

HOUSE BILL No. 4699

April 16, 1991, Introduced by Reps. Bennane, DeMars, Gire, Ciaramitaro, Dalman and Dolan and referred to the Committee on Public Health.

A bill to amend section 16625 of Act No. 368 of the Public Acts of 1978, entitled as amended

"Public health code,"

being section 333.16625 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 16625 of Act No. 368 of the Public Acts
2 of 1978, being section 333.16625 of the Michigan Compiled Laws,
3 is amended to read as follows:

4 Sec. 16625. (1) The board may promulgate rules to prohibit
5 or otherwise restrict the assignment of procedures to a dental
6 hygienist or a dental assistant ~~where~~ IF the board determines
7 that the assignment constitutes or may constitute a danger to the
8 health, safety, or welfare of the patient or the public.

9 (2) NOTWITHSTANDING SECTION 16601(1)(F) OR THE RULES
10 PROMULGATED UNDER SUBSECTION (1), A DENTAL HYGIENIST MAY PERFORM

1 DENTAL HYGIENE SERVICES FOR PATIENTS WHO ARE NOT ASSIGNED BY A
2 DENTIST AS PART OF A PROGRAM FOR DENTALLY UNDERSERVED POPULATIONS
3 IN THIS STATE CONDUCTED BY A LOCAL, STATE, OR FEDERAL GRANTEE
4 HEALTH AGENCY. THE DIRECTOR SHALL DESIGNATE A PERSON AS A
5 GRANTEE HEALTH AGENCY FOR A 2-YEAR PERIOD IF THE PERSON APPLIES
6 TO THE DEPARTMENT ON A FORM PROVIDED BY THE DEPARTMENT AND MEETS
7 ALL OF THE FOLLOWING REQUIREMENTS:

8 (A) IS A PUBLIC OR NONPROFIT AGENCY ADMINISTERING A PROGRAM
9 OF DENTAL CARE TO A DENTALLY UNDERSERVED POPULATION.

10 (B) OBTAINS NOT LESS THAN 80% OF ITS TOTAL REVENUE FROM
11 PUBLIC OR NONPROFIT ORGANIZATION SOURCES.

12 (C) EMPLOYS OR CONTRACTS WITH AT LEAST 1 DENTIST AND 1
13 DENTAL HYGIENIST.

14 (D) IS NOT ASSOCIATED WITH A PRIVATE DENTAL PRACTICE OR AN
15 INCORPORATED DENTAL SERVICE PROVIDER WHOSE ONLY SOURCE OF STATE
16 OR FEDERAL FUNDING IS REIMBURSEMENT UNDER THE PROGRAM FOR MEDICAL
17 ASSISTANCE ADMINISTERED BY THE DEPARTMENT OF SOCIAL SERVICES
18 UNDER THE SOCIAL WELFARE ACT, ACT NO. 280 OF THE PUBLIC ACTS OF
19 1939, BEING SECTIONS 400.1 TO 400.121 OF THE MICHIGAN COMPILED
20 LAWS.

21 (E) SUBMITS A PROGRAM OVERVIEW INDICATING THE APPROXIMATE
22 POPULATION TO BE SERVED, THE METHOD BY WHICH THE SERVICE IS TO BE
23 PROVIDED, AND THE PROCEDURES FOR PROGRAM OVERSIGHT AND
24 DIRECTION.

25 (3) THE DIRECTOR MAY APPOINT AN ADVISORY COMMITTEE TO ASSIST
26 THE DIRECTOR IN DESIGNATING GRANTEE HEALTH AGENCIES UNDER
27 SUBSECTION (2). IF THE DIRECTOR DOES APPOINT AN ADVISORY

1 COMMITTEE UNDER THIS SUBSECTION, THE DIRECTOR SHALL INCLUDE ON
2 THE ADVISORY COMMITTEE, AT A MINIMUM, A REPRESENTATIVE FROM THE
3 MICHIGAN DENTAL HYGIENIST ASSOCIATION OR ITS SUCCESSOR ORGANI-
4 ZATION AND A REPRESENTATIVE FROM THE MICHIGAN DENTAL ASSOCIATION
5 OR ITS SUCCESSOR ORGANIZATION.