

**Proposed Substitute  
Bill No. 5213**

LCO No. 3179

**AN ACT CONCERNING ORAL HEALTH ASSESSMENTS OF  
CHILDREN AND THE PROVISION OF FLUORIDE TREATMENTS BY  
DENTAL ASSISTANTS.**

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

1 Section 1. (NEW) (*Effective July 1, 2018*) (a) Each local or regional  
2 board of education shall request that each child enrolled in the public  
3 schools submit to an oral health assessment pursuant to the provisions  
4 of this section. Such oral health assessment shall be conducted by a (1)  
5 dentist licensed pursuant to chapter 379 of the general statutes, (2)  
6 dental hygienist licensed pursuant to chapter 379a of the general  
7 statutes, or (3) pediatrician licensed pursuant to chapter 370 of the  
8 general statutes and trained in conducting an oral health assessment as  
9 part of a training program approved by the Commissioner of Public  
10 Health. No oral health assessment shall be made of any child enrolled  
11 in the public schools unless the parent or guardian of such child  
12 consents to such assessment and such assessment is made in the  
13 presence of the child's parent or guardian or in the presence of another  
14 school employee. The parent or guardian of such child shall receive  
15 prior written notice and shall have a reasonable opportunity to opt his  
16 or her child out of such assessment, be present at such assessment or  
17 provide for such assessment himself or herself. A local or regional  
18 board of education may not deny enrollment or continued attendance  
19 in public school to any child who does not submit to an oral health  
20 assessment pursuant to this section.

21 (b) Each local or regional board of education shall request that each  
22 child submit to an oral health assessment pursuant to subsection (a) of  
23 this section prior to public school enrollment, in either grade six or  
24 grade seven, and in either grade nine or grade ten. The oral health  
25 assessment shall include a dental examination by a dentist or a visual  
26 screening and risk assessment for oral health conditions by a dental  
27 hygienist or pediatrician. The assessment form shall include a check  
28 box for the provider conducting the assessment, as described in  
29 subsection (a) of this section, to indicate any low, moderate or high risk  
30 factors associated with any dental or orthodontic appliance, saliva,  
31 gingival condition, visible plaque, tooth demineralization, carious  
32 lesions, restorations, pain, swelling or trauma.

33 (c) If a local or regional board of education hosts a free oral health  
34 assessment event at which a provider described in subsection (a) of  
35 this section performs an oral health assessment of children attending a  
36 public school, the local or regional board of education shall notify the  
37 parents and guardians of the children attending the school in advance  
38 of the event. Each parent and guardian shall have the opportunity to  
39 opt his or her child out of the oral health assessment event. Each child  
40 whose parent did not opt him or her out of the oral health assessment  
41 event shall receive an oral health assessment, as prescribed in  
42 subsection (b) of this section, free of charge. No child shall receive  
43 dental treatment of any kind as part of the oral health assessment  
44 event unless the child's parent or guardian provides informed consent  
45 for such treatment.

46 (d) The results of an oral health assessment performed pursuant to  
47 this section shall be recorded on a form supplied by the State Board of  
48 Education. Such information shall be included in the cumulative health  
49 record of each pupil who submitted to an oral health assessment and  
50 kept on file in the school such pupil attends. Each dentist, dental  
51 hygienist or pediatrician who performs an oral health assessment  
52 pursuant to this section shall completely fill out and sign the form and  
53 any recommendations of the dentist, dental hygienist or pediatrician

54 concerning the pupil shall be in writing.

55 (e) Appropriate school health personnel shall review the results of  
56 each oral health assessment recorded pursuant to subsection (d) of this  
57 section. When, in the judgment of such school health personnel, a  
58 pupil is in need of further testing or treatment, the superintendent of  
59 schools shall give written notice to the parent or guardian of such  
60 pupil and shall make reasonable efforts to ensure that further testing  
61 or treatment is provided. Such reasonable efforts shall include a  
62 determination of whether or not the parent or guardian has obtained  
63 the necessary testing or treatment for the pupil and, if not, advising the  
64 parent or guardian as to how such testing or treatment may be  
65 obtained. The results of such further testing or treatment shall be  
66 recorded pursuant to subsection (d) of this section and shall be  
67 reviewed by school health personnel pursuant to this subsection.

68 Sec. 2. Section 10-206a of the general statutes is repealed and the  
69 following is substituted in lieu thereof (*Effective July 1, 2018*):

70 Each local or regional board of education shall provide for health  
71 assessments pursuant to subsection (c) of section 10-206 and oral  
72 health assessments for pupils enrolled in the public schools pursuant  
73 to subsection (b) of section 1 of this act without charge to all pupils  
74 whose parents or guardians meet the eligibility requirements for free  
75 and reduced price meals under the National School Lunch Program or  
76 for free milk under the special milk program. To meet its obligations  
77 pursuant to this section, a board of education may utilize existing  
78 community resources and services.

79 Sec. 3. Section 10-209 of the general statutes is repealed and the  
80 following is substituted in lieu thereof (*Effective July 1, 2018*):

81 (a) No record of any medical or dental examination made or filed  
82 under the provisions of sections 10-205, 10-206, 10-207 and 10-214 and  
83 section 1 of this act, or of any psychological examination made under  
84 the supervision or at the request of a board of education, shall be open

85 to public inspection.

86 (b) Each health care provider, as defined in section 19a-7h, who has  
87 provided immunizations pursuant to section 10-204a, [and] each  
88 health care provider as described in section 10-206 who has provided  
89 health assessments pursuant to section 10-206, and each dentist, dental  
90 hygienist or pediatrician who has provided an oral health assessment  
91 pursuant to section 1 of this act, to a child who is seeking to enroll in a  
92 public school in this state shall provide reports of such immunizations,  
93 [and] health assessments and oral health assessments to the designated  
94 representative of the local or regional school district governing the  
95 school in which the child seeks to enroll. Such health care providers  
96 shall also report the results of health assessments required pursuant to  
97 section 10-206 and report on immunizations provided pursuant to  
98 section 10-204a to such representative for each child enrolled in such  
99 public school. Such dentists, dental hygienists and pediatricians shall  
100 also report the results of oral health assessments performed under  
101 section 1 of this act to such representative for each child enrolled in  
102 such public school. Each local and regional board of education shall  
103 annually designate a representative to receive such reports from health  
104 care providers.

105 Sec. 4. Subdivision (2) of section 20-126l of the 2018 supplement to  
106 the general statutes is repealed and the following is substituted in lieu  
107 thereof (*Effective July 1, 2018*):

108 (2) "Public health facility" means an institution, as defined in section  
109 19a-490, a community health center, a group home, a school, a  
110 preschool operated by a local or regional board of education, [or] a  
111 head start program or a program offered or sponsored by the federal  
112 Special Supplemental Food Program for Women, Infants and Children  
113 or a licensed child care center, as described in section 19a-77;

114 Sec. 5. Subdivision (1) of subsection (c) of section 20-112a of the 2018  
115 supplement to the general statutes is repealed and the following is  
116 substituted in lieu thereof (*Effective October 1, 2018*):

117 (c) (1) A licensed dentist may delegate to dental assistants such  
118 dental procedures as the dentist may deem advisable, including: (A)  
119 The taking of dental x-rays if the dental assistant can demonstrate  
120 successful completion of the dental radiation health and safety  
121 examination administered by the Dental Assisting National Board;  
122 [and] (B) the taking of impressions of teeth for study models; and (C)  
123 the provision of fluoride varnish treatments, provided the dentist  
124 trains the dental assistant in the provision of such treatments. Such  
125 procedures shall be performed under direct supervision and the  
126 dentist providing direct supervision shall assume responsibility for  
127 such procedures. For purposes of this subdivision, "fluoride varnish  
128 treatment" means the application of a highly concentrated form of  
129 fluoride to the surface of the teeth.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2018</i>	New section
Sec. 2	<i>July 1, 2018</i>	10-206a
Sec. 3	<i>July 1, 2018</i>	10-209
Sec. 4	<i>July 1, 2018</i>	20-126l(2)
Sec. 5	<i>October 1, 2018</i>	20-112a(c)(1)