

AMENDMENTS TO LB 427

Introduced by Health and Human Services

1 1. Strike the original sections and insert the following
2 new sections:

3 Section 1. Section 71-193.15, Reissue Revised Statutes of
4 Nebraska, is amended to read:

5 71-193.15 A (1) Except as otherwise provided in this
6 section, a licensed dental hygienist shall perform the traditional
7 dental hygiene functions set forth listed in section 71-193.17
8 only when authorized to do so by a licensed dentist who shall be
9 responsible for the total oral health care of the patient.

10 (2) The Department of Health and Human Services
11 Regulation and Licensure in the conduct of public health-related
12 services department may authorize a licensed dental hygienist to
13 conduct preliminary perform the following functions in the conduct
14 of public health-related services in a public health setting or
15 in a health care or related facility: Preliminary charting and
16 screening examinations; , provide oral health education, including
17 workshops and inservice training sessions on dental health; and
18 for patients including the teaching of appropriate plaque control
19 techniques, and perform or provide all of the duties that any
20 dental assistant is authorized to perform.

21 (3) (a) The department may authorize a licensed dental
22 hygienist with three thousand hours of clinical experience in
23 at least four of the preceding five calendar years to perform

1 the following functions in the conduct of public health-related
2 services in a public health setting or in a health care or related
3 facility: Oral prophylaxis to healthy children who do not require
4 antibiotic premedication; pulp vitality testing; and preventive
5 measures, including the application of fluorides, sealants, and
6 other recognized topical agents for the prevention of oral disease.

7 (b) Authorization shall be granted by the department
8 under this subsection upon (i) filing an application with the
9 department, (ii) providing evidence of current licensure and
10 professional liability insurance coverage, and (iii) providing
11 evidence of clinical experience as required under subdivision (a)
12 of this subsection. Authorization may be limited by the department
13 as necessary to protect the public health and safety upon good
14 cause shown and may be renewed in connection with renewal of the
15 dental hygienist's license.

16 (c) A licensed dental hygienist performing dental hygiene
17 functions as authorized under this subsection shall (i) report
18 authorized functions performed by him or her to the department
19 and (ii) advise the patient or recipient of services or his or
20 her authorized representative that such services are preventive in
21 nature and do not constitute a comprehensive dental diagnosis and
22 care.

23 Sec. 2. Section 71-193.16, Reissue Revised Statutes of
24 Nebraska, is amended to read:

25 71-193.16 For purposes of sections 71-183 to 71-193.20: 7

26 ~~(1) general~~

27 (1) General supervision means the directing of the

1 authorized activities of a dental hygienist or dental assistant
2 by a licensed dentist and shall not be construed to require the
3 physical presence of the supervisor when directing such activities;
4 and ~~(2) indirect~~

5 (2) Health care or related facility means a hospital,
6 a nursing facility, an assisted-living facility, a correctional
7 facility, a tribal clinic, or a school-based preventive health
8 program;

9 (3) Indirect supervision means supervision when the
10 licensed dentist authorizes the procedure to be performed by a
11 dental hygienist or dental assistant and the licensed dentist is
12 physically present on the premises when such procedure is being
13 performed by the dental hygienist pursuant to section 71-193.18 or
14 by the dental assistant; and -

15 (4) Public health setting means a federal, state, or
16 local public health department or clinic, community health center,
17 rural health clinic, or other similar program or agency that serves
18 primarily public health care program recipients.

19 Sec. 3. Section 71-193.17, Reissue Revised Statutes of
20 Nebraska, is amended to read:

21 71-193.17 When properly authorized by and under the
22 general supervision of a licensed dentist, a licensed dental
23 hygienist, ~~under the general supervision of a licensed dentist,~~
24 may perform the following intra and extra oral procedures and
25 functions:

26 (1) Oral prophylaxis, periodontal scaling, and root
27 planing which includes supragingival and subgingival debridement;

1 ~~Sealing of teeth, including subgingival regions and root planing~~
2 ~~with hand and ultrasonic instruments;~~

3 (2) Polish all exposed tooth surfaces, including
4 ~~with motor-driven and hand instruments in the oral prophylaxis~~
5 ~~procedure, including polishing amalgam restorations;~~

6 (3) Conduct and assess preliminary charting, probing,
7 and screening examinations, and indexing of dental and periodontal
8 disease, with referral, when appropriate, for a dental diagnosis by
9 a licensed dentist;

10 (4) Brush biopsies;

11 (5) Pulp vitality testing;

12 ~~(4) Periodontal probing and charting;~~

13 ~~(5) (6) Gingival curettage;~~

14 ~~(6) Place and remove periodontal dressings;~~

15 (7) ~~Remove~~ Removal of sutures;

16 (8) Provide preventive Preventive measures, such as
17 including the application of fluorides, sealants, and other
18 recognized topical agents for the prevention of oral disease;

19 (9) ~~Provide impressions~~ Impressions for study casts;

20 (10) ~~Apply~~ Application of topical desensitizing and
21 subgingival agents;

22 (11) ~~Provide radiographic~~ Radiographic exposures;

23 (12) ~~Provide oral~~ Oral health education, including
24 conducting workshops and inservice training sessions on dental
25 health; for patients including the teaching of appropriate plaque
26 control techniques; and

27 (13) Application or administration of antimicrobial

1 rinses, fluorides, and other anticariogenic agents; and

2 ~~(13) Perform or provide all~~ (14) All of the duties that
3 any dental assistant is authorized to perform.

4 Sec. 4. Original sections 71-193.15, 71-193.16, and
5 71-193.17, Reissue Revised Statutes of Nebraska, are repealed.