

By Senator Bennett

21-1765A-03

1                                   A bill to be entitled  
2           An act relating to the Board of Dentistry;  
3           amending s. 466.004, F.S.; revising membership  
4           of the Council on Dental Hygiene; revising  
5           provisions relating to meetings; requiring the  
6           board to adopt rules and policies developed by  
7           the council, except as specified; providing for  
8           the Department of Health to resolve  
9           disagreements concerning recommendations by the  
10          council; providing an effective date.

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12 Be It Enacted by the Legislature of the State of Florida:

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14           Section 1. Paragraph (a) of subsection (2) and  
15          subsection (4) of section 466.004, Florida Statutes, are  
16          amended to read:

17           466.004 Board of Dentistry.--

18           (2) To advise the board, it is the intent of the  
19          Legislature that councils be appointed as specified in  
20          paragraphs (a), (b), and (c). The department shall provide  
21          administrative support to the councils and shall provide  
22          public notice of meetings and agenda of the councils. Councils  
23          shall include at least one board member who shall chair the  
24          council and shall include nonboard members. ~~All council~~  
25          ~~members shall be appointed by the board chair.~~ Council members  
26          shall be appointed for 4-year terms, and all members shall be  
27          eligible for reimbursement of expenses in the manner of board  
28          members.

29           (a) A Council on Dental Hygiene shall be appointed as  
30          follows: the two dental hygienist members ~~by the board chair~~  
31          ~~and shall include one dental hygienist member~~ of the board, a

1 ~~dentist who shall chair the council, one dental~~ member of the  
2 board appointed by the board, and two three dental hygienists  
3 who are actively engaged in the practice of dental hygiene in  
4 this state and who shall be appointed by the Governor. The  
5 Dental Hygiene Council is a body administratively attached to  
6 and supported by the board through which the board regulates  
7 dental hygienists and the practice of dental hygiene.The  
8 council shall meet at least twice in each calendar year at the  
9 request of the board chair, a majority of the members of the  
10 board, or the council chair. Additional meetings may be called  
11 at the request of a majority of the members of the council or  
12 the council chair.The council is charged with the  
13 responsibility of and shall meet for the purpose of developing  
14 all rules and policies ~~for recommendation to the board, which~~  
15 ~~the board shall consider, on matters pertaining to that part~~  
16 ~~of dentistry consisting of educational, preventive, or~~  
17 ~~therapeutic~~ dental hygiene services; dental hygiene licensure,  
18 discipline, or regulation; and dental hygiene education, which  
19 the council shall submit to the board as recommendations. The  
20 board must ratify the recommendations of the council and adopt  
21 the recommendations as rules of the board unless the board  
22 makes a specific finding that a recommendation is beyond the  
23 jurisdiction of the council, has an undue financial effect on  
24 the board, or is not supported by the record. If the council  
25 disagrees with such a finding of the board, the department  
26 shall decide whether the board must ratify the recommendation.

27 (4) The board is authorized to adopt rules pursuant to  
28 ss. 120.536(1) and 120.54 to implement the provisions of this  
29 chapter and chapter 456, including the establishment of a fee  
30 to defray the cost of duplicating any license certification or  
31 permit, not to exceed \$10 per duplication; however, any rule

1 concerning dental hygiene services, licensure discipline,  
2 regulation, or education must be made on the recommendation of  
3 the dental hygiene council pursuant to paragraph (2)(a).

4 Section 2. This act shall take effect July 1, 2003.

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7 SENATE SUMMARY

8 Revises membership of the Council on Dental Hygiene.  
9 Revises provisions relating to council meetings. Requires  
10 the Board of Dentistry to adopt the rules and policies  
11 developed by the council, except as specified. Provides  
12 for the Department of Health to resolve disagreements  
13 concerning recommendations of the council.  
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