

**HOUSE . . . . . No. 00605**

---

The Commonwealth of Massachusetts

PRESENTED BY:

*William "Smitty" Pignatelli*

*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:*

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

An act to establish a subcommittee of dental hygienists within the board of registration in dentistry.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>William "Smitty" Pignatelli</i>	<i>4th Berkshire</i>
<i>Stephen L. DiNatale</i>	<i>3rd Worcester</i>
<i>John W. Scibak</i>	<i>2nd Hampshire</i>

# HOUSE . . . . . No. 00605

By Mr. William "Smitty" Pignatelli of Lenox, petition (accompanied by bill, House, No. 00605) of John W Scibak and others establishing a subcommittee of dental hygienists within the board of registration in dentistry. Joint Committee on Public Health.

## The Commonwealth of Massachusetts

In the Year Two Thousand Eleven

An act to establish a subcommittee of dental hygienists within the board of registration in dentistry.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 AN ACT TO ESTABLISH A SUBCOMMITTEE OF DENTAL HYGIENISTS WITHIN THE  
2 BOARD OF REGISTRATION IN DENTISTRY.

3 Be it enacted by the Senate and House of Representatives in General Court assembled, and by  
4 the authority of the same, as follows:

5 SECTION 1. Section 19 of chapter 13 of the General laws, as amended by section 1 and section  
6 2 of chapter 530 of the acts of 2008, is hereby amended by adding the following three paragraphs

7 - There shall be a sub-committee of dental hygienists, referred to in the following sections as  
8 "the subcommittee", added to the board of registration in dentistry in the following sections  
9 called the "board", consisting of 7 persons, each of whom shall be a legal resident of the

10 commonwealth, 1 of whom shall be a dental hygienist who is a member of the board; 4 of whom

11 shall be a graduate of a reputable school of dental hygiene and a reputable dental hygienist who  
12 has maintained a license to practice dental hygiene in the commonwealth for the 5 years  
13 preceding his appointment by the governor; 1 of whom shall be a representative of the public,  
14 subject to the provisions of section 9b; and 1 of whom shall be a dentist on the board, appointed  
15 by the president of the board. The governor shall appoint annually in April a successor to those  
16 members of the subcommittee whose terms are expiring in that month. Each of the 2 members of  
17 subcommittee who also are members of the board shall serve on the subcommittee for the  
18 duration of that member's term on the board. The term of a member of the subcommittee who is  
19 not a member of the board is 3 years. No member shall serve more than 2 full terms. The  
20 subcommittee shall elect officers annually as deemed necessary to administer its duties and as  
21 provided in rules and regulations. The dental hygienist who is serving on the board shall chair  
22 the subcommittee. The subcommittee shall meet at the call of the chair, at least twice a  
23 year. Members of the subcommittee are entitled to compensation and expenses as provided in  
24 MGL Chapter 13 Sections 19-21. The subcommittee may provide by rule for compensation to  
25 subcommittee members for the performance of official duties at a rate that is greater than the rate  
26 provided in MGL Chapter 13 Sections 19-21.

27 SECTION 2. The subcommittee shall have the authority to adopt recommendations regarding the  
28 practice, regulation, discipline, education, examination, and licensure of dental hygienists,  
29 subject to section 3, and shall carry out duties as assigned by the board. The subcommittee shall  
30 have no regulatory or disciplinary authority with regard to dentists, dental assistants, dental lab  
31 technicians, or any other auxiliary dental personnel. A simple majority of the subcommittee  
32 members currently serving shall constitute a quorum.

33 SECTION 3. The board shall ratify recommendations of the subcommittee at the first meeting of  
34 the board following adoption of the recommendations by the subcommittee, or at a meeting of  
35 the board specifically called for the purpose of board review and ratification of subcommittee  
36 recommendations. The board shall decline to ratify subcommittee recommendations only if the  
37 board makes a specific finding that a recommendation exceeds the jurisdiction or expands the  
38 scope of the committee beyond the authority granted in section 2, creates an undue financial  
39 impact on the board, or is not supported by the record. The board shall pay the necessary  
40 expenses of the subcommittee and of the board in implementing subcommittee recommendations  
41 ratified by the board.