

Bill No. SB 2574

Barcode 272520

CHAMBER ACTION

Senate

House

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Senator Atwater moved the following amendment:

**Senate Amendment (with title amendment)**

On page 1, line 21, through  
page 2, line 14, delete those lines

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 it considers rule and policy recommendations from  
 5 designated subcommittees of the board. Any rule or policy  
 6 proposed by the board pertaining to the specified part of  
 7 dentistry defined by this subsection shall be referred to the  
 8 council for a recommendation before final action by the board.  
 9 The board may take final action on rules pertaining to the  
 10 specified part of dentistry defined by this subsection without  
 11 a council recommendation if the council fails to submit a  
 12 recommendation in a timely fashion as prescribed by the board.

13

14 (Redesignate subsequent sections.)

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

18 And the title is amended as follows:

19           On page 1, lines 3-4, delete those lines

20

21 and insert:

22           466.002, F.S.; exempting certain dental  
 23           instructors from the requirements of ch. 466,  
 24           F.S., relating to dentistry, dental hygiene,  
 25           and dental laboratories; amending s. 466.004,  
 26           F.S.; limiting the time a member may serve on  
 27           the Board of Dentistry; revising requirements  
 28           for appointment to the Council on Dental  
 29           Hygiene; revising meeting times for the  
 30           council; revising requirements for the  
 31           council's rule and policy recommendations;

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1 amending s.  
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