

CERTIFICATION OF ENROLLMENT

SUBSTITUTE HOUSE BILL 1298

Chapter 270, Laws of 2007

60th Legislature
2007 Regular Session

DENTAL HYGIENIST

EFFECTIVE DATE: 07/22/07

Passed by the House April 14, 2007
Yeas 69 Nays 28

FRANK CHOPP

Speaker of the House of Representatives

Passed by the Senate April 11, 2007
Yeas 49 Nays 0

BRAD OWEN

President of the Senate

Approved May 2, 2007, 10:57 a.m.

CHRISTINE GREGOIRE

Governor of the State of Washington

CERTIFICATE

I, Richard Nafziger, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **SUBSTITUTE HOUSE BILL 1298** as passed by the House of Representatives and the Senate on the dates hereon set forth.

RICHARD NAFZIGER

Chief Clerk

FILED

May 3, 2007

**Secretary of State
State of Washington**

SUBSTITUTE HOUSE BILL 1298

AS AMENDED BY THE SENATE

Passed Legislature - 2007 Regular Session

State of Washington 60th Legislature 2007 Regular Session

By House Committee on Health Care & Wellness (originally sponsored by Representatives Green, Campbell, Cody, Morrell, Moeller and Conway)

READ FIRST TIME 02/27/07.

1 AN ACT Relating to dental hygiene; amending RCW 18.29.056 and
2 18.29.220; adding a new section to chapter 18.29 RCW; and creating a
3 new section.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 **Sec. 1.** RCW 18.29.056 and 1997 c 37 s 2 are each amended to read
6 as follows:

7 (1)(a) Subject to section 3 of this act and (c) of this subsection,
8 dental hygienists licensed under this chapter with two years' practical
9 clinical experience with a licensed dentist within the preceding five
10 years may be employed or retained by health care facilities to perform
11 authorized dental hygiene operations and services without dental
12 supervision, limited to removal of deposits and stains from the
13 surfaces of the teeth, application of topical preventive or
14 prophylactic agents, polishing and smoothing restorations, and
15 performance of root planing and soft-tissue curettage, but shall not
16 perform injections of anesthetic agents, administration of nitrous
17 oxide, or diagnosis for dental treatment.

18 (b) The performance of dental hygiene operations and services in

1 health care facilities shall be limited to patients, students, and
2 residents of the facilities.

3 (c) A dental hygienist employed or retained to perform services
4 under this section in a senior center must, before providing services:

5 (i) Enter into a written practice arrangement plan, approved by the
6 department, with a dentist licensed in this state, under which the
7 dentist will provide off-site supervision of the dental services
8 provided. This agreement does not create an obligation for the dentist
9 to accept referrals of patients receiving services under the program;

10 (ii) Collect data on the patients treated by dental hygienists
11 under the program, including age, treatments rendered, insurance
12 coverage, if any, and patient referral to dentists. This data must be
13 submitted to the department of health at the end of each annual
14 quarter, commencing October 1, 2007; and

15 (iii) Obtain information from the patient's primary health care
16 provider about any health conditions of the patient that would be
17 relevant to the provision of preventive dental care. The information
18 may be obtained by the dental hygienist's direct contact with the
19 provider or through a written document from the provider that the
20 patient presents to the dental hygienist.

21 (d) For dental planning and dental treatment, dental hygienists
22 shall refer patients to licensed dentists.

23 (2) For the purposes of this section((7)):

24 (a) "Health care facilities" are limited to hospitals; nursing
25 homes; home health agencies; group homes serving the elderly,
26 ((handicapped)) individuals with disabilities, and juveniles; state-
27 operated institutions under the jurisdiction of the department of
28 social and health services or the department of corrections; and
29 federal, state, and local public health facilities, state or federally
30 funded community and migrant health centers, and tribal clinics. Until
31 July 1, 2009, "health care facilities" also include senior centers.

32 (b) "Senior center" means a multipurpose community facility
33 operated and maintained by a nonprofit organization or local government
34 for the organization and provision of a broad spectrum of health,
35 social, nutritional, and educational services and recreational
36 activities for persons sixty years of age or older.

1 **Sec. 2.** RCW 18.29.220 and 2001 c 93 s 3 are each amended to read
2 as follows:

3 ~~((1))~~ For low-income, rural, and other at-risk populations and in
4 coordination with local public health jurisdictions and local oral
5 health coalitions, a dental hygienist licensed in this state ~~((as of~~
6 ~~April 19, 2001,))~~ may assess for and apply sealants and apply fluoride
7 varnishes, and may remove deposits and stains from the surfaces of
8 teeth until July 1, 2009, in community-based sealant programs carried
9 out in schools:

10 (1) Without attending the department's school sealant endorsement
11 program((-)) if the dental hygienist was licensed as of April 19, 2001;
12 or

13 ~~((For low income, rural, and other at-risk populations and in~~
14 ~~coordination with local public health jurisdictions and local oral~~
15 ~~health coalitions,))~~ If the dental hygienist((s who are)) is school
16 sealant endorsed under RCW 43.70.650 ~~((may assess for and apply~~
17 ~~sealants and fluoride varnishes in community based sealant programs~~
18 ~~carried out in schools)).~~

19 A hygienist providing services under this section must collect data
20 on patients treated, including age, treatment rendered, methods of
21 reimbursement for treatment, evidence of coordination with local public
22 health jurisdictions and local oral health coalitions, and patient
23 referrals to dentists. These data must be submitted to the department
24 of health at the end of each annual quarter, commencing October 1,
25 2007.

26 NEW SECTION. **Sec. 3.** A new section is added to chapter 18.29 RCW
27 to read as follows:

28 A dental hygienist participating in a program under RCW 18.29.056
29 that involves providing services at senior centers, as defined in RCW
30 18.29.056, or under RCW 18.29.220 that involves removing deposits and
31 stains from the surfaces of teeth in a community-based sealant program
32 must:

33 (1) Provide the patient or, if the patient is a minor, the parent
34 or legal guardian of the patient, if reasonably available, with written
35 information that includes at least the following:

36 (a) A notice that the treatment being given under the program is

1 not a comprehensive oral health care service, but is provided as a
2 preventive service only; and

3 (b) A recommendation that the patient should be examined by a
4 licensed dentist for comprehensive oral health care services; and

5 (2) Assist the patient in obtaining a referral for further dental
6 planning and treatment, including providing a written description of
7 methods and sources by which a patient may obtain a referral, if
8 needed, to a dentist, and a list of licensed dentists in the community.
9 Written information should be provided to the parent on the potential
10 needs of the patient.

11 NEW SECTION. **Sec. 4.** The secretary of health, in consultation
12 with representatives of dental hygienists and dentists, shall provide
13 a report to the appropriate committees of the legislature by December
14 1, 2008, that:

15 (1) Provides a summary of the information about patients receiving
16 dental services in senior centers that is collected under RCW
17 18.29.056(1)(c)(ii), and in community-based sealant programs carried
18 out in schools under RCW 18.29.220, and describing the dental health
19 outcomes, including both effects on dental health and adverse
20 incidents, if any, related to the services these patients receive under
21 the programs; and

22 (2) Makes recommendations, as appropriate, with regard to the
23 services that could be appropriately provided by dental hygienists in
24 senior centers and community-based sealant programs carried out in
25 schools, and the effects on dental health of patients treated.

Passed by the House April 14, 2007.
Passed by the Senate April 11, 2007.
Approved by the Governor May 2, 2007.
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