
SUBSTITUTE HOUSE BILL 1309

State of Washington 61st Legislature 2009 Regular Session

By House Health Care & Wellness (originally sponsored by Representatives Green, Ericksen, Appleton, Hinkle, Morrell, Rolfes, Cody, Moeller, Chase, Conway, Kenney, Goodman, Nelson, and Roberts)

READ FIRST TIME 02/17/09.

1 AN ACT Relating to dental hygiene; and amending RCW 18.29.056 and
2 18.29.220.

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

4 **Sec. 1.** RCW 18.29.056 and 2007 c 270 s 1 are each amended to read
5 as follows:

6 (1)(a) Subject to RCW 18.29.230 and (~~(e)~~) (e) of this subsection,
7 dental hygienists licensed under this chapter with two years' practical
8 clinical experience with a licensed dentist within the preceding five
9 years may be employed (~~(e)~~), retained, or contracted by health care
10 facilities to perform authorized dental hygiene operations and services
11 without dental supervision(~~(e)~~).

12 (b) Subject to RCW 18.29.230 and (e) of this subsection, dental
13 hygienists licensed under this chapter with two years' practical
14 clinical experience with a licensed dentist within the preceding five
15 years may perform authorized dental hygiene operations and services
16 without dental supervision under a lease agreement with a health care
17 facility.

18 (c) Dental hygienists performing operations and services under (a)
19 or (b) of this subsection are limited to removal of deposits and stains

1 from the surfaces of the teeth, application of topical preventive or
2 prophylactic agents, polishing and smoothing restorations, and
3 performance of root planing and soft-tissue curettage, but shall not
4 perform injections of anesthetic agents, administration of nitrous
5 oxide, or diagnosis for dental treatment.

6 ~~((b))~~ (d) The performance of dental hygiene operations and
7 services in health care facilities shall be limited to patients,
8 students, and residents of the facilities.

9 ~~((c))~~ (e) A dental hygienist employed ~~((or))~~, retained, or
10 contracted to perform services under this section or otherwise
11 performing services under a lease agreement under this section in a
12 senior center must, before providing services:

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

18 (ii) Collect data on the patients treated by dental hygienists
19 under the program, including age, treatments rendered, insurance
20 coverage, if any, and patient referral to dentists. This data must be
21 submitted to the department of health at the end of each annual
22 quarter, ~~((commencing))~~ during the period of time between October 1,
23 2007, and October 1, 2013; and

24 (iii) Obtain information from the patient's primary health care
25 provider about any health conditions of the patient that would be
26 relevant to the provision of preventive dental care. The information
27 may be obtained by the dental hygienist's direct contact with the
28 provider or through a written document from the provider that the
29 patient presents to the dental hygienist.

30 ~~((d))~~ (f) For dental planning and dental treatment, dental
31 hygienists shall refer patients to licensed dentists.

32 (2) For the purposes of this section:

33 (a) "Health care facilities" are limited to hospitals; nursing
34 homes; senior centers; home health agencies; group homes serving the
35 elderly, individuals with disabilities, and juveniles; state-operated
36 institutions under the jurisdiction of the department of social and
37 health services or the department of corrections; and federal, state,

1 and local public health facilities, state or federally funded community
2 and migrant health centers, and tribal clinics. ((Until July 1, 2009,
3 "health care facilities" also include senior centers.))

4 (b) "Senior center" means a multipurpose community facility
5 operated and maintained by a nonprofit organization or local government
6 for the organization and provision of ((a broad spectrum of)) one or
7 more of the following: Health, social, nutritional, ((and))
8 educational services, and recreational activities for persons sixty
9 years of age or older.

10 **Sec. 2.** RCW 18.29.220 and 2007 c 270 s 2 are each amended to read
11 as follows:

12 For low-income, rural, and other at-risk populations and in
13 coordination with local public health jurisdictions and local oral
14 health coalitions, a dental hygienist licensed in this state may assess
15 for and apply sealants and apply fluoride varnishes, and may remove
16 deposits and stains from the surfaces of teeth ((until July 1, 2009,))
17 in community-based sealant programs carried out in schools:

- 18 (1) Without attending the department's school sealant endorsement
19 program if the dental hygienist was licensed as of April 19, 2001; or
- 20 (2) If the dental hygienist is school sealant endorsed under RCW
21 43.70.650.

22 A hygienist providing services under this section must collect data
23 on patients treated, including age, treatment rendered, methods of
24 reimbursement for treatment, evidence of coordination with local public
25 health jurisdictions and local oral health coalitions, and patient
26 referrals to dentists. ((These [This])) This data must be submitted to
27 the department of health at the end of each annual quarter,
28 ((commencing)) during the period of time between October 1, 2007, and
29 October 1, 2013.

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