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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 2127 Session of  
2015

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INTRODUCED BY HARPER, V. BROWN, BULLOCK, GILLEN, MILLARD, MILNE  
AND WARD, JUNE 2, 2016

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REFERRED TO COMMITTEE ON PROFESSIONAL LICENSURE, JUNE 2, 2016

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AN ACT

1 Amending the act of May 1, 1933 (P.L.216, No.76), entitled "An  
2 act relating to dentistry; defining and providing for the  
3 licensing and registration of dentists and dental hygienists,  
4 and for the revocation and suspension of such licenses and  
5 registrations, subject to appeal, and for their  
6 reinstatement; defining the powers and duties of the State  
7 Dental Council and Examining Board and the Department of  
8 Public Instruction; providing penalties; and repealing  
9 existing laws," further providing for definitions.

10 The General Assembly of the Commonwealth of Pennsylvania  
11 hereby enacts as follows:

12 Section 1. The definition of "practice of dentistry" in  
13 section 2 of the act of May 1, 1933 (P.L.216, No.76), known as  
14 The Dental Law, amended November 4, 2015 (P.L.226, No.60), is  
15 amended to read:

16 Section 2. Definitions.--A person engages in the "Practice  
17 of Dentistry," within the meaning of this act, who diagnoses,  
18 treats, operates on, or prescribes for any disease, pain or  
19 injury, or regulates any deformity or physical condition, of the  
20 human teeth, jaws, or associated structures, or conducts a  
21 physical evaluation, or administers anesthetic agents, or uses

1 ionizing radiation in the course of dental practice, or who  
2 fits, constructs, and inserts any artificial appliance, plate,  
3 or denture for the human teeth or jaws, or who holds himself or  
4 herself out as being able or legally authorized to do so. The  
5 term "Practice of Dentistry" includes the practice of dentistry  
6 under a restricted faculty license. The term "Practice of  
7 Dentistry" does not include:

8 (a) The practice of any of the healing arts by duly licensed  
9 practitioners.

10 (b) The extracting of teeth or relieving pain by a licensed  
11 physician or surgeon in emergencies, or the making of  
12 applications for such purposes.

13 (c) The practice of dentistry by a duly licensed  
14 practitioner of dentistry of any other state or country, for the  
15 limited purpose of consultation with respect to any case under  
16 treatment in this Commonwealth, or of demonstrating before any  
17 duly authorized dental society in this Commonwealth.

18 (e) The practice of dentistry in clinical departments and  
19 laboratories of dental schools and their affiliated facilities  
20 approved by the board in the Commonwealth, by bona fide students  
21 pursuing a course of study leading to the degree of Doctor of  
22 Dental Surgery or Doctor of Dental Medicine.

23 (f) The practice of dentistry in a dental clinic operated  
24 not for profit for the duration of an internship, residency or  
25 other graduate training program approved by the American Dental  
26 Association Commission on Dental Accreditation or a dental  
27 anesthesiology training program that meets the standards of an  
28 accrediting body acceptable to the board, by persons having  
29 acquired the preliminary and professional education required for  
30 admission into the program, after notification to the board.

1 (g) The practice of dentistry in a clinical continuing  
2 education course offered by a dental school in this Commonwealth  
3 for a duration of twenty days or less, either continuous or in  
4 several sessions, where dentists licensed in the United States  
5 or other countries work under the direct supervision of dentists  
6 licensed by the Commonwealth, and delivered within the  
7 educational facilities of a dental school in this Commonwealth  
8 that is approved by the American Dental Association Commission  
9 on Dental Accreditation.

10 (h) The practice of dentistry by a licensed dentist of any  
11 other state or country in a clinical continuing education course  
12 that is offered by a provider that is approved by the American  
13 Dental Association Continuing Education Recognition Program (ADA  
14 CERP), provided the dentist is covered by medical professional  
15 liability insurance.

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17 Section 2. This act shall take effect in 60 days.