accredited dental college, when no fee  
5 is charged to or paid by a patient;

6 5. The practice of dental hygiene, as defined herein, by a  
7 person granted a license by the Board;

8 6. The performing of acts by a dental assistant who performs  
9 the acts under the general, direct supervision or direct visual  
10 supervision of a dentist and in accordance with the provisions of  
11 the State Dental Act and the rules promulgated by the Board; or

12 7. The fabrication of dental appliances pursuant to a  
13 laboratory prescription of a dentist, by a dental laboratory  
14 technician in a dental laboratory using inert materials and  
15 mechanical devices for the fabrication of any restoration, appliance  
16 or thing to be worn in the human mouth.

17 C. Any auxiliary health care provider, licensed or permitted by  
18 the state that is working under the supervision of a dentist, shall  
19 be limited to practicing within the scope of dentistry.

20 SECTION 4. AMENDATORY 59 O.S. 2021, Section 328.21, as  
21 last amended by Section 5, Chapter 273, O.S.L. 2025 (59 O.S. Supp.  
22 2025, Section 328.21), is amended to read as follows:  
23  
24

1       Section 328.21. A. No person shall practice dentistry, dental  
2 hygiene, or dental assisting without first applying for and  
3 obtaining a license from the Board of Dentistry.

4       B. Application shall be made to the Board in writing and shall  
5 be accompanied by the fee established by the rules of the Board,  
6 together with satisfactory proof that the applicant:

7       1. Is of good moral character;

8       2. Is twenty-one (21) years of age, or over, at the time of  
9 making application to practice dentistry or eighteen (18) years of  
10 age, or over, if the applicant is to practice dental hygiene;

11       3. Has passed a written theoretical examination and a clinical  
12 examination approved by the Board within the previous five (5)  
13 years; and

14       4. Has passed a written jurisprudence examination over the  
15 rules and laws affecting dentistry in this state.

16       C. An application from a candidate who desires to secure a  
17 license from the Board to practice dentistry or dental hygiene in  
18 this state shall be accompanied by satisfactory proof that the  
19 applicant:

20       1. Is a graduate of ~~an~~ a United States or Canadian accredited  
21 dental college, if the applicant is to practice dentistry;

22       2. Is a graduate of ~~an~~ a United States or Canadian accredited  
23 dental hygiene program, if the applicant is to practice dental  
24 hygiene; and

1        3. Has passed all portions of the National Board Dental  
2 Examination or the National Board Dental Hygiene Examination.

3        D. Pursuant to Section 328.15 of this title, the Board may  
4 affiliate as a member state, and accept regional exams from the  
5 ~~Commission on Dental Competency Assessments (CDCA-WREB-CITA)~~  
6 American Board of Dental Examiners (ADEX) if the following  
7 requirements are included:

8        1. For dental licensing the following components on a live  
9 patient or manikin:

- 10            a. a fixed prosthetic component of the preparation of an  
11                anterior all porcelain crown and the preparation of a  
12                three-unit posterior bridge,
- 13            b. a periodontal component,
- 14            c. an endodontic component,
- 15            d. an anterior class III and posterior class II  
16                restorative component,
- 17            e. a diagnosis and treatment planning section as approved  
18                by the Board, as specified in Section 328.15 of this  
19                title, and
- 20            f. the Board may determine equivalencies based on  
21                components of other exams for the purpose of  
22                credentialing; or

23        2. For dental hygienists licensing the following components on  
24 a live patient or manikin:

- 1           a.    clinical patient treatments with an evaluation of  
2               specific clinical skills, and
- 3           b.    evaluation of the candidate's compliance with  
4               professional standards during the treatment as  
5               approved by the Board in Section 328.15 of this title  
6               and shall include:
- 7               (1)   extra/intra oral assessment,  
8               (2)   periodontal probing, and  
9               (3)   scaling/subgingival calculus removal and  
10              supragingival deposit removal.

11       3.   The Board President may authorize the approval of a regional  
12 or state exam, which includes the components listed in paragraphs 1  
13 and 2 of this subsection, for any person holding a dental or dental  
14 hygiene license in excess of ten (10) years with no Board action.

15       E.   When the applicant and the accompanying proof are found  
16   satisfactory, the Board shall notify the applicant to appear for the  
17   jurisprudence examination at the time and place to be fixed by the  
18   Board.   A dental student or a dental hygiene student in the  
19   student's last semester of a dental or dental hygiene program,  
20   having met all other requirements, may make application and take the  
21   jurisprudence examination with a letter from the dean of the dental  
22   school or director of the hygiene program stating that the applicant  
23   is a candidate for graduation within the next six (6) months.

1 F. The Board shall require every applicant for a license to  
2 practice dentistry or dental hygiene to submit, for the files of the  
3 Board, a copy of a dental degree or dental hygiene degree, an  
4 official transcript, a recent photograph duly identified and  
5 attested, and any other information as required by the Board.

6 G. Any applicant who fails to pass the jurisprudence  
7 examination may apply for a second examination, in which case the  
8 applicant shall pay a reexamination fee as established by the  
9 statutes or rules of the State Dental Act.

10 H. A dentist or dental hygienist currently licensed in another  
11 state having met the qualifications in paragraphs 1 through 3 of  
12 subsections B and C of this section may apply for a license by  
13 credentials upon meeting the following:

14 1. A dentist holding a general dentist license in good standing  
15 and having practiced for at least five hundred (500) hours within  
16 the previous five (5) years immediately prior to application and  
17 having passed a regional examination substantially equivalent to the  
18 requirements for this state may apply for licensure by credentials;

19 2. A dental hygienist holding a dental hygiene license in good  
20 standing and having practiced for at least four hundred twenty (420)  
21 hours within the previous five (5) years immediately prior to  
22 application and having passed a regional examination substantially  
23 equivalent to the requirements for this state may apply for  
24



1 licensure by credentials. Applicants for credentialing must  
2 include:

- 3 a. a letter of good standing from all states in which the  
4 applicant has ever been licensed, and
- 5 b. any other requirements as set forth by the rules;

6 3. An applicant applying for a dental or dental hygiene license  
7 by credentials shall only be required to pass the jurisprudence  
8 portion of the examination requirements as set forth in paragraph 4  
9 of subsection B of this section; and

10 4. The spouse of an active duty military member pursuant to a  
11 current permanent change of station order from the military who was  
12 actively licensed in another state for the previous two (2) years  
13 shall be eligible for a license or permit pursuant to the  
14 requirements listed in 50 U.S.C., Section 4025(a).

15 I. 1. There shall be seven types of advanced procedures  
16 available for dental hygienists upon completion of a ~~Commission on~~  
17 ~~Dental Accreditation (CODA) approved~~ program, course, or  
18 certification program that has been approved by the Board:

- 19 a. administration of nitrous oxide,
- 20 b. administration of local anesthesia,
- 21 c. neuromodulator administration,
- 22 d. therapeutic use of lasers,
- 23 e. phlebotomy,
- 24 f. venipuncture, and

g. elder care and public health pursuant to Section 328.58 of this title.

2. A dental hygienist holding an advanced procedure permit or credential in any other state for two (2) years shall be eligible for the advanced procedure permit by credentials; provided, that application for the advanced procedure permit by credentials for administration of local anesthesia shall additionally require proof of passage of such advanced procedure in a ~~CDCA WREB CITA~~ an American Board of Dental Examiners (ADEX) exam or another program or certification authorized by the Board.

3. For all advanced procedures other than administration of local anesthesia, a dental hygienist may apply by filling out an application with required documentation of education, training as required by state law and rules of the Board or verification of active practice for the previous two (2) years of the advanced procedure in a dental office. A dental hygienist licensed by the Board prior to January 30, 2024, shall be eligible for the advanced procedure of therapeutic use of lasers upon submission of an affidavit attesting to two (2) years of practice using lasers.

4. All advanced procedures shall be added to the dental hygiene license upon ~~approval~~ verification of documentation as listed in paragraphs 2 and 3 of this subsection.

1 J. All licensees and permit holders shall display the current  
2 permit or license in a visible place within the dental office or  
3 treatment facility.

4 K. The Board shall have the authority to temporarily change  
5 requirements of an examination due to availability or changes in the  
6 examination format, not to exceed one (1) year.

7 L. During a year in which governmental officials have declared  
8 a health pandemic, a state or federal disaster, or other natural or  
9 man-made disaster, the Board shall have the authority through a  
10 resolution to change or make allowances in requirements of all  
11 candidates for licensure and issue temporary licenses for extended  
12 periods of time or as needed until the event passes. The resolution  
13 shall have a beginning and an end date and shall automatically  
14 expire no less than thirty (30) days after the end of the disaster  
15 is declared by governmental officials.

16 M. Every licensee or permit holder shall have an official  
17 address and email address listed with the Board. Every licensee or  
18 permit holder shall update the address within thirty (30) calendar  
19 days of moving. Official notification of any action of the Board  
20 adverse to a licensee or permit holder including but not limited to  
21 notification of license or permit cancellation due to nonrenewal,  
22 notice of a formal complaint, or a decision of the hearing panel or  
23 board, shall be served to the licensee or permit holder by  
24 registered mail at the official address, in person, to the

1 licensee's or permit holder's attorney, by agreement of the  
2 individual, by a process server, or by an investigator of the Board  
3 pursuant to Section 2004 of Title 12 of the Oklahoma Statutes.

4 SECTION 5. AMENDATORY 59 O.S. 2021, Section 328.22, as  
5 amended by Section 3, Chapter 220, O.S.L. 2023 (59 O.S. Supp. 2025,  
6 Section 328.22), is amended to read as follows:

7 Section 328.22. A. 1. The Board of Dentistry may issue a  
8 dental specialty license authorizing a dentist to represent himself  
9 or herself to the public as a specialist, and to practice as a  
10 specialist, in a dental specialty.

11 2. No dentist shall represent himself or herself to the public  
12 as a specialist or practice as a specialist as listed in this  
13 paragraph, unless the individual:

- 14 a. has successfully completed an advanced dental  
15 specialty educational program accredited by the  
16 Commission on Dental Accreditation, or has met the  
17 board certification requirements and is recognized as  
18 a current board certified member of a dental specialty  
19 organization or association recognized by the National  
20 Commission on Recognition of Dental Specialties and  
21 Certifying Boards,
- 22 b. has passed the jurisprudence examination covering the  
23 State Dental Act, rules and state laws, ~~and~~

1 c. has passed a regional exam as defined in subsection D  
2 of Section 328.21 of this title, or is board certified  
3 in their specialty as described in subsection A of  
4 this section, and

5 d. has completed any additional requirements set forth in  
6 state law or rules and has been issued a dental  
7 specialty license by the Board.

8 3. Specialty licenses recognized by the Board shall include:

- 9 a. dental public health,  
10 b. endodontics,  
11 c. oral and maxillofacial surgery,  
12 d. oral and maxillofacial radiology,  
13 e. orthodontics and dentofacial orthopedics,  
14 f. pediatric dentistry,  
15 g. periodontics,  
16 h. prosthodontics,  
17 i. oral and maxillofacial pathology,  
18 j. dental anesthesiology,  
19 k. oral medicine, and  
20 l. orofacial pain.

21 B. 1. At the time of application, if the dentist has ever been  
22 licensed in any other state, he or she shall provide a letter of  
23 good standing from such state before the Board may issue a specialty  
24 license.

1        2. In conducting an investigation of an applicant who has  
2 applied for a dental specialty license pursuant to this subsection,  
3 the Board shall require of the applicant disclosure of the same  
4 background information as is required of an applicant for a license  
5 to practice dentistry in this state.

6        C. Any person holding an Oklahoma specialty license that does  
7 not have an Oklahoma general dentistry license shall be limited to  
8 practicing that specialty for which they hold a license.

9        D. The Board may use the American Dental Association National  
10 Commission on Recognition of Dental Specialties and Certifying  
11 Boards guidelines or the guidelines of another nationally recognized  
12 dental association or board for the purpose of defining a specialty  
13 practice area not otherwise defined herein.

14        SECTION 6.        AMENDATORY        59 O.S. 2021, Section 328.23, is  
15 amended to read as follows:

16        Section 328.23. A. The President of the Board, upon  
17 verification that a person meets the requirements provided for in  
18 this section and any other requirements provided for in the State  
19 Dental Act, may issue an emergency temporary license to practice  
20 dentistry for thirty (30) days. A temporary license may be extended  
21 but shall not exceed ninety (90) days or the next available  
22 regularly scheduled Board meeting.

23        B. The President of the Board, upon verification that a person  
24 meets the requirements provided for in the State Dental Act, may

1 issue an emergency temporary license to practice dental hygiene,  
2 which shall expire as of the date of the next dental hygiene  
3 clinical examination in Oklahoma, as required by the Board.

4 C. An active duty military spouse residing with the active duty  
5 member having met the requirements for licensure shall be eligible  
6 for a temporary license.

7 D. Any applicant requesting an emergency temporary license  
8 shall submit a letter explaining the exigent circumstances along  
9 with all application materials. The determination of whether or not  
10 to grant the emergency temporary license based upon the exigent  
11 circumstances shall be at the sole discretion of the President or  
12 acting President of the Board.

13 E. A holder of a temporary license to practice dentistry or  
14 dental hygiene shall have the same rights and privileges and be  
15 governed by the State Dental Act and the rules of the Board in the  
16 same manner as a holder of a permanent license to practice dentistry  
17 and dental hygiene.

18 F. The President of the Board may authorize patient treatment  
19 and care by individuals taking the ~~Commission on Dental Competency~~  
20 ~~Assessments (CDCA) or the Western Regional Examining Board exam~~  
21 American Board of Dental Examiners (ADEX), or other regional exams  
22 as approved by the Board, in order for such individuals to complete  
23 criteria related to Board examinations. The Board may authorize  
24 specialty examinations to be given throughout the year as needed.

SECTION 7. AMENDATORY 59 O.S. 2021, Section 328.23a, as last amended by Section 4, Chapter 46, O.S.L. 2024 (59 O.S. Supp. 2025, Section 328.23a), is amended to read as follows:

Section 328.23a. A. There is established a special volunteer license for dentists and a special volunteer license for dental hygienists who are retired from active practice or out-of-state licensees in active practice who are in the Oklahoma Medical Reserve Corps or assisting with emergency management, emergency operations or hazard mitigation in response to any emergency, man-made disaster or natural disaster, or participating in public health initiatives, disaster drills and community service events that are endorsed by a city or county health department or the State Department of Health and wish to donate their expertise for the dental care and treatment of indigent and needy persons of the state. A special volunteer license may also be issued for any live patient training approved by the Board of Dentistry. The special volunteer license shall be:

1. Issued by the Board of Dentistry to eligible persons;
2. Issued without the payment of an application fee, license fee or renewal fee;
3. Issued or renewed without any continuing education requirements for a period less than one (1) calendar year; and
4. Issued for one (1) calendar year or part thereof.

B. A special volunteer license may be issued for a dentist or dental hygienist who is on active duty military service. This



1 license shall not be subject to paragraph 4 of subsection A of this  
2 section and may be issued for the time period of the tour of duty.

3 C. A dentist or dental hygienist must meet the following  
4 requirements to be eligible for a special volunteer license:

5 1. Completion of a special volunteer dental or dental hygiene  
6 license application including documentation of the dental or dental  
7 hygiene school graduation and practice history;

8 2. Documentation that the dentist or dental hygienist has been  
9 previously issued a full and unrestricted license to practice  
10 dentistry or dental hygiene in this state or in another state of the  
11 United States and that he or she has never been the subject of any  
12 reportable medical or dental disciplinary action in any  
13 jurisdiction. If the dentist or dental hygienist is licensed in  
14 more than one state and any license of the licensee is suspended,  
15 revoked, or subject to any agency order limiting or restricting  
16 practice privileges, or has been voluntarily terminated under threat  
17 of sanction, the dentist or dental hygienist shall be ineligible to  
18 receive a special volunteer license;

19 3. Acknowledgement and documentation that the dentist's or  
20 dental hygienist's practice under the special volunteer license will  
21 be exclusively and totally devoted to providing dental care to needy  
22 and indigent persons in this state;

23 4. Acknowledgement and documentation that the dentist or dental  
24 hygienist will not receive or have the expectation to receive any

1 payment or compensation, either direct or indirect, for any dental  
2 services rendered under the special volunteer license; and

3 5. A listing of all locations and dates that the person will be  
4 completing volunteer work under the special volunteer license.

5 D. The Board of Dentistry shall have jurisdiction over  
6 dentists, dental hygienists, dental assistants and dental  
7 technicians who volunteer their professional services in the state.  
8 Dental assistants and dental technicians shall work under the direct  
9 supervision of a dentist. A dental assistant may work under general  
10 supervision of a dentist to assist a hygienist with a procedure that  
11 the hygienist is allowed to perform under general supervision as  
12 listed in Section 328.34 of this title.

13 E. Dental assistants may be issued a volunteer permit at the  
14 request of an entity that provides dental services to the needy.  
15 Volunteers in a volunteer initiative who are not dentists or dental  
16 hygienists shall be named and provided on a list to the Board by the  
17 entity hosting the volunteer initiative with any other requirements  
18 as set forth by the Board. The Board shall provide written  
19 documentation to the host entity designating all persons who may  
20 participate in the volunteer initiative including authorization of  
21 the timetable requested by the host entity for granting licensure  
22 exemption. Any person working under a volunteer dental assistant  
23 permit shall not receive payment or compensation for any services  
24 rendered under the volunteer dental assistant permit. Volunteer

1 dental assistant permits shall be limited to specific dates and  
2 locations of services to be provided.

3 F. All persons providing care shall do so under the provisions  
4 specified in Section 328.1 et seq. of this title or rules  
5 promulgated by the Board. Only those functions authorized by law or  
6 administrative rule shall be performed by the named person approved  
7 by the Board.

8 G. Volunteers shall not use sedation or general anesthesia  
9 during volunteer procedures.

10 H. Volunteers shall use a form to be provided by the Board for  
11 any patient with clear instructions for any and all follow-up care.

12 I. At any time, the Board shall revoke a volunteer license  
13 based on documentation of failure to participate according to state  
14 laws or administrative rules.

15 J. A special volunteer license shall be restricted to services  
16 provided at the locations listed on the application or for a  
17 specific not-for-profit treatment provider group as approved by the  
18 Board.

19 K. A special volunteer license may be issued to a dentist with  
20 an active license in good standing in another state for the purpose  
21 of participating in a continuing education class that includes live  
22 patient treatment as a part of the training program.

SECTION 8. AMENDATORY 59 O.S. 2021, Section 328.24, as last amended by Section 6, Chapter 273, O.S.L. 2025 (59 O.S. Supp. 2025, Section 328.24), is amended to read as follows:

Section 328.24. A. No person shall practice as a dental assistant without first applying for and obtaining a permit from the Board of Dentistry.

B. The application shall be made to the Board in writing and shall be accompanied by the fee established by the Board, together with satisfactory proof that the applicant passes a background check with criteria established by the Board.

C. Every dental assistant receiving a permit shall complete a class on infection control as approved by the Board within one (1) year from the date of receipt of the permit. Failure to complete the class shall be grounds for discipline pursuant to Section 328.29a of this title.

D. There shall be eight types of expanded duty permits available for dental assistants upon completion of a program approved by the Commission on Dental Accreditation (CODA) or a course that has been approved by the Board:

1. Radiation safety;
2. Coronal polishing and topical fluoride;
3. Sealants;
4. Assisting in the administration of nitrous oxide;
5. Phlebotomy;

1       6. Venipuncture;

2       7. Elder care and public health; or

3       8. Oral maxillofacial surgery. An oral maxillofacial surgery  
4 expanded duty permit shall be available to a dental assistant who  
5 has met the requirements as listed in Section 328.25 of this title  
6 and assists a dentist, pediatric dentist, or oral maxillofacial  
7 surgeon who holds a parenteral or general anesthesia permit;  
8 provided, only the dentist, pediatric dentist, or oral maxillofacial  
9 surgeon, or an anesthesiologist or a Certified Registered Nurse  
10 Anesthetist, may administer anesthesia and assess the patient's  
11 level of sedation and only the dentist, pediatric dentist, or oral  
12 maxillofacial surgeon may perform surgery.

13       All expanded duties shall be added to the dental assistant  
14 permit upon approval by the Board.

15       E. The training requirements for all expanded duty permits  
16 shall be set forth by the Board. A program that is not CODA-  
17 certified must meet the standards set forth and be approved by the  
18 Board.

19       F. An applicant for a dental assistant permit who has graduated  
20 from a dental assisting program accredited by CODA and has passed  
21 the jurisprudence examination shall receive all expanded duty  
22 permits provided for in subsection D of this section if the course  
23 materials approved by the Board are covered in the program.

1       G. A dental assistant who holds an out-of-state dental  
2 assistant permit with expanded duties may apply for credentialing  
3 and reciprocity for a dental assistant permit including any expanded  
4 duty by demonstrating the following:

5       1. The dental assistant has had a valid dental assistant permit  
6 in another state for a minimum of two (2) years and is in good  
7 standing;

8       2. The dental assistant has had a valid expanded duty in  
9 another state for a minimum of one (1) year; and

10       3. The dental assistant provides a certificate or proof of  
11 completion of an educational class for the expanded duty and that  
12 the dental assistant has been providing this treatment to dental  
13 patients while working as a dental assistant in a dental office for  
14 one (1) year.

15       H. Any person having served in the military as a dental  
16 assistant shall receive credentialing and reciprocity for expanded  
17 functions by demonstrating the following:

18       1. Proof of military service in excess of two (2) years with  
19 any certifications or training in the expanded function areas; and

20       2. Verification from the commanding officer of the medical  
21 program or the appropriate supervisor stating that the dental  
22 assistant provided the expanded functions on patients in the  
23 military dental facility for a minimum of one (1) year within the  
24 past five (5) years.

1        I. Dental assistants are required to work under the direct  
2 supervision of a dentist for all procedures with the following  
3 exceptions:

- 4            a. a dental assistant may complete Radiation Safety under  
5 the general supervision of a dentist,  
6            b. a dental assistant may work under general supervision  
7 of a dentist to assist a hygienist with a procedure  
8 that the hygienist is allowed to perform under general  
9 supervision.

10        SECTION 9.        AMENDATORY        59 O.S. 2021, Section 328.29a, as  
11 last amended by Section 11, Chapter 273, O.S.L. 2025 (59 O.S. Supp.  
12 2025, Section 328.29a), is amended to read as follows:

13        Section 328.29a. A. The following acts or occurrences by a  
14 dental assistant shall constitute grounds for which the penalties  
15 specified in Section 328.44a of this title may be imposed by the  
16 Board of Dentistry or be the basis for denying a new applicant any  
17 license or permit issued by the Board:

- 18            1. Any of the causes now existing in the laws of this state;  
19            2. A violation of the provisions of the State Dental Act; or  
20            3. A violation of the rules of the Board promulgated pursuant  
21 to the State Dental Act.

22        B. The Board shall also have the power to act upon a petition  
23 by a dental assistant for reinstatement to good standing. The Board  
24 shall keep a record of the evidence and proceedings in all matters

1 involving the revocation or suspension of a permit, censure or  
2 probation of a dental assistant. The Board shall make findings of  
3 fact and a decision thereon. Notification of the licensee or permit  
4 holder shall occur pursuant to Section 328.21 of this title.

5 C. The decision shall be final unless the dental assistant  
6 appeals the decision as provided by the State Dental Act.

7 D. The Board shall have power to revoke or suspend the permit,  
8 censure, or place on probation a dental assistant for a violation of  
9 one or more of the following:

10 1. Pleading guilty or nolo contendere to, or being convicted  
11 of, a felony crime that substantially relates to the occupation of a  
12 dental assistant and poses a reasonable threat to public safety, or  
13 a violation of federal or state controlled dangerous substances  
14 laws;

15 2. Presenting to the Board a false application or documentation  
16 for a permit;

17 3. Being, by reason of persistent inebriety or addiction to  
18 drugs, incompetent to continue to function as a dental assistant;

19 4. Functioning outside the general, direct or direct visual  
20 supervision of a dentist for a procedure required by this act;

21 5. Performing any function prohibited by Chapter 15 of the  
22 Oklahoma Administrative Code or any violation that would be a  
23 violation for a dentist or hygienist under Section 328.32 or 328.33  
24



1 of this title, or any other duty not assignable to a dental  
2 assistant; or

3 6. Failure to secure an annual registration as specified in  
4 Section 328.41 of this title.

5 E. The Board's review panel, as set forth in Section 328.43a of  
6 this title, upon concurrence with the president of the Board, may  
7 determine that an emergency exists to temporarily suspend the permit  
8 of a dental assistant if the panel finds that public health, safety  
9 or welfare imperatively requires emergency action. The panel may  
10 conduct a hearing pursuant to Section 314 of Title 75 of the  
11 Oklahoma Statutes for the temporary suspension.

12 F. As used in this section:

13 1. "Substantially relates" means the nature of criminal conduct  
14 for which the person was convicted has a direct bearing on the  
15 fitness or ability to perform one or more of the duties or  
16 responsibilities necessarily related to the occupation; and

17 2. "Poses a reasonable threat" means the nature of criminal  
18 conduct for which the person was convicted involved an act or threat  
19 of harm against another and has a bearing on the fitness or ability  
20 to serve the public or work with others in the occupation.

21 SECTION 10. AMENDATORY 59 O.S. 2021, Section 328.31, is  
22 amended to read as follows:

23 Section 328.31. A. Professional entities formed pursuant to  
24 the Professional Entity Act, for the purpose of rendering

1 professional services by a dentist, shall be subject to all of the  
2 provisions of the State Dental Act, except that professional  
3 entities shall not be required to obtain a license from the Board of  
4 Dentistry. Individuals who hold a license issued by the Board shall  
5 be responsible, pursuant to the State Dental Act, for their personal  
6 conduct without regard to the fact that they are acting as an owner,  
7 manager, agent or employee of, or the holder of an interest in, a  
8 professional entity.

9 B. Professional entities formed for the purpose of rendering  
10 professional services by a dentist must register with the Board  
11 before rendering such services and must update the registration  
12 during the renewal period of each year. The Board shall:

13 1. Provide the form and establish the fee for the registration  
14 and update; and

15 2. Maintain a registry of all such professional entities; ~~and~~

16 ~~3. Publish annually a summary of the registry.~~

17 C. The Board is authorized to issue certificates pursuant to  
18 Section 804 of Title 18 of the Oklahoma Statutes and shall maintain  
19 a record of each certificate issued.

20 D. Enforcement actions by the Board for violation of the State  
21 Dental Act or the rules of the Board may be brought against a  
22 professional entity as well as against any individual who is or has  
23 acted as an owner, manager, agent or employee of, or the holder of  
24 an interest in, the professional entity.

SECTION 11. AMENDATORY 59 O.S. 2021, Section 328.31b, as last amended by Section 13, Chapter 273, O.S.L. 2025 (59 O.S. Supp. 2025, Section 328.31b), is amended to read as follows:

Section 328.31b. A. Every dental office or treatment facility, whether individual, group or multi-doctor practice operating under a name, trade name or other professional entity shall maintain written records on each patient treated at the facility and shall make these records available to the Board of Dentistry and other regulatory entities or be subject to the penalties as set forth in Section 328.44a of this title.

B. Each licensed dentist shall maintain written records on each patient that shall contain, at a minimum, the following information about the patient:

1. A current health history listing known illnesses, other treating physicians and current medications prescribed;

2. Results of a clinical examination, including a physical intraoral examination and head and neck examination, tests conducted, and any lab results including the identification, or lack thereof, of any oral pathology or diseases;

3. Treatment plan proposed by the dentist; and

4. Treatment rendered to the patient. The patient record shall clearly identify the dentist and the dental hygienist or dental assistant providing the treatment with the dentist, specialty or dental hygienist license number. The patient record shall include

1 documentation of any medications prescribed, administered or  
2 dispensed to the patient.

3 C. Prior to a dentist prescribing, diagnosing, or overseeing  
4 patient treatment for any dental appliance, the patient shall be a  
5 patient of record and the dentist shall conduct an in-person patient  
6 examination.

7 D. 1. The name of the dentist or dentists actually providing  
8 the dental services to the patient shall appear on all insurance  
9 claim forms, ~~billing invoices, or statements sent to the patient and~~  
10 ~~on all receipts if any are given to the patient.~~

11 2. Treatment records shall be maintained for each patient that  
12 clearly identify the dentist or dentists, hygienists or dental  
13 assistants who performed all dental services for the patient.

14 E. Whenever patient records are released or transferred, the  
15 dentist releasing or transferring the records shall maintain either  
16 the original records or copies thereof and a notation shall be made  
17 in the retained records indicating to whom the records were released  
18 or transferred.

19 F. All claims being submitted for insurance must be signed,  
20 stamped or have an electronic signature by the treating dentist.

21 G. Patient records may be kept in an electronic data format,  
22 provided that the dentist maintains a backup copy of information  
23 stored in the data processing system using disk, tape or other  
24 electronic back-up system and that backup is updated on a regular

1 basis, at least weekly, to assure that data is not lost due to  
2 system failure. Any electronic data system shall be capable of  
3 producing a hard copy on demand.

4 H. All patient records shall be maintained for seven (7) years  
5 from the date of treatment.

6 I. Each licensed dentist shall retain a copy of each entry in  
7 his or her patient appointment book, calendar, or such other log,  
8 calendar, book, file or computer data used in lieu of an appointment  
9 book for a period no less than seven (7) years from the date of each  
10 entry thereon.

11 J. A licensee closing an office shall notify the Board in  
12 writing and include the location of where the patient records will  
13 be maintained.

14 SECTION 12. AMENDATORY 59 O.S. 2021, Section 328.34, as  
15 amended by Section 6, Chapter 220, O.S.L. 2023 (59 O.S. Supp. 2025,  
16 Section 328.34), is amended to read as follows:

17 Section 328.34. A. A dental hygienist may practice dental  
18 hygiene under the supervision of a dentist in a dental office or  
19 treatment facility. A dentist may employ not more than the  
20 equivalent of three full-time dental hygienists for each dentist  
21 actively practicing in the same dental office. Employing the  
22 equivalent of three dental hygienists shall mean the employment or  
23 any combination of full- or part-time dental hygienists not to  
24 exceed one hundred twenty (120) hours per week per dentist.

1       B. 1. A dentist may delegate to a dental hygienist the  
2 following procedures:

- 3           a. the duties and expanded duties authorized for dental  
4 assistants by the State Dental Act or the rules of the  
5 Board of Dentistry,
- 6           b. health history assessment pertaining to dental  
7 hygiene,
- 8           c. dental hygiene examination and the charting of intra-  
9 oral and extra-oral conditions, which include  
10 periodontal charting, dental charting and classifying  
11 occlusion,
- 12           d. dental hygiene assessment and treatment planning for  
13 procedures authorized by the supervisory dentist,
- 14           e. prophylaxis, which means the removal of any and all  
15 calcareous deposits, stains, accretions, or  
16 concretions from the supragingival and subgingival  
17 surfaces of human teeth, utilizing instrumentation by  
18 scaler or periodontal curette on the crown and root  
19 surfaces of human teeth, including rotary or power-  
20 driven instruments. This paragraph shall not be  
21 construed to prohibit the use of a prophy/polishing  
22 cup or brush on the crowns of human teeth by a dental  
23 assistant who holds a current expanded duty permit for  
24

1           coronal polishing and topical fluoride issued by the  
2           Board,

- 3           f.   periodontal scaling and root planing,
- 4           g.   dental hygiene nutritional and dietary evaluation,
- 5           h.   placement of subgingival prescription drugs for
- 6               prevention and treatment of periodontal disease,
- 7           i.   soft tissue curettage,
- 8           j.   placement of temporary fillings,
- 9           k.   removal of overhanging margins,
- 10          l.   dental implant maintenance,
- 11          m.   removal of periodontal packs,
- 12          n.   polishing of amalgam restorations, and
- 13          o.   other procedures authorized by the Board.

14          2.   The procedures specified in subparagraphs b through o of  
15 paragraph 1 of this subsection may be performed only by a dentist or  
16 a dental hygienist.

17          3.   Except as provided in subsections C and D of this section,  
18 the procedures specified in paragraph 1 of this subsection may be  
19 performed by a dental hygienist only on a patient of record and only  
20 under the supervision of a dentist. The advanced procedures of  
21 administration of nitrous oxide, therapeutic use of lasers and  
22 administration of local anesthesia, may be performed under general  
23 supervision and neuromodulator administration, ~~therapeutic use of~~  
24 ~~lasers,~~ and phlebotomy and venipuncture shall be performed only

1 under the direct or indirect supervision of a dentist. The level of  
2 supervision, whether direct, indirect, or general, for the advanced  
3 procedure of elder care and public health pursuant to Section 7 of  
4 this act shall be at the discretion of the supervisory dentist.  
5 Authorization for general supervision shall be limited to a maximum  
6 of thirteen (13) months following an examination by the supervisory  
7 dentist of a patient of record.

8 C. 1. A dentist may authorize procedures to be performed by a  
9 dental hygienist, without complying with the provisions of paragraph  
10 3 of subsection B of this section, if:

- 11 a. the dental hygienist has at least two (2) years'  
12 experience in the practice of dental hygiene,
- 13 b. the authorization to perform the procedures is in  
14 writing and signed by the dentist, and
- 15 c. the procedures are performed during an initial visit  
16 to a person in a treatment facility, or pursuant to  
17 Section 7 of this act.

18 2. The person upon whom the procedures are performed must be  
19 referred to a dentist after completion of the procedures performed  
20 pursuant to paragraph 1 of this subsection.

21 3. A dental hygienist shall not perform a second set of  
22 procedures on a person pursuant to this subsection until the person  
23 has been examined and accepted for dental care by a dentist.



1        4. The treatment facility in which any procedure is performed  
2 by a dental hygienist pursuant to this subsection shall note each  
3 such procedure in the medical records of the person upon whom the  
4 procedure was performed and list the dentist that authorized the  
5 hygienist to perform the procedures signed by the hygienist.

6        D. A treatment facility may employ dental hygienists whose  
7 services shall be limited to the examination of teeth and the  
8 teaching of dental hygiene or as otherwise authorized by the Board.

9        E. The Board is authorized to prescribe, by rule, the  
10 educational requirements for advanced procedures that may be  
11 performed by a dental hygienist upon receipt of the advanced  
12 procedures designated on his or her license. The advanced  
13 procedures shall include the administration of local anesthesia, the  
14 administration of nitrous oxide analgesia, neuromodulator  
15 administration, therapeutic use of lasers, phlebotomy and  
16 venipuncture, and elder care and public health pursuant to Section 7  
17 of this act.

18        F. A dental hygienist shall not own or operate an independent  
19 practice of dental hygiene.

20        G. Nothing in the State Dental Act shall be construed to  
21 prohibit a dentist from performing any of the procedures that may be  
22 performed by a dental hygienist.

23        H. Nothing in the State Dental Act shall be construed to allow  
24 a dental assistant to work under the supervision of a dental

1 hygienist while acting under direct, indirect or general  
2 supervision, except as provided by subsection I of Section 7 328.24  
3 and Section 328.58 of this act title.

4 SECTION 13. AMENDATORY 59 O.S. 2021, Section 328.54, is  
5 amended to read as follows:

6 Section 328.54. A. Any person conducting a diagnosis for the  
7 purpose of prescribing medication or treatment or any other action  
8 determined to be a dental practice as defined by the State Dental  
9 Act, via the Internet or other telecommunications device on any  
10 patient that is physically located in this state shall hold a valid  
11 Oklahoma state dental license.

12 B. A "patient of record" may be established by teledentistry  
13 for the purposes of an emergency or hygiene treatment if the patient  
14 is physically located at the dental office or treatment facility and  
15 the dentist is not readily available.

16 C. A dentist holding a valid dental license in Oklahoma may  
17 consult, diagnose and treat a patient of record via synchronous or  
18 asynchronous telecommunication between the patient and dentist. The  
19 dentist must record all activities relating to teledentistry in the  
20 patient record and must have an office location in Oklahoma  
21 available for follow-up treatment and maintenance of records.

22 SECTION 14. NEW LAW A new section of law to be codified  
23 in the Oklahoma Statutes as Section 328.21(a) of Title 59, unless  
24 there is created a duplication in numbering, reads as follows:

1       A. The University of Oklahoma College of Dentistry shall  
2 develop and implement a three-year pilot program to create a pathway  
3 for foreign trained dentists to practice in the state under the  
4 conditions of this section.

5       B. A dentist, having received a dental degree or certificate in  
6 a foreign country that is a non-United States or Canadian accredited  
7 program, may apply for a dental hygiene license upon meeting the  
8 following requirements:

9       1. The applicant must provide proof of a valid dental education  
10 and degree, certificate or other proof of acceptable by the Board  
11 and proof of lawful practice of dentistry for the past two (2) years  
12 in a foreign country. All documents shall be translated to English  
13 and verifiable by the Board;

14       2. Successful passage of the ADEX dental hygiene licensure  
15 exam;

16       3. Successful passage of the Test of English as a Foreign  
17 Language (TOEFL). The Applicant can provide proof of passing the  
18 TOEFL exam within the past five (5) years;

19       4. Successful completion of an evaluation program to practice  
20 dental hygiene conducted by the University of Oklahoma College of  
21 Dentistry;

22       5. Demonstrated that the education and clinical training  
23 received abroad is substantially equivalent to the standards  
24 required of dental hygienists in the state, as determined by the

1 Board, the University of Oklahoma College of Dentistry, and the  
2 University of Oklahoma Department of Diagnostic and Preventive  
3 Sciences Dental Hygiene program;

4 6. Successful completion of the Oklahoma Jurisprudence exam;  
5 and

6 7. Successful passage of the National Board of Dental Hygiene  
7 Examination (NBDHE).

8 SECTION 15. This act shall become effective July 1, 2026.

9 SECTION 16. It being immediately necessary for the preservation  
10 of the public peace, health or safety, an emergency is hereby  
11 declared to exist, by reason whereof this act shall take effect and  
12 be in full force from and after its passage and approval.

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