

SENATE BILL NO. 157

INTRODUCED BY A. OLSZEWSKI

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A BILL FOR AN ACT ENTITLED: "AN ACT REVISING REQUIREMENTS FOR THE SUPERVISION OF DENTAL AUXILIARY PERSONNEL; PROVIDING FOR GENERAL SUPERVISION OF DENTAL AUXILIARY PERSONNEL BY DENTISTS; AMENDING SECTION 37-4-408, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

**Section 1.** Section 37-4-408, MCA, is amended to read:

**"37-4-408. Auxiliary personnel -- employment, duties, and limitations.** (1) A dental auxiliary is a person other than a licensed dental hygienist employed by a licensed dentist. The board may, within the limitations of this chapter, adopt rules that define the qualifications and outline the tasks of any unlicensed auxiliary personnel to be employed by a licensed dentist, except that this section may not be construed to allow the board by rule to permit a licensed dentist to delegate to any auxiliary personnel prophylaxis or any of the duties prohibited to dental hygienists under 37-4-401. The performance of intraoral tasks by ~~all a dental auxiliaries~~ auxiliary, as permitted by board rules, must be under the direct supervision of a licensed dentist, except as provided in subsection (2).

(2) A dental auxiliary who holds a certified dental assistant certification from the dental assisting national board may be supervised under general supervision.

**NEW SECTION. Section 2. Effective date.** [This act] is effective on passage and approval.

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