

Bill No. SB 2230

Barcode 581204

CHAMBER ACTION

Senate

House

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The Committee on Health Care (Atwater) recommended the following amendment:

Senate Amendment (with title amendment)

Delete everything after the enacting clause

and insert:

Section 1. Subsection (6) of section 466.002, Florida Statutes, is amended to read:

466.002 Persons exempt from operation of chapter.--Nothing in this chapter shall apply to the following practices, acts, and operations:

(6) Instructors in Florida schools of dentistry, instructors in dental programs that prepare persons holding D.M.D. or D.D.S. degrees for speciality board certification wherein such programs have U.S. accreditation by January 1, 2005, in the same manner as the board recognizes accreditation for Florida schools of dentistry but that are not otherwise affiliated with a Florida school of dentistry, or instructors in Florida schools of dental hygiene or dental assistant educational programs, while performing regularly assigned

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1 instructional duties under the curriculum of such schools. A
2 full-time dental instructor at a dental school or dental
3 program approved by the board may be allowed to practice
4 dentistry at the teaching facilities of such school or
5 program, upon receiving a teaching permit issued by the board,
6 in strict compliance with such rules as are adopted by the
7 board pertaining to the teaching permit and with the
8 established rules and procedures of the dental school or
9 program as recognized in this subsection.

10 Section 2. Subsection (1) and paragraph (a) of
11 subsection (2) of section 466.004, Florida Statutes, are
12 amended to read:

13 466.004 Board of Dentistry.--

14 (1) To carry out the provisions of this chapter, there
15 is created within the department the Board of Dentistry
16 consisting of 11 members who shall be appointed by the
17 Governor and subject to confirmation by the Senate. Seven
18 members of the board must be licensed dentists actively
19 engaged in the clinical practice of dentistry in this state;
20 two members must be licensed dental hygienists actively
21 engaged in the practice of dental hygiene in this state; and
22 the remaining two members must be laypersons who are not, and
23 have never been, dentists, dental hygienists, or members of
24 any closely related profession or occupation. Each member of
25 the board who is a licensed dentist must have been actively
26 engaged in the practice of dentistry primarily as a clinical
27 practitioner for at least 5 years immediately preceding the
28 date of her or his appointment to the board and must remain
29 primarily in clinical practice during all subsequent periods
30 of appointment to the board. Each member of the board who is
31 connected in any way with any dental college or community

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1 college must be in compliance with s. 456.007. At least one
 2 member of the board must be 60 years of age or older. Members
 3 shall be appointed for 4-year terms, but may serve no more
 4 than a total of 10 years.

5 (2) To advise the board, it is the intent of the
 6 Legislature that councils be appointed as specified in
 7 paragraphs (a), (b), and (c). The department shall provide
 8 administrative support to the councils and shall provide
 9 public notice of meetings and agenda of the councils. Councils
 10 shall include at least one board member who shall chair the
 11 council and shall include nonboard members. All council
 12 members shall be appointed by the board chair. Council
 13 members shall be appointed for 4-year terms, and all members
 14 shall be eligible for reimbursement of expenses in the manner
 15 of board members.

16 (a) A Council on Dental Hygiene shall be appointed by
 17 the board chair and shall include one dental hygienist member
 18 of the board, who shall chair the council, one dental member
 19 of the board, and three dental hygienists who are actively
 20 engaged in the practice of dental hygiene in this state. In
 21 making the appointments, the chair shall consider
 22 recommendations from the Florida Dental Hygienists
 23 Association. The council shall meet at the request of the
 24 board chair, a majority of the members of the board, or the
 25 council chair; however, the council must meet at least three
 26 times a year. The council is charged with the responsibility
 27 of and shall meet for the purpose of developing rules and
 28 policies for recommendation to the board, which the board
 29 shall consider, on matters pertaining to that part of
 30 dentistry consisting of educational, preventive, or
 31 therapeutic dental hygiene services; dental hygiene licensure,

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1 discipline, or regulation; and dental hygiene education. Rule
2 and policy recommendations of the council shall be considered
3 by the board at its next regularly scheduled meeting in the
4 same manner in which it considers rule and policy
5 recommendations from designated subcommittees of the board.
6 Any rule or policy proposed by the board pertaining to the
7 specified part of dentistry defined by this subsection shall
8 be referred to the council for a recommendation before final
9 action by the board. The board may take final action on rules
10 pertaining to the specified part of dentistry defined by this
11 subsection without a council recommendation if the council
12 fails to submit a recommendation in a timely fashion as
13 prescribed by the board.

14 Section 3. This act shall take effect July 1, 2005.

17 ===== T I T L E A M E N D M E N T =====

18 And the title is amended as follows:

19 Delete everything before the enacting clause

21 and insert:

22 A bill to be entitled

23 An act relating to dentistry; amending s.
24 466.002, F.S.; exempting certain dental
25 instructors from the requirements of ch. 466,
26 F.S., relating to dentistry, dental hygiene,
27 and dental laboratories; amending s. 466.004,
28 F.S.; limiting the time a member may serve on
29 the Board of Dentistry; revising requirements
30 for appointment to the Council on Dental
31 Hygiene; revising meeting times for the

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1 council; revising requirements for the
2 council's rule and policy recommendations;
3 providing an effective date.
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