



General Assembly

February Session, 2012

Raised Bill No. 5541

LCO No. 2445

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Referred to Committee on Public Health

Introduced by:
(PH)

AN ACT CONCERNING SERVICES PROVIDED BY DENTAL PROFESSIONALS AND CERTIFICATION FOR ADVANCED DENTAL HYGIENE PRACTITIONERS.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subsections (a) and (b) of section 20-126l of the general
2 statutes are repealed and the following is substituted in lieu thereof
3 (*Effective October 1, 2012*):

4 (a) As used in this section:

5 (1) "General supervision of a licensed dentist" means supervision
6 that authorizes dental hygiene procedures to be performed with the
7 knowledge of said licensed dentist, whether or not the dentist is on the
8 premises when such procedures are being performed;

9 (2) "Public health facility" means an institution, as defined in section
10 19a-490, a community health center, a group home, a school, a
11 preschool operated by a local or regional board of education or a head
12 start program or a program offered or sponsored by the federal Special
13 Supplemental Food Program for Women, Infants and Children; and

14 (3) The "practice of dental hygiene" means the performance of
15 educational, preventive and therapeutic services including: Complete
16 prophylaxis; the removal of [calcerous] calcareous deposits, accretions
17 and stains from the supragingival and subgingival surfaces of the teeth
18 by scaling, root planing and polishing; the application of pit and
19 fissure sealants and topical solutions to exposed portions of the teeth;
20 dental hygiene examinations and the charting of oral conditions;
21 dental hygiene assessment, diagnosis, treatment planning and
22 evaluation; dental triage; the administration of local anesthesia in
23 accordance with the provisions of subsection (d) of this section; and
24 collaboration in the implementation of the oral health care regimen.

25 (b) No person shall engage in the practice of dental hygiene unless
26 such person (1) has a dental hygiene license issued by the Department
27 of Public Health and (A) is practicing under the general supervision of
28 a licensed dentist, [or] (B) has been practicing as a licensed dental
29 hygienist for at least two years, is practicing in a public health facility
30 and complies with the requirements of subsection (e) of this section, or
31 (C) has an advanced dental hygiene practitioner certification issued by
32 the department and is practicing under a collaborative management
33 agreement with a licensed dentist, or (2) has a dental license.

34 Sec. 2. Section 20-112a of the general statutes is repealed and the
35 following is substituted in lieu thereof (*Effective October 1, 2012*):

36 (a) As used in this section:

37 (1) "Direct supervision" means that a licensed dentist has authorized
38 that certain procedures be performed on a patient by a dental assistant
39 with such dentist remaining on-site in the dental office while such
40 procedures are performed and that, prior to the patient's departure
41 from the dental office, such dentist reviews and approves the
42 treatment performed by the dental assistant;

43 (2) "Dental assistant" means an entry level dental assistant, certified
44 dental assistant, noncertified dental assistant and an expanded

45 function dental auxiliary;

46 (3) "Certified dental assistant" means a person who passes the
47 certified dental assistant or certified orthodontic assistant examination
48 of the Dental Assisting National Board and maintains a current Dental
49 Assisting National Board Certified Dental Assistant or Certified
50 Orthodontic Assistant credential. Documentation of current
51 certification shall be maintained on the premises by the employing
52 dentist and made available to the Department of Public Health upon
53 request;

54 (4) "Entry level dental assistant" means a person who has completed
55 on-the-job training in dental assisting under the direct supervision,
56 control and responsibility of an employing, licensed dentist and who
57 successfully completes the infection control examination of the Dental
58 Assisting National Board not later than six months after the date of
59 commencing employment, provided any person employed as an entry
60 level dental assistant on or before October 1, 2012, shall successfully
61 complete said examination not later than October 1, 2013. An affidavit
62 that supports the successful completion of said examination by any
63 such entry level dental assistant shall be maintained on the premises
64 by the employing dentist and made available to the Department of
65 Public Health upon request;

66 (5) "Expanded function dental auxiliary" means a certified dental
67 assistant, dental hygienist licensed under chapter 379a or a person
68 holding a diploma from a foreign dental school who has successfully
69 completed an expanded function dental auxiliary program at an
70 institution that offers an education program accredited by the
71 Commission on Dental Accreditation of the American Dental
72 Association that includes: (A) Not less than seventy hours of clinical
73 and laboratory instruction and not less than forty-three hours of
74 clinical instruction in each area of expanded function dental auxiliary
75 certification; (B) a comprehensive clinical examination; and (C) a
76 standardized comprehensive written and clinical proficiency

77 examination in expanded functions according to Dental Assisting
78 National Board standards, provided prior to working as an expanded
79 function dental auxiliary, the employing dentist shall verify that the
80 expanded function dental auxiliary has successfully completed the
81 required education and training and passed the required
82 examinations. Documentation that the expanded function dental
83 auxiliary has met such requirements shall be maintained on the
84 premises by the employing dentist and made available to the
85 Department of Public Health upon request; and

86 (6) "Noncertified dental assistant" means a person who has
87 successfully completed a dental assistant education program
88 accredited by the Commission on Dental Accreditation of the
89 American Dental Association, or a person who has not less than three
90 thousand hours of experience as an entry level dental assistant, and
91 who has passed the infection control examination and the radiation
92 health and safety examination of the Dental Assisting National Board.
93 An affidavit that supports the successful completion of said
94 examinations by any such noncertified level dental assistant shall be
95 maintained on the premises by the employing dentist and made
96 available to the Department of Public Health upon request.

97 (b) A licensed dentist may delegate to dental assistants such dental
98 procedures as the dentist may deem advisable, including the taking of
99 dental x-rays if the dental assistant can demonstrate successful
100 completion of the dental radiography portion of an examination
101 prescribed by the Dental Assisting National Board, but such
102 procedures shall be performed under the dentist's supervision and
103 control and the dentist shall assume responsibility for such
104 procedures; provided such assistants may not engage in: (1) Diagnosis
105 for dental procedures or dental treatment; (2) the cutting or removal of
106 any hard or soft tissue or suturing; (3) the prescribing of drugs or
107 medications that require the written or oral order of a licensed dentist
108 or physician; (4) the administration of local, parenteral, inhalation or
109 general anesthetic agents in connection with any dental operative

110 procedure; (5) the taking of any impression of the teeth or jaws or the
111 relationship of the teeth or jaws for the purpose of fabricating any
112 appliance or prosthesis; (6) the placing, finishing and adjustment of
113 [temporary or] final restorations, capping materials and cement bases;
114 [or] (7) the practice of dental hygiene as defined in section 20-126l, as
115 amended by this act; or (8) coronal polishing, unless the dental
116 assistant is certified as an expanded function dental auxiliary and the
117 procedure is not represented or billed as prophylaxis.

118 (c) An expanded function dental auxiliary shall: (1) Maintain in
119 good standing certified dental assisting status with the Dental
120 Assisting National Board or state dental hygiene licensure as
121 prescribed in chapter 379a; (2) conspicuously display such certificate or
122 license in the place of employment where such expanded function
123 dental auxiliary services shall be performed; (3) maintain professional
124 liability insurance or other indemnity against liability for professional
125 malpractice while employed in such capacity in an amount that is not
126 less than five hundred thousand dollars for one person, per
127 occurrence, with an aggregate of not less than one million five
128 hundred thousand dollars; and (4) limit his or her practice to
129 providing services under the direct supervision of a licensed dentist,
130 provided no dentist shall supervise more than two expanded function
131 dental auxiliaries who are providing services at one time. An
132 expanded function dental auxiliary may practice in settings that
133 include, but are not limited to (A) a public health facility, as defined in
134 section 20-126l, as amended by this act, or (B) a dental health
135 professional shortage area as designated by the federal Health
136 Resources and Services Administration.

137 (d) The Commissioner of Public Health, in consultation with the
138 State Dental Commission, shall adopt regulations, in accordance with
139 chapter 54, to implement the provisions of this section. Such
140 regulations shall minimally: (1) Identify the types of procedures that
141 may be performed by a certified dental assistant, entry level dental
142 assistant, expanded function dental auxiliary and a noncertified dental

143 assistant; (2) delineate the levels of supervision required for such
144 procedures; and (3) prescribe that a dental assistant may work under
145 the supervision of a licensed dental hygienist in a public health facility,
146 as defined in section 20-126l, as amended by this act, or a dental health
147 professional shortage area as designated by the federal Health
148 Resources and Services Administration.

149 Sec. 3. Subsection (a) of section 20-13j of the general statutes is
150 repealed and the following is substituted in lieu thereof (*Effective*
151 *October 1, 2012*):

152 (a) For the purposes of this section:

153 (1) "Department" means the Department of Public Health; and

154 (2) "Health care provider" means: (A) A physician licensed under
155 this chapter; (B) a dentist licensed under chapter 379; (C) a chiropractor
156 licensed under chapter 372; (D) an optometrist licensed under chapter
157 380; (E) a podiatrist licensed under chapter 375; (F) a natureopath
158 licensed under chapter 373; (G) a dental hygienist licensed under
159 chapter 379a; (H) an advanced dental hygiene practitioner certified in
160 accordance with sections 4 and 5 of this act; (I) an advanced practice
161 registered nurse licensed under chapter 378; or [(I)] (J) a physical
162 therapist licensed under chapter 376.

163 Sec. 4. (NEW) (*Effective October 1, 2012*) No person shall engage in
164 advanced dental hygiene practice unless such person holds and
165 maintains a dental hygiene license in good standing and an advanced
166 dental hygiene practitioner certification issued by the Department of
167 Public Health under section 5 of this act. An advanced dental hygiene
168 practitioner certification shall be renewed annually in accordance with
169 the provisions of section 19a-88 of the general statutes.

170 Sec. 5. (NEW) (*Effective October 1, 2012*) (a) Each application for an
171 advanced dental hygiene practitioner certification shall be in writing
172 on forms prescribed by the Department of Public Health, signed by the

173 applicant and accompanied by an application fee of two hundred
174 dollars. An applicant shall have graduated from a master's degree
175 program in advanced dental hygiene practice from an institution of
176 higher learning accredited by the State Board of Education in
177 accordance with the provisions of section 10a-34 of the general
178 statutes. Any such master's degree program accredited by the State
179 Board of Education shall include a curriculum that incorporates
180 advanced dental hygiene practitioner competencies as adopted by the
181 American Dental Hygienists' Association.

182 (b) An applicant for an advanced dental hygiene practitioner
183 certification shall be examined as to his or her professional knowledge
184 and skill prior to the granting of such certification, through a
185 comprehensive, competency-based examination, prescribed by the
186 Department of Public Health and administered independently of any
187 institution of higher education that offers a master's degree program in
188 advanced dental hygiene practice.

189 Sec. 6. (NEW) (*Effective October 1, 2012*) (a) As used in this section:

190 (1) "Advanced dental hygiene practitioner" means a licensed dental
191 hygienist who satisfies the requirements of sections 4 and 5 of this act
192 and is authorized to perform all services set forth in section 20-126l of
193 the general statutes, as amended by this act, pursuant to a
194 collaborative management agreement;

195 (2) "Collaborative management agreement" means a written
196 agreement between an advanced dental hygiene practitioner and a
197 dentist, licensed in accordance with the provisions of chapter 379 of
198 the general statutes, that outlines a mutually agreed upon relationship
199 in which the advanced dental hygiene practitioner and the dentist
200 agree to the parameters of practice provided by such advanced dental
201 hygiene practitioner that does not allow the advanced dental hygiene
202 practitioner to practice independently; and

203 (3) "Public health facility" means an institution, as defined in section

204 19a-490 of the general statutes, a community health center, group
205 home, school, preschool operated by a local or regional board of
206 education or head start program.

207 (b) Pursuant to a collaborative management agreement with a
208 licensed dentist, an advanced dental hygiene practitioner may:

209 (1) Formulate an individualized care plan based on scientific
210 rationale, evidence-based standards of care, and practice guidelines in
211 collaboration with the patient and other licensed health care
212 professionals, as necessary;

213 (2) Administer local anesthesia;

214 (3) Diagnose and treat for oral diseases and conditions within the
215 advanced dental hygiene practitioner scope of practice;

216 (4) Provide diagnostic, educational, palliative, therapeutic,
217 prescriptive and minimally invasive restorative oral health services
218 including: (A) Preparation and restoration of primary and permanent
219 teeth using direct placement of appropriate dental materials; (B)
220 temporary placement of crowns and restorations; (C) placement of
221 preformed crowns; (D) pulpotomies on primary teeth; (E) direct and
222 indirect pulp capping in primary and permanent teeth; and (F)
223 placement of atraumatic temporary restorations;

224 (5) Prescribe, dispense and administer only the following drugs
225 within the parameters of the collaborative management agreement and
226 within the scope of practice of the advanced dental hygiene
227 practitioner: Analgesics, fluorides, anti-inflammatories, antimicrobials
228 and antibiotics;

229 (6) Perform removal of mobile or exfoliating primary teeth and
230 mobile permanent teeth;

231 (7) Place and remove sutures;

232 (8) Prevent or intercept potential orthodontic problems and
233 parafunctional habits by early identification of such problems, space
234 maintenance services and appropriate referral to other health care
235 professionals;

236 (9) Provide temporary reparative services to patients with defective
237 prosthetic appliances;

238 (10) Consult, collaborate and coordinate care with other health care
239 professionals;

240 (11) Provide referrals to patients as needed for further dental
241 procedures or other health care needs;

242 (12) Utilize emerging technologies in assessment, evaluation,
243 diagnosis, prognosis, intervention and prevention of disease or
244 conditions that impair oral or systemic health and wellness; and

245 (13) Use electronic technology to transfer digital radiography,
246 photography, clinical assessment data and fiber optic imaging in
247 collaboration with other health care professionals when warranted for
248 the health of the patient.

249 (c) An advanced dental hygiene practitioner, certified in accordance
250 with the provisions of sections 4 and 5 of this act, may practice in
251 settings that include, but are not limited to, a public health facility or a
252 dental health professional workforce shortage area as designated by
253 the federal Health Resources and Services Administration.

254 (d) A collaborative management agreement entered into in
255 accordance with the provisions of this section shall be in writing,
256 signed by the parties to the agreement and maintained by the
257 advanced dental hygiene practitioner at the location where such
258 practitioner is employed and shall be available for inspection by the
259 Department of Public Health upon request. A collaborative
260 management agreement shall be reviewed by the parties involved on
261 an annual basis and shall minimally include: (1) A description of the

262 supervisory relationship between the advanced dental hygiene
263 practitioner and the licensed dentist; (2) specific protocols for
264 prescribing, administering and dispensing medications, including, the
265 types of medications to be prescribed, administered and dispensed and
266 the conditions and circumstances under which such medications are to
267 be prescribed, dispensed and administered subject to the limitations
268 set forth in subsection (b) of this section; and (3) an emergency
269 protocol that addresses situations under which the following shall
270 occur: (A) Consultation with a licensed dentist or other licensed health
271 care provider; (B) transfer of patient care to a licensed dentist or other
272 licensed health care provider; (C) the provision of emergency care; (D)
273 methods for disclosing the relationship covered by such agreement to
274 the patient; and (E) methods for reviewing patient outcomes.

275 (e) All advanced dental hygiene practitioners shall participate in
276 continuing education programs prescribed by the Commissioner of
277 Public Health pursuant to section 14 of this act.

278 Sec. 7. (NEW) (*Effective October 1, 2012*) An advanced dental hygiene
279 practitioner's certificate along with such practitioner's dental hygiene
280 license for the current year shall be displayed conspicuously in the
281 public health facility, office, place of business or place of employment
282 of such practitioner. Each advanced dental hygiene practitioner shall
283 promptly notify the department of any change of address or
284 employment subsequent to his or her licensure and certification.

285 Sec. 8. (NEW) (*Effective October 1, 2012*) (a) The Department of Public
286 Health may take any of the actions set forth in section 19a-17 of the
287 general statutes for any of the following causes: (1) The presentation to
288 the department of any diploma, certificate or license illegally or
289 fraudulently obtained, obtained from an institution that is not
290 accredited or from an unrecognized or irregular institution or state
291 board, or obtained by the practice of any fraud or deception; (2) illegal
292 conduct; (3) negligent, incompetent or wrongful conduct in
293 professional activities; (4) conviction of the violation of any of the

294 provisions of sections 20-126h to 20-126w, inclusive, of the general
295 statutes, as amended by this act, by any court of criminal jurisdiction;
296 (5) violation of any of the provisions of said sections of the general
297 statutes or of the regulations adopted hereunder; (6) aiding or abetting
298 a person not certified or licensed to practice advanced dental hygiene
299 in this state; (7) engaging in fraud or material deception in the course
300 of professional activities; (8) the effects of physical or mental illness,
301 emotional disorder or loss of motor skill, including, but not limited to,
302 deterioration through the aging process, upon the certificate or license
303 holder; (9) abuse or excessive use of drugs, including alcohol, narcotics
304 or chemicals; (10) failure to comply with mandatory continuing
305 education requirements; (11) failure to maintain professional liability
306 insurance; (12) practicing without a collaborative management
307 agreement; (13) failure to properly supervise dental assistants; or (14)
308 failure to provide information to the Department of Public Health
309 required to complete a health care profile, as set forth in section 20-13j
310 of the general statutes, as amended by this act. A violation of any of
311 the provisions of sections 4 to 14, inclusive, of this act, by any
312 noncertified or unlicensed advanced dental hygiene practitioner, with
313 the knowledge of such practitioner's employer, shall be deemed a
314 violation thereof by such employer. The Commissioner of Public
315 Health may order a certificate or license holder to submit to a
316 reasonable physical or mental examination if his or her physical or
317 mental capacity to practice safely is the subject of an investigation. The
318 commissioner may petition the superior court for the judicial district of
319 Hartford to enforce such order or any action taken pursuant to said
320 section 19a-17.

321 (b) For purposes of subdivision (7) of subsection (a) of this section,
322 fraud or material deception shall include, but not be limited to, the
323 following practices: (1) Submission of a claim form to a third party
324 intentionally reporting incorrect treatment dates for the purpose of
325 assisting a patient in obtaining benefits under a dental plan, which
326 benefits would otherwise be disallowed; (2) increasing a fee to a
327 patient for a service in excess of the fee charged solely because the

328 patient has dental insurance; (3) intentionally describing a procedure
329 incorrectly on a third-party claim form in order to receive a greater
330 payment or reimbursement or intentionally misrepresenting a
331 procedure not otherwise eligible for payment or reimbursement on
332 such claim form for the purpose of receiving payment or
333 reimbursement; and (4) intentionally accepting payment from a third
334 party as payment in full for patient services rendered when (A) the
335 patient has been excused from payment of any applicable deductible
336 by the certificate or license holder, and (B) such certificate or license
337 holder fails to notify the third party of such action.

338 Sec. 9. (NEW) (*Effective October 1, 2012*) No person shall falsely claim
339 to hold a license, certificate, diploma or degree granted by a society,
340 school or by the Department of Public Health, or, with intent to
341 deceive the public, pretend to be a graduate of any advanced dental
342 hygiene practice program or college, or append the letters "A.D.H.P."
343 to his or her name, without having the degree indicated by such letters
344 conferred upon him or her by diploma from a college, a school, a
345 board of examiners, or other agency empowered to confer the same.

346 Sec. 10. (NEW) (*Effective October 1, 2012*) Payment for advanced
347 dental hygiene practice care rendered to patients in chronic and
348 convalescent hospitals or convalescent homes shall be made directly to
349 the certified advanced dental hygiene practitioner rendering such care.
350 The Commissioner of Social Services shall not be required to recognize
351 the cost of employing or contracting with an advanced dental hygiene
352 practitioner in the rates established for convalescent homes pursuant
353 to section 17b-340 of the general statutes.

354 Sec. 11. (NEW) (*Effective October 1, 2012*) Any person who violates
355 any provision of sections 4 to 14, inclusive, of this act shall be fined not
356 more than five thousand dollars in aggregate. Any person who
357 continues to practice as an advanced dental hygiene practitioner or
358 engage as an advanced dental hygiene practitioner, after his or her
359 license, certificate or authority to so do has been suspended or revoked

360 and while such disability continues, shall be fined not more than five
361 thousand dollars in aggregate. For purposes of this section, each
362 instance of patient contact or consultation which is in violation of any
363 provision of this section shall constitute a separate offense. Failure to
364 renew a license or certificate in a timely manner shall not constitute a
365 violation for the purposes of this section.

366 Sec. 12. (NEW) (*Effective October 1, 2012*) Nothing in sections 4 to 14,
367 inclusive, of this act shall be construed to: (1) Allow a certified
368 advanced dental hygiene practitioner to practice independently or
369 beyond the parameters of the collaborative management agreement
370 with the collaborating licensed dentist; or (2) prevent a licensed dentist
371 from providing advanced dental hygiene practice services.

372 Sec. 13. (NEW) (*Effective October 1, 2012*) (a) Each certified advanced
373 dental hygiene practitioner who provides direct patient care services
374 shall maintain professional liability insurance or other indemnity
375 against liability for professional malpractice. The amount of insurance
376 that each such person shall maintain as insurance or indemnity against
377 claims for injury or death for professional malpractice shall not be less
378 than five hundred thousand dollars for one person, per occurrence,
379 with an aggregate of not less than one million five hundred thousand
380 dollars.

381 (b) Each insurance company that issues professional liability
382 insurance, as defined in subdivision (4) of subsection (b) of section 38a-
383 393 of the general statutes, as amended by this act, shall, on and after
384 January 1, 2013, render to the Commissioner of Public Health a true
385 record of the names, according to classification, of cancellations of and
386 refusals to renew professional liability insurance policies and the
387 reasons for such cancellations or refusal to renew said policies for the
388 year ending on the thirty-first day of December next preceding.

389 Sec. 14. (NEW) (*Effective October 1, 2012*) The Commissioner of
390 Public Health shall adopt regulations, in accordance with chapter 54 of
391 the general statutes, to: (1) Define basic requirements for continuing

392 education programs; (2) delineate qualifying programs; (3) establish a
393 system of control and reporting; (4) provide for waiver of the
394 continuing education requirement by the commissioner for good
395 cause; and (5) implement the provisions of sections 4 to 13, inclusive,
396 of this act.

397 Sec. 15. Subsection (c) of section 19a-14 of the 2012 supplement to
398 the general statutes is repealed and the following is substituted in lieu
399 thereof (*Effective October 1, 2012*):

400 (c) No board shall exist for the following professions that are
401 licensed or otherwise regulated by the Department of Public Health:

402 (1) Speech and language pathologist and audiologist;

403 (2) Hearing instrument specialist;

404 (3) Nursing home administrator;

405 (4) Sanitarian;

406 (5) Subsurface sewage system installer or cleaner;

407 (6) Marital and family therapist;

408 (7) Nurse-midwife;

409 (8) Licensed clinical social worker;

410 (9) Respiratory care practitioner;

411 (10) Asbestos contractor and asbestos consultant;

412 (11) Massage therapist;

413 (12) Registered nurse's aide;

414 (13) Radiographer;

415 (14) Dental hygienist;

- 416 (15) Dietitian-Nutritionist;
- 417 (16) Asbestos abatement worker;
- 418 (17) Asbestos abatement site supervisor;
- 419 (18) Licensed or certified alcohol and drug counselor;
- 420 (19) Professional counselor;
- 421 (20) Acupuncturist;
- 422 (21) Occupational therapist and occupational therapist assistant;
- 423 (22) Lead abatement contractor, lead consultant contractor, lead
424 consultant, lead abatement supervisor, lead abatement worker,
425 inspector and planner-project designer;
- 426 (23) Emergency medical technician, advanced emergency medical
427 technician, emergency medical responder and emergency medical
428 services instructor;
- 429 (24) Paramedic;
- 430 (25) Athletic trainer;
- 431 (26) Perfusionist;
- 432 (27) Master social worker subject to the provisions of section 20-
433 195v; [and]
- 434 (28) Advanced dental hygiene practitioner; and
- 435 [(28) On and after July 1, 2011, a] (29) A radiologist assistant, subject
436 to the provisions of section 20-74tt.
- 437 The department shall assume all powers and duties normally vested
438 with a board in administering regulatory jurisdiction over such
439 professions. The uniform provisions of [this chapter] sections 4 to 14,

440 inclusive, of this act and chapters 368v, 369 to 381a, inclusive, 383 to
441 388, inclusive, 393a, 395, 398, 399, 400a and 400c, including, but not
442 limited to, standards for entry and renewal; grounds for professional
443 discipline; receiving and processing complaints; and disciplinary
444 sanctions, shall apply, except as otherwise provided by law, to the
445 professions listed in this subsection.

446 Sec. 16. Subsection (a) of section 19a-12a of the general statutes is
447 repealed and the following is substituted in lieu thereof (*Effective*
448 *October 1, 2012*):

449 (a) As used in this section and section 19a-12b:

450 (1) "Chemical dependency" means abusive or excessive use of
451 drugs, including alcohol, narcotics or chemicals, that results in
452 physical or psychological dependence;

453 (2) "Department" means the Department of Public Health;

454 (3) "Health care professionals" includes any person licensed or who
455 holds a certificate or permit pursuant to chapter 370, 372, 373, 375,
456 375a, 376, 376a, 376b, 376c, 377, 378, 379, 379a, 380, 381, 381a, 383, 383a,
457 383b, 383c, 384, 384a, 384b, 384c, 384d, 385, 398 or 399 or sections 4 to
458 14, inclusive, of this act;

459 (4) "Medical review committee" means any committee that reviews
460 and monitors participation by health care professionals in the
461 assistance program, including a medical review committee described
462 in section 19a-17b; and

463 (5) "Assistance program" means the program established pursuant
464 to subsection (b) of this section to provide education, prevention,
465 intervention, referral assistance, rehabilitation or support services to
466 health care professionals who have a chemical dependency, emotional
467 or behavioral disorder or physical or mental illness.

468 Sec. 17. Section 38a-393 of the general statutes is repealed and the

469 following is substituted in lieu thereof (*Effective October 1, 2012*):

470 (a) Each insurance company doing business in this state shall,
 471 annually, on or before the first day of March, render to the Insurance
 472 Commissioner a true record of the number, according to classification,
 473 of cancellations of and refusals to renew professional liability
 474 insurance policies for the year ending on the thirty-first day of
 475 December next preceding.

476 (b) For purposes of sections 38a-393 to 38a-395, inclusive,
 477 "professional liability insurance" means professional liability contracts
 478 for: (1) Physicians and surgeons, (2) hospitals, (3) lawyers, (4) dentists
 479 and other dental professionals, (5) architects and engineers, (6)
 480 chiropractors, (7) licensed natureopaths, (8) podiatrists, (9) advanced
 481 practice registered nurses, and (10) physical therapists and such other
 482 categories as the Insurance Commissioner, in the commissioner's
 483 discretion, shall adopt by regulations in accordance with chapter 54.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2012</i>	20-126l(a) and (b)
Sec. 2	<i>October 1, 2012</i>	20-112a
Sec. 3	<i>October 1, 2012</i>	20-13j(a)
Sec. 4	<i>October 1, 2012</i>	New section
Sec. 5	<i>October 1, 2012</i>	New section
Sec. 6	<i>October 1, 2012</i>	New section
Sec. 7	<i>October 1, 2012</i>	New section
Sec. 8	<i>October 1, 2012</i>	New section
Sec. 9	<i>October 1, 2012</i>	New section
Sec. 10	<i>October 1, 2012</i>	New section
Sec. 11	<i>October 1, 2012</i>	New section
Sec. 12	<i>October 1, 2012</i>	New section
Sec. 13	<i>October 1, 2012</i>	New section
Sec. 14	<i>October 1, 2012</i>	New section
Sec. 15	<i>October 1, 2012</i>	19a-14(c)
Sec. 16	<i>October 1, 2012</i>	19a-12a(a)
Sec. 17	<i>October 1, 2012</i>	38a-393

Statement of Purpose:

To describe services that may be performed by certain dental professionals and to increase access to and utilization of dental care for underserved populations through the use of advanced dental hygiene practitioners.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]