



1           (a) A Council on Dental Hygiene shall be appointed by  
2 the board chair and shall include one dental hygienist member  
3 of the board, who shall chair the council, one dental member  
4 of the board, and three dental hygienists recommended by the  
5 Florida Dental Hygiene Association who are actively engaged in  
6 the practice of dental hygiene in this state. The council  
7 shall meet at least three times each calendar year. Additional  
8 meetings may be called at the request of the board chair, a  
9 majority of the members of the board or council, or the  
10 council chair. The council is charged with the responsibility  
11 of and shall meet for the purpose of developing rules and  
12 policies for recommendation to the board, which the board  
13 shall consider, on matters pertaining to that part of  
14 dentistry consisting of educational, preventive, or  
15 therapeutic dental hygiene services; dental hygiene licensure,  
16 discipline, or regulation; and dental hygiene education. Rule  
17 and policy recommendations of the council shall be considered  
18 by the board immediately following the submission of the  
19 proposed rule or policy in the same manner as it considers  
20 rule and policy recommendations from designated subcommittees  
21 of the board. Any rule or policy proposed by the board  
22 pertaining to the specified part of dentistry defined by this  
23 paragraph shall be referred to the council for a  
24 recommendation prior to final action by the board. If the  
25 board rejects the council's proposed rule or policy, the board  
26 must specify its objection to the council with particularity  
27 and include any recommendation it may have for the  
28 modification of the proposed rules or policy.

29           Section 2. Subsections (2) and (3) of section 466.023,  
30 Florida Statutes, are amended to read:  
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1           466.023 Dental hygienists; scope and area of  
2 practice.--  
3           (2) Dental hygienists may perform their duties:  
4           (a) In the office of a licensed dentist or physician;  
5           (b) In public health programs and institutions of the  
6 Department of Children and Family Services, Department of  
7 Health, and Department of Juvenile Justice under the general  
8 supervision of a licensed dentist or physician; or  
9           (c) Upon a patient of record of a dentist or physician  
10 who has issued a prescription for the services of a dental  
11 hygienist, which prescription shall be valid for 2 years  
12 unless a shorter length of time is designated by the dentist  
13 or physician, in:  
14           1. Licensed public and private health facilities.†  
15           2. Other public institutions of the state and federal  
16 government.†  
17           3. Public and private educational institutions.†  
18           4. The home of a nonambulatory patient.†~~and~~  
19           5. Other places in accordance with the rules of the  
20 board.  
21  
22 However, the dentist or physician issuing such prescription  
23 shall remain responsible for the care of such patient. As used  
24 in this subsection, "patient of record" means a patient upon  
25 whom a dentist or physician has taken a complete medical  
26 history, completed a clinical examination, recorded any  
27 pathological conditions, and prepared a treatment plan.  
28           (3) Dental hygienists may, without supervision,  
29 provide educational programs, faculty or staff training  
30 programs, and authorized fluoride rinse programs; screening  
31 and referral of patients for comprehensive dental examinations

1 at those facilities, institutions, and places listed under  
2 paragraph (2)(c); and other services which do not involve  
3 diagnosis or treatment of dental conditions and which services  
4 are approved by rule of the board. Screening results are not a  
5 diagnosis for purposes of this chapter and shall be provided  
6 to patients assessed or to the parents or guardians of minor  
7 patients for a dental referral for diagnosis.

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